

Sec. 3. **Disposition of proceeds.**—The proceeds of such sale shall be applied in payment of the necessary expenses of the sale and all necessary costs, storage, or charges incurred in relation to such property. The balance of the proceeds of such sales shall be paid into the general revenue fund.

Approved April 23, 1941.

CHAPTER 390—S. F. No. 1401

An act relating to fire extinguishers and certain tools to be kept in passenger and sleeping cars; amending Mason's Minnesota Statutes of 1927, Section 4910.

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

Section 1. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 4910, is hereby amended to read as follows:

"4910. **Must keep fire extinguishers and fire tools.**—Every such company shall keep, at each end of each passenger and sleeping car run or operated by it, fire extinguishers of good and approved construction, in good condition for use, and in a safe and convenient position, and in each car *one saw and one ax* to be kept inside of the car, in convenient places for use in case of accident. Any company violating any provision of this section shall forfeit to the state not more than one thousand dollars, and any officer, agent, or employee of such company who shall be responsible for such violation shall be guilty of a gross misdemeanor, and punished by a fine of not more than one thousand dollars.

Approved April 23, 1941.

CHAPTER 391—S. F. No. 606

An act relating to the state employes retirement fund, amending Mason's Supplement 1940, Sections 254-1 to 254-22a, inclusive, except Section 254-8, making an appropriation therefore, and repealing certain provisions thereof.

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

Section 1. **Law amended.**—That Mason's Supplement 1940, Section 254-1, be amended so as to read as follows:

"254-1. Definitions.—Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following words, terms, and phrases shall, for the purposes of this act, be given the meanings subjoined to them.

"Subd. 2. 'State Employee' shall mean any person holding a state office or regularly employed by the state in any capacity whatever and whose salary is paid either by warrant of the state auditor or from the fees or income of any department or agency of the state, excepting elective state officers, court commissioners, district judges, the members of the board of tax appeals, the civil service board, and the members of any other state board or commission who serve the state intermittently and are paid on a per diem basis, and the president, deans, professors, and instructors in the state university and in the state teachers' colleges, and teachers in state institutions who are eligible to membership in the teachers' retirement fund, but shall not include students who secure employment with the state or a state institution incidental to and in furtherance of their education. Temporary employees as defined by the civil service act shall not be eligible to membership, but probationers thereunder and temporary employees in the unclassified service shall become members at the expiration of six months continuous employment, and deductions shall be made from the salaries of such employees beginning on the first day of the calendar month following the completion of six months continuous employment. Permanent seasonal employees in either the classified or unclassified service shall in no event be considered temporary employees.

"Employees of the department of education who are eligible to membership in the Teachers' Retirement Fund shall have the option of electing whether to be a member of the State Employees Retirement Association or the Teachers' Retirement Fund.

"Subd. 3. 'Head of Department' shall mean the head of any department, institution, or branch of the state service which directly pays salaries out of its income or which prepares, approves and submits salary abstracts of its employees to the state auditor and state treasurer.

"Subd. 4. 'Accumulated Deductions' shall mean the total of the amounts deducted from the salary of a member, and the total amount of assessments paid by a member in lieu

of such deductions prior to July 1, 1939, and credited to his individual account in the retirement fund, without interest.

"Subd. 5. 'The Retirement Fund' shall mean and include the aggregate of all accumulated deductions from the salaries of members of the retirement association, all assessments paid by such members in lieu of such deductions, prior to July 1, 1939, and all other moneys paid into the state treasury or received by the retirement board pursuant to the provisions of this act, together with all income and profits therefrom and interest thereon, including contributions on the part of the state and departments thereof.

"Subd. 6. 'Monthly Deductions from Salaries' shall mean the actual receipts received or credited to the fund from salary deductions in any calendar month.

"Subd. 7. 'Prior Service' shall mean the service of a member rendered before the first day of July, 1929, and shall include the service during the world war of officers, soldiers, sailors, marines, and army nurses who were 'State Employees' at the time of enlisting or being drafted into the military service of the United States, and who returned directly to the service of the state upon returning from the world war.

"Subd. 8. 'Proportional Deferred Annuity' shall mean an annuity beginning at the time the member would have been eligible to receive an annuity for superannuation if his state service had not terminated, the amount of which is in the same proportion as the number of years service, for which the member is entitled to credit, is to the number of years service required had the member continued in the state service until eligible to receive a full superannuation annuity as provided by this act."

