

written notice to appear before a court or magistrate. This notice has the effect of, and serves as, a summons and complaint. The notice shall be in the form of a summons and complaint and shall contain the name and address of the person arrested, the offense charged, and the time and the place he is to appear before the court or magistrate. This place must be before a court or magistrate who has jurisdiction within the county in which the offense charged is alleged to have been committed.

In order to secure release, without being taken into custody and immediately taken before the court or magistrate, the arrested person must give his written promise so to appear before the court or magistrate by signing, in quadruplicate, the written notice prepared by the arresting officer. The officer shall retain the original of the notice and deliver the copy thereof marked "summons" to the person arrested. Thereupon the officer shall release the person from custody.

On or before the return day the officer shall make a return thereof to the court or magistrate before whom the notice or summons is returnable, ~~and he shall make proper complaint against the person so arrested as the facts warrant.~~ If the person so summoned fails to appear on the return day the court or magistrate shall issue a warrant for his arrest, and upon his arrest proceedings shall be had as in other cases.

Sec. 2. **EFFECTIVE DATE.** This act is effective January 1, 1974.

Approved May 7, 1973.

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## CHAPTER 172—H.F.No.362

[Not Coded]

*An act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.*

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

Section 1. **ST. MICHAEL, VILLAGE OF; FIREMEN'S RELIEF ASSOCIATION.** All payments or distributions of state aid to the St. Michael firemen's relief association made prior to May 28, 1970 are hereby validated. Service of a member of said association prior to May 28, 1970 shall be includable in the computation of the

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

period of service and membership required for payment of a service pension.

Sec. 2. This act shall be effective upon approval by the governing body of the village of St. Michael and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 7, 1973.

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### CHAPTER 173—H.F.No.425

[Not Coded]

*An act relating to retirement; firemen's service pensions in the village of Mendota Heights.*

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

Section 1. **MENDOTA HEIGHTS, VILLAGE OF; FIREMEN'S RELIEF ASSOCIATION, SERVICE PENSIONS.** Subdivision 1. The fire department relief association of the village of Mendota Heights 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 Mendota Heights, 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.

Subd. 2. 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.

Subd. 3. The fire department relief association where the majority of its members are volunteer firemen may provide in its

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