

EXECUTIVE ORDER 9

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

SEP 2 - 1971

Arlen J. Erdahl
Secretary of State

TO THE COMMISSIONER OF ADMINISTRATION
OF THE STATE OF MINNESOTA:

WHEREAS, Laws 1971, Chapter 19, Section 3, provides:

"Subd. 7. On July 1, 1971, the governor shall designate an agency or individual to supervise a referendum in any existing public hospital which has not held or petitioned for a referendum by such date."

NOW, THEREFORE, pursuant to said Laws 1971, Chapter 19, Section 3, I hereby designate the Commissioner of Administration, or his delegates, to supervise for public hospital employees at a date to be set by him in accordance with the requirements of the Social Security Act, but in no case later than December 31, 1971, a referendum to decide the question of whether or not the position of each public hospital employee should be included in or excluded from a division of the Public Employees Retirement Association established by Minnesota Statutes 1969, 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. The term "hospital employee" as used herein is defined in Laws 1963, Chapter 793, Section 1, Subdivision 2.

I further direct the Commissioner of Administration to divide into two divisions or parts, the said Public Employees Retirement 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 a system who do not desire such

#7

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 public hospital employees as he deems sufficient to inform such public hospital employees of the 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 public hospital 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. Upon such certification, the Commissioner of Administration shall be authorized to enter into an agreement with the Secretary of Health, Education and Welfare, or modify any such agreement previously made with respect to coverage by the Social Security Act of public employees. Said agreement or modification shall be made in accordance with Laws 1963, Chapter 793, Section 6 and other sections 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 1963, Chapter 793, Section 2, and by the Federal Social Security Act, Section 218 (d) (6) and (7).

WITNESS my hand and seal of the State of Minnesota this
7th day of September, 1971.


WENDELL R. ANDERSON
GOVERNOR OF THE STATE OF MINNESOTA

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

SEP 2 - 1971


Secretary of State