Sec. 2. Law amended.—That Mason's Supplement 1940, Section 254-2, be amended so as to read as follows:

"254-2. State employees retirement association created.—*Subdivision 1.* There is hereby established a state employees' retirement association the membership of which shall consist only of state employees. Membership in such association shall be optional on the part of persons in the employ of the state on July 1, 1929, but all new state employees entering the service of the state thereafter, except elective state officers, shall become members of the association by acceptance of state employment and the head of the department shall thereupon cause deductions to be made from the salary of such new employees. No person in the employ of the state on July 1,

1929, shall be eligible to apply for membership in the retirement association after July 1, 1931, *except as provided in this act.*

"Subd. 2. Any person employed by the state on July 1, 1941, who was a 'state employe' on July 1, 1929, and did not exercise his option to become a member of the association on or before July 1, 1931, shall become a member as of July 1, 1941, the same as though he had on that day become a 'new state employe'. Such persons and any person who has prior to July 1, 1941, or may thereafter become a member by reason of being a 'new state employe' shall have the option of electing to become a member as of July 1, 1929, by making payments in lieu of salary deductions from July 1, 1929, to the date of becoming a member, at the rate required for the person's age on July 1, 1929, according to the rate schedule in effect at the date of becoming a member, plus interest at four per cent per annum compounded annually. Such payments to be based upon the salary, wages, or compensation actually received, subject to the \$300 maximum provision, including any allowance for maintenance or housing not in excess of \$50.00 a month. Nothing herein shall give any person required to become a member on July 1, 1941, or any person electing to become a member as of July 1, 1929, credit for any service prior to July 1, 1929, nor shall any person becoming a member as provided herein have the right to make any payments in lieu of salary deductions, or receive credit for service for any period he was out of the state service or when he was on leave of absence or lay-off from July 1, 1929, to the date of becoming a member; and beginning with the date of his return to the state service, or active service as the case may be, payments shall be at the rate required for his age at the date of returning to work. All payments provided for in this section must be paid not later than twenty-seven months from the date of becoming a member, and shall be paid in either a lump sum or in monthly instalments by payroll deductions. Any person who has not completed the payments provided for in this section within twenty-seven months from the date of becoming a member, shall have returned to him the sums paid less \$10.00 and shall thereupon be a member from July 1, 1941, or the date of becoming a member by reason of being a 'new state employe'."

Sec. 3. Law amended.—That Mason's Supplement 1940, Section 254-3, be amended so as to read as follows:

"254-3. Board of managers—officers.—The management of the state employes' retirement fund is hereby vested in a

board of seven members, who shall be known as the State Employes' Retirement Board. *This board shall consist of the state auditor, the state treasurer, the insurance commissioner, and four state employes who shall be elected by the members of the retirement association at a time and in a manner to be fixed by the retirement board. The members of the board so elected shall hold office for a term of four years and until their successors are elected and qualified. A state employe on leave of absence shall not be eligible for election or re-election to membership on the retirement board; and the term of any board member who is on leave for more than six months shall automatically terminate upon the expiration of such period.* Any vacancy in the board caused by the death, resignation, or removal of *any members* so elected shall be filled by the retirement board for the unexpired portion of the term in which such vacancy occurs. The members of the retirement board shall serve without compensation, but shall be reimbursed out of the retirement fund for expenses actually and necessarily paid or incurred in the performance of their duties, and shall suffer no loss of salary or wages through service on such board. The board shall elect a chairman and appoint a secretary and such other employes as may be necessary, and fix their compensation. The board shall, from time to time, subject to the limitations of this act and of the law, establish rules and regulations for the administration of the retirement and other provisions of this act and for the transaction of its business."

