

so long as he is a full-time student and has not ~~reach~~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 relief 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 person who is receiving a pension as provided above shall marry before the age of 22, the pension shall cease as of the date of the marriage.

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

Approved June 4, 1975.

CHAPTER 424—H.F.No.1499

[Not Coded]

An act relating to the firemen's relief association in the city of Columbia Heights; membership of certain fire personnel in the public employees police and fire fund; benefits and contributions; amending Laws 1965, Chapter 605, Sections 21, 22, and 25; repealing Laws 1965, Chapter 605, Section 12.

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

Section 1. **COLUMBIA HEIGHTS, CITY OF; FIREMEN'S RELIEF ASSOCIATION.** Notwithstanding the provisions of any general or special law to the contrary, all full time firemen first employed by the city of Columbia Heights after January 1, 1975 shall be members of the

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public employees police and fire fund operated pursuant to Minnesota Statutes, Sections 353.63 to 353.68. Such firemen shall not be members of the fire relief association of the city of Columbia Heights nor be subject to any law relating thereto.

Sec. 2. State aid funds for fire relief associations received by the city of Columbia Heights pursuant to Minnesota Statutes, Sections 69.021 to 69.04 may be transferred to the fire relief association of the city of Columbia Heights in accordance with those sections, or retained in whole or in part by the city and allocated as a portion of the required employer's pension contribution for firemen who are members of the public employees police and fire fund.

Sec. 3. The governing body of the firemen's relief association shall consist of a board of trustees composed of six members to be elected by the active members of the association or by the retired members if there are no active members, based on the present membership of ten men as of January 1, 1975. Any vacancy in the board shall be filled in the manner prescribed in this section. The affairs of the association shall be managed by the board of trustees in the manner prescribed by law or the articles of incorporation of the association. When every member of the fire relief association of the city of Columbia Heights is deceased, the funds of such association shall become a trust fund managed for the benefit of the recipients of such funds.

Sec. 4. Notwithstanding the provisions of Minnesota Statutes, Section 69.77, Subdivision 2, from and after January 1, 1975, the members of the association shall pay into the retirement fund of the association a contribution of not less than eight percent of the full salary of a first grade fireman on the first 20 years of full time service. No contribution shall be required on service beyond 20 years.

Sec. 5. From and after the effective date of this act the association shall, upon application of any member whose employment is terminated or who for any other reason ceases to be a member of the association before qualifying for a pension or disability benefits, refund to the member the total of his accumulated contributions to the association without interest.

Sec. 6. Laws 1965, Chapter 605, Section 21, is amended to read:

Sec. 21. A member of the Columbia Heights fire department relief association who is entitled to disability benefits, shall receive the same from the association for such periods of time, at such times, and in such amounts not to exceed 25 percent per month of the prevailing wage of a first grade fireman as the bylaws of the association provide disability benefits in a monthly amount of 30 units in the case of a member with less than 10 years of service, 35 units in the case of a member with 10 to 15 years of service, and 40 units in the case of a member with 15 or more years of service .

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Sec. 7. Laws 1965, Chapter 605, Section 22, is amended to read:

Sec. 22. A member of the association, as defined in section 3, who has completed a period or periods of service on the fire department equal to 20 years or more, shall, after he has attained the age of 50 years, or more, and has retired from the payroll of the fire department, be entitled to a pension of ~~not less than \$50; nor more than one-half the salary of the prevailing wage of a first grade fireman; per month in a monthly amount of 35 units plus one additional unit for each full year of service in excess of 20, to a maximum of 45 units~~ for his natural life in conformity to the bylaws of the association. All leaves of absence of more than 90 days, except such as are granted to a member because of his disability due to sickness or accident, shall be excluded in computing the period of service; and all periods of time during which a member received a disability pension shall be excluded in the computation. No deductions shall be made for a leave of absence granted to a member to enable him to accept an appointive position in the fire department. No member shall be entitled to draw both a disability and a service pension. The bylaws of the relief association may provide for these increases, or any portion thereof; ~~provided that in no event shall the total pension exceed the sum of one-half the salary of a first grade fireman per month.~~

Sec. 8. Laws 1965, Chapter 605, Section 25, is amended to read:

Sec. 25. When a service pensioner, disability pensioner, or deferred pensioner, or an active member of such relief association dies, leaving:

(1) A widow who became his legally married wife while or prior to the time he was on the payroll of the fire department and remained such continuously after the marriage until his death without having an action for divorce or legal separation, pending, and who, in case the deceased member was a service or deferred pensioner, was legally married to such member at least three years before his retirement from the fire department; and who, in any case, was residing with him at the time of his death; no temporary absence for purposes of business, health, or pleasure shall constitute a change of residence for the purposes of this section.

