

pension, he may withdraw all moneys deducted from his salary minus any moneys that have been paid out of the fund for his benefit for hospitalization or doctor's services.

A member of the police relief association who has been an active member of the police department of the village for ~~five years~~ *one year* and thereafter is disabled physically or mentally because of an injury received or suffered while a member of the police department which renders necessary his retirement from active police service and causes total and permanent disability shall be paid a disability pension of not more than \$120 per month; provided, however, that to be considered totally and permanently disabled the member shall be unable to do any work requiring any physical or mental effort.

Sec. 2. *Section 1 applies only in respect of retirement or disability occurring after June 30, 1969.*

Sec. 3. *No provision of this act shall be construed as reducing the amount or rate of contribution to the association by the municipality or a member of the association from such minimum contributions as are prescribed by the Police and Firemen's Relief Associations Guidelines Act of 1969. Notwithstanding the provisions of this or any other act, the association and the municipality and the officers of each are authorized to do all things required by the Guidelines Act as conditions for the contribution of public funds or the levy of taxes for the support of the association.*

Sec. 4. *This act is effective upon its approval by the governing body of the village of Hibbing and compliance with Minnesota Statutes, Section 645.021.*

Approved May 23, 1969.

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#### CHAPTER 673—H. F. No. 2191

*An act relating to claims against counties; amending Minnesota Statutes 1967, Section 373.09.*

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

Section 1. Minnesota Statutes 1967, Section 373.09, is amended to read:

**373.09 Counties; claims against; appeal.** When any claim against a county is disallowed by the county board, in whole or in

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

part, a claimant may appeal from its decisions to the district court by causing a written notice of such appeal to be filed in the office of the auditor within 15 days after written notice mailed to the claimant by the county auditor showing the disallowance of the claim and giving security for costs, to be approved by the auditor, who shall forthwith notify the county attorney thereof. When any claim against a county shall be allowed, in whole or in part, by such board, no order shall be issued in payment of the same or any part thereof, until after ~~15~~ *three* days from date of the decision; and the county attorney may, on behalf and in the name of such county, appeal from such decision to the district court, by causing a written notice of such appeal to be filed in ~~the office of the auditor within 15~~ *three* days after date of the decision appealed from; or any seven taxpayers of the county may, in their own names, appeal from such decision to the district court by causing a written notice of appeal, stating the grounds thereof, to be filed in the office of the auditor within ~~15~~ *three* days after the date of the decision appealed from, and giving to the claimant security for his costs and disbursements, to be approved by a judge of the district court; and thereafter no order shall be issued in payment of any such claim until a certified copy of the judgment of the court shall be filed in the office of the auditor. Upon filing of such notice of appeal, the court shall acquire jurisdiction of the parties and of the subject matter, and may compel a return to be made as in the case of an appeal from a judgment of a justice of the peace. In any county subject to the provisions of Laws 1941, Chapter 118, in which a claim has been audited and certified by the county auditor as required by Laws 1941, Chapter 118, Section 5, or whose population now or hereafter exceeds 250,000 but is less than 450,000 and in Hennepin county such claim may be paid not earlier than the third day after allowance by the county board.

Approved May 23, 1969.

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CHAPTER 674—H. F. No. 2227

[Coded]

*An act relating to the municipal court of Willmar; fixing the salary of the special judge of said court; amending Minnesota Statutes 1967, Section 488.22, by adding a subdivision.*

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

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