

missioners of the county of Pine, and upon compliance with Minnesota Statutes 1961, Section 645.021.

Approved May 1, 1963.

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CHAPTER 439—S. F. No. 1142

*An act relating to the importation of intoxicating liquor from another state without the payment of Minnesota excise taxes and providing for exemptions therefrom; amending Minnesota Statutes 1961, Section 340.601.*

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

Section 1. Minnesota Statutes 1961, Section 340.601, is amended to read:

**340.601 Intoxicating liquor; import; common carriers; evasion, misdemeanor.** Any person, excluding persons of minor age and other disqualified persons as provided by sections 340.73 and 340.78, who enters the state of Minnesota from another state may have in his personal possession one quart (32 ounces) of intoxicating liquor or who enters the state of Minnesota from a foreign country may have in his possession one gallon (128 ounces) of intoxicating liquor without the required payment of the Minnesota excise tax. Any person who shall import or have in his possession any such untaxed intoxicating liquor in excess of the quantities provided for in this section is guilty of a misdemeanor. The foregoing provisions do not apply to the consignments of alcoholic beverages shipped into this state by holders of Minnesota import licenses or Minnesota manufacturers and wholesalers of such beverages when duly licensed by the commissioner *or to common carriers with licenses to sell intoxicating liquor in more than one state.* Any peace officer, the commissioner, or his authorized agents, may seize such untaxed liquor.

Approved May 1, 1963.

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CHAPTER 440—S. F. No. 1270

*An act relating to the public employees retirement association, and amending Minnesota Statutes 1961, Section 353.01, Subdivision 2.*

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

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

Section 1. Minnesota Statutes 1961, Section 353.01, Subdivision 2, is amended to read:

Subd. 2. **Public employees retirement association; public employee, definition.** (1) "Public employee" means any person performing personal services as an elected or appointed officer or employee for a governmental subdivision or for an elected officer thereof and whose salary is paid, in whole or in part, from revenue derived from taxation, or by fees, assessments, or from other sources. The term "public employee" also means any person serving as an elected member of the legislature of the state of Minnesota, the secretary of the senate and the chief clerk of the house of representatives, or any person appointed as a district court reporter in this state and any officer or employee of the public employees retirement association, or any employee of the league of Minnesota municipalities.

(2) "Public employee" does not mean

(a) persons employed for professional services where such service is incidental to regular professional duties and whose compensation is paid on a per diem basis;

(b) election officers;

(c) persons engaged in public work for the governmental subdivision but employed by contractors where the performance of such contract is authorized by competent authority;

(d) patient and inmate help in governmental subdivision charitable, penal and correctional institutions;

(e) members of boards, commissions, volunteer fire departments, bands and others who serve the governmental subdivision intermittently and are paid on a per diem, per meeting or per fire basis;

(f) temporary, emergency and seasonal employees as defined by rules prescribed by the board of trustees;

(g) public employees who by virtue of their employment are required to contribute to any other pension, relief or retirement fund established for the benefit of officers and employees of a governmental subdivision;

(h) police matrons employed in a police department of any city who are transferred to the jurisdiction of a joint city and county detention and corrections authority;

(i) *persons who make application to be exempted from*

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

*membership in the public employees retirement association, due to membership in any religious organization which has been organized five years or more as of January 1, 1963, and whose customs, rites or religious belief forbids their membership in any public retirement association, providing such persons file an application stating the applicable provisions of their religious organization, and waive all claims for retirement benefits in their fund.*

Approved May 1, 1963.

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CHAPTER 441—S. F. No. 1630

[Not Coded]

*An act relating to the salaries of certain municipal and probate judges; providing that salaries and salary increases hereafter set are temporary and shall expire on June 30, 1965 in certain cases.*

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

**Section 1. Municipal and probate judges; salaries.** Any act fixing or increasing the salaries of a judge of the probate court or the judge or special judge of a municipal court enacted after the effective date of this section is a temporary act and the salaries fixed thereby shall terminate on June 30, 1965 unless such subsequent act expressly provides that the provisions of this section are not applicable thereto.

**Sec. 2.** The provisions of section 1 shall not apply to the judges of municipal court in a city of the first class or to the judges of the probate court in a county having a city of the first class.

**Sec. 3.** This act is in effect from and after its final enactment and shall expire on June 30, 1965.

Approved May 1, 1963.

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CHAPTER 442—S. F. No. 1703

[Not Coded]

*An act relating to the city of South St. Paul; providing for salaries for the mayor and councilmen thereof; repealing Laws 1961, Chapters 24 and 464.*

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