Sec. 4. Law amended.—That Mason's Supplement 1940, Section 254-4, be amended so as to read as follows:

"254-4. Payments into retirement fund.—*Subdivision 1.* Persons in the employ of the state on July 1, 1929, who exercised their option to become members pursuant to Laws 1929, Chapter 191, Section 2 (254-2), shall pay into the retirement fund, beginning July 1, 1939, according to their age on July 1, 1929, and persons entering or re-entering the state service and becoming members of the association after July 1, 1929, shall pay into the retirement fund, beginning July 1, 1939, according to their age at the date of becoming or last becoming members of the association in accordance with the following schedule: those under 30 years of age, three and one-half per cent; those 30 years of age and under 40 years of age, four per cent; those 40 years of age and under 45 years of age, four and one-half per cent; those 45 years of age and under 50 years of age, five per cent; those 50 years of age and under 55 years of age, five and one-half per cent; and those 55 years of age or over, six per cent of the compen-

sation paid them including compensation for overtime *and any allowance for maintenance or housing*. Such payments shall be made by deduction thereof from salary: provided however, that no deduction shall be made from salaries on any amount thereof in excess of \$300.00 per month. The head of each department is hereby required to cause such deduction to be made from the salary of each member of the retirement association on every payroll abstract and to approve one voucher payable to the state treasurer for the aggregate amount so deducted from the salaries covered by *the* payroll abstract; provided, that deductions from salaries of employees paid direct by any department, institution, or agency of the state shall be made by the officer or employee authorized by law to pay such salaries, and remitted by him to the secretary of the retirement association with a statement showing the amount of each of such deductions and the names of the employees on whose account the same have been made.

“Every department, bureau, division, commission, committee, or board which functions regularly as a permanent unit of the state government, and which controls the expenditure of its income or revenue shall pay to the state treasurer, for the uses and purposes of the state employees retirement fund, in the manner and at the times hereinafter specified, the amount of money hereinafter provided for, which payments shall be credited to *the* retirement fund by the state treasurer.

“Every such unit of the state government which is wholly or substantially financially self-sustaining by reason of income or revenue derived from its own activities shall, beginning with the state’s fiscal year ending June 30, 1940, and continuing with each fiscal year thereafter, allocate to the state employees retirement fund an amount equal to one-half of the total amount of superannuation annuities paid during the fiscal year to employees who were retired by such unit of the state government. Within 60 days after the end of each fiscal year, *the secretary of the state employees retirement association shall compute the amounts due from such units of state government and certify the same to the state auditor who shall immediately transfer the amounts involved from the unit accounts to the state treasurer to the credit of the retirement fund, and notify the unit head of such transaction and this authority of the state auditor to transfer shall include all sums not transferred prior to the passage of this act.*

“*The secretary of the retirement board shall also compute and certify to the state auditor within 60 days of the close*

of each fiscal year, the total sum paid during the preceding fiscal year to the retired employees of all other units of the state government, and the state auditor shall immediately credit to the retirement fund from the general revenue fund an amount equal to one-half of the superannuation annuities paid during the preceding fiscal year to employees who were retired by all other units of the state government.

"The moneys necessary to provide for the contributions to the retirement fund by the state from the general revenue fund are hereby appropriated out of any funds in the state treasury not otherwise appropriated.

"The moneys necessary to provide for contributions to the retirement fund by the various units of the state government which are wholly or substantially financially self-sustaining by reason of income or revenue derived from their own activities are hereby appropriated for such purpose out of any funds derived by such units of government as income or revenue from their own activities.

"If an employee has worked in departments other than the one in which he was last employed, that portion of the annuity herein provided to be paid by the department shall be paid by the department where he was last employed.

"All such salary deductions and the contributions herein provided by the state shall be credited to a fund to be known as the retirement fund and all interest and other income of the association shall be credited to this fund. The retirement fund shall be disbursed only for the purposes herein provided. The expenses of the association and the annuities herein provided upon retirement shall be paid only from such fund. Under the direction of the retirement board the head of each department shall furnish such information and keep such records as the board may require for the discharge of its duties.

"Subd. 2. In computing the length of service of members for retirement purposes, who were required to pay a membership fee full credit shall be given for prior service, and in computing the length of service of those entering the state service after July 1, 1929, who have had service prior to July 1, 1929, full credit shall be given for prior service, but no credit for service rendered prior to the date of becoming a member by reason of being a 'new state employee' shall be given to any person who was a state employee on July 1, 1929, and did not exercise his option to become a member; except that a person electing to become a member as of July 1, 1929,

as herein provided, shall be entitled to credit for service subsequent but not prior to July 1, 1929.