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

(a) To such a widow a monthly pension of ~~not less than \$25; and not to exceed 40 percent of the salary of a first grade fireman per month; as the bylaws of the association provide~~ 32 units for her natural life; provided, that if she remarry, such pension shall cease and terminate as of the date of her remarriage.

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(b) To such child or children, if their mother is living, a monthly pension of not to exceed 5 percent of the salary of a first grade fireman per month, four units for each child up to the time each child reaches the age of not less than 16; and not to exceed the age of 18 years, or 22 years if a full time student in conformity with the bylaws of the association; provided, the total pension hereunder for the widow and children of the deceased member shall not exceed the sum of 50 percent of the salary of a first grade fireman per month-40 units .

(c) A child or children of a deceased member receiving a pension or pensions hereunder shall, after the death of their mother, be entitled to receive a pension or pensions in the amount or amounts 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, or 22 years if a full time student as the bylaws of the association may provide; but the total amount of such pension or pensions hereunder for any such child or children shall not exceed 15 percent of the salary of a first grade fireman per month-12 units .

Sec. 9. As used in sections 6, 7, and 8, a "unit" shall be one-eighth of the monthly salary of a first grade fireman as established from time to time. In computing retirement or disability benefits of a member pursuant to section 6 or 7, a member shall be entitled to service credit for service as a volunteer fireman on the basis of one year service credit for each three years service as a volunteer, with proportionate credit for lesser periods of service.

Sec. 10. The minimum obligation of the city of Columbia Heights to the firemen's relief association shall be determined and provided by Minnesota Statutes, Sections 69.71 to 69.77, except that the normal cost shall be computed as a percentage of the salary paid only to members of the association.

Sec. 11. Commencing in the year 1982, in addition to the minimum obligation required by sections 69.71 to 69.77, the city of Columbia Heights shall provide additional financing to the firemen's relief association sufficient to amortize by the year 2012 the fund deficits as determined in accordance with Minnesota Statutes, Section 69.73.

Sec. 12. This act specifically supersedes those parts of Laws 1965, Chapter 605, in conflict herewith.

Sec. 13. No new firemen's relief association in the city of Columbia Heights to provide benefits to be paid firemen shall be established except by specific enactment of the legislature or by charter amendment to the charter of the city of Columbia Heights.

Sec. 14. Laws 1965, Chapter 605, Section 12, is repealed.

Sec. 15. This act is effective upon approval by the governing body
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of the city of Columbia Heights and upon compliance with Minnesota Statutes, Section 645.021.

Approved June 4, 1975.

CHAPTER 425—H.F.No.1500

[Not Coded]

An act relating to the city of Buhl; police retirement and survivor benefits.

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

Section 1. **BUHL, CITY OF; POLICE RELIEF ASSOCIATION.** Notwithstanding the provisions of Minnesota Statutes, Sections 69.77 or 423.41 to 423.62, the Buhl police relief association may provide in its bylaws or articles of incorporation for the payment of survivor benefits to the widow of a deceased member in an amount not to exceed \$200 per month and to the surviving dependent child or children of a deceased member in an amount not to exceed \$50 per month, subject to a maximum total amount of not to exceed \$250 per month in any instance. The bylaws or articles may also provide for the payment of an additional annuity to retired members for service beyond 20 years in the amount of \$10 per month for each year of service to a maximum of 25 years of service.

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

Approved June 4, 1975.

CHAPTER 426—H.F.No.1526

[Not Coded]

An act relating to Ramsey county; the cities of Maplewood and St. Paul in Ramsey county; and the city of Minneapolis in Hennepin county; establishing the St. Paul levy limit as that levy limit established by general and special state law; authorizing the cities of St. Paul and Maplewood to impose reasonable charges for emergency or paramedic ambulance services; authorizing the city of Maplewood to establish a physician's trained intensive care paramedic program; requiring payment to the city of St. Paul by Ramsey county for road maintenance; providing for payment of certain fines to municipalities in Ramsey county; authorizing the issuance of general obligation bonds by the city of Minneapolis for parks and parkways; amending Laws 1974, Chapter 435, Sections 1.0207; 1.0209, and by adding a section; and repealing Laws 1971, Chapter 762.

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

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