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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2716

01/24/2022 Authored by Thompson
The bill was referred to the Committee on State Government Finance and Elections

1.1 A bill for an act
1.2 relating to retirement; requiring forfeiture of a peace officer's pension upon felony
1.3 conviction; proposing coding for new law in Minnesota Statutes, chapter 356.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [356.402] FORFEITURE OF PENSION UPON FELONY CONVICTION.

1.6 (a) Any person who is a peace officer under section 626.84, subdivision 1, and who is
1.7 a member of the public employees police and fire retirement plan or the State Patrol
1.8 retirement plan shall forfeit any retirement or disability pension earned by the person if the
1.9 person is convicted of a felony offense and the incident resulting in the conviction is related
1.10 to, arises out of, or is in connection with the person's actions as a peace officer acting under
1.11 the color of law. The forfeiture applies to the pension earned to the date of the conviction.

1.12 (b) A person described in paragraph (a) is entitled to a refund of the person's employee
1.13 contributions and applicable interest.

1.14 (c) The executive director of the Public Employees Retirement Association or the
1.15 executive director of the Minnesota State Retirement System, as applicable, shall determine
1.16 the amount of the employer contributions made to the public employees police and fire
1.17 retirement plan or the State Patrol retirement plan by each employer on behalf of the person
1.18 described in paragraph (a) and must offset future contributions required to be made by the
1.19 employer on behalf of other plan members by the amount of the employer contributions.

1.20 EFFECTIVE DATE. This section is effective the day following final enactment.