

## CHAPTER 67—H. F. No. 672.

*AN ACT fixing the times of holding general terms of the district court in the Ninth Judicial District of Minnesota.*

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

**Section 1. Terms of district court in 9th Judicial District.**—The general terms of the district court in the several counties constituting the Ninth Judicial District of the State of Minnesota shall be held each year at the times herein prescribed, as follows:

Brown county, on the third Monday in May and the second Monday in December.

Nicollet county, on the first Monday in May and the second Monday in October.

Redwood county, on the third Monday in April and the fourth Monday in October.

Lyon county, on the first Monday in June and the third Monday in November.

Lincoln county, on the third Monday in March and the fourth Monday in September.

**Sec. 2.** All acts and parts of acts inconsistent herewith are hereby repealed.

**Sec. 3.** This act shall take effect and be in force from and after July 1, 1915.

Approved March 31, 1915.

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CHAPTER 68—H. F. No. 842.

*AN ACT creating pensions for disabled or retired policemen, their widows and children under sixteen years of age, disabled or retired police matrons and their children under sixteen years of age, and widows of policemen who die in the service and their children under sixteen years of age in cities now or hereafter having a population of over fifty thousand inhabitants, and having a home rule charter; and providing for a fund out of which such pensions shall be paid, and for the establishment of a pension board for the management, control and distribution of such fund.*

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

**Section 1. Police pension fund.**—In every city in this state now having or hereafter having a population of over 50,000 inhabitants and having a home rule charter, there may be created a police pension fund, which shall be managed, controlled and distributed in accordance with the provisions of this act.

**Sec. 2. Municipal police department to incorporate with specified powers in reference to compensation to retired members.**—That every paid municipal police department now existing or which may hereafter be organized, is hereby authorized to become

incorporated pursuant to the laws of this state, or adopt a constitution and by-laws as a relief association, to provide for and permit and allow such police relief association so incorporated or so organized, or any police pension relief association now in existence and incorporated according to law, to pay out of, and from any funds it may have received from any source, a service, disability, or dependency pension in such amounts and in such manner as its articles of incorporation or the constitution and by-laws shall designate, not exceeding, however, the following sum per month to each of its pensioned members who shall have reached the age of 50 years or more, and shall have served twenty years or more in such department, or their widows and children under sixteen years of age, viz:

A sum equal to one-half of the monthly compensation allowed such member as salary at the date of his retirement, when such member shall have arrived at the age of fifty (50) years or more, and shall have served as a member of such paid municipal police department for a period of twenty (20) years or more in the police department of such city in which such relief association shall be so organized, or is so in existence, or who has been disabled physically or mentally because of any injury received or suffered while in the performance of his duties as such member, so as to render necessary his retirement from active police service. Provided, however, that if any member retires under the provisions of the act before he has served one year in the grade in which he is serving when he retires, he shall receive the same compensation as though he had retired in the next lower grade. Provided, further, that no retired member shall receive more than seventy-five (75) dollars per month. Said pension may be paid to any widow or child under sixteen years of age of any such pensioned and retired member of the police department or to any widow or child under sixteen years of age of any member who dies while in the service of the police department of any such city, and such widow or child shall receive the sums hereinafter provided:

Twenty-five (25) dollars per month to such widow and six (6) dollars per month to each of such children under sixteen years of age; provided, however, that in the event that any such widow remarries, she shall receive no further benefits under this law; provided, further, that any retired member of such police department or his family receiving benefits under any of the police pension laws of this state at the time of the passage of this act shall not be entitled to receive any increased benefits after the passage of this act; provided, further, that said fund shall not be used for any other purpose than for the payment of service, disability or dependency pensions as herein provided.

**Sec. 3. Pension to be paid on certain conditions.**—The pension authorized by this act shall not be paid to any person while drawing salary in any amount from such city as an employee in

said police department; and no member shall be entitled to said pension after he removes his residence from the United States, or who shall have been convicted of a felony or misdemeanor for which he shall have been adjudged to be imprisoned, or who is an habitual drunkard; and any person receiving the pension herein mentioned shall not receive or be entitled to receive any other or further pension or relief from said association.

