

(b) Any wholesaler shall pay to the state an annual license fee in the sum of \$2,500, except that wholesalers of beer containing more than 3.2 per cent of alcohol by volume, shall pay to the state an annual license fee of \$250.

(c) Any manufacturer of wines containing not more than 24 per cent of alcohol by volume shall pay to the state an annual license fee of \$1,000; and any wholesaler of wines containing not more than 24 per cent of alcohol by volume shall pay to the state an annual license fee of \$1,000. No person or corporation licensed under the provisions of clauses (a) and (b) to manufacture or sell intoxicating liquors at wholesale may be licensed to manufacture or sell wines at wholesale, directly or indirectly or through a subsidiary or affiliate corporation or by any officer, director, stockholder or partner thereof, nor shall any person or corporation licensed to manufacture wines or sell wines at wholesale as provided in this clause be granted a license to manufacture or to sell intoxicating liquors at wholesale, directly or indirectly or through a subsidiary or affiliate corporation or by any officer, director, stockholder or partner thereof. The provisions of clause (c) herein shall take effect and be in force from and after July 1, 1947.

(d) The maximum license fee for an "Off sale" license in the cities of the first class shall be the sum *which, together with any occupation tax that may be imposed by a municipality issuing said "Off sale" license, will not exceed the sum of \$1,000 annually*; in all cities and villages of over 10,000 population, except cities of the first class, the maximum license fee for an "Off sale" license shall be \$200; in all cities and villages with a population between 5,000 and 10,000, the maximum license fee shall be \$150; in all cities, villages and boroughs of 5,000 population, or less, the maximum license fee shall be \$100. All such license fees for "Off sale" licenses shall be payable to the municipalities issuing the license. Where such licenses shall be issued for less than one year, a fee may be a prorata share of the annual license fee.

Approved April 22, 1949.

---

CHAPTER 627—S. F. No. 872

*An act relating to the highway patrolmen's retirement association, fixing the age for voluntary retirement of high-*

*way patrolmen and providing increased benefits under certain conditions; amending Minnesota Statutes 1945, Sections 172.02 and 172.08, as amended.*

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

Section 1. Minnesota Statutes 1945, Section 172.08, as amended by Laws 1947, Chapter 577, Section 21, is amended to read:

172.08. **Membership eligibility.** Subdivision 1. Every patrolman who shall have been in the employ of the state as such for 20 years or more and during such time shall have paid by salary deductions, or otherwise, into the state employees' retirement fund, the amount required by law and into the fund hereby created or into either fund shall be entitled to separate himself from such state service and upon attaining the age of 55 years, shall be entitled to receive a life annuity, upon his separation from state service, of an amount equal to 60 per cent of the average annual salary which he received during the five years immediately prior to said separation from state service, except as hereinafter limited, which life annuity shall be paid in monthly instalments during the remainder of his life. Any patrolman who has been employed by the state as such for more than 15 years, and less than 20 years, when he attains the age of 58 years, may, if physically qualified, continue as such patrolman until he has attained the age of 60 years, or he may pay a sum which will result by multiplying the number of months which he would be required to serve so as to complete 20 years of service, by the amount of his monthly salary deductions at the time when he attained 55 years of age, and thereupon, and upon his compliance with the provisions hereof relative to salary deductions, and upon his separation from state service, he shall be entitled to the annuity, as provided for in this subdivision; provided, that no patrolman shall continue as such after he attains the age of 60 years and in the event that he has not served 20 years as a patrolman, when he attains said age of 60 years, he shall pay a lump sum equal to the salary deductions which would have been made had he continued in state employment until he had acquired a total of 20 years of service.

*Subd. 2. Patrolmen whose employment with the state has been 20 years or more, and during such time have paid, by salary deductions or otherwise, into the state employee retirement fund, the amount required by law, and into the fund*

*created by Laws 1943, Chapter 637, or into either fund and who shall have attained the age of 55 years and who continues to serve as a highway patrolman or has served one or more years in excess of 20 years before reaching the age of 55 years shall be entitled to receive upon retirement an additional sum of \$5.00 per month for every year of service in excess of 20 years, not exceeding in all, however, 25 years of service, to be paid to him after retirement concurrently with retirement benefit otherwise provided in this chapter. The amount of contributions required from such highway patrolman in addition to contributions otherwise required from highway patrolmen, under this act, in order to qualify for such additional retirement benefits, may be increased from time to time to insure the actuarial soundness of such highway patrolman's retirement fund.*

*Subd. 3. Patrolmen whose employment with the state has been less than 15 years and more than ten years, and during such time have paid, by salary deductions or otherwise, into the state employees' retirement fund, the amount required by law and into the fund hereby created, or into either fund and who shall have attained the age of 55 years, shall be entitled to receive a life annuity upon his separation from state service of an amount which the years of service in the highway patrol prior to his retirement bear to 20 years, except as hereinafter limited, which life annuity shall be paid in monthly instalments during the remainder of his life.*

*Subd. 4. Every patrolman, whose employment with the state of Minnesota has been more than ten years and less than 20 years, and during such time has paid, by salary deductions or otherwise, into the state employees' retirement fund, the amount required by law and into the fund hereby created, or into either fund, and allowing said deductions to remain in such fund, may separate himself from the state service subsequent to the effective date of this amendment, at any time during the above period, and upon attaining the retirement age of 55 years shall be entitled to receive a life annuity of an amount which the years of his service in the state highway patrol, prior to his retirement, bear to 20 years.*

*Subd. 5. No patrolmen shall receive an annuity in excess of \$100 per month, upon retirement for 20 years of service, but patrolmen qualifying through additional years of service and contributions pursuant to the provisions of*

*Subdivision 2 may receive an annuity up to but not exceeding \$125 per month.*

*Subd. 6.* In the event that any patrolman should die after he has become eligible to receive an annuity as herein provided for, the amount he has paid into said funds, less the annuity payments he received prior to his death, shall thereupon be paid to the surviving spouse, if any, and if there be no surviving spouse, then to the heirs as provided by the laws of descent.

Sec. 2. Minnesota Statutes 1945, Section 172.02, as amended by Laws 1947, Chapter 577, Section 1, is amended to read:

**172.02. Retirement association.** There is hereby established a Highway Patrolmen's Retirement Association, the membership of which shall consist of highway patrolmen. Every highway patrolman who is employed by the state of Minnesota, as such, on July 1, 1943, and every person employed as a patrolman thereafter, shall become a member of this association. Each patrolman while in the service of the state highway patrol shall pay a sum equal to *eight* per cent of his monthly salary not exceeding the sum of \$20 per month except as hereinafter provided. Such amounts shall be deducted monthly by the commissioner of highways, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of highway funds, monthly, by the commissioner of highways a sum equal to the amount of said salary deductions each month, the same to be credited to the fund created by Laws 1943, Chapter 637. All moneys received by said association shall be deposited by the state treasurer in the Highway Patrolmen's Retirement Fund created by Laws 1943, Chapter 637. Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided. The amount of contributions required from state highway patrolmen may be increased from time to time to insure the actuarial soundness of the highway patrolmen's retirement fund created by Laws 1943, Chapter 637.

Approved April 22, 1949.