

This act is effective the day following final enactment.

Presented to the governor April 15, 1992

Signed by the governor April 17, 1992, 5:27 p.m.

CHAPTER 482—H.F.No. 765

An act relating to certain state employees; establishing eligibility for state-paid insurance after retirement in certain circumstances.

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

Section 1. STATE-PAID HEALTH INSURANCE; CERTAIN EMPLOYEES.

An employee of the department of education who is covered by a retirement plan established under Minnesota Statutes, chapter 354, is eligible for state-paid hospital, medical, and dental benefits if the employee:

- (1) is eligible for state-paid insurance under Minnesota Statutes, section 43A.18, or other law;
- (2) has at least 25 years of state service;
- (3) upon retirement is immediately eligible for a retirement annuity;
- (4) is at least 55 and not yet 65 years of age; and
- (5) retires after May 5, 1990, and before July 1, 1991.

An employee who is eligible both for the health insurance benefit under this section and for an early retirement incentive under a collective bargaining agreement or plan established under Minnesota Statutes, section 43A.18, must choose between that early retirement incentive and the benefit provided under this section and may not have both. For purposes of this section, an employee retires when the employee terminates active employment in state service and applies for a retirement annuity. The retired employee is eligible for coverages to which the employee was entitled at the time of retirement, subject to any changes in coverage through collective bargaining or plans established under Minnesota Statutes, section 43A.18, for employees in positions equivalent to the position from which they retired. The retired employee is not eligible for state-paid life insurance. Eligibility ceases when the retired employee attains the age of 65, or when the employee chooses not to receive the annuity for which the employee has applied, or when the employee is eligible for employer-paid health insurance from a new employer. Coverages must be coordinated with relevant health insurance benefits provided through the federally sponsored Medicare program.

New language is indicated by underline, deletions by ~~strikeout~~.

An employee who retires under this section using the Rule of 90 must not be included in the calculations required by Minnesota Statutes, section 356.85.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment, and is retroactive to May 5, 1990.

Presented to the governor April 15, 1992

Signed by the governor April 17, 1992, 5:17 p.m.

CHAPTER 483—H.F.No. 1948

An act relating to life insurance; authorizing policies for the benefit of a charity; authorizing policies for the benefit of a corporation or a trustee; proposing coding for new law in Minnesota Statutes, chapters 61A; and 309.

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

Section 1. [61A.073] LIFE INSURANCE FOR THE BENEFIT OF CHARITY.

Subdivision 1. CHARITABLE BENEFICIARY OR OWNER PERMITTED. Subject to the terms of the policy, an organization described in section 170(c) of the Internal Revenue Code of 1986, as amended through December 31, 1991, shall have an insurable interest in the life of an individual insured under a life insurance policy, if the organization:

(1) has become the beneficiary or owner of a previously issued policy insuring the life of the individual; or

(2) is the original beneficiary or original owner of a newly issued policy insuring the life of the individual, if the individual signs the application or consents in writing to the issuance of the policy.

Subd. 2. APPLICABILITY. This section applies to life insurance policies issued by life companies and fraternal benefit societies.

Sec. 2. [61A.074] INSURABLE INTERESTS.

Subdivision 1. CORPORATION OR TRUSTEE. A corporation or the trustee of a trust providing life, health, disability, retirement, or similar benefits to employees of one or more corporations, and acting in a fiduciary capacity with respect to the employees, retired employees, or their dependents or beneficiaries, has an insurable interest in the lives of employees for whom the benefits are to be provided. The written consent of the insured is required if the insurance purchased under this subdivision is payable to the corporation or to the trustee.

New language is indicated by underline, deletions by ~~strikeout~~.