

enforcement of law, and the prevention of cruelty, especially to children and animals. It may appoint representatives in any county where no active county society exists, for the purpose of receiving and accounting for funds from any source, and may also appoint agents at large to prosecute the work of the society throughout the state. This society and all county societies may appoint agents for the purpose of prosecuting persons guilty of cruelty to children or animals. Every such agent whose appointment has been approved and made a matter of record by the probate judge of the county from which he was appointed may arrest any person in his county found violating any law for the protection of children or animals, take him before any court or magistrate having jurisdiction, and make complaint against him. Branches of the society, consisting of not less than ten members, may be organized in any part of the state to prosecute the work of the society in their several localities under rules established by it. It may elect officers and make such rules and bylaws as are necessary.

Subd. 2. It shall be unlawful for any organization, association, firm or corporation not authorized by this chapter to refer to itself as or in any way to use the names Minnesota society for the prevention of cruelty, the Minnesota humane society, or any combination of words or phrases using the above names which would imply that it represents, acts in behalf or is a branch of said society.

Approved March 29, 1971.

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## CHAPTER 86—H.F.No.678

*An act relating to the teachers retirement association; payments after death of a member; amending Minnesota Statutes 1969, Section 354.46, Subdivision 1.*

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

Section 1. Minnesota Statutes 1969, Section 354.46, Subdivision 1, is amended to read:

**354.46 TEACHER'S RETIREMENT; PAYMENTS AFTER DEATH. Subdivision 1. BENEFITS FOR SPOUSE AND CHILDREN OF TEACHER.** Upon the death of a member before retirement or upon the death of a former member who was disabled and receiving disability benefits pursuant to section 354.48 at the time of his death, who has had at least 18 months of allowable service, his surviving dependent spouse and dependent children under the age of

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

18 shall receive the monthly benefit provided below. Where a member died on or after July 1, 1955, leaving any dependent child, such dependent child shall receive the benefits provided in this subdivision commencing from and after the effective date of Extra Session Laws 1957, Chapter 16.

(a) Surviving

dependent

spouse . . . . . 30 percent of the member's monthly average salary not to exceed \$65 per month

(b) Each dependent

child . . . . . 20 percent of the member's monthly average salary not to exceed \$45 per month.

In addition to the amounts provided in (a) and (b) hereof, 10 percent of the member's monthly average salary not to exceed \$20 per month shall be paid to be divided equally among the dependent children. Payments for the benefit of any dependent child under the age of 18 years shall be made to the surviving parent, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed \$250 for any one family. The surviving dependent spouse benefit shall terminate upon his or her remarriage, and the dependent children's benefit shall be reduced pro tanto when any child is no longer dependent.

If the member and the surviving dependent spouse are killed in a common disaster and if the total of all survivors benefits paid under this subdivision is less than the accumulated deductions plus interest payable, the surviving children shall receive the difference in a lump sum payment.

Any survivor of a member whose average salary was less than \$75 per month shall not be entitled to the benefits provided in this subdivision. If the survivor benefits provided in this subdivision exceed in total the monthly average salary of the deceased member, these benefits shall be reduced to an amount equal to the deceased member's monthly average salary.

Approved March 29, 1971.

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CHAPTER 87—H.F.No.951

[Coded in Part]

*An act relating to the teachers' retirement association and fund; deferred annuities; amending Minnesota Statutes 1969, Sections 354.55, by adding a subdivision; and 354.60.*

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