

CHAPTER 100—S. F. No. 224

An act relating to procedure after an award has been made by the industrial commission in workmen's compensation cases upon petition for new hearing, and amending Minnesota Statutes 1945, Section 176.60.

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

Section 1. Minnesota Statutes 1945, Section 176.60, is amended to read :

176.60. **New hearing may be granted.** At any time after an award has been made and before writ of certiorari issued by the supreme court, the commission may, for cause, upon application of either party and not less than five days' notice in writing to all interested parties, set the award aside and grant a new hearing and thereon determine the matter on its merits and make such findings of fact, conclusions of law, and award or disallowance of compensation or other order, as the pleadings and the evidence produced before it and the provisions of this chapter shall in its judgment require. *When judgment has been entered by authority of section 176.59 the commission shall file in the office of clerk of the district court where the judgment was entered a certified copy of the order granting a new hearing. Thereupon the force and effect of the judgment entered shall be stayed and held in abeyance until the commission shall have determined the pending application. But the judgment shall stand as security for the payment of the obligation therein described subject to the final order of the commission.*

Approved March 20, 1947.

CHAPTER 101—S. F. No. 600

[Not Coded]

An act relating to firemen's relief associations in certain villages; amending Laws 1943, Chapter 413.

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

Section 1. Laws 1943, Chapter 413, Section 1, is amended to read as follows :

Deductions from pay — tax levy — premiums on bonds of treasurer and secretary—investment of surplus. In addition

to the moneys in the special fund of said association or provided to be raised therefor under existing laws for the payment of pensions and other benefits, revenues from the following sources shall be paid to said special fund, to-wit: It shall be the duty of the village recorder, treasurer or other disbursing officer of such village to deduct each month from the monthly pay of each member of the Fire Department who is a member of the association a sum equal to three and one-half per cent of such monthly pay, and to place the same to the credit of said special fund. The village council or other governing body of such village shall each year, at the time the tax levies are made for the general revenues of the village, levy, within the per capita or mill limitations now permitted by law, a tax on all of the taxable property of such village *in the sum of \$10,000 per annum*, which levy shall be transmitted to the county auditor of the county in which the village is situated at the time the other levies are transmitted and shall be collected, and the penalties therefor shall be enforced, in the same manner as the other taxes of such village. The village treasurer, when the moneys derived from such tax are received by him, shall pay the same to the treasurer of the Firemen's Relief Association, together with all penalties and interest collected thereon, in the following manner: Of the first levy made after the passage of this act an amount not to exceed one-half of such levy may, at the discretion of the board of trustees of said relief association, be placed to the credit of the general fund of said association. The balance of said levy, as well as all subsequent levies, shall be credited to the special fund of said association, and shall not be withdrawn from said fund or transferred, to any other fund except for the purposes of this act; provided, however, that said board of trustees may, in its discretion, pay premiums upon the bond of the treasurer and secretary from said special fund, and may also invest the balance of its funds in certificates of indebtedness of such municipality, and the governing body of such municipality shall sell its certificates of indebtedness to such relief association at the prevailing rate that it sells such certificates to the general public, or others.

Approved March 20, 1947.