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490.124 MATURITY OF BENEFITS; RETIREMENT AND SURVIVORS' ANNUITIES. Subdivision 1. **BASIC RETIREMENT ANNUITY.** Except as qualified hereinafter from and after mandatory retirement date, normal retirement date, early retirement date, or two years from the disability retirement date, as the case may be, a retirement annuity shall be payable to a retiring judge from the judges' retirement fund in an amount equal to two and one-half percent of the judge's final average compensation multiplied by the number of years and fractions of years of service rendered, provided that such annuity shall not exceed 60 percent of the judge's annual salary for the year immediately preceding his retirement.

Sec. 3. Minnesota Statutes 1976, Section 490.124, Subdivision 12, is amended to read:

Subd. 12. **REFUND.** Any person who ceases to be a judge but who does not qualify for a retirement annuity or other benefit under ~~sections 490.121 to 490.132~~ section 490.121 shall be entitled to a refund ~~of in an amount equal to all his contributions to the judges' retirement fund with plus interest computed on the basis of interest assumption under the provisions of section 356.21.~~ if no benefits shall be payable under subdivision 9 to the first day of the month in which the refund is processed based on fiscal year balances at the rate of five percent per annum compounded annually. The surviving spouse, or if there is no surviving spouse, then the estate, of any person who has ceased to be a judge and has died prior to receiving a retirement annuity or other retirement benefits shall be entitled to receive a refund in an amount equal to all the contributions made by the person to the judges retirement fund plus interest computed to the date of death at the rate of five percent per annum compounded annually.

Sec. 4. This act is effective the day following final enactment. The provisions of sections 1 and 2 shall apply to all judges retiring on or after the effective date of this act.

Approved March 28, 1978.

CHAPTER 627-H.F.No.1866

[Not Coded]

An act relating to the firefighters' relief association of the city of Karlstad; computation of years of service for volunteer firefighters.

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

Section 1. **KARLSTAD, CITY OF; FIREFIGHTERS' RELIEF ASSOCIATION.** Notwithstanding any provisions of Minnesota Statutes, Section 69.06, or other law to the contrary, the Karlstad firefighters' relief association shall treat years of service by members of the Karlstad volunteer fire department as years of membership in the

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Karlstad firefighters' relief association for purposes of determining eligibility for service pensions. This section shall apply only to those persons who became members of the association upon its formation and who continued as members until retirement.

Sec. 2. This act shall apply retroactively to January 1, 1977, and shall take effect upon its approval by the governing body of the city of Karlstad and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 28, 1978.

CHAPTER 628-H.F.No.1878

[Coded in Part]

An act relating to Washington county; drivers licenses; application and filing with clerk of the district court; providing that the commissioner of public safety may appoint an agent to assist the clerk in accepting applications under certain circumstances; prohibiting establishment of a multi-use trail in Washington county until the completion of a comprehensive plan.

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

Section 1. [171.06] [Subd. 5.] **APPOINTMENT OF AGENT; WASHINGTON COUNTY.** The commissioner of public safety may appoint an agent to assist the clerk of the district court in Washington county in accepting applications for instruction permits, drivers licenses, restricted licenses and duplicate licenses. The agent may retain one-half of the \$1 county fee to cover the expenses involved in receiving, accepting or forwarding the applications and fees. The agent may be appointed only if the clerk of the district court in Washington county refuses or fails to appoint an agent as provided by law after request therefor by the commissioner of public safety.

Sec. 2. Notwithstanding any law to the contrary, no agency of the state shall acquire land for, nor shall any construction begin, on any proposed multi-use trail on abandoned railroad lines along the St. Croix river in Washington county until the department of natural resources has completed a comprehensive plan for the project. The plan shall evaluate the likely and intended uses of the trail and the resultant effects on adjoining properties.

Sec. 3. This act is effective the day after final enactment.

Approved March 28, 1978.

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