“Subd. 3. No credit for service shall be allowed any member for periods such member may have been a state employee from June 30, 1929, to July 1, 1939, unless deductions shall have been made from the salary of such member or he has made payment in lieu thereof. From and after July 1, 1939, no credit for service shall be allowed any member for any calendar month in which he receives no salary or wages unless the head of the department gives notice, in writing, to the secretary of the retirement board within or prior to the calendar month when no salary or wages are received, that the member is on leave, or is on sick leave, or is inactive because of the seasonal nature of his work, as the case may be; unless the member’s name is carried on the department payroll abstract marked ‘on leave,’ ‘sick leave,’ or ‘inactive.’ From and after July 1, 1939, no member shall be entitled to make payments in lieu of salary deductions for periods no salary or wages are received; the deductions made from the compensation received shall cover periods of inactivity, provided notice is given or the payroll abstract is marked as provided herein. From and after July 1, 1941, employees in the classified service shall be given credit for service during leave of absence, sick leave, or inactivity because of the seasonal nature of the work, as shown by the records of the civil service department. Salaries paid for a fractional part of any calendar month shall be considered the compensation for the entire calendar month unless state service has terminated.

“Subd. 4. No member shall be entitled to credit for former service upon entering the employ of the state after having received a refundment of accumulated deductions pursuant to the provisions of this act, unless he shall restore the amount thereof to the fund as provided by this act.

“Subd. 5. The final power to determine the status of any individual in the employ of the state for the purposes of this act is hereby vested in the retirement board.”

Sec. 5. Law amended.—That Mason’s Supplement 1940, Section 254-5, be amended so as to read as follows:

“254-5. State treasurer to be treasurer of association.—The state treasurer shall be ex-officio treasurer of the retirement funds of the association, and his general bond to the state shall cover all liability for his acts as treasurer of these funds. All moneys of the association received by him shall be set aside in the state treasury to the credit of the proper

fund. He shall deliver to the secretary of the retirement board each month copies of all payroll *abstracts* of the state together with the state auditor's warrants covering the deductions made on *these* payroll *abstracts* for the retirement funds; whereupon the secretary shall cause to be made, in triplicate, a list of the auditor's warrants and *these* warrants shall then be deposited with the state treasurer to be credited to the retirement fund. He shall pay out of *this* fund only on warrants issued by the state auditor, upon vouchers signed by the secretary of the retirement board; provided, that vouchers for investments may be signed by the secretary of the state board of investment."

Sec. 6. Law amended.—That Mason's Supplement 1940, Section 254-6, be amended so as to read as follows:

"254-6. **Investment board to invest funds.**—The retirement board shall, from time to time, certify to the state board of investment for investment such portions of the retirement fund as in its judgment may not be required for immediate use. The state board of investment shall thereupon invest the sum so certified in such securities as are duly authorized legal investments for savings banks and trust companies, and shall sell any such securities upon request of the retirement board."

Sec. 7. Law amended.—That Mason's Supplement 1940, Section 254-7, be amended so as to read as follows:

"254-7. **Civil service department shall furnish information as to status.**—*Upon the request of the retirement board, the civil service department shall furnish such information relative to the status of state employes as may be required by the board in the performance of its duties.*"

Sec. 8. Law amended.—That Mason's Supplement 1940, Section 254-9, be amended so as to read as follows:

"254-9. **Amount paid to be refunded in certain cases.**—*Should a member before becoming eligible to receive a superannuation annuity become separated from the state service by resignation or dismissal, and have no right of re-instatement or re-employment under the civil service act, or have pending any action claiming the right thereto not finally adjudicated, he shall be entitled to the return of the full amount of the accumulated deductions standing to the credit of his individual account upon making application therefor on blanks furnished by the retirement board. Any such person who has been a member of the retirement association for not less than ten years may, in lieu thereof, elect, in writing,*

