

vided, before being exposed for sale and shall not be exposed or sold without such brand, label or mark thereon.

Sec. 2. Brand.—The brand, label or mark required by Section 1, hereof, shall be the words "Imitation Indian Made" and shall be placed or attached outside of and on a conspicuous part of the finished article so as to be plainly visible to the purchasing public and shall be the size and style known as great primer roman capitals. Such brand or mark, if the article will permit, shall be placed upon it, but when such branding or marking is impossible a label shall be used and attached thereto.

Sec. 3. Goods not to be sold without brand.—That no person shall sell, offer for sale, or have in possession for the purpose of sale, imitation goods, wares or merchandise described in Section 1, of this act without the brand, label or mark required by this act being placed thereon or attached thereto, or remove, conceal or deface such brand, label or mark.

Sec. 4. Violation a misdemeanor.—Any person who violates the provisions of this Act shall be guilty of a misdemeanor.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 12, 1937.

CHAPTER 197—H. F. No. 1044

An act to amend Laws 1935, Chapter 92, Sections 2 and 4, an act relating to police pensions in cities of the third class having an assessed valuation of more than \$15,000,000, exclusive of moneys and credits.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Law amended.—That Laws 1935, Chapter 92, Section 2 be and the same is hereby amended so as to read as follows:

Sec. 2. Police departments may incorporate in certain cities.—The police department in any such city is hereby authorized to become incorporated pursuant to the provisions of any laws of the State of Minnesota and to adopt articles of incorporation and by-laws as a relief association. All members of such department at the time of the taking effect of this act and all persons subsequently becoming members of such department shall be members of such association, except municipal court officers and persons appointed for

temporary service or for probationary periods; provided that for purposes of this act no employment after six months shall be considered to be temporary or probationary. *All such members of the department shall be assessed for entrance fee and dues of the association as fixed by the by-law, which entrance fee and dues together with the assessment authorized by Section 13 hereof shall, when certified by the secretary of the association to the city clerk, be deducted from the pay of such member and paid into the proper fund of the association.*

Sec. 2. **Law amended.**—That Laws 1935, Chapter 92, Section 4 be and the same is hereby amended so as to read as follows:

Sec. 4. **Retirement age.**—When any member of said association shall have reached the age of 55 years he may retire and shall thereupon be entitled to a pension as long as he shall live, at the following rates:

(a) \$75.00 per month when such member shall have served as a member of said police department for a period of 20 years or more, excluding temporary employment or probationary periods, as hereinbefore defined.

(b) An additional five dollars per month for each year of service over 20 that said person may have served as a member of such police department after the age of 55 years. The total amount of pension hereunder shall in no event exceed \$100.00 per month.

(c) In the event such member shall retire after reaching the age of 55 or more and after having been a member of said department for at least ten years, but before having served 20 years in said department; the amount of pension which he shall receive shall be that proportion of \$75.00 per month which the years of service in said department prior to retirement bear to 20 years, major fractions of years of service to be treated as one year and minor fractions to be disregarded.

(d) In no event shall temporary employment or employment for probationary period, as hereinbefore defined, be considered in computing pension allowances hereunder.

(e) In the event any member shall be discharged from the service of said police department after having served 20 years or more and before such member has reached the age of 55, he may, upon a vote of a majority of the members of the relief association, be permitted to continue as a member of such association, notwithstanding that he is no longer a member of said police department, and upon reaching the age of 55 years, shall be entitled to a pension at the rate of \$75.00 per month; provided that in such event such member shall make application to said association for such privilege within

six months from the time he is discharged and shall contribute each month after said discharge, and until reaching the age of 55 years, to the pension fund of said relief association a sum of money equal to $3\frac{1}{2}\%$ of the then average monthly pay of members of said department holding the rank held by said member at the time of discharge. In the event such association approves such application, such member shall within 60 days thereafter pay into said association for the pension fund the monthly installments herein provided for the period between his discharge and the time of said first payment. Thereafter, in the event said member shall default in the payment of such monthly assessment and such default shall continue for a period of sixty days, all rights hereunder shall cease. *That in the event that any member of said police department and of said relief association, regardless of his age, shall become totally disabled from performing any kind of work, labor or services whatsoever, after he has served as a member of said police department for at least ten years and shall have been discharged or shall have resigned from said police department by reason of said disability, he shall be entitled to and paid a pension from the pension fund of said association, the amount of which pension shall be that proportion of \$100.00 per month, which the years of service in said department prior to retirement bear to 25 years, major fractions of years of service to be treated as one year and minor fractions to be disregarded.*

No such pension for disability shall commence until the association shall have been furnished with satisfactory proof as to the applicant's age, his years of service in the department and of his disability and the causes thereof, and to that end the applicant must submit himself to examination by the official physician of the association and to such other doctor or doctors as the association may direct and submit to such examinations as often as requested by the association, the cost of which examinations shall be paid by the association out of the pension fund; provided further that the applicant may submit reports as to his disability from other doctors at his own expense to the association for its consideration but the report of the official physician of the association shall be the basis upon which the association shall decide upon the allowance of said disability pension and compute the amounts due thereunder. No such pension shall be paid to any person who is receiving compensation under the Workmen's Compensation Act for the injury causing such disability.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 12, 1937.