
CHAPTER 129—H.F.No.3132

An act relating to retirement; service required for retirement of district court judges; amending Minnesota Statutes 1971, Sections 490.101, Subdivision 1; and 490.102, Subdivision 2.

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

Section 1. Minnesota Statutes 1971, Section 490.101, Subdivision 1, is amended to read:

490.101 JUDGES; RETIREMENT; SERVICE REQUIRED. Subdivision 1. (a) When a judge of the district court who has served for not less than 15 years as such judge, or as such judge and as judge of a court of record, arrives at the age of 70 years and makes written application to the governor for retirement, the governor shall direct his retirement by a written order.

(b) When a judge of the district court who has served for at least 25-24 years as such judge, and as judge of a court of record, arrives at the age of 65 years and makes written application to the governor for retirement, the governor shall direct his retirement by a written order.

Sec. 2. Minnesota Statutes 1971, Section 490.102, Subdivision 2, is amended to read:

Subd. 2. (a) If, at the time of retirement, he has attained the age of at least 70 years and he has served for 15 years as such judge, or as such judge and as judge of a court of record, he shall receive for the remainder of his life, one-half the compensation allotted to the office at the time of his retirement or on July 1, 1967, whichever is greater.

(b) If, at the time of retirement, he has attained the age of at least 65 years and he has served for 25-24 years as such judge, or as such judge and as a judge of a court of record, he shall receive for the remainder of his life, one-half of the compensation allotted for the office at the time of his retirement or on July 1, 1967, whichever is greater.

Except for per diem payments made pursuant to section 484.62, and retirement pay adjustments pursuant to section 490.025, subdivision 2, it is unlawful for any public officer to pay a retired judge an amount greater than one half of the compensation allotted to the office of such retired judge at the time of his retirement or on July 1, 1967, whichever is greater. Where such payments are hereafter made in violation of this subdivision, it is the duty of the public officer making such payment to recover the amount so paid but without interest. Such recovery may be made by as many as 30 installment deductions from future retirement payments to a retired judge or by action in the

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district court. Unrecovered overpayments outstanding at the time of the death of a retired judge shall be a lien upon his estate, in favor of the state of Minnesota.

Sec. 3. This act is effective December 31, 1973.

Approved March 13, 1974.

CHAPTER 130—H.F.No.3245

[Not Coded]

An act authorizing the city of Duluth to issue general obligation bonds in excess of the net debt limitations imposed in Minnesota Statutes, Section 475.53 and without an election except where required by the city charter to provide the local funds needed to match state, private, or federal grant funds.

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

Section 1. DULUTH, CITY OF; BONDS; MATCHING GRANT FUNDS. The Duluth city council may by ordinance provide for the issuance of general obligation bonds to provide the funds necessary to match state, private, or federal grant funds for projects within the city's boundaries. These bonds will be issued with the full faith and credit of the city. The issuance of said bonds will be subject to the provisions of Minnesota Statutes, Chapter 475, except that they may exceed the limitations in Minnesota Statutes, Section 475.53, by an amount not to exceed \$2,000,000, and provided that no election shall be required except as provided in the Duluth city charter. However, no such bonds shall be issued under this law if the local match required for said project exceeds 80 percent of the total project cost where the local share is used to match private grants; 60 percent of the total project cost where the local share is used to match state or federal grants; or 70 percent of the total project cost where the local share is used to match a combination of government and private grants.

Sec. 2. This law becomes effective upon its approval by the Duluth city council, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 14, 1974.

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