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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 4162

03/22/2018 Authored by Fischer
The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy
05/20/2018 Returned to Author

1.1 A bill for an act
1.2 relating to retirement; Maplewood Firefighters Relief Association; modifying
1.3 distribution requirements; requiring dissolution.

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

1.5 Section 1. DISTRIBUTION PROHIBITED UNTIL CONDITION SATISFIED.

1.6 (a) The Maplewood Firefighters Relief Association shall not make a distribution of
1.7 benefits to any member or pay any expenses, except usual and customary administrative
1.8 expenses, until the relief association either:

1.9 (1) obtains the consent of the governing body of the city of Maplewood to any amendment
1.10 of the articles of incorporation, bylaws, or plan document of the relief association adopted
1.11 since January 1, 2018, that is intended to convert the relief association's plan from a defined
1.12 benefit plan to either a hybrid defined benefit and defined contribution plan or a defined
1.13 contribution plan; or

1.14 (2) pays to the city of Maplewood the lesser of:

1.15 (i) an amount equal to the surplus over full funding as determined under Minnesota
1.16 Statutes, section 424A.092, subdivision 3, paragraph (b), clause (3), based on an audited
1.17 annual financial statement for the year ended December 31, 2017; or

1.18 (ii) an amount equal to all contributions made by the city of Maplewood to the special
1.19 fund of the relief association since the establishment of the Maplewood Fire Department
1.20 on January 1, 1997.

2.1 (b) Any payment to the city of Maplewood under paragraph (a), clause (2), shall be
2.2 credited to the general fund of the city of Maplewood and used for expenditures related to
2.3 firefighting or emergency medical services.

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

2.5 Sec. 2. **DISSOLUTION OF THE MAPLEWOOD FIREFIGHTERS RELIEF**
2.6 **ASSOCIATION.**

2.7 (a) The Maplewood Firefighters Relief Association is dissolved as of December 31,
2.8 2018. The dissolution shall occur in accordance with Minnesota Statutes, section 424B.20,
2.9 as if the city of Maplewood had dissolved or eliminated its fire department. The board of
2.10 trustees of the relief association shall take all actions necessary or required to dissolve the
2.11 relief association under Minnesota Statutes, section 424B.20, including transferring the
2.12 assets of the special fund as required by Minnesota Statutes, section 424B.20, subdivision
2.13 4, and winding up the affairs of the relief association as required by Minnesota Statutes,
2.14 section 424B.20, subdivision 5.

2.15 (b) In the event that the board of trustees of the relief association fails to complete all
2.16 activities required to dissolve the relief association by January 31, 2019, the city of
2.17 Maplewood shall appoint a three-member board to replace the board of trustees. The
2.18 three-member board shall be responsible for completing the dissolution of the relief
2.19 association pursuant to Minnesota Statutes, section 424B.20.

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