

- 1.1 ..... moves to amend H.F. No. 1234, the first engrossment, as follows:
- 1.2 Page 2, line 24, before "injury" insert "the " and after "injury " insert "or event "
- 1.3 Page 2, line 25, before "illness" insert "mental " and delete "to" and insert "of"
- 1.4 Page 5, line 2, before "occupation" insert "employee's "
- 1.5 Page 5, line 11, delete "police and fire" and insert "State Patrol"
- 1.6 Page 5, line 13, delete "353.656, subdivision 1" and insert "352B.10"
- 1.7 Page 5, line 15, delete "353.031" and insert "352B.101"
- 1.8 Page 5, line 17, delete "The" and insert "Within six business days after the application  
1.9 has been received by the executive director, the"
- 1.10 Page 5, line 18, after "for" insert "treatment of a " and delete "treatment has" and insert  
1.11 "has"
- 1.12 Page 5, line 20, delete everything after "entity" and insert a period
- 1.13 Page 5, delete line 21
- 1.14 Page 5, line 30 delete "determination" and insert "confirmation" and before the period  
1.15 insert ", paragraph (a)"
- 1.16 Page 7, line 8, delete "An employee shall obtain service credit for the" and insert "The"
- 1.17 Page 7, line 9, before the period insert "is allowable service under section 352B.011,  
1.18 subdivision 3"
- 1.19 Page 7, line 24, delete "association" and insert "executive director"
- 1.20 Page 8, line 3, after "under " insert "this " and delete "352B.102"
- 1.21 Page 8, line 4, delete everything after "benefit "

- 2.1 Page 8, line 6, delete "association" and insert "executive director"
- 2.2 Page 8, line 7, delete "shall" and insert "must" and delete "because" and insert "if"
- 2.3 Page 8, line 9, delete "this" and after "section " insert "352B.10 "
- 2.4 Page 8, line 11, before the period insert "or the date permitted under section 352B.10,  
2.5 subdivision 2a, whichever is later"
- 2.6 Page 8, line 13, delete "association shall" and insert "executive director must"
- 2.7 Page 8, line 14, after "benefits" insert ". The executive director must approve the  
2.8 employee's application for disability benefits if "
- 2.9 Page 8, line 16, delete "this" and after "section "insert "352B.10 "
- 2.10 Page 8, line 18, before the period insert "or the date permitted under section 352B.10,  
2.11 subdivision 2a, whichever is later"
- 2.12 Page 9, line 7, delete "determination" and insert "confirmation" and delete "(b)" and  
2.13 insert "(c)"
- 2.14 Page 10, line 19, delete "be conducted " and insert "under paragraph (c); and" and delete  
2.15 "by a qualified professional selected by the employee from a panel"
- 2.16 Page 10, delete lines 20 to 30
- 2.17 Page 11, after line 3, insert:
- 2.18 "(c) An employee who wishes to appeal the independent medical provider's determination  
2.19 under paragraph (a), clause (2), item (ii), may request an examination by a qualified  
2.20 professional selected by the employee from a panel established by mutual agreement among  
2.21 the League of Minnesota Cities, the Association of Minnesota Counties, the Minnesota  
2.22 Peace and Police Officers Association, the Minnesota Professional Fire Fighters Association,  
2.23 the Minnesota Chiefs of Police Association, and the Minnesota Law Enforcement  
2.24 Association. The panel shall consist of five licensed psychiatrists or psychologists who have  
2.25 expertise regarding psychological or emotional disorders and who are qualified to opine as  
2.26 to the employee's fitness to engage in police or firefighting duties. The agreed upon panel  
2.27 of qualified professionals must be submitted to the executive director and made available  
2.28 for use in the appeal process. If the employee fails to select a qualified professional from  
2.29 the panel within ten days of any notice of appeal, the employing entity may select the  
2.30 qualified professional from the panel. A determination made by a qualified professional  
2.31 under this item is binding and not subject to appeal. The panel may be the same panel as  
2.32 the panel established under section 353.032, subdivision 10."

