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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-FIFTH  
SESSION

**HOUSE FILE No. 2395**

March 29, 2007

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The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections

1.1 A bill for an act  
1.2 relating to retirement; Teachers Retirement Association; providing an increase  
1.3 in the retirement annuity of certain former Minneapolis teachers based on an  
1.4 erroneous benefit estimate from the former Minneapolis Teachers Retirement  
1.5 Fund Association in 1995.

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

1.7 Section 1. **TEACHERS RETIREMENT ASSOCIATION; INCREASE BASED**  
1.8 **ON ERRONEOUS BENEFIT COUNSELING.**

1.9 (a) Notwithstanding any provision of Minnesota Statutes, chapter 354A, or other  
1.10 law to the contrary, an eligible person described in paragraph (b) is entitled to receive the  
1.11 retirement annuity increase provided for in paragraph (c) and to receive the back payment  
1.12 provided for in paragraph (d).

1.13 (b) An eligible person is a person who:

1.14 (1) was born on December 3, 1939;

1.15 (2) was employed by Special School District No. 1, Minneapolis, from September  
1.16 1982 to June 1995;

1.17 (3) received an estimate on July 10, 1995, from the former Minneapolis Teachers  
1.18 Retirement Fund Association of the benefit amount payable for a July 1, 1996, retirement;

1.19 (4) received a rough benefit estimate by telephone on July 19, 1995, for a June  
1.20 30, 1995, retirement;

1.21 (5) resigned from Minneapolis teaching employment on July 21, 1995, effective  
1.22 June 30, 1995, with that resignation accepted by the Minneapolis Board of Education  
1.23 on August 8, 1995;

1.24 (6) was paid a retirement annuity from the Minneapolis Teachers Retirement Fund  
1.25 Association that was \$148 per month less than the July 10, 1995, benefit estimate; and

2.1 (7) appealed the benefit amount to the Board of Trustees of the Minneapolis Teachers  
2.2 Retirement Fund Association, with consideration of the request by the board on January  
2.3 17, 1996, and with acceptance by the board of the legal opinion of the legal counsel of the  
2.4 retirement plan rejecting the appeal on February 21, 1996.

2.5 (c) The retirement increase is \$148 per month plus the cumulative compounded  
2.6 percentage postretirement adjustments granted to Minneapolis Teachers Retirement Fund  
2.7 Association retirees between July 1, 1995, and the effective date of this section.

2.8 (d) The back payment is the difference between the Minneapolis Teachers  
2.9 Retirement Fund Association annuity payable to the eligible person if the eligible person's  
2.10 annuity was \$148 per month greater upon its commencement and granted postretirement  
2.11 adjustments periodically and the actual amounts of the annuity paid, plus interest at 8.5  
2.12 percent from the date on which each annuity payment would have been paid until the  
2.13 date on which the back payment is paid.

2.14 **EFFECTIVE DATE.** This section is effective July 1, 2007.