

unless an act is enacted at the 1967 regular session to provide a statewide program of medical assistance for needy persons, with free choice of vendors, superseding Laws 1965, Chapter 755.

Approved May 24, 1967.

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CHAPTER 742—H. F. No. 2136

[Not Coded]

*An act relating to the fire department relief association and firemen's service pensions in the village of New Brighton.*

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

Section 1. **New Brighton, village of; firemen's relief association, service pensions.** Subdivision 1. The fire department relief association of the village of New Brighton may pay firemen's service pensions in excess of the amounts authorized by Minnesota Statutes, Section 69.06 but not in excess of the following total amounts: \$80 per month, as hereinafter authorized, or as may be provided by its bylaws, to each of its members who has heretofore retired or may hereafter retire, who has reached or shall hereafter reach the age of 50 years and who has done or hereafter shall do active duty for 20 years or more as a member of the volunteer, paid or partially paid and partially volunteer, fire department in the village of New Brighton, and who has been or shall hereafter be a member of the fire department relief association at least ten years prior to such retirement and who complies with such additional conditions as to age, service, and membership as may be prescribed by the certificate or bylaws of the association.

The amount of monthly pension which may be paid to such retired firemen may be increased by adding to the maximum above prescribed an amount not exceeding \$4 per month for each year of active duty over 20 years of service before retirement; provided, that such fire department relief association shall not pay to any member thereof a pension in any greater amount than the sum of \$120 per month.

Such fire department relief association where the majority of of its members are volunteer firemen may provide in its certificate of incorporation or bylaws for a service pension in an amount not exceeding \$400 per year of service to be paid in a lump sum where the retiring member qualifies for a service pension under the provisions hereinbefore set forth, and the member elects by written appli-

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

ation to the association to take the payment in a lump sum rather than the monthly pension.

Subd. 2. These pensions shall be uniform in amount, except as herein otherwise provided. No such pension shall be paid to any person while he remains a member of the fire department and no person receiving such pension shall be entitled to other relief from the association. No payments made or to be made by the association to any member on the pension role shall be subject to judgment, garnishment, execution, or other legal process and no person entitled to such payment shall have the right to assign the same, nor shall the association have the authority to recognize any assignment or pay over any sum which has been assigned.

Sec. 2. Subdivision 1. The governing body of the village of New Brighton for the benefit of the relief fund of the fire department relief association shall each year at the time tax levies are made for the general revenues of the village, levy taxes on all taxable property of the village in excess of the limits permitted by law at such rate and in such amount as is determined by the procedure herein set forth to be necessary to finance currently accruing liability and to amortize the unfunded liability (deficit) in the fund, if any, within not more than 20 years from the effective date of this act. Each year the required financing for the fund for the ensuing calendar year shall consist of the annual normal level cost of the fund plus such yearly additional payment as may be necessary to retire the deficit of the fund not later than December 31, 1988.

The amount that must be raised by the tax levy shall be determined for each ensuing year by subtracting from the required financing an amount equal to members contributions, if any, during the preceding twelve months and an amount equal to the state aid by distribution of the tax on premiums for fire insurance and related coverage received during the preceding twelve months.

Normal level cost and payments necessary to amortize the unfunded liability in the fund shall be determined by actuarial procedure as set forth in subdivision 2. The provisions of this subdivision 1 shall not be in effect until after January 1, 1968.

Subd. 2. Prior to January next following the effective date of this act, the fire department relief association shall procure an actuarial survey and report prepared by an approved actuary meeting the requirements in Chapter 751, Laws of 1965, as amended. Such survey shall comply with the provisions and requirements of the aforesaid chapter except that normal level cost shall be expressed as a total amount and a per member amount, and the finding as to

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amortization of unfunded liability shall conform with this act. A similar actuarial survey shall be procured at least every four years thereafter.

Copies of each actuarial survey and report shall be filed with the governing body of the village of New Brighton and with any commission of the legislature of the state of Minnesota as may be assigned the study of pension funds.

Sec. 3. This act shall become effective only after its approval by a majority of the members of the governing body of the village of New Brighton, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 24, 1967.

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CHAPTER 743—H. F. No. 2149

[Not Coded]

*An act relating to any commission established by ordinance in Minneapolis to regulate in the field of civil rights; granting certain powers and providing for judicial review.*

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

Section 1. **Minneapolis, city of; Minneapolis Fair Employment Practice Commission.** The Minneapolis Fair Employment Practice Commission established by an ordinance by the city of Minneapolis, in addition to all powers now possessed by it, shall have and is hereby granted the power and authority (a) to examine witnesses, administer oaths, take testimony, and require the production for examination of any books or papers relating to any matter under investigation or in question before the commission and (b) to issue orders requiring respondents to cease and desist from unlawful discriminatory practice and to take such affirmative action, including (but not limited to) hiring, reinstatement, or upgrading of employees, with or without back pay, restoration to membership in any respondent labor organization, or the extension of full, equal, and unsegregated accommodations, advantages, facilities, and privileges to all persons as in the judgment of such commission will effectuate the purposes of the ordinance, and including a requirement for report of the manner of compliance, and shall be granted the power and authority to seek injunctive relief.

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