

Sec. 9. **P.E.R.A. MEMBERSHIP.** Subdivision 1. Notwithstanding any provision of this act or any other general or special law to the contrary, all police officers first employed by the city on and after the effective date of this act shall be members of the public employees police and fire fund operated pursuant to Minnesota Statutes, Sections 353.63 to 353.68. Such persons shall not be members of the policemen's relief association and pension fund of the city continued and maintained pursuant to this act nor be subject to any of the laws relating thereto.

Subd. 2. Any police officer first employed by the city prior to the effective date of this act may, within six months next following that date, elect to become a member of the public employees police and fire fund. In the event of such election, which shall be final, the officer shall be entitled to a refund of contributions to the policemen's retirement fund in the same manner and amount as provided for a member separated from service pursuant to subdivision 2 of section 5, and shall thereafter be subject exclusively to the law governing the public employees police and fire fund in lieu of the retirement program and fund provided by this act.

Sec. 10. **GUIDELINES ACT NOT AFFECTED.** No provision of this act shall be construed as exempting, abridging, repealing or amending compliance with the provisions of the police and firemen's relief association guidelines act of 1969, as amended, except as herein specifically provided. From and after the effective date of this act, Minnesota Statutes, Sections 423.801 to 423.815 shall not apply to the policemen's relief association of the city of St. Cloud.

Sec. 11. This act is effective upon approval by the city council of the city of St. Cloud and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 19, 1973.

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CHAPTER 433—S.F.No.925

[Not Coded]

*An act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.*

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

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

Section 1. **CHISHOLM, CITY OF; PUBLIC EMPLOYEES POLICE AND FIRE FUND.** Notwithstanding any law or charter or ordinance provision to the contrary any persons first employed as police officers by the department of public safety of the city of Chisholm after the effective date of this act, shall be members of the public employees police and fire fund established by Minnesota Statutes, Sections 353.63 to 353.68 in lieu of membership in any local retirement fund or association.

Sec. 2. This act is effective upon approval by the city council of the city of Chisholm and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 19, 1973.

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#### CHAPTER 434—S.F.No.929

[Coded]

*An act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; amending Minnesota Statutes 1971, Chapter 105, by adding a section.*

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

Section 1. Minnesota Statutes 1971, Chapter 105, is amended by adding a section to read:

**[105.475] NATURAL RESOURCES; STREAM MAINTENANCE PROGRAM. Subdivision 1. FINDINGS.** In recognition of recurrent problems created by debris and rubble accumulation in streams in Minnesota, the legislature finds that the removal of debris and rubble for the purpose of cleaning up stream beds and floodplains of streams is of benefit to the public health, safety, and welfare.

**Subd. 2. ESTABLISHMENT; COMMISSIONER'S DUTIES.** In furtherance of the finding set forth in subdivision 1, the commissioner of natural resources shall establish and supervise a stream maintenance program which shall include grants in aid to participating counties. Money granted by the commissioner shall be apportioned according to the relative severity of the maintenance problem, the date of application for the grant, and the availability of funds. In no case may the amount granted to a county by the commissioner exceed 75 percent of the total cost of a

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