**Sec. 4. Pension not subject to attachment, etc.**—No pension allowed or to be allowed by said Pension Board under this act, shall be subject to judgment, garnishments, or executions or other legal process, and no person entitled to such pension shall have any right to assign the same, nor shall said association have the authority to recognize any attempted assignment or pay over any sum whatever which has been assigned or attempted to be assigned.

**Sec. 5. Association to have charge of fund, and sources from which the latter is to be derived.**—Said association through its officers shall have full charge, management and control of the pension fund herein provided for, which said funds shall be derived from the following sources: From gifts of real estate or personal property, rents, money or from other sources. It shall also be the duty of the city treasurer of any city affected by this act to deduct each month from the monthly pay of each member of such police department, a sum equal to one per cent of such monthly pay, and place the same to the credit of the said police pension fund; it shall be the duty of every police officer receiving any reward for services in making arrests, or otherwise, to place to the credit of the police pension fund all such rewards, and it shall be the duty of the chief of police of any such city to place to the credit of the police pension fund all moneys falling into the hands of the police that shall remain unclaimed for a period of six months, and to sell all unclaimed property falling into the hands of the police when the same shall have been unclaimed for a period of six months and place the proceeds thereof to the credit of the said police pension fund.

An amount or sum equal to one-tenth ( $1/10$ ) of one mill, and not to exceed one-sixth ( $1/6$ ) of one mill, in addition to the rate allowed to be levied by the charter of any city affected by this act, shall be annually assessed and levied at the time and in the manner that taxes for the other funds of such city are levied by proper officers of such city where a police relief association now exists, upon each dollar of all the taxable property in such city as the same appears on the tax records of such city and such levy of said sum for the benefit of such police relief association shall be collected and apportioned by the proper officers of any county in which such city is located, in the same manner as are all taxes of such city.

**Sec. 6. Membership of governing board.**—The governing board of said association shall consist of five members to be elected annually, who shall hold their term of office for one, two, three, four and five years, respectively, or until the successor of each is duly elected and qualified, and the mayor, chief of police, and city treasurer shall be ex-officio members of said board and the city treasurer shall be the custodian of all funds of said association and disburse the same as directed by said board. All vacancies occurring in the elective membership of said board shall be filled by a special election called for that purpose. In any such city where the police department is under the direction and supervision of a commissioner of public safety and not under the direction and supervision of the mayor of such city, said commissioner of public safety shall be ex-officio member of said board in the place of the mayor of such city.

**Sec. 7. Not to repeal existing acts.**—This act shall not be deemed to repeal existing acts inconsistent therewith, but shall be construed as supplemental thereto, and any paid municipal police department now operating under other police pension laws of this state, shall continue thereunder until it shall elect to come under the provisions of this act, with the consent of the city council or other governing body of said city.

**Sec. 8.** This act shall take effect and be in force from and after its passage.

Approved March 31, 1915.

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#### CHAPTER 69—H. F. No. 56.

*AN ACT to amend Section 6428 of the General Statutes of 1913, relating to the capital, stock and deposits of local building and loan associations.*

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

**Section 1. Aggregate amount borrowed not to exceed 80 per cent of assets.**—Section 6428 of the General Statutes of 1913, is hereby amended to read as follows:

**6428. Capital—Stock—Deposits.**—Every such association shall have an authorized capital of at least fifteen thousand dollars (\$15,000). It shall not issue any preferred stock but all stock shall share equally in the profits and contribute equally to the losses and expenses according to its book value. It may issue stock to be paid for either when issued or in installments. Every such association shall be authorized to borrow money for the legitimate purposes of its incorporation in such amounts and under such regulations as may be provided for in its articles of incorporation or by-laws. Provided, that the aggregate amount so borrowed shall not exceed eighty per cent of the assets of said association."

Approved March 31, 1915.