

amounts: 50 percent of the final average compensation, or an amount equal to two percent of final average compensation for each year of allowable service for the first ten years, and thereafter 2.5 percent of final average compensation per year of allowable service, including in the latter assumed service between the date the disability occurred and the 60th birthday of the employee .

If, at the end of any fiscal year, interest is allocated to the disability benefit fund, at a rate greater than the rate specified in section 6, subdivision 5, clause (a), the amount of any benefits payable from such fund that were in effect at the end of the previous fiscal year, shall be increased by the difference between the two rates of interest.

Sec. 2. Laws 1973, Chapter 133, Section 18, Subdivision 3, as amended by Laws 1973, Chapter 770, Section 12, is amended to read:

Subd. 3. Payment of any disability allowance authorized by this act, shall commence five months after date of application provided that the applicant has not been restored to duty. Such payment shall be retroactive to date of application and shall continue throughout the full period of the disability subject to the same optional selections as are provided for service allowances; provided that when a disability beneficiary shall have attained the minimum age for retirement on a service allowance the disability allowance shall be discontinued only as provided by the terms of the option selected. Any employee eligible for a duty disability allowance who is also entitled to an allowance under a workmen's compensation act shall be entitled to receive during the period of such compensation only that portion of the retirement allowance provided by this act which when added to the workmen's compensation benefit does not exceed the salary of the employee at the time of disability.

Sec. 3. **EFFECTIVE DATE.** This act is effective upon approval by the city council of the city of Minneapolis, and upon compliance with Minnesota Statutes, Section 645.021.

Approved February 22, 1974.

CHAPTER 75—S.F.No.2892
[Not Coded]

An act relating to the city of Minneapolis; retirement; survivors benefits for dependents of city employees; amending Laws 1973, Chapter 133, Section 23, Subdivisions 2, 3, and 9.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Laws 1973, Chapter 133, Section 23, Subdivision 2, is
Changes or additions indicated by underline deletions by ~~strikeout~~

amended to read:

Subd. 2. **MINNEAPOLIS, CITY OF; RETIREMENT PROGRAM.** Upon the death of a contributing member after having been in the city service not less than 18 months but before the effective date of retirement, the board shall in lieu of the settlement hereinbefore provided pay to the surviving dependent spouse and/or dependent children of the member under the age of 18, or under the age of 22 if a full time student at an accredited school, college or university, and single, the following monthly benefit:

(a) Surviving widow or widower ~~\$100~~ \$150 per month.

(b) Each dependent child ~~\$65 of the member~~ \$100 per month. Payments for the benefit of any dependent child under the age of 18 years shall be made to the surviving parent, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed ~~\$300~~ \$450 for any one family.

(c) Persons receiving survivor benefits pursuant to the provisions of this subdivision at the time this act becomes effective shall thereafter receive the monthly benefits provided herein.

Sec. 2. Laws 1973, Chapter 133, Section 23, Subdivision 3, is amended to read:

Subd. 3. The widow of a deceased member not legally separated or divorced, and who has not remarried ~~at the time of his death~~, shall be entitled to the monthly benefit herein provided in any event for one year and each year thereafter unless such widow has an income in excess of \$2,400 for a 12-month period commencing with the first day of the month following the month in which the employee died, in which case all income in excess of \$2,400 for the previous 12-month period shall be prorated over the succeeding 12-month period and \$1.00 will be deducted for each \$2.00 earned from the surviving spouse benefit herein provided. This process shall be continued for each succeeding 12-month period. ~~The widow's survivors benefits above referred to shall be suspended when there are no dependent children qualified to receive the \$65 monthly allowance; said suspension of benefits to said widow to continue until the widow reaches age 62 when payments shall again commence if the widow has not been remarried; provided however that; (1) the suspension shall not apply to a widow who is totally and permanently disabled as certified by the medical board; (2) this provision for suspension shall apply only to widows of employees who first became contributing members of this fund subsequent to July 1, 1967; and (3) in any event the widow shall receive the monthly allowance for one year after the contributor's death.~~

Sec. 3. Laws 1973, Chapter 133, Section 23, Subdivision 9, is amended to read:

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Subd. 9. If any employee who has contributed to the survivor's benefit account as herein provided dies before the effective date of retirement on a service or disability pension and is not survived by a beneficiary eligible to receive a monthly allowance as herein provided, there shall be paid from the survivor's benefit account to a beneficiary designated by the employee a death benefit of ~~\$500-\$750~~ if death occurs prior to the end of the employee's tenth year of service or of ~~\$1,000-\$1,500~~ if the employee had prior to his death completed 10 or more calendar years of service. Upon reinstatement of a former employee to the service, credit for such past service or for any part thereof shall be granted only upon repayment of the amount of the separation refund, with interest, from the time of separation.

Sec. 4. This act is effective upon approval by the city council of the city of Minneapolis, and upon compliance with Minnesota Statutes, Section 645.021.

Approved February 22, 1974.

CHAPTER 76—S.F.No.2921
[Not Coded]

An act relating to the city of Minneapolis; retirement; disability, retirement and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivisions 1, 3, 5 as amended, 6, and by adding a subdivision; 9, Subdivision 2 as amended, and 3; 11, Subdivision 1; 12, Subdivision 2; 16, Subdivisions 1, and 8; 18, Subdivision 1; and 23, Subdivision 1; repealing Laws 1973, Chapter 133, Section 25.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Laws 1973, Chapter 133, Section 6, Subdivision 1, is amended to read:

Sec. 6. MINNEAPOLIS, CITY OF; RETIREMENT FUND. Subdivision 1. **CREATION; DIVISIONS OF FUND.** For the purposes of this act there shall be a city municipal employees retirement fund, hereafter referred to as the retirement fund. The retirement fund shall be subdivided into (1) a deposit accumulation fund, (2) a participating share in the Minnesota adjustable fixed-benefit fund, ~~and~~ (3) a survivor benefit fund, and (4) a disability benefit fund. Expense of administration of the retirement fund shall be paid from the deposit accumulation fund, less such amount as the ~~municipal employees~~ retirement board may charge against income from investments as the cost of handling the investments of the retirement fund.

Sec. 2. Laws 1973, Chapter 133, Section 6, Subdivision 3, is amended to read:

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