within 90 days from the termination of his employment to take a proportional deferred annuity beginning at the date he would have been eligible to receive an annuity if his state service had not *been* terminated. *Such proportional deferred annuities to begin on the first day of the calendar month. Instead of taking a refundment or a proportional deferred annuity as provided in this act, any person who has been a member of the retirement association five years or more may elect in writing within 90 days from the termination of his employment to take for each year of service during which he has made payments to the retirement fund and for which he is entitled to credit on the records of the retirement association, an annuity equal to one-seventieth of his average salary upon which deductions for the retirement fund have been made while a 'state employee': these annuity payments may be either immediate or deferred and shall begin on the first day of the calendar month following that in which the member attains the age of 65, or if state service does not terminate until after the age of 65, on the first day of any calendar month thereafter.* Any member who elects to take a deferred annuity cannot thereafter make application for refundment unless he shall again become a 'state employee' and his state service shall again terminate. In the event of the death of a member who has elected to take *either a proportional deferred annuity or a deferred annuity*, refundment shall be made as provided by *this act*. The right to a *proportional deferred annuity or a deferred annuity* shall be evidenced by a certificate signed by the chairman and secretary of the retirement board. Members who have elected to take *either a proportional deferred annuity or a deferred annuity* who again become 'state employees' shall surrender their certificates and shall be entitled to full credit for the service covered by the surrendered certificate. *Salary deductions* are to be made according to the age at the time of again becoming a 'state employee.'

"No annuity provided for in this section shall exceed the maximum provided by this act."

Sec. 9. Law amended.—That Mason's Supplement 1940, Section 254-10, be amended so as to read as follows:

"254-10. Members may be reinstated.—Whenever a state employee who has so withdrawn his accumulated deductions shall re-enter the employment of the state and shall restore to the retirement fund his accumulated deductions that were withdrawn, with interest from the date of withdrawal to the date of repayment at four per cent per annum, compounded annually, the annuity rights forfeited at that time shall be

restored. If the amount so withdrawn is not restored within one year from the date of again becoming a member of the retirement association the employee becomes a member but not entitled to credit for former service. In the case of a member returning to the service of the state without restoring a refundment and again leaving and having a refundment and later returning, such member can only restore the last refundment and will not be entitled to credit for service prior to that covered by the last refundment; provided, that if any member who has received a refundment from the retirement fund has not repaid it upon again becoming a member, and later becomes eligible to receive an annuity, a *proportional deferred annuity*, or a deferred annuity, such *annuities* shall be computed on the compensation upon which deductions for the retirement fund were based after June 30, 1929, including that covered by the refundment or refundments, and then reduced in the same proportion as the number of years service covered by the refundment or refundments is to the total service.

"Any member who returned to the state service prior to January 1, 1941, who failed to repay his refundment or refundments upon again becoming a member of the association as provided by laws in effect at the time of again becoming a member, shall be given a period of one year from May 1, 1941, in which to make such re-payment. Such repayment to be the amount of the refundment or refundments plus interest at four per cent per annum compounded annually from the date of withdrawal to the date of re-payment. Should any former member who has received either an annuity, a proportional deferred annuity, or a deferred annuity again be employed by the state his annuity shall cease during the period of employment and deductions shall be made from his earnings. Upon the termination of his employment annuity payments shall be resumed and there shall be no change in the amount of such annuity because of such employment."

Sec. 10. Law amended.—That Mason's Supplement 1940, Section 254-11, be amended so as to read as follows:

"254-11. Retirement age — annuities. — Whenever any member of the retirement association has been an employee of the state for a period of 20 years and has attained the age of 65 years, or when any such employee has been in the service of the state for a period of 35 years, he shall be eligible for retirement for superannuation, but such retirement shall not be compulsory *prior to attaining the age of 70*; provided, that in computing such term of service the time during which any

member of the association shall have maintained his membership by the payment of assessments during the period July 1, 1929, to July 1, 1939, shall be included.-----

“Members who have left the service of the state to serve in the military forces of the United States or of the State of Minnesota, subsequent to July 1, 1940, shall be considered as on leave of absence; and in computing the amount of annuities of such members, the period of such leave shall be included in computing time of service for the state, and excluded in computing the annuity, so that no reduction will be made in the amount of the annuity by reason of such military service. Such retirement may be made upon application of the member or of some one acting in his behalf, or in case of an employee in active service, upon the application of the head of the department in which *the* member is employed. Upon retirement *the* member shall receive an annuity for the remainder of his life equal to 50 per cent of his average salary upon which deductions for the retirement fund have been based while a state employee; provided, that no such retirement annuity shall exceed the sum of \$100.00 per month. If the total of annuities shall during any month become greater in amount than the monthly deductions from salaries and contributions made by the state, the board shall proportionally reduce the amount of annuities for *that* month. In determining the contributions made by the state in any month, it shall be considered that one-twelfth of the amount appropriated for the fiscal year is the amount of the contributions made by the state for that month; provided, such one-twelfth does not exceed 50 per cent of the annuities paid and payable for that month. If such one-twelfth exceeds 50 per cent of the annuities paid and payable for that month, then, in that case, 50 per cent of the annuities paid and payable for that month shall be considered the amount of the contributions made by the state for that month. The balance of any annuities heretofore not paid in full by reason of the fact that the total of annuities and refundments were greater than the monthly deductions from salaries, shall be paid proportionally in the first and subsequent months when the salary deductions exceed the total of annuities and refundments. Any annuity payments which may subsequent to July 1, 1939, be proportionally reduced by reason of the fact that annuities exceed the salary deductions and contributions made by the state, shall be paid proportionally in the first and subsequent months when the salary deductions and contributions by the state exceed the annuity payments. In making proportional annuity payments for prior months in which the annuities were not paid in full, full payments shall be made for the first month in which

