

president and shall not be diminished during his term. Provided, however, that where there shall be a municipal judge and a special municipal judge, the special municipal judge shall act only in the absence or disability of the municipal judge, and receive as compensation therefor an amount per diem to be fixed by the council of such city or village and paid out of the salary of the municipal judge; and provided, further, that any such special municipal judge shall not be prohibited from practicing in the said municipal court or in any other court, but he shall not sit in the trial of any cause or proceeding wherein he may be interested, directly or indirectly, as counsel or attorney, or otherwise."

Sec. 2. All acts or parts of acts inconsistent herewith are hereby repealed in so far as they are inconsistent with the provisions hereof.

Approved April 18, 1929.

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CHAPTER 224—H. F. No. 568

*An act to amend Sections 2, 3, 4 and 6, Chapter 430, General Laws 1919, creating a pension for disabled or retired employees in the classified service of any department or bureau of health in any city now or hereafter having a population of 50,000 or more, operating under a home rule charter and providing a fund out of which such pensions shall be paid and for the establishment of a pension board for the management, control and distribution of such pensions and funds.*

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Laws amended.—That Sections 2, 3, 4 and 6, Chapter 430, General Laws 1919, be amended to read as follows:

"Sec. 2. Service pension to be allowed.—That every such municipal department or bureau of health now existing, or which may hereafter be organized, may and hereby is authorized to become incorporated pursuant to the provisions of the General Statutes of Minnesota, and to adopt articles of incorporation and by-laws as a relief association to provide and permit said department or bureau of health, relief association so incorporated or so organized, to pay out of and from any fund that it may have received

from the State of Minnesota or from any other source, a service or disability pension not exceeding, however, the sum per month hereinafter fixed, to each of its pensioned members, who shall have reached the age of fifty years or more, and who shall have done active duty as a member of such health department or bureau for a period of twenty years or more in the city in which such relief association shall be so organized, or who having been disabled physically or mentally because of any injury or disability received or suffered while so employed as such member of such health department or bureau so as to render necessary his retirement from active service. Such member entitled to pension under the provisions hereof may be placed upon the pension list, and shall receive such pension as provided for in said articles of incorporation or constitution and by-laws, provided, however, that said funds shall not be used for any other purpose than for the payment of service and disability pensions as herein provided. Such pension shall be a sum equal to one-half of the monthly compensation allowed to such member as salary at the date of his retirement when such member shall have arrived at the age of fifty years or more, and shall have served a period of twenty years or more in such health department or bureau in the city in which such relief association shall be so organized, or shall have been disabled, physically or mentally, because of any injury or disability received or suffered while in the employ of such health department or bureau, so as to render necessary his retirement from active service. Provided further, that no retired member shall receive hereunder less than \$70.00 nor more than \$75.00 per month."

"Sec. 3. Right to increase or reduce amounts not to exceed fifty dollars.—Every such association shall at all times have and retain the right to increase or reduce the amount of such pension whenever, because of the amount of funds on hand or for other good reasons, such increase or reduction may seem advisable or proper to the board of management of said relief association, provided the pension herein authorized shall never exceed \$75.00 per month for each person pensioned."

"Sec. 4. Not to be paid while drawing salary.—The pension authorized by this act shall not be paid to any person while drawing salary in any amount from said municipality or who shall have been convicted of a felony for which he shall be adjudged to be imprisoned, or who is an habitual drunkard; and any person receiving the pension herein mentioned shall not receive or be entitled to receive any other or further pension or relief from said association."

"Sec. 6. Association to have charge of funds.—Tax levy.—Said association through its officers shall have full charge, manage-

ment and control of the health department or bureau pension fund herein provided for, which said fund shall be derived from the following sources; first, dues of its members and from the gifts of real estate or personal property, rents or money or other sources; second, *the Commissioner of Finance or Department of Finance of any city affected by this act shall deduct each month from the monthly pay of each member of such department or bureau of health a sum equal to one per cent of such monthly pay and place the same to the credit of the said health department or bureau pension fund; third, an amount or sum equal to one-twentieth of one mill shall be annually assessed, levied and collected by the proper officers of such city where a health relief association exists, upon each dollar of taxable property in such city as the same appears on the tax records of such city, which said sum shall by the proper officers of said city be placed to the credit of the health department or bureau pension funds, and shall not be used or devoted to any other purpose than for the purpose of the health department or bureau pension fund."*

Approved April 18, 1929.

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#### CHAPTER 225—H. F. No. 1217

*An act to provide for the control and regulation of the platting of subdivisions of land and laying out of streets and other public ways in counties containing and adjoining cities of the first class.*

Be it enacted by the Legislature of the State of Minnesota:

**Section 1. County Board to control platting of land.**—The Board of County Commissioners of any county containing land adjoining a city of the first class but not included within the corporate limits of any city of the first class shall have power to control and regulate the platting of subdivisions of land and the laying out of streets and other public ways. In counties which do not contain a city of the first class the power herein granted shall not extend to lands more than five miles from the boundary of a city of the first class.

**Sec. 2. Comprehensive Plan.**—In order to exercise the power conferred under this act, the Board of County Commissioners shall prepare a comprehensive Major Street Plan of the district involved, which plan shall be designated and adopted as the official Major Street Plan of the areas adjoining the City of .....