

1.1 ..... moves to amend H.F. No. 1234, the first engrossment, as follows:

1.2 Page 3, delete section 6 and insert:

1.3 "Sec. 6. Minnesota Statutes 2022, section 352B.101, is amended to read:

1.4 **352B.101 APPLICATION FOR DISABILITY BENEFIT.**

1.5 Subdivision 1. **Application required; commencement of disability benefit.** Except  
1.6 as otherwise specified under section 352B.102 and subdivision (2), A member claiming a  
1.7 disability benefit must file a written application for benefits in the office of the system in a  
1.8 form and manner prescribed by the executive director. The member shall provide medical  
1.9 or psychological evidence to support the application. The benefit begins to accrue the day  
1.10 following the start of disability or the day following the last day for which the member was  
1.11 paid, whichever is later, but not earlier than 180 days before the date the application is filed  
1.12 with the executive director.

1.13 Subd. 2. **Completion of psychological condition treatment required.** Notwithstanding  
1.14 any law to the contrary, an employee, as defined in section 352B.102, subdivision 1, clause  
1.15 (2), who applies for a duty disability benefit based on a psychological condition, as defined  
1.16 in section 352B.102, subdivision 1, clause (6), is not eligible for duty disability benefits  
1.17 under this chapter until the employee has satisfied the additional procedure, including all  
1.18 completion of treatment requirements under section 352B.102.

1.19 Subd. 3. **Required notice to be included in legal retainer letter.** An attorney or other  
1.20 legal professional who provides legal services, including assistance with the disability  
1.21 application process and related legal work, to a member who wishes to apply for a disability  
1.22 benefit under this section must include in the retainer letter or agreement the following  
1.23 statement:

2.1 "The Minnesota State Retirement System (MSRS) provides services and support free  
2.2 of charge to members who have become disabled and wish to apply for disability benefits.  
2.3 MSRS staff are available to assist members so no member has to retain legal counsel to  
2.4 obtain disability benefits to which a member is entitled. MSRS staff are available during  
2.5 business hours at the phone numbers and email addresses provided at msrs.state.mn.us."

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

2.7 Page 18, after line 3, insert:

2.8 "Sec. 15. Minnesota Statutes 2022, section 353.031, is amended by adding a subdivision  
2.9 to read:

2.10 Subd. 11. **Required notice to be included in legal retainer letter.** An attorney or other  
2.11 legal professional who provides legal services, including assistance with the disability  
2.12 application process and related legal work, to a member who wishes to apply for a disability  
2.13 benefit under this section must include in the retainer letter or agreement the following  
2.14 statement:

2.15 "The Public Employees Retirement Association (PERA) provides services and support  
2.16 free of charge to members who have become disabled and wish to apply for disability  
2.17 benefits. PERA staff are available to assist members so no member has to retain legal counsel  
2.18 to obtain disability benefits to which a member is entitled. PERA staff are available during  
2.19 business hours at the phone numbers and email addresses provided at mnpera.org."

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

2.21 Renumber the sections in sequence

2.22 Amend the title accordingly