

equipment safety commission as a part of his audit of the department of highways.

Sec. 8. [169.998] **Executive head defined.** The term "executive head" as used in article IX, clause (b) of the compact shall, with reference to this state, mean the governor.

Sec. 9. This act shall be effective on passage and until June 30, 1971.

Approved May 22, 1965.

CHAPTER 636—H. F. No. 428

[Not Coded]

An act relating to the policemen's relief association in the city of Eveleth.

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

Section 1. **Eveleth, city of; policemen's relief.** In the city of Eveleth in St. Louis county, notwithstanding the provision of any law to the contrary, when any member of the policemen's relief association therein 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) \$150 per month when such member shall have served as a member of the police department of said city of Eveleth for a period of 20 years or more, excluding temporary employment or probationary periods.

(2) An additional \$10 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 \$250 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 \$150 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.

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

(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 having served 20 years or more and before such member has reached the age of 50 years, 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 \$150 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 installments 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 of the city of Eveleth, 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 said association, the amount of which shall be that proportion of \$250 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

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of the disability pension and computes the amounts thereunder. No such pension shall be paid to any person who is receiving compensation under the workmen's compensation act for injury causing such disability.

Sec. 2. Tax levy for fund. For the support of the fund from which such pensions are paid the 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 limits then permitted by law, a tax on all taxable property of such city in an amount necessary to pay the estimated pensions for the following year, which levy shall be transmitted to the auditor of the county in which the city is located at the time the other tax levies are transmitted and shall be collected and the payment enforced in the same manner as other taxes of the city. In addition thereto, each member of the association shall be required to contribute to such fund each month three percent of the then average pay of the member holding the rank of patrolman, such sum to be deducted at the time of the payment of his salary or wages by the city and transferred to such fund.

Sec. 3. Tax levies reduced, when. Payroll deductions from salaries and earnings from the pension fund reserve shall go into the special fund until the said special fund reserve reaches \$100,000. When the special fund reaches the sum of \$100,000 then the sum to be raised from taxation shall be reduced in an amount equal to the interest earned and payroll deductions from members for the year.

Sec. 4. Local approval. This act shall become effective upon approval by the city council of the city of Eveleth and upon compliance with Minnesota Statutes 1961, Section 645.021.

Approved May 22, 1965.

CHAPTER 637—H. F. No. 527

[Not Coded]

An act relating to St. Louis county and the plat commission thereof; repealing Special Laws 1889, Chapter 178, and Laws 1945, Chapter 546.

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

Section 1. **St. Louis county; plat commission.** Special Laws of 1889, Chapter 178, is hereby repealed.

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