

event the governing board is sustained the portion of the bond necessary to defray these costs shall be forfeited to the association.

Subd. 2. Any payment made by the association under any provision of this act is exempt from any legal process. No person entitled to any such payment may assign the same. The association shall not recognize any assignment or pay any sum on account thereof.

Sec. 8. POWERS OF CITY OFFICIALS LIMITED. Subdivision 1. When the governing board of the firemen's relief association determines what is necessary to adequately protect, maintain, and administer the firemen's pension fund created by section 2, subdivision 1, neither the governing body of the city nor any official of the city may thereafter deny adequate representation therefor.

Subd. 2. Any duties performed by any member of such association under any provision of subdivision 1, are deemed to be fire duties.

Sec. 9. P.E.R.A. MEMBERSHIP. Subdivision 1. Notwithstanding any provisions of this act or any other general or special law to the contrary, all fire fighters first employed by the city on or 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 firemen's relief association and pension fund of the city continued and maintained pursuant to this act nor be subject to any of the laws related thereto.

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 424.01 to 424.31 shall not apply to the firemen's relief association of the city of St. Cloud, except as otherwise provided therein.

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 April 5, 1974.

CHAPTER 383—S.F.No.1888
[Coded]

An act relating to adoption; providing for appointment of guardian ad litem and attorney for child.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MIN-

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NESOTA:

Section 1. **[259.33] ADOPTION; APPOINTMENT OF ATTORNEY AND GUARDIAN AD LITEM FOR PERSON ADOPTED; COSTS.** **[Subdivision 1.]** In any adoption proceeding, the court may appoint an attorney or a guardian ad litem, or both, for the person being adopted.

Sec. 2. **[259.33] [Subd. 2.]** The court may order the adopting parents to pay the costs of services rendered by guardians or attorneys appointed pursuant to section 1, provided that such parents shall be given a reasonable opportunity to be heard.

Approved April 5, 1974.

CHAPTER 384—S.F.No.1985

An act relating to courts; providing for tolling of statutes of limitation for reasons of disability; amending Minnesota Statutes 1971, Sections 508.79; and 541.15.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section. 1. Minnesota Statutes 1971, Section 508.79, is amended to read:

508.79 LIMITATION OF ACTION; TOLLING DURING DISABILITY. Any action or proceeding to recover damages out of the assurance fund, shall be commenced within six years from the time when the right to commence the same accrued, and not afterwards. If at the time the right accrued or thereafter within the six year period, the person entitled to bring such action or proceeding is a minor, or insane, or imprisoned, or absent from the United States in its service or the service of the state, such person, or anyone claiming under him, may commence such action or proceeding within two years after such disability is removed.

Sec. 2. Minnesota Statutes 1971, Section 541.15, is amended to read:

541.15 PERIODS OF DISABILITY NOT COUNTED. Any of the following grounds of disability, existing at the time when a cause of action accrued or arising anytime during the period of limitation, shall suspend the running of the period of limitation until the same is removed; provided that such period, except in the case of infancy, shall not be extended for more than five years, nor in any case for more than one year after the disability ceases:

(1) That the plaintiff is within the age of 21 years;

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