

Section 1. Minnesota Statutes 1953, Section 413.143, Subdivision 1, is amended to read:

413.143 **Cities fourth class.** Subdivision 1. **Ordinance.** Platted or unplatted land, *outside the limits of any city or village*, not used for agricultural purposes, and so conditioned as properly to be subjected to city government *may be annexed to an adjoining city of the second, third, or fourth class*, as hereinafter provided *if such land either (1) is completely surrounded by land within the city limits or (2) is bounded on at least three-quarters of its perimeter by land within the city limits and the remainder of its boundary is the boundary of land owned by the state.*

Sec. 2. Minnesota Statutes 1953, Section 413.143, Subdivision 3, is amended to read:

Subd. 3. **Register of deeds, ordinance filed.** It shall be the duty of the council of any city adding territory under this section to cause a certified copy of the ordinance aforesaid to be recorded and filed in the office of the register of deeds of the county in which such city is located in the same manner as city charters are filed and recorded under the general laws of this state. This section shall be construed to be supplementary to any other law providing for the annexation of territory to cities of *the second, third and fourth class*, and not as repealing such law.

Approved March 30, 1955.

CHAPTER 293—S. F. No. 1221

[Not Coded]

An act relating to firemen's relief associations in certain cities of the fourth class; amending Laws 1935, Chapter 208, Section 1, as amended, and Laws 1947, Chapter 329, as amended.

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

Section 1. Laws 1935, Chapter 208, Section 1, as amended by Laws 1953, Chapter 132, Laws 1937, Chapter 253, and Laws 1951, Chapter 144, is amended to read:

Section 1. **Chisholm, firemen's retirement pension.** In any city of the fourth class having a population in excess of 6,000 and not more than 10,000 and a valuation in excess of \$9,000,000 exclusive of money and credits, and an area of

more than four square miles, and having a Fire Department Relief Association organized under the laws of this state and authorized to pay pensions under Mason's Minnesota Statutes of 1927, Sections 1919, 1920, and 3723 to 3728, or any amendments thereof, such association may pay retirement pensions in excess of the amounts so authorized, but not in excess of the following total amounts:

\$100 per month to each member of the association who shall have reached the age of 55 years and shall have served 20 years or more as a member of the paid municipal fire department in such city. The monthly payments of \$100 may be increased by adding thereto an amount not exceeding \$5 per month for each year of active duty over 20 years of service before retiring; provided, that no such pension or payment shall exceed the sum of \$150 per month. No such pension shall be paid to any person while he remains a member of the fire department. *The amounts of the retirement pensions hereby authorized shall apply to members who have retired prior to the enactment hereof.*

Sec. 2. All retirement pension payments made to members who have retired prior to the enactment of this act not in excess of the amounts authorized under Laws 1951, Chapter 144, are hereby legalized and validated.

Sec. 3. Laws 1947, Chapter 329, as amended by Laws 1953, Chapter 391, is amended to read:

Section 1. Pay deductions, tax levy. Subdivision 1. 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 city clerk, treasurer or other disbursing officer of such city 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 percent of such monthly pay, and to place the same to the credit of said special fund. The city council or other governing body of such city shall each year, at the time the tax levies are made for the general revenues of the city, levy within the per capita or mill limitations now permitted by law, a tax of \$10,000 each year, and in addition thereto may levy a tax of \$10,000 each year over and above such per capita or mill limitations, until the special fund has reached \$50,000; and when the special fund is not less than \$50,000 and not more than \$85,000 a tax of \$5,000 annually, within the per capita or mill limitations now permitted by law, and in addition thereto a tax of \$10,000 annually, over and above such per capita or mill limitations,

shall be levied and when the fund exceeds \$85,000 then no tax shall be levied for that current year on all of the taxable property of such city, which levy shall be transmitted to the county auditor of the county in which the city 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 city. The city treasurer, when the moneys derived from such tax are received by him, shall pay the same to the treasurer of the fire department'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 as amended and its adoption by said city, an amount not to exceed \$1,000 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. The board of trustees may, in its discretion, pay premiums upon the bond of the treasurer and secretary from said special fund.

Subd. 2. The tax of \$10,000 over and above the per capita or mill limitations now permitted by law authorized hereunder is for the purpose of paying pensions and other benefits to retired firemen.

Approved March 30, 1955.

CHAPTER 294—S. F. No. 1222

[Not Coded]

An act relating to firemen's relief associations and firemen's pensions in certain villages; amending Laws 1935, Chapter 192, Sections 1, 5, as amended.

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

Section 1. Laws 1935, Chapter 192, Section 1, as amended by Laws 1951, Chapter 48, Section 1, is amended to read:

Section 1. **Villages, firemen's pensions.** *Subdivision 1.* In any village having a population in excess of 5,000 and a valuation in excess of \$8,000,000, exclusive of moneys and credits, and having a fire department relief association organized under the laws of this state and authorized to pay pensions under Minnesota Statutes, Sections 424.30, 424.31, and 69.01 to 69.06,