3.1 Page 14, line 29, strike "a" and strike "by the board of trustees" and strike "353.03,  
3.2 subdivision 3" and insert "356.96"

3.3 Page 17, line 27, strike "within 60 days" and insert "under section 356.96."

3.4 Page 17, strike line 28

3.5 Page 17, line 29, strike "or " and delete "reapplication" and strike the period

3.6 Page 18, line 12, delete the colon

3.7 Page 18, delete lines 13 to 15

3.8 Page 18, line 16, delete "(iii)" and delete ", subdivision 10;"

3.9 Page 18, line 17, delete "(iv) former" and insert "was a" and delete ", subdivision 10,"  
3.10 and after "within" insert "the" and delete "of" and insert "preceding the date of the  
3.11 application under subdivision 2;"

3.12 Page 18, delete line 18

3.13 Page 19, line 32, delete "an employee's application" and insert "receiving notice from  
3.14 the executive director"

3.15 Page 20, line 6, delete "determination" and insert "confirmation"

3.16 Page 22, line 15, delete "shall" and insert "must" and delete "because" and insert "if"

3.17 Page 22, line 19, before the period insert "and section 353.656, subdivision 4, paragraph  
3.18 (a)"

3.19 Page 22, line 26, before the period insert "and section 353.656, subdivision 4, paragraph  
3.20 (a)"

3.21 Page 23, line 15, delete "determination" and insert "confirmation"

3.22 Page 24, line 23, before the semicolon insert ", if the employee otherwise meets the  
3.23 eligibility requirements under section 353.031"

3.24 Page 24, line 25, delete "be conducted" and insert "under paragraph (c); and" and delete  
3.25 "by a qualified professional selected by the employee from a panel"

3.26 Page 24, delete lines 26 to 33

3.27 Page 25, delete lines 1 to 3

3.28 Page 25, after line 8, insert:

4.1 "(c) An employee who wishes to appeal the independent medical provider's determination  
4.2 under paragraph (a), clause (2), item (ii), may request an examination by a qualified  
4.3 professional selected by the employee from a panel established by mutual agreement among  
4.4 the League of Minnesota Cities, the Association of Minnesota Counties, the Minnesota  
4.5 Peace and Police Officers Association, the Minnesota Professional Fire Fighters Association,  
4.6 the Minnesota Chiefs of Police Association, and the Minnesota Law Enforcement  
4.7 Association. The panel shall consist of five licensed psychiatrists or psychologists who have  
4.8 expertise regarding psychological or emotional disorders and who are qualified to opine as  
4.9 to the employee's fitness to engage in police or firefighting duties. The agreed upon panel  
4.10 of qualified professionals must be submitted to the executive director and made available  
4.11 for use in the appeal process. If the employee fails to select a qualified professional from  
4.12 the panel within ten days of any notice of appeal, the employing entity may select the  
4.13 qualified professional from the panel. A determination made by a qualified professional  
4.14 under this item is binding and not subject to appeal. This panel may be the same panel as  
4.15 the panel established under section 352B.102, subdivision 10."

4.16 Page 31, line 32, delete "during the period of employment by" and insert "by a pro rata  
4.17 share each year until normal retirement age of" and after "(1)" insert "for members with  
4.18 less than 20 years of service,"

4.19 Page 32, line 2, after "benefit," insert "when granted, multiplied by the difference  
4.20 between 20 and the member's years of service, divided by 55 minus the member's age at  
4.21 the time of disability, or 50 percent of the member's yearly reemployment earnings, whichever  
4.22 is less," and after "(2)" insert "for all members,"

4.23 Page 32, after line 6, insert:

4.24 "(d) Paragraphs (b) and (c) do not apply to a member receiving total and permanent  
4.25 disability benefits under section 353.656, subdivision 1a or 3a."