

# MINNESOTA STATUTES 1979 SUPPLEMENT

## 356.32 RETIREMENT SYSTEMS, GENERALLY

(10) St. Paul teachers retirement fund association, established pursuant to chapter 354A.

[ 1979 c 40 s 10; 1979 c 217 s 27 ]

## 356.455 Correction of erroneous interpretation of exclusion of certain employees in certain federal programs.

The employment of a person as an enrollee under the federal comprehensive employment and training act in a subsidized on-the-job training, work experience or public service employment position shall not be deemed to be two employments for purposes of implementing the exclusion from retirement fund coverage provided for in Laws 1978, Chapter 720, even though the compensation for the person is paid in part from federal comprehensive employment and training act subsidy funds and is paid in part from local supplementary revenue sources other than funds provided under the federal comprehensive employment and training act, and any contrary prior administrative interpretation of the provisions of Laws 1978, Chapter 720 is deemed to be erroneous. This section shall be deemed to be remedial in nature and shall be effective retroactively to March 30, 1978. Any employee contributions and any employer and employer additional contributions taken from or on behalf of any person who would have been excluded from retirement fund coverage pursuant to Laws 1978, Chapter 720 except for the erroneous prior administrative interpretation shall be deemed to be erroneous deductions and shall be refunded as soon as practicable to the person and employing unit involved. The refund shall be accompanied by interest at the rate of five percent per annum compounded, payable from the date that the erroneous deduction was taken to the first day of the month in which the refund is processed.

[ 1979 c 216 s 22 ]

## 356.60 Limitation of public retirement annuities.

Subdivision 1. **Definitions.** For purposes of this section, unless the context clearly indicates otherwise, the following terms shall have the meanings given to them:

(a) "Public pension plan" is any Minnesota public pension plan or fund, including any plan or fund enumerated in sections 356.20, subdivision 2, or 356.30, subdivision 3, any local police or firefighter's relief association to which section 69.77 applies, or any retirement or pension plan or fund, including a supplemental retirement plan or fund, established, maintained or supported by any governmental subdivision or public body whose revenues are derived from taxation, fees, assessments or from other public sources, which provides pension or retirement coverage for public employees other than volunteer firefighters.

(b) "Year of covered service" is a year of covered, credited or allowable service as defined by a public pension plan which provides formula pension or retirement benefits, or a period of 12 consecutive months of service commencing with the date or anniversary date of membership with a public pension plan or program which does not provide formula or other defined benefits and for which contributions on behalf of the covered employee or member have been made.

[For text of subs 2 and 3, see M.S.1978]

[ 1979 c 50 s 51 ]

## CHAPTER 357. FEES

Sec.  
357.32 Witness in criminal cases; when and how paid.

### 357.32 Witness in criminal cases; when and how paid.

When it appears that any witness subpoenaed or required to appear on behalf of the state has come from another state or country or is indigent, the court may, by order upon the minutes, direct the county treasurer to pay the witness a reasonable sum for ex-

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penses. When a prosecution in the name of the state fails, or the defendant proves insolvent, escapes, or is unable to pay the fees when convicted, they shall be paid out of the county treasury, unless otherwise ordered by the court. The clerk of court upon request of the county attorney or the attorney general may issue subpoenas and compel the attendance of witnesses in behalf of the state or county without payment of fees in advance; and, in criminal cases, the witnesses for the defendant shall also be compelled to attend without payment of fees in advance, and failure to attend after being served with a subpoena shall subject any witness to be proceeded against in the same manner as provided by law in other cases where payment of fees is required to be paid in advance. The clerk of any court in which a witness has attended on behalf of the state in a civil action shall give the witness a certificate of attendance and travel, which entitles him to receive the amount from the county treasurer.

[ 1979 c 233 s 2 ]

CHAPTER 360. AERONAUTICS

Sec.		Sec.	
360.015	Commissioner; powers and duties.	360.063	Zoning regulations.
360.035	Exemption from taxation.	360.065	Regulation, procedure for adoption.
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**360.015 Commissioner; powers and duties.**

[For text of subs 1 to 19, see M.S.1978]

Subd. 20. The commissioner may continue the air transportation revolving account within the trunk highway fund. The commissioner shall charge users of any air transportation services provided by the department for all direct and indirect operating costs, excluding salaries and initial cost of acquisition of aircraft. All receipts for these services shall be deposited in the air transportation revolving account and are appropriated to the commissioner to pay all direct and indirect air service operating expenses, excluding salaries.

[ Ex1979 c 1 s 47 ]

**360.035 Exemption from taxation.**

Any properties, real or personal, acquired, owned, leased, controlled, used, or occupied by a municipality for any of the purposes of sections 360.011 to 360.076, are declared to be acquired, owned, leased, controlled, used, or occupied for public, governmental, and municipal purposes, and shall be exempt from taxation by the state or any of its political subdivisions. Nothing contained in sections 360.011 to 360.076 shall be construed as exempting properties, real or personal, leased from the municipality to a tenant or lessee who is a private person, association, or corporation from assessments or taxes. If any such leased municipal airport property is taxable to the lessee, the municipality shall not be subject to payment of any portion of rentals under section 272.68, subdivision 3.

[ 1979 c 303 art 2 s 35 ]

**360.061 Definitions.**

[For text of subs 1 and 2, see M.S.1978]

Subd. 3. "Municipality" does not include a county unless the county owns or controls an airport, in which case such county may exercise all the powers granted by said sections to other municipalities. It specifically includes a town, the metropolitan airports commission established and operated pursuant to chapter 473, and the state of Minnesota.

[For text of subd 4, see M.S.1978]

[ 1979 c 302 s 1 ]