

"Section 19. Payments to begin July 1, 1929.—This act shall take effect upon its passage and approval but no deductions from salary for the retirement fund shall be made from any salary earned prior to July 1, 1929."

"Section 20. Board of directors may make rules and regulations.—Any changes or additions which may be found necessary or advisable for the management of this fund, may be made by a majority vote of the Board of Directors, provided no increase is made in the amount of deductions from salaries, or decrease in the amount of benefits paid."

"Section 21. Rights not affected by this act.—The rights of any member who has prior to the passage of this Act filed proof of disability with the Retirement Board shall not be affected hereby."

Approved April 20, 1933.

CHAPTER 327—H. F. No. 646

An act to provide for primary elections in certain villages and cities of the fourth class; and to provide for the method and procedure of holding primary elections, and for the compensation to be paid the election judges and clerks thereof.

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

Section 1. **Primary election in certain villages.**—Any village or city of the fourth class with a population of not less than 1,500 and an assessed valuation of not less than \$8,000,000 may hold an election of nominees, hereinafter designated as the "primary election" for the purpose of nominating candidates for village or city offices by adopting one of the following methods:

1. By resolution of four-fifths vote of the governing body of the village or city; or

2. By a petition signed by at least 10 per cent of the voters of said village or city, addressed to the governing body of said village or city, requesting that said governing body submit to the voters thereof the determination of the question as to whether said village or city shall have a primary election system for the purpose of nominating candidates for village or city offices of such village or city at a special election to be held for that purpose. Within 15 days after receiving such a petition, the governing body

shall provide for such special election and shall give not less than 10 nor more than 15 days posted notice thereof. The form of question to be voted on shall be as follows: "Shall the Village—City of adopt the primary election system for the nomination of candidates for Village—City offices." If a majority of the voters at such special election shall vote in the affirmative, such primary election system shall be deemed to be in force and effect.

Sec. 2. Date of primary.—The primary election shall be held not less than 10 days nor more than 14 days preceding the village or city election to be determined by the governing body. The clerk or recorder of such village or city shall give at least 10 days posted notice of the time and place of holding the same, of the hours during which the polls will be open, and of the offices for which candidates are to be nominated. All voting at the primary election shall be by ballot. The clerk or recorder of the village or city shall, at least one week before the primary election, cause to be published a sample of the village or city primary ballot in the official newspaper of such village or city, or if there is no newspaper therein, in the official newspaper of the county in which said village or city is situated, and shall also post a sample printed copy in his office for public inspection. The judges and clerks of election shall certify the results of said primary election to the governing body of the municipality, which shall forthwith canvass the vote and shall issue certificates of nomination to the two candidates for each office receiving the highest number of votes. Thereafter, the names of the two candidates receiving the highest number of votes shall be placed upon the ballot for the general election.

Sec. 3. Filing.—fee.—At least 20 days before the primary election any party eligible and desirous of having his name placed on the primary ballot as a candidate for any village or city office, shall file his affidavit with the clerk or recorder, stating his residence, that he is a qualified voter of such village or city, and the office for which he desires to be candidate. Upon payment by such candidate of \$2.00 to the clerk or recorder of such village or city, the clerk or recorder shall place the name of such candidate upon the primary election ballot of such village or city.

Sec. 4. Judges and clerks—compensation.—The judges and clerks of said election shall receive the same compensation as is provided for the judges and clerks at the regular village or city election.

Sec. 5. General laws to apply.—All laws now in force as applies to primary elections generally, are to apply to this Act as far as applicable.

Sec. 6. **Application.**—This Act shall not apply to any city of the fourth class which was operating under a home rule charter prior to the passage of this Act.

Approved April 20, 1933.

CHAPTER 328—H. F. No. 767

An act to amend Laws 1919, Chapter 522, Sections 3, 4, 5, 6, 8, 10, 11, and 12, as amended by Laws 1925, Chapter 335, relating to the payment of retirement allowances to employees of cities of the State of Minnesota having over 50,000 inhabitants.

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

Section 1. **Law amended.**—That Laws 1919, Chapter 522, Sections 3, 4, 5, 6, 8, 10, 11, and 12, as amended by Laws 1925, Chapter 335, be amended, so as to read as follows:

“Section 3. **Definitions.**—The following words and phrases as used in this Act, unless a different meaning is plainly required by the context, shall have the following meanings:

“(a) ‘Service allowance’ shall mean the allowance to which an employe may be entitled who retires from the city service after having attained the minimum established age for retirement.

“(b) ‘Disability allowance’ shall mean the allowance to which an employe may be entitled who retires from the city service as a result of disability before having attained the minimum established age for retirement.

“(c) ‘Retirement allowance’ shall mean either a service allowance or a disability allowance.

“(d) ‘Annuity’ shall mean payments for life derived from contributions made by an employe, as provided in this Act.

“(e) ‘Pension’ shall mean payments for life derived from credits allowed and appropriations made by the city, as provided in this Act.

“(f) ‘Supplementary allowance’ shall mean the allowance which may be granted to a present incumbent, division “B” in addition to a pension and an annuity.