
CHAPTER 120—H.F.No.351**[Not Coded]**

An act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955, Chapter 75, Sections 14, Subdivisions 1, 2, and 6; and 16; as amended, added, and renumbered.

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

Section 1. Laws 1955, Chapter 75, Section 14, Subdivision 2, as added by Laws 1965, Chapter 190, Section 1, and renumbered and amended by Laws 1969, Chapter 138, Section 1, is amended to read:

Subd. 2. **MOORHEAD, CITY OF; FIREMEN'S RELIEF FUNDS AND PENSIONS.** The funds of the association shall be invested in securities that are designated by Minnesota Statutes, Section 11.16, as legal investments for funds of the state employees retirement association. The investment of such funds shall be subject to all the restrictions provided in Minnesota Statutes, Section 11.16, except that the percentage of the funds which may be invested in common and preferred stocks in any year is not restricted, and up to ~~\$10,000-~~ **\$20,000** may be invested in the stock of any one corporation. The advice of a trust company concerning investments shall be given with the exercise of that degree of judgment and care, under circumstances then prevailing, which men of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation but for investment, considering the probable safety of their capital as well as the probable income to be derived. The trust company shall have the duty to advise the association relative to the sale, conveyance, and exchange of such securities, and investment and reinvestment of funds, when it deems it desirable to do so. The trust company shall sell securities upon request of the association, when the association determines that funds are needed for the firemen's relief association.

Sec. 2. Laws 1955, Chapter 75, Section 16, as amended by Laws 1965, Chapter 190, Section 1, and renumbered and amended by Laws 1969, Chapter 138, Section 1, is amended to read:

Sec. 13. The amounts paid to the relief association by the state and city, including deductions from firemen's salaries together with the earnings on the special fund, and set aside as the "association special fund" shall be appropriated and disbursed only for:

(a) the payment of survivors' benefits to widows and orphans of members of the association,

(b) the payment of disability or service pensions to members of the association,

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(c) the payment of premiums on the official bonds of officers of the association,

(d) the payment of salaries to the officers of the association but not to exceed \$500 per year in total of all salaries,

(e) necessary administrative expenses including, but not limited to, actuarial, auditing, trustee's fees, and legal expenses ; ,

(f) the payment of dues to the Minnesota volunteer firemen's benefit association.

Sec. 3. Laws 1955, Chapter 75, Section 14, Subdivision 1, as added by Laws 1969, Chapter 138, Section 1, is amended to read:

Sec. 14. Subdivision 1. **RETIREMENT BENEFIT; FULL TIME FIREMEN.** The basic retirement benefit for a full time fireman shall be 50 percent of the average salary of the fireman during the last ten years of employment. For all years of employment prior to the calendar year 1967, the average salary for such employment shall be the salary paid to said fireman during the calendar year 1967. A fireman who has been a member of the relief association for not less than 20 years shall be eligible to retire at the conclusion of 20 years of employment as a full time fireman; or at the conclusion of a period or periods with the fire department as a regular full time fireman equal to ten years and a combined record of active service with the fire department as a regular full time fireman and volunteer fireman equal to 20 years, if he was on January 1, 1965, a member of the association. For every year of service in excess of 20 years, the retirement benefit shall increase by one half of one percent of the average salary for the last ten years of employment, said total retirement benefit not to exceed, however, 55 percent of the average salary for the last ten years of employment. The minimum age at which retirement benefits may be drawn is the age of 55 years, except that a member with 18 years of service on July 1, 1967, may draw retirement benefits at the age of 50 years.

Sec. 4. Laws 1955, Chapter 75, Section 14, Subdivision 6, as added by Laws 1969, Chapter 138, Section 1, is amended to read:

Subd. 6. **SURVIVOR BENEFIT.** Upon the death of a member before retirement or upon the death of a member who was disabled and receiving disability benefits at the time of his death or upon the death of a retired member, his surviving dependent spouse and dependent children under the age of 18 shall receive the monthly benefit provided below:

(a) If the member was a full time fireman prior to his death, disability, or retirement, the surviving dependent spouse shall receive ~~\$75 per month or 50 percent of the earned retirement at the date of death, whichever is greater~~ 30 percent of the member's average monthly salary for the six months prior to his death, disability or retirement, and

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each dependent child shall receive ~~\$20 per month~~ ten percent of the member's average monthly salary for the six months prior to his death, disability or retirement .

(b) If the member was a volunteer fireman prior to his death, disability, or retirement, the surviving dependent spouse shall receive \$40 per month and each dependent child shall receive such amount not less than \$15 per month as the board of trustees of the association may prescribe.

The payment to a surviving dependent spouse shall terminate upon her remarriage. The payment to a surviving dependent child may continue to the age of 22, provided the surviving dependent child is a full time student. The total amount of survivor benefits to all the dependent children and the dependent spouse of any one deceased member shall not exceed the sum of \$100-\$400 per month. Payments for the benefit of a dependent child shall be made to the surviving parent, or if there be none, to the legal guardian of the child.

No allowance for disability shall be made unless notice of such disability and application on account thereof shall be made on behalf of the disabled member to the secretary of the association within 30 days after the beginning of such disability.

Sec. 5. This act is effective upon approval by the city council of the city of Moorhead and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 15, 1975.

CHAPTER 121—H.F.No.530

[Not Coded]

An act relating to retirement; redefining membership and allowing the purchase of prior service credit by members of the Bloomington police relief association.

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

Section 1. **BLOOMINGTON, CITY OF; POLICE RELIEF ASSOCIATION PENSION.** Notwithstanding Minnesota Statutes, Section 423.801, Subdivision 2, "member" as applied to the police relief association of the city of Bloomington, hereafter referred to as the association, shall mean a full-time, sworn police officer who is duly appointed, regularly entered on the police payroll, and on active duty.

Sec. 2. Notwithstanding the limitation contained in Minnesota Statutes, Section 423.808, Clause (b) the police pension fund of the as-

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