

During each the third and fourth years of vehicle life, the tax shall be 75 percent of the foregoing scheduled tax; during the fifth year of vehicle life, the tax shall be 50 percent of the foregoing scheduled tax; during the sixth year of vehicle life, the tax shall be 37½ per cent of the foregoing scheduled tax; and during the seventh and each succeeding year of vehicle life, the tax shall be 25 percent of the foregoing scheduled tax; provided that the annual tax paid in any year of its life for an intercity bus shall be not less than \$350 for a vehicle of over 25 passenger seating capacity and not less than \$250 for a vehicle of 25 passenger and less seating capacity.

7. Trailers, except farm trailers described in paragraph 4b and except two-wheel trailers described in paragraph 2, shall be taxed on the basis of \$4.00 per ton or fraction thereof of the carrying capacity of such trailer, but in any event not less than \$4.00 per vehicle. The maximum load at any time carried on any trailer shall be deemed prima facie the carrying capacity thereof.

8. Motor vehicles specially equipped for operation over snow and used exclusively for such purposes . . . \$3.00 if weighing one ton or less, and an additional \$2.00 for each additional ton or fraction thereof.

Approved April 16, 1953.

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#### CHAPTER 375—H. F. No. 863

*An act relating to the taking of raccoon; amending Minnesota Statutes 1949, Section 100.29, Subdivision 15.*

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

Section 1. Minnesota Statutes 1949, Section 100.29, Subdivision 15, is amended to read:

Subd. 15. It shall be unlawful to take any raccoon in any manner in a den or hollow tree or cut down any tree inhabited or occupied by raccoon; or to set any trap for raccoon in any muskrat runway; or to set fire to any tree or use smoke to take raccoons or squirrels.

Approved April 16, 1953.

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#### CHAPTER 376—H. F. No. 889

*An act relating to police pension in certain cities of the*

*fourth class; amending Minnesota Statutes 1949, Sections 423.25, 423.26.*

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

Section 1. Minnesota Statutes 1949, Section 423.25, is amended to read:

**423.25 Retirement pension.** When any member of the association reaches the age of 50 years he may retire and shall thereupon be entitled to a pension as long as he lives at the following rates:

(1) \$100 per month when such member shall have served as a member of said police department for a period of 20 years or more, excluding temporary employment or probationary periods.

(2) An additional \$5 per month for each year of service over 20 that said person may have served as a member of such police department after the age of 50 years. The total amount of pension hereunder shall in no event exceed \$150 per month.

(3) In the event such member shall retire after reaching the age of 50 years, and after having been a member of said department for at least ten years but before having served 20 years in said department, the amount of pension which he shall receive shall be that proportion of \$100 per month which the years of service in said department prior to retirement bear to 20 years, major fractions of years of service to be treated as one year and minor fractions to be disregarded.

(4) In no event shall temporary employment or employment for probationary periods be considered in computing pension allowance hereunder.

(5) In the event any member shall *terminate his employment with* said police department after have served 20 years or more and before such member has reached the age of 50, he may, continue as a member of said association, notwithstanding that he is no longer a member of said police department, and upon reaching the age of 50 years, shall be entitled to a pension at the rate of \$100 per month; provided that in such event such member shall contribute each month after said *termination of employment*, and until reaching the age of 50 years, to the pension fund of said relief association a sum of money equal to three and one half percent of the then average monthly pay of members in said department holding the rank held by said member at the time of the *termination of employment*. Such member shall within 60 days thereafter pay into said association for the pension fund the monthly instalments

herein provided for the period between his *termination of employment* and the time of the first payments. Thereafter, in the event said member shall default in the payment of such monthly assessments and such default shall continue for a period of *six months*, all rights hereunder shall cease. In the event that any member of the police department and of the relief association, regardless of his age, becomes totally disabled from performing any kind of work, labor, or services after he has served as a member of the police department for at least ten years and shall have been discharged or shall have resigned from the police department by reason of disability, he shall be entitled to and paid a pension from the pension fund of the association, the amount of which shall be that proportion of \$150 per month which the years of service in the department prior to retirement bear to 25 years, major fractions of years to be treated as one year and minor fractions to be disregarded.

No such pension for disability shall commence until the association shall have been furnished with satisfactory proof as to the applicant's age, his years of service in the department, and of his disability and causes thereof. The applicant must submit himself to examination by the official physician of the association and to such other doctor as the association may direct and submit to such examination as often as requested by the association, the cost of which is to be paid by the association out of the pension fund. The applicant may submit reports as to his disability from other doctors at his own expense, to the association for consideration but the report of the official physician of the association is the basis upon which the association decides upon the allowance of the disability pension and computes the amounts thereunder. No such pension shall be paid to any person who is receiving compensation under the workmens compensation act for injury causing such disability.

*The association shall have the right to cancel or suspend any pension or reduce the amount thereof during such time as the person otherwise entitled thereto is receiving a pension in any form from any municipal or other subdivision of the state or is regularly receiving income from a business or employment. No pension shall be reduced below the amount which, when added to the income from the other pension, business, or employment, equals the monthly pension to which the person would otherwise be entitled.*

Sec. 2. Minnesota Statutes 1949, Section 423.26, is amended to read:

423.26 Retirement at the age of 50 years shall not be compulsory, but when such member shall have reached the age of 65 years the police civil service commission, if one exists

in such city, or, if not, the board or commission charged with the administration of the department of police in the city shall have the right to insist upon the retirement of such member at the age of 65 years, regardless of the provisions of any civil service laws.

Approved April 16, 1953.

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CHAPTER 377—H. F. No. 937

[Coded in part]

*An act relating to chauffeurs' licenses; amending Minnesota Statutes 1949, Section 168.42 and Section 168.43.*

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

Section 1. Minnesota Statutes 1949, Section 168.42, is amended to read:

**168.42 Licenses, expiration.** All chauffeurs' licenses issued hereunder shall expire at midnight on *March 31 of each year*, but may be renewed without examination, if application for renewal is made during the month of *February*. *It is provided that for the year 1954 only, applications for renewal shall be made during the month of December 1953. During January, February and March 1954, any chauffeur who made application for renewal before January 1, 1954 may operate under the 1953 license issued to him until he receives his new chauffeur's license badge or is notified by the secretary of state that his license cannot be renewed.*

Sec. 2. Minnesota Statutes 1949, Section 168.43, is amended to read:

**168.43 Examination; application.** Applications for examination and license hereunder shall be in writing upon such forms and shall contain such needed information as the secretary of state may prescribe, and shall be accompanied by the payment of an examination and license fee of \$1.50. The fee for renewal of a chauffeur's license shall be \$1.00, if the application for renewal is made during the month of *February*; otherwise it shall be \$1.50. *It is provided that for the year 1954 only, the fee for renewal shall be \$1.25 if application is made during the month of December 1953; otherwise it shall be \$1.50.* All fees collected pursuant to Sections 168.39 to 168.45 shall be deposited in the general revenue fund. No fees, except overpayments and fees for renewals which are not allowed, that have been paid into the general revenue fund shall be refunded, but the secretary of state in his discretion, upon proper