annuities were proportionally reduced before any proportional payments shall be made to apply on subsequent months when annuity payments were reduced, and this method shall be followed for each month when only proportional annuity payments were made."

Sec. 11. Law amended.—That Mason's Supplement 1940, Section 254-14, be amended so as to read as follows:

"254-12. **Surviving spouse or legal representative of deceased member to receive lump sum.**—Whenever a member of *the* association shall die without having received an annuity, or without having received in annuities an amount equal to the total amount of the accumulated deductions from his salary, the full amount of the accumulated deductions, less *the* annuity payments, if any, as have been paid to such member, shall be paid in one lump sum to the beneficiary or beneficiaries designated by *the* member, or, if none, to the surviving spouse, or, if none, to the legal representatives of *the* member, upon the establishment of a valid claim therefor. Any annuity payment to which a member is entitled at the time of his death shall be paid in the same manner. *Any member who dies without having designated a beneficiary, or if the beneficiary should die before making application for refundment or annuity payment as the case might be, and there is no surviving spouse and no legal representative of such member, the accumulated deductions to the member's credit and any annuity payment to which he was entitled at the time of death shall, after five years, be credited to and become a part of the retirement fund.*"

Sec. 12. Law amended.—That Mason's Supplement 1940, Section 254-15, be amended so as to read as follows:

"254-13. **To be paid in monthly installments.**—All annuities granted under the provisions of this act shall be paid in equal monthly installments, and shall not be increased, decreased, or revoked except as provided *herein*."

Sec. 13. Law amended.—That Mason's Supplement 1940, Section 254-16, be amended so as to read as follows:

"254-14. **Date of retirement.**—No member of the retirement association *shall* be entitled to receive an annuity until he shall have paid into the retirement fund, by deductions from salary *for a period of five years after becoming a member.*"

Sec. 14. Law amended.—That Mason's Supplement 1940, Section 254-17, be amended so as to read as follows:

"254-15. Funds not subject to process.—None of the moneys, annuities, or other benefits mentioned *herein* shall be assignable either in law or in equity or be subject to execution, levy, attachment, garnishment, or other legal process, nor shall they be subject to any state income tax."

Sec. 15. **Law amended.**—That Mason's Supplement 1940, Section 254-18, be amended so as to read as follows:

"254-16. Insurance laws not to apply.—None of the laws of this state regulating insurance or insurance companies shall apply to the retirement association or any of its funds."

Sec. 16. **Law amended.**—That Mason's Supplement 1940, Section 254-19, be amended so as to read as follows:

"254-17. May receive gifts and bequests.—The retirement board is hereby authorized and empowered to credit to the *retirement* fund any moneys received in the form of donations, gifts, appropriations, bequests, or otherwise, or derived therefrom."

Sec. 17. **Law amended.**—That Mason's Supplement 1940, Section 254-19a, be amended so as to read as follows:

"254-18. Appropriation for fund.—There is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, the sum of \$50,000 for each year *for the biennium ending July 1, 1943* or so much thereof as may be necessary to carry out the provisions of this act."

Sec. 18. **Law amended.**—That Mason's Supplement 1940, Section 254-22, be amended so as to read as follows:

"254-19. Board of Directors may make rules and regulations.—Any changes or additions which may be found necessary or advisable for the management of *the retirement* 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."

Sec. 19. That Mason's Supplement 1940, Sections 254-20, 254-21 and 254-22a, are hereby repealed.

Approved April 23, 1941.