

EXECUTIVE ORDER 52

TO THE COMMISSIONER OF ADMINISTRATION
OF THE STATE OF MINNESOTA:

WHEREAS, Laws of Minnesota for 1969, Chapter 1102, entitled:

"An act relating to employees of the city of St. Paul in the bureau of health; providing for membership in the bureau of health pension fund and the public employees retirement association."

Section 5 thereof provides:

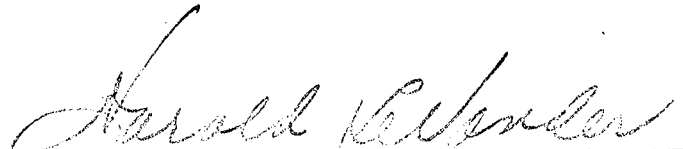
"Sec. 5. Pursuant to the provisions of Minnesota Statutes, Sections 355.01 to 355.07, the governor shall designate an agency or an individual to supervise a referendum in accordance with the provisions of section 218 (d) (6) (C) of the social security act for the employees identified in section 4."

NOW, THEREFORE, pursuant to said Laws of Minnesota for 1969, Chapter 1102, I hereby designate the Commissioner of Administration, or his delegates, to supervise for eligible employees of the Bureau of Health of the City of Saint Paul, at a date to be set by him in accordance with the requirements of the Social Security Act and said Chapter 1102, Laws of Minnesota for 1969, but in no case later than December 31, 1969, a referendum to decide the question of whether or not the position of each such Bureau of Health employee should be included in or excluded from a division of the Public Employees Retirement Association established by Minnesota Statutes 1967, Chapter 353, and Acts amendatory thereof, composed of positions of members of such system who desire coverage under Section 218 (d) of the Social Security Act.

I further direct the Commissioner of Administration to divide into two divisions or parts the said employees of the City of Saint Paul in the Bureau of Health Pension Association, one division or part to be composed of positions of members indicating in such referendum their desire to be covered by a State-Federal agreement pursuant to Section 218 (d) of the Social Security Act and the other to be composed of positions of members of such system who do not desire such coverage. Each division or part shall be deemed to be a separate retirement system for purposes of Section 218 (d) of the Social Security Act. He shall give such notice of the referendum to the said employees of the City of Saint Paul Bureau of Health Pension Association as he deems sufficient to inform such employees of their rights which accrue to them under the Social Security Act and of the effect that coverage under such Act will have on their public employee retirement program. Upon completion of the referendum the Commissioner of Administration shall certify to me the results thereof and shall include a statement of the number of those eligible to participate in the referendum, the number of those who by their vote therein declare their desire for individual coverage under the Social Security Act, and the number of those who do not desire such coverage. It shall also include a copy of the notice of the referendum, a copy of the ballot used therein, and a copy of all other notices or instructions given to said employees relative to the referendum. The Commissioner shall also certify to me, if it be a fact, that the referendum to which said materials pertain was conducted in full compliance with all

the conditions and requirements of Section 218 (d) (6) and (7) of the Social Security Act, as amended, and the provisions of Chapter 1102, Laws of Minnesota for 1969. Upon such certification, the Commissioner of Administration shall be authorized to enter into an agreement with the Secretary of Health, Education and Welfare with respect to coverage by the Social Security Act of such employees of said Bureau of Health Relief Association electing coverage under the Social Security Act. Said agreement shall be made in accordance with Laws of Minnesota for 1969, Chapter 1102, the Social Security Act, and other laws applicable thereto. The above and foregoing has been issued by me in accordance with the duties and authority described in and conferred upon me by Laws of Minnesota for 1969, Chapter 1102, Section 5, and by the Federal Social Security Act, Section 218 (d) (6) and (7).

WITNESS my hand and seal of the State of Minnesota this 10th day of August, 1969.


HAROLD LeVANDER
GOVERNOR OF THE STATE OF MINNESOTA


SECRETARY OF STATE