

Section 1. Laws 1949, Chapter 633, Section 1, is hereby amended to read:

Section 1. **Province of Manitoba, appropriation relating to Roseau Game Refuge.** Upon the *undertaking*, under authority of the department of public works or other authorized agency of the province of Manitoba of a *project for construction of the dams, ditches, control structures, and other works necessary for the diversion of the waters of Pine Creek in said province into the Roseau River Game Refuge and Public Hunting Grounds in the state of Minnesota in accordance with plans and specifications approved by the commissioner of conservation of this state as effective and satisfactory for the intended purposes, the commissioner* is hereby authorized to pay to the authorized officer of said province the cost of such diversion works, not exceeding \$100,000, *which payment may be made upon progress estimates submitted by project engineers from time to time during the course of construction or upon completion thereof, certified by the provincial authority in charge of the project and approval by the commissioner of conservation of this state, or in such other manner as he may determine. Such payment shall be made from funds otherwise appropriated and made available for said Roseau River Game Refuge and Public Hunting Grounds. The commissioner of conservation may enter into an agreement with the department of public works or other authorized agency of the province of Manitoba regarding the construction of said project and payment of the cost thereof in accordance with the provisions of this act.*

Sec. 2. *All acts and parts of acts inconsistent herewith, including the provisions of Laws 1939, Chapter 431, and acts amendatory thereof, are hereby superseded so far as necessary to give effect to the provisions hereof.*

Approved April 4, 1951.

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CHAPTER 243—S. F. No. 1185

[Not Coded]

*An act relating to police relief association in certain villages; amending Laws of 1931, Chapter 48, Sections 2, 6 and 7, as amended.*

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

Section 1. Laws of 1931, Chapter 48, Section 2, is amended to read:

**Sec. 2. Incorporation; amount of pension.** That every paid municipal police department now existing or which may hereafter be organized is hereby authorized to become incorporated pursuant to the provisions of Chapter 58, General Statutes 1923, and the laws amendatory thereto, and adopt a constitution and by-laws as a relief association, and is authorized to provide for and permit and allow such police relief association, so incorporated and organized, 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 and 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 fifty-five years or more, and shall have served 20 years or more in such department, or their widows and children under 16 years of age, *excluding, however, from the increased benefits hereinafter set out, members already retired from said police department, such retired members who qualify for benefits hereunder to receive same at the old rates, viz:*

*\$100 per month when such members shall have reached the age of fifty-five years or more and shall have served as a member of such paid municipal police department for a period of 20 years or more in the police department of such village in which such relief association shall have been organized, or who has been disabled physically or mentally because of any injury received or suffered after at least one year of service as such member, while a member of such organizations and police department, so as to render necessary his retirement from active police service and cause a total and permanent disability; provided, further, that no pension authorized by this act shall be paid to any person while receiving compensation in any form, or sick benefit, from any county, city, village, township or other political subdivision of the state, or to any person after he removes his residence from the United States, or to any person who shall have been convicted of a felony for which he shall have been adjudged to be imprisoned, or who is an habitual drunkard, or to any person receiving a pension or sick relief from any other public relief association.*

Provided, however, that said maximum monthly payments of \$100 per month may be increased by adding thereto an amount not exceeding \$3.00 per month for each year of active duty over 20 years of service before retirement; provided, further, that with such increases no pension or payment hereunder shall exceed the sum of \$125 per month; and provided, further, that no such pension shall be paid to any person while he remains a member of the police department and no person receiving such pension shall be entitled to any other relief from the association.

Sec. 2. Laws 1931, Chapter 48, Section 6, Subdivision 2, as amended by Laws 1933, Chapter 122, Section 2, as amended by Laws 1939, Chapter 304, Subdivisions 1 and 2, as amended by Laws 1945, Chapter 300, Subdivision 2, as amended by <sup>C 40</sup> ~~Laws 1947, Section 1, as amended by Laws 1949, Chapter 191, Section 1, Subdivision 2, is amended to read:~~

Subd. 2. **Powers.** 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 limits now permitted by law, a tax on all the taxable property of such village, in the sum of \$15,000 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 tax levies are transmitted and shall be collected and the payment thereof shall be enforced in the same manner as the other taxes of such village. The village treasurer, when the monies derived from such tax are received by him, shall credit the same to the police pension fund, together with all penalties and interest collected thereon, and said monies shall not be withdrawn from said fund or transferred to any other fund.

