

board of trustees of any such association of any city now or hereafter having 75,000 inhabitants or more and less than 150,000 inhabitants; and

(4) For the administrative expenses of the association directly related to the operation of the fund including necessary travel ~~within the state of Minnesota~~, as authorized by the board of trustees of the association of any city now or hereafter having 400,000 or more inhabitants.

Approved April 30, 1975.

CHAPTER 57—H.F.No.203

[Not Coded]

An act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, Section 1, as amended.

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

Section 1. Laws 1965, Chapter 519, Section 1, as amended by Laws 1967, Chapter 819, Section 1, as amended by Laws 1969, Chapter 123, Section 1, is amended to read:

Section 1. **MINNEAPOLIS, CITY OF; FIREMEN'S RELIEF ASSOCIATION; WIDOW'S ENTITLEMENT.** Notwithstanding the provisions of Minnesota Statutes 1965, Section 69.48, to the contrary, when a service pensioner, disability pensioner, or deferred pensioner, or an active member of a relief association dies, leaving

(1) A widow who was his legally married wife, residing with him, and who was married to him while or prior to the time he was on the payroll of the fire department; and who, in case the deceased member was a service or deferred pensioner was legally married to the member at least three years before his retirement from the fire department; or

(2) A child or children who were living while the deceased was on the payroll of the fire department, or born within nine months after the decedent was withdrawn from the payroll of the fire department, the widow and the child or children shall be entitled to a pension or pensions, as follows:

(a) To the widow, a pension of not less than 17 units, and not to exceed the total of 21 units per month, as the bylaws of the association provide, for her natural life; provided, that if she shall remarry then the pension shall cease and terminate as of the date of her remarriage; provided, further, if her remarriage terminates for any reason, she

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

shall again be entitled to a pension as the bylaws of the association provide;

(b) To the child or children, if their mother be living, a pension of not to exceed eight units per month for each child up to the time each child reaches the age of not less than 16 years and not to exceed an age of 18 years; provided, however, upon approval by the board of trustees, such a child who is a full time student, upon proof of compliance with the provisions of this act, may be entitled to such pension so long as he is a full time student and has not reached 22 years of age, all in conformity with the bylaws of the association; provided, further, the total pensions hereunder for the widow and children of the deceased member shall not exceed the sum of 40 units per month;

(c) A child or children of a deceased member after the death of their mother, or in the event their mother predeceases the member, be entitled to receive a pension or pensions in such amount as the board of trustees of the association shall deem necessary to properly support the child or children until they reach the age of not less than 16 and not more than 18 years; provided, however, upon approval by the board of trustees, such a child who is a full time student, upon proof of compliance with the provisions of this act, may be entitled to such pension so long as he is a full time student and has not reached 22 years of age, as the bylaws of the association may provide; but the total amount of the pension or pensions hereunder for any child or children shall not exceed the sum of 40 units per month;

(d) For the purposes of this act, a full time student is defined as an individual who is in full time attendance as a student at an educational institution. Whether or not the student was in full time attendance would be determined by the board of trustees of the association in the light of the standards and practices of the school involved. Specifically excluded is a person who is paid by his employer while attending school at the request of his employer. Benefits may continue during any period of four calendar months or less in any 12 month period in which a person does not attend school if the person shows to the satisfaction of the board of trustees that he intends to continue in full time school attendance immediately after the end of the period. An educational institution is defined so as to permit the payment of benefits to students taking vocational or academic courses in all approved, accredited or licensed schools, colleges, and universities. The board of trustees shall make the final determination of eligibility for benefits if any question arises concerning the approved status of the educational institution which the student attends or proposes to attend;

(e) In the event that a child who is receiving a pension as provided above shall marry before the age of 22 years, the pension shall cease as of the date of the marriage.

Sec. 2. This act is effective upon approval by the city council of the city of Minneapolis and upon compliance with the provisions of

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

Minnesota Statutes, Section 645.021.

Approved April 30, 1975.

CHAPTER 58—H.F.No.241

[Coded]

An act relating to waters and water safety; requiring scuba divers to place flags; amending Minnesota Statutes 1974, Chapter 361, by adding a section.

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

Section 1. Minnesota Statutes 1974, Chapter 361, is amended by adding a section to read:

[361.085] WATERS AND WATER SAFETY; SCUBA DIVING; FLAGS REQUIRED. All persons who swim in any waters of the state, except in legally designated swimming areas, pursuant to Minnesota Statutes 1974, Section 361.08, while wearing or carrying any apparatus, except a snorkel not attached to any artificial container of oxygen, permitting him to breathe while under water, shall display a diver's flag above the surface of the water and:

(a) No more than four divers shall dive under one flag.

(b) Every person who places a diver's flag shall remain within 50 feet of the flag, measured on the surface of the water.

(c) No person shall place a diver's flag where it will obstruct navigation.

(d) If a group of divers is operating in a contained area, the perimeter shall be marked and shall be outside of the normal area of navigation. The markings shall consist of the official diver's flag and shall be placed on the perimeter of the diving area at intervals not exceeding 150 feet.

(e) A diver's flag shall measure at least 15 inches horizontally and 12 inches vertically, and both sides shall have a red-colored background bisected diagonally by a three inch wide white stripe having its upper end adjacent to the flagstaff.

(f) A diver's flag shall be displayed in a vertical plane extended from a rigid flagstaff equipped to maintain the upper edge of the flag at least 30 inches above the water surface.

(g) A diver's flag may be reflectorized or fluorescent provided the entire surface is uniformly reflectorized or fluorescent.

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