

*benefits paid to a person under this section shall terminate when he reaches age 58, if he is still totally and permanently disabled. At that time he shall be deemed to be on retirement status and may at his option be paid either (a) an annuity in an amount computed under section 353.66, or (b) an annuity equal to the disability benefit paid to him before he reached age 58, whichever is greater.*

Sec. 37. Minnesota Statutes 1961, Section 353.68, is amended by adding a new subdivision to read:

*Subd. 9. **Benefits from other funds.** No annuity or benefit provided by sections 353.63 to 353.68, payable from the "public employees police and fire fund" shall be affected, diminished, or impaired by any pension, benefit, or annuity which any member or his survivor is entitled to receive from a tax supported public retirement system authorized by any other law, for the same or different service for which he is entitled to receive benefit or annuity from the public employees retirement association.*

Sec. 38. Minnesota Statutes 1961, Sections 353.01, Subdivision 13; 353.32, Subdivision 6; 353.42; 353.44, Subdivision 2; and 353.70 are repealed.

Approved May 13, 1963.

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## CHAPTER 642—H. F. No. 1752

[Not Coded]

*An act relating to the salary of the county auditor of Douglas county.*

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

Section 1. **Douglas county; auditors' salary.** Notwithstanding the provisions of any other law to the contrary, the annual salary of the county auditor of Douglas county shall be set by the county board of commissioners of Douglas county in an amount not less than \$6,500 nor more than \$7,500 per annum.

Sec. 2. The aforesaid salary shall constitute the base salary and said auditor shall be entitled to any cost of living increase hereafter granted under the provisions of Minnesota Statutes, Section 375.43, and acts amendatory thereof or supplementary thereto.

Sec. 3. Nothing contained in section 1 of this act shall be construed as limiting the right of said auditor to collect and retain fees, per diem payments, or any other payment which he is now

**Changes or additions indicated by italics, deletions by strikeout.**

authorized to collect in addition to the stated amount of his monthly salary.

Sec. 4. This act becomes effective upon approval by the county board of Douglas county, and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 13, 1963.

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CHAPTER 643—H. F. No. 1763

[Not Coded]

*An act relating to the city of Albert Lea; providing for a firemen's relief association therein.*

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

Section 1. **Albert Lea, city of; firemen's relief association.** In the city of Albert Lea, the fire department shall continue to maintain a firemen's relief association, duly incorporated under the laws of this state, which association shall have perpetual corporate existence. The association shall establish separate funds as provided in section 13 of this act or continue to maintain the fund or funds of the association now existing. All persons who are members of the existing firemen's relief association in the city of Albert Lea shall continue as members of the relief association established under this act.

Sec. 2. Such relief association shall be organized, operated and maintained in accordance with its own articles of incorporation and bylaws, by firemen, as herein defined, who are members of said fire department. Such association shall have the power to regulate its own management and its own affairs, and all additional corporate powers which may be necessary or useful; subject, however, to the regulations and restrictions of this act, and other laws of this state pertaining to corporations, not inconsistent herewith.

Sec. 3. Subdivision 1. A fireman under this act is one who is regularly entered on the payroll of said fire department serving on active duty, with a designated fire company therein, or having charge of one or more of said companies and engaged in the hazards of fire fighting; and shall include all members of the electrical and mechanical divisions of such fire department who are subject to like hazards. Substitutes and persons employed irregularly from time to time shall not be included.

**Changes or additions indicated by *italics*, deletions by ~~strikeout~~.**