*If in any year the total amount of pensions so paid by said village to said retired members of said police department of said village shall exceed the sum of \$15,000, then the village council or governing body of such village shall in the following year thereafter, at the time the tax levies are made for the general revenues of said village, levy within the limits permitted by law a tax on all taxable property of said village in a sum equal to the sum so paid out for said pensions during the preceding year, said levy to be transmitted to the county auditor of the county in which such village is situated at the time the other tax levies are transmitted, and the payment*

*thereof shall be enforced in the same manner as the other taxes of such village. The village treasurer, when the monies derived from such tax are received by him, shall credit the same to the police pension fund, together with all penalties and interest collected thereon, and said monies shall not be withdrawn from said fund or transferred to any other fund.*

Sec. 3. Laws 1931, Chapter 48, Section 7, as amended by Laws 1933, Chapter 122, Section 3, as amended by Laws 1949, Chapter 191, Section 2, is amended to read:

Sec. 2. **Board of directors.** The governing board or board of directors of said association then incorporated shall consist of five members, to be elected annually, who shall first hold their offices for one, two, three, four and five years, respectively, and thereafter each for a five-year term, or until the successor of each is duly elected and qualified, who shall serve without compensation and shall be active members of said paid police department, and the mayor or president and village treasurer shall be ex-officio members of said board, and the village treasurer shall be the custodian of all funds of said association and shall disburse the same as directed by said board. The said village treasurer shall give bond to the board of trustees in an amount *to be designated by said board of trustees*, conditioned for the faithful discharge of his duties during his continuance in office and for the payment without delay to the officer or persons entitled by law thereto, of all moneys belonging to said relief association, which shall come into his hands by virtue thereof, provided that the premium for said bond may be paid by the said board of trustees out of the special fund of said association. All vacancies occurring in the elective membership of said board shall be filled by a special election called for that purpose. None of said members shall be eligible to vote upon any question relating to his benefits hereunder.

Whenever a member of said association shall cease to be a member of said department, for any reason, other than death or retirement, he shall be paid, on demand, the full amount of the accumulated deductions from pay standing to his credit. Whenever any member shall die without having received a pension, or without having received in pension payments an amount equal to the total amount of the accumulated deductions from his salary heretofore provided for, the full amount of such accumulated deductions, less such pension

payments, if any, as have been made to said member shall be paid in one lump sum to the beneficiary or beneficiaries designated by such member, or if none, to the legal representatives of such member, provided, however, if no valid claim is established therefor, such accumulated deduction shall remain with and become the property of said association.

Any police relief association, duly incorporated pursuant to the provisions of this act is further authorized to establish a death benefit fund to be paid to members of such police relief association from any funds voluntarily contributed by members of said association or funds which they may receive from sources not specifically enumerated herein.

Approved April 4, 1951.

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CHAPTER 244—S. F. No. 1186

[Not Coded]

*An act relating to community hospitals in certain cities of the fourth class and authorizing the levying of taxes therefor.*

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

**Section 1. Community hospital, certain cities of fourth class.** Any city of the fourth class having more than 6,000 inhabitants and an assessed valuation of more than \$12,000,000 may levy, in excess of existing limitations, not to exceed \$77,000 per year in each of the years 1951, 1952, and 1953 for the purpose of acquiring, constructing, and equipping a community hospital which shall be available to all inhabitants of such city on equal terms. The moneys collected on such tax levies, together with any other gifts or contributions to the city for such purpose, shall be deposited in a special hospital fund and used for no other purpose.

Approved April 4, 1951.