

Sec. 3. This act shall become effective as of January 1, 1964.

Approved May 13, 1963.

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CHAPTER 669—S. F. No. 1494

[Not Coded]

*An act relating to the department of conservation; appropriating money for the purchase of an airplane.*

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

Section 1. **Department of conservation; appropriation.** There is hereby appropriated to the commissioner of conservation from any moneys in the game and fish fund in the state treasury not otherwise appropriated the sum of \$15,000 to be used to purchase an airplane to be used in law enforcement in the game and fish division and for game census work.

Approved May 13, 1963.

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CHAPTER 670—S. F. No. 1521

[Not Coded]

*An act relating to the firemen's relief association in the city of Eveleth; amending Laws 1935, Chapter 208, Section 1, as amended, and Laws 1947, Chapter 329, Section 1, as amended.*

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

Section 1. Laws 1935, Chapter 208, Section 1, as amended by Laws 1937, Chapter 132, Section 1, Laws 1937, Chapter 253, Section 1, Laws 1951, Chapter 144, Section 1, Laws 1955, Chapter 293, Section 1, and Laws 1961, Chapter 620, Section 1, is amended to read:

Section 1. **Eveleth; firemen's retirement pension.** In the city of Eveleth, which has a fire department relief association organized under the laws of this state and authorized to pay pensions under Mason's Minnesota Statutes of 1927, Sections 1919, 1920, and 3723 to 3728, or any amendments thereof, such association may pay

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**

retirement pensions in excess of the amounts so authorized, but not in excess of the following total amounts:

\$150 per month to each member of the association who shall have reached the age of 55 years and shall have served 20 years or more as a member of the paid municipal fire department in such city. The monthly payments of \$150 ~~may~~ shall be increased by adding thereto an amount not exceeding ~~\$5~~ \$10 per month for each year of active duty over 20 years of service before retiring; provided, that no such pension or payment shall exceed the sum of ~~\$200~~ \$250 per month. No such pension shall be paid to any person while he remains a member of the fire department. The amounts of the retirement pensions hereby authorized shall not apply to members who have retired prior to the enactment hereof.

Sec. 2. Laws 1947, Chapter 329, Section 1, as amended by Laws 1953, Chapter 391, Section 1, Laws 1955, Chapter 293, Section 3, and Laws 1961, Chapter 620, Section 2, is amended to read:

Section 1. **Pay deductions, tax levy.** Subdivision 1. In addition to the moneys in the special fund of said association or provided to be raised therefor under existing laws for the payment of pensions and other benefits, revenues from the following sources shall be paid to said special fund, to-wit: It shall be the duty of the city clerk, treasurer or other disbursing officer of such city to deduct each month from the monthly pay of each member of the fire department, who is a member of the association, a sum equal to five percent of the monthly pay rate of a Class III fireman, and to place the same to the credit of said special fund. The city council or other governing body of such city shall each year, at the time the tax levies are made for the general revenues of the city, levy within the per capita or mill limitations now permitted by law, a tax of ~~\$5,000~~ \$10,000 each year, and in addition thereto shall levy a tax of \$10,000 each year over and above such per capita or mill limitations, until the special fund has reached ~~\$100,000~~ \$50,000; and when the special fund is not less than \$50,000 and not more than \$100,000 a tax of \$5,000 annually, within the per capita or mill limitations now permitted by law, and in addition thereto a tax of \$10,000 annually, over and above such per capita or mill limitations, shall be levied; and when the fund exceeds \$100,000 then no tax shall be levied for that current year on all of the taxable property of such city, which levy shall be transmitted to the county auditor of the county in which the city is situated at the time the other levies are transmitted and shall be collected, and the penalties therefor shall be enforced, in the same manner as the other taxes of such city. The city treasurer, when the moneys derived from such tax are received by him, shall pay the same to the treasurer of the fire department's relief association, together with all

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penalties and interest collected thereon, in the following manner: Of the first levy made after the passage of this act as amended and its adoption by said city, an amount not to exceed \$1,000 of such levy may, at the discretion of the board of trustees of said relief association, be placed to the credit of the general fund of said association. The balance of said levy, as well as all subsequent levies, shall be credited to the special fund of said association, and shall not be withdrawn from said fund or transferred to any other fund except for the purposes of this act. The board of trustees may, in its discretion, pay premiums upon the bond of the treasurer and secretary from said special fund.

Subd. 2. The tax of \$10,000 over and above the per capita or mill limitations now permitted by law authorized hereunder is for the purpose of paying pensions and other benefits to retired firemen.

Sec. 3. *This act takes effect when approved by a majority of the governing body of the city of Eveleth and upon compliance with Minnesota Statutes 1961, Section 645.021.*

Approved May 13, 1963.

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CHAPTER 671—S. F. No. 1570

[Not Coded]

*An act authorizing the commissioner of conservation to replace the dam and perform related construction work at the site of the dam located at the outlet of Kansas Lake in Watonwan county; appropriating money therefor.*

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

Section 1. **Kansas Lake; replacement of dam.** In order to control the water level on Kansas Lake, in Watonwan county, the commissioner of conservation is authorized and directed to replace the dam at the outlet of Kansas Lake and make such other related repairs as may be necessary at the site of the dam, which is located in Government Lot 1 (N.E.  $\frac{1}{4}$  - N.E.  $\frac{1}{4}$ ), Section 9, Township 105 North (Long Lake), Range 32 West of the 5th P.M.

Sec. 2. Construction authorized in section 1 shall not be undertaken until the county board of Watonwan county has indicated, by resolution properly certified, their intention of maintaining and operating the project when completed, and saving the state harmless from any claims of any nature arising therefrom.

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