

vided, or such as may be fixed by rule or order of the court of Blue Earth county.

Sec. 2. All fees of said clerk, except in criminal proceedings, shall be paid in advance at or prior to the time of the performance of any service requiring payment of such fees, and said clerk shall not proceed in any matter requiring the payment of fees until the full amount of the same is paid.

Sec. 3. All fees collected by the clerk of district court of Blue Earth county shall be paid into the county treasury of Blue Earth county on or before the 10th day of the following month in which they are collected and no such fees shall be retained by the clerk as additional compensation.

Sec. 4. The provisions hereof shall not affect any action, or proceedings that have been or are pending in the district court of Blue Earth county on the effective date hereof.

Approved May 21, 1965.

CHAPTER 574—H. F. No. 1928

An act relating to towns; providing certain towns shall have certain village powers; amending Minnesota Statutes 1961, Section 368.01, as amended.

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

Section 1. Minnesota Statutes 1961, Section 368.01, as amended by Laws 1963, Chapter 257, Section 1, is amended to read:

368.01 Towns; village powers. Any town in this state having therein platted portions in which there reside 1,200 or more people or any towns having platted area within 20 miles of the city hall of a city of the first class having over 200,000 population shall have and possess the same power and the same authority now possessed by villages in this state under the laws of this state insofar as such powers are enumerated in section 412.221, subdivisions 3, 6, 8, 9, 11, 14, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 28, 29, and 32, also the powers enumerated in sections 412.111, 412.191, subdivision 4, 412.231, *412.301*, 412.491, 412.851, 412.871, 465.01 and 471.62. The town board thereof

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

may adopt, amend, or repeal such ordinances, rules, and bylaws for any purposes so enumerated as it deems expedient.

Approved May 21, 1965.

CHAPTER 575—H. F. No. 2032

An act relating to retirement allowances for employees of cities of the first class; amending Minnesota Statutes 1961, Section 422.09, as amended.

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

Section 1. Minnesota Statutes 1961, Section 422.09, as amended by Laws 1963, Chapter 374, Section 3, is amended to read:

422.09 Cities of the first class; retirement allowances; refunds. If an employee to whom this chapter applies becomes absolutely separated from the service prior to attaining the minimum retirement age established in Section 422.04, the net accumulated amount of deduction from his or her salary, pay, or compensation, made for the purpose of accumulating a fund from which to pay retirement allowances, shall be returned to such employee, with interest.

Any contributing employee who is absolutely separated from the service of the city after attaining the minimum retirement age established in Section 422.04, who has five years or less of creditable service, as determined by the retirement board, shall have the option of accepting a refund of the net accumulated amount of deductions from his or her salary, pay, or compensation, to his or her credit, and if said employee accepts said refund all present and future rights to a retirement allowance shall be forfeited.

Any contributing employee who separates from a department, board or commission of a city whose employees are covered by a fund organized under this chapter, and becomes an employee of a department or board of the same city, whose employees are covered by a retirement fund or relief association by whatever name known, organized under any other law and supported in whole or in part by taxes on the same city, shall have the option of:

1. Retaining their membership in the fund organized under this chapter, regardless of the provisions of any law, rule, bylaw

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