

the mouth of the Ohio river, to the downstream end of Diamond island located at milepost 794.8, is hereby designated as a fish refuge subject to the provisions of subdivision 2.

Subd. 2. No person shall take any fish during the months of March and April of any year upon the fish refuge described in subdivision 1.

Subd. 3. This act shall be effective following conclusion of an agreement between the commissioner of natural resources and the appropriate authority in the state of Wisconsin. The agreement shall provide for creation of a similar fish refuge in Wisconsin waters described in subdivision 1.

Approved March 28, 1978.

CHAPTER 606-H.F.No.1403

[Not Coded]

An act relating to retirement; providing for service pensions of the Spring Lake Park firefighter's relief association.

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

Section 1. Subdivision 1. The Spring Lake Park firefighter's relief association, subsidiary to a nonprofit corporation organized and operating exclusively for fire fighting purposes having a retirement plan, and otherwise coming within the provisions of Minnesota Statutes, Chapter 69, may pay firefighter's service pensions as provided in this section.

Subd. 2. The association may pay firefighter's service pensions in excess of the amounts authorized by Minnesota Statutes, Section 69.691, but not in excess of the following total amounts: \$120 per month, as hereinafter authorized, or as may be provided by its bylaws, to each of its members who has heretofore retired or may hereafter retire, who has reached or shall hereafter reach the age of 50 years and who has done or hereafter shall do active duty for 20 years or more as a member of the volunteer, paid or partially paid and partially volunteer, nonprofit corporation and who has been or shall hereafter be a member of the fire department relief association of the corporation at least ten years prior to retirement and who complies with the additional conditions as to age, service, and membership as may be prescribed by the certificate or bylaws of the association.

Subd. 3. The amount of monthly pension which may be paid to the retired firefighter may be increased by adding to the maximum above prescribed an amount not exceeding \$6 per month for each year of active duty over 20 years of service before retirement but the association or corporation shall not pay to any member a pension greater than \$180 per month.

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Subd. 4. Except as otherwise provided in this section, the applicable provisions of Minnesota Statutes, Chapter 69, shall apply to the Spring Lake Park firefighter's relief association and its retirement plan.

Sec. 2. **EFFECTIVE DATE.** This act is effective upon approval by the governing body of the city of Spring Lake Park and upon compliance with Minnesota Statutes, Section 645.021.

Approved March 28, 1978.

CHAPTER 607-H.F.No.1424

[Coded in Part]

An act relating to intoxicating liquor; permitting licensing and sale on certain tour boats; specifying locations where sale is prohibited; amending Minnesota Statutes 1976, Sections 340.11, by adding a subdivision; and 340.14, Subdivision 3.

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

Section 1. Minnesota Statutes 1976, Section 340.11, is amended by adding a subdivision to read:

Subd. 3a. LAKE SUPERIOR TOUR BOATS. Notwithstanding any law to the contrary, the commissioner of public safety may license any person regularly engaged, on an annual or seasonal basis, in the business of offering tours by boat upon Lake Superior and adjacent bays to sell intoxicating liquor at on-sale each day of the week for consumption upon the boats. The license shall authorize the on-sale of intoxicating liquor both while the boats are underway or in use or attached to a dock or other mooring. No license shall be issued unless each boat used in the tour business regularly sells meals in the place where intoxicating liquor is sold.

All sales of intoxicating liquor made upon the boats while they are attached to a dock or other mooring shall be subject to any restrictions on liquor sales prescribed by the governing body of the city where the boats are attached, or of the county when they are attached outside a city, and any governing body may prohibit liquor sales within its jurisdiction, but no governing body may require any additional license, or require any fee or occupation tax, for the sales; provided, that any city in which a boat licensed pursuant to this subdivision is moored continually for a period of at least three consecutive months may require a boat to obtain a license to sell intoxicating liquor at on-sale during the time it is so continually moored, and may charge a fee for such a license not to exceed one-half the fee charged for a comparable all-year on-sale license. Any license issued by a city pursuant to this subdivision shall be in addition to the number authorized by subdivision 5a.

A license shall be displayed at all times in the area of each boat where intoxicating liquor is sold. In the event that a person applying for a license operates more than one

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