

of the deceased member shall not exceed the sum of 40 units per month;

(c) A child or children of a deceased member receiving a pension or pensions hereunder shall, after the death of their mother, be entitled to receive a pension or pensions in such amount as the board of trustees of the association shall deem necessary to properly support the child or children until they reach the age of not less than 16 and not more than 18 years, as the bylaws of the association may provide; but the total amount of the pension or pensions hereunder for any child or children shall not exceed the sum of 40 units per month.

Sec. 2. Notwithstanding the provisions of Minnesota Statutes 1961, Section 69.48, to the contrary, the Minneapolis firemen's relief association special fund may be used for the payment of hospital and welfare insurance or nonprofit medical service plans for widows who meet the requirements of Minnesota Statutes 1961, Section 69.48, clause (1), but not to exceed one unit per month as provided in the bylaws of the association.

Sec. 3. This act shall become effective only after its approval by the governing body of the city of Minneapolis and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 20, 1965.

CHAPTER 520—H. F. No. 2074

[Not Coded]

An act relating to policemen's pension association and the policemen's pension fund in the city of Minneapolis; amending Laws 1949, Chapter 406, Section 7, as amended.

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

Section 1. Laws 1949, Chapter 406, Section 7, as amended by Laws 1953, Chapter 127, Section 7, and Laws 1957, Chapter 939, Sections 4 and 5, is amended to read:

Sec. 10. **Minneapolis, city of; police pensions; persons not entitled to pensions.** No person is entitled to any pension after removing his residence from the United States or its possessions. Any person receiving any pension is not entitled to receive any further benefit or relief from the association.

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

Notwithstanding the provisions of *Minnesota Statutes*, Section 197.45, Subdivision 2, and subject only to the provisions of *Minnesota Statutes*, Section 423.075, a member shall retire upon reaching the age of 65, and upon attaining the age of 65 shall cease to be an active member of the association. Any member who knowingly fails or refuses to comply with this section thereby renders himself, his widow and children ineligible for any benefits provided under ~~section 423.745 Laws 1949, Chapter 406, Section 5~~, Subdivision 1, *as amended*, and ~~section 423.75 Laws 1949, Chapter 406, Section 6~~, *as amended*. Any person who has ceased to be an active member of the association or has knowingly failed or refused to retire, shall be eligible only for the refund provided for in ~~section 423.745, Laws 1949, Chapter 406, Section 5~~, Subdivision 2, *as amended*.

Sec. 11 Suit for benefits; bonds. No person shall sue for any benefits provided by ~~chapter 423 Laws 1949, Chapter 406, as amended~~, unless he shall first post a bond in a sufficient amount to defray the ~~cost to~~ *expense of* the governing board of defending the action. In the event the governing board is sustained the portion of the bond necessary to defray these ~~costs~~ *expenses* shall be forfeited.

Sec. 12. Payments exempt from process. Any payment made by the association under any provision of ~~this act~~ *Laws 1949, Chapter 406, as amended*, is exempt from any legal process. No person entitled to any such payment may assign the same. The association may not recognize any assignment or pay any sum on account thereof.

Sec. 13. Repealer; rights and benefits saved. Laws 1943, Chapter 280, is hereby repealed. No rights or benefits granted thereunder or under any regulation of the association in force at the time of the taking effect of this act on May 1, 1953, shall be destroyed or reduced thereby. All actions or transactions taken or made prior to the time of the taking effect of this act May 1, 1953, by any policemen's relief association continued in existence hereby by Laws 1949, Chapter 406, *as amended*, which would have been regular and in conformity with Minnesota Statutes 1941, Sections 423.01 to 423.07, are hereby legalized, confirmed, and made effective.

Sec. 2. *This act shall become effective only after its approval by the governing body of the city of Minneapolis and upon compliance with Minnesota Statutes, Section 645.021.*

Approved May 20, 1965.

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