

pendency is defined in this chapter. If the beneficiary designated by the employee is not of the class of persons provided for in this paragraph, or if the designated beneficiary predeceases the employee, a refund shall be made as provided for in section 422.09, in lieu of a life income under the option 4-five year certain plan.

If the employee does not elect to designate a beneficiary to receive a life income under the option 4-five year certain plan, as herein provided, the designated beneficiary, if of the class of persons set forth in the preceding paragraph, may elect within 60 days after the date of death of the employee to receive a life income computed and determined as though the employee had retired on the date of his death under the option 2 plan of retirement, as provided for in this act, and had designated such person as his beneficiary.

Upon reinstatement of a former employee to the service, credit for such past service or for any part thereof shall be granted only upon repayment of the amount of the separation refund, with interest, from the time of separation; provided this provision shall not apply to service rendered prior to the date that sections 422.01 to 422.23 become effective.

Approved April 24, 1959.

CHAPTER 403—H. F. No. 341

[Coded in Part]

An act relating to the powers of the State Auditor; repealing Minnesota Statutes 1957, Section 160.401, Subdivision 3.

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

Section 1. [160.402] **State Auditor to provide a special account.** The state auditor is directed to deduct or reserve from the highway user tax distribution fund a sufficient sum of money which shall constitute a special account for the payment of costs of collecting the taxes provided for in Article XVI of the constitution of the state of Minnesota and for payment of refunds of such taxes as is authorized by law. A sum of money sufficient for such purpose is appropriated from the highway user tax distribution fund. Thereafter all monies in the highway user tax distribution fund not needed to reimburse such special account for money paid out of such special account for refunds and collection costs shall

be transferred as provided in Article XVI of the constitution of the state of Minnesota.

Sec. 2. Minnesota Statutes 1957, Section 160.401, Subdivision 3 is repealed.

Approved April 24, 1959.

CHAPTER 404—H. F. No. 1447

[Not Coded]

An act relating to the closing of county court houses and the public offices therein on Saturdays and Sundays of each week and legalizing acts of officials on the next succeeding business day in St. Louis County.

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

Section 1. **St. Louis County, court house closing.** The board of county commissioners of St. Louis county may by resolution close the county court house or houses and the public offices therein, except the criminal department of the sheriff's office, on Saturdays and Sundays of each week. In the event the offices of the county are so closed, any and all business that might otherwise be transacted with any such offices on any such Saturday, including the payment of taxes, may be performed on the next succeeding legal business day without penalty or any loss of personal or property rights.

Sec. 2. This law is effective after its approval by a majority of the board of county commissioners of such county.

Approved April 24, 1959.

CHAPTER 405—H. F. No. 752

[Coded]

An act relating to review by the Water Resources Board; providing for numbering of Section 1; repealing Minnesota Statutes 1957, Section 112.83.

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

Section 1. [112.791] **Review by board.** Any person aggrieved by an order of the managers authorizing or refusing to establish any project and improvement in whole