

Sec. 2. This act is effective upon final enactment.
Approved June 7, 1961.

EXTRA SESSION

CHAPTER 79—S. F. No. 230

[Coded]

An act relating to public employees retirement association; providing for benefits for surviving spouse and dependent children; amending Minnesota Statutes 1957, Section 353.31, as amended by adding a new subdivision.

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

Section 1. Minnesota Statutes 1957, Section 353.31, as amended by Laws 1959, Chapters 646, Section 1; 650, Sections 19, 20 and 47; and 651, Section 1; and Laws 1961, Chapter 467, Sections 1 to 4, is amended by adding a subdivision to read:

[Subd. 7.] **Fatal illness upon last working day, leave of absence.** *Whenever a member, upon proof satisfactory to the board of trustees, is determined by the board to have been afflicted with a fatal illness on his last working day prior to July 1, 1959, in a position covered by Minnesota Statutes 1957, Chapter 353, as amended, which illness rendered him disabled to the date of his death occurring not more than one year from his last working day, substantiated by certificate of his attending physician, and if by reason of mistake or inadvertence of his governmental employer no official authorized leave of absence for such illness was granted him; and if the board determines, upon appropriate proof, that the said employers intended and considered, notwithstanding lack of previous official action so providing, that he be on such leave for not more than one year by reason of said fatal illness, and if such member dies within one year after his last working day and prior to July 1, 1959, all of which is established by resolution of the governing body of the employing governmental unit, the surviving widow and dependent child or children is entitled retroactively to survivor benefits as provided by Minnesota Statutes 1957, Section 353.31, as amended, in the same manner and to the same extent as if said employee, as a member of said as-*

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

sociation, had been on official authorized leave for said period.

Approved June 7, 1961.

EXTRA SESSION

CHAPTER 80—S. F. No. 232

[Not Coded]

An act relating to public pensions for members of the Winona fire relief association or Winona police relief association.

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

Section 1. **Winona, city of; fire and police relief associations.** Notwithstanding any provision of Minnesota Statutes 1957, Chapter 353 and acts amendatory thereof to the contrary, members in the Winona fire relief association or the Winona police relief association shall, for the same periods of public service covered thereby if they have made employee contributions to the public employees retirement association therefor continuously for at least 20 years prior to March 1, 1961, be deemed and required to be members of the public employees retirement association and entitled, when they fulfill the requirements of applicable provisions of Minnesota Statutes 1957, Chapter 353 and acts amendatory thereof, to all the rights, service credits, benefits and annuities for themselves, their surviving dependent spouses and dependent children, and designated beneficiaries, as provided in Minnesota Statutes 1957, Chapter 353 and acts amendatory thereof, in addition to the rights, service credits, benefits and annuities which they may be entitled to receive under laws pertaining to said Winona fire relief association or Winona police relief association.

This act shall be retroactive to the date of commencement of their contributions to the public employees retirement association for the same service covered by the local fire department or police relief associations, provided that employee contributions to the public employees retirement association have been made for all of such service pursuant to Minnesota Statutes, Chapter 353 and acts amendatory thereof, prior to March 1, 1961.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.