



Correctional Plan: Who is Eligible?

Criteria listed in Minn. Stat. §353E.02 Subd. 2

- Eligible positions:
 - 1. correctional guard or officer,
 - 2. joint jailer/dispatcher, or
 - 3. supervisor of correctional guards/officers or joint jailers/dispatchers

Must also be:

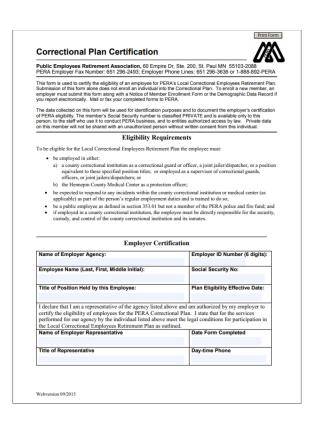
- directly responsible for the direct security, custody, and control of the county correctional institution and its inmates
- expected to respond to incidents within the county correctional institution as part of the person's regular employment duties and is trained to do so
- a "public employee" as defined in section 353.01, but not a member of PERA's Police and Fire plan.



Correctional Plan: How is Eligibility Certified?

Employer Certification is Required

- Each participant must be certified at enrollment
- Certification is completed online or on a paper form
- PERA tracks each enrollment to ensure receipt
- Enrollments not certified are in error and subject to transfer





Correctional Plan: Was a Percentage of Inmate Contact Required in the Past?

Required Inmate Contact

- PERA's current statute does not specify a minimum percent of inmate contact
- PERA's Correctional Plan was established by the Minnesota Legislature in 1999
- Initially required 95% direct inmate contact
- Significant stakeholder engagement followed
- In 2000 legislative session, 95% was removed and replaced by requirements for:
 - direct security, custody, and control, and
 - expected/trained to respond to incidents as part of regular duties



Correctional Plan: Does the Employer Have Discretion?

Employer is Responsible for Decisions

- The employer is best positioned to know the regular employment duties and training for each position
- Employers must make a good faith effort to accurately certify employees for membership
- PERA reviews position descriptions and offers guidance upon request



Correctional Plan: What if a Member Moves to a Non-Correctional Plan Position?

Eligibility Based on Position

- Members of the PERA Correctional Plan must work in a position that meets eligibility criteria in statute
- The employer is responsible to confirm continued eligibility following job changes
- Employees who move to a position that does not qualify for the Correctional Plan must change plans
- Plan Coverage Errors must be corrected at the time of discovery and may be retroactive up to two years