

fits coverage and medical benefits coverage provided by sections 43.42 to 43.50. The retired judge may also, at his own expense, obtain hospital benefits coverage and medical benefits coverage for his dependents who meet the general dependent eligibility requirements for those coverages. The commissioner by rule shall establish forms and procedures for exercise of the option provided by this section and for the payment of necessary premiums. A retired judge shall pay the full cost of the coverages provided to him or to his dependents under this section, as determined from time to time by the commissioner. Until rules are established under this section, a retired judge may exercise his option by notifying the commissioner in writing and by tendering payment of premiums as required by the commissioner.

Sec. 2. This act is effective on the day following its final enactment.

Approved March 31, 1976.

CHAPTER 99—H.F.No.2010

[Not Coded]

An act relating to the cities of Eveleth and Duluth; increase in police pensions in the city of Eveleth; police survivor benefits in the city of Duluth; amending Laws 1965, Chapter 636, Section 8, as added; and Laws 1953, Chapter 91, Section 11, Subdivision 1, as amended.

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

Section 1. Laws 1965, Chapter 636, Section 8, as added by Laws 1975, Chapter 186, Section 1, is amended to read:

Sec. 8. EVELETH AND DULUTH, CITIES OF; POLICE PENSIONS; INCREASE IN BENEFITS. Any pension payable to a retired member pursuant to section 1, or to a widow pursuant to section 5, of Laws 1965, Chapter 636, as amended, as of January 1, ~~1975-1976~~, shall be increased by \$25 per month, effective with the first monthly payment after the effective date of this act. Notwithstanding Minnesota Statutes, Section 356.18, increases in pensions pursuant to this section shall be made automatically, unless the recipient files written notice with the association requesting that the increase not be made. No retired member or surviving widow shall receive increases under both Laws 1975, Chapter 186, and this act.

Sec. 2. Laws 1953, Chapter 91, Section 11, Subdivision 1, as amended by Laws 1955, Chapter 187, Section 6, Laws 1959, Chapter 191, Section 5, and Laws 1975, Chapter 408, Section 4, is amended to read:

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Sec. 11. PENSIONS, PAYMENT. Subdivision 1. The association shall grant pensions payable from the police pension fund in monthly installments in the manner and for the following purposes:

(1) To any member of the age of 50 years or more who performs duty as a member of the police department of the city for 20 years or more, upon the member's written application after retiring from such duty there shall be paid monthly during the member's lifetime a pension not to exceed 31 units and one additional unit for the first year of such service in excess of 20 years and two additional units for each year of such service in excess of 21 years but not to exceed 40 units.

(2) To any member who performs duty as a member of the police department of the city for 20 years or more who retires from such duty before the member attains the age of 50 years, upon the member's written application after reaching the age of 50 years, there shall be paid monthly during the member's lifetime a pension not to exceed 31 units and one additional unit for the first year of such service in excess of 20 years and two additional units for each year of such service in excess of 21 years, but not to exceed 40 units.

(3) To any member who, while a member of the police department of the city, becomes diseased or sustains an injury which permanently unfits the member from the performance of police duties there shall be paid monthly during the member's lifetime a pension, as provided in the bylaws of the association but not to exceed 40 units, while so disabled; but no member shall be awarded, granted, or paid a pension pursuant to this clause, except upon the certificate of two or more physicians or surgeons chosen by the governing board. This certificate shall set forth the cause, nature, and extent of the disability, disease, or injury of the member. No member shall be awarded, granted, or paid a pension pursuant to this clause unless the certificate states that the disability, disease, or injury was incurred or sustained by the member while a member of the police department. Each such certificate shall be filed with the association; and at its discretion the governing board may require any such person to submit to a re-examination by a competent physician chosen by the board. If found by this re-examination to be physically fit such person shall be reinstated to the position held immediately prior to the commencement of the member's disability.

(4) To the spouse or to a surviving child of a member who dies while in the service of the police department of the city or to the spouse or to a surviving child of any pensioner or any deferred service pensioner during the period of the member's deferment there shall be paid monthly a benefit as follows:

(a) Not to exceed 20 units to the spouse;

(b) Not to exceed 8 units to a surviving child until such child becomes 18 years of age, except that such benefits shall continue until

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the surviving child becomes 22 years of age if that child continues living with the surviving spouse, remains unmarried, and is enrolled as a full time student in an accredited college or vocational school.

In the event the spouse and such surviving children reside together, the benefits to be paid to such children shall be paid to the spouse for the support of the children, but such spouse shall not receive more than 40 units per month in any event. If a spouse remarries, the spouse's benefit shall cease as of the date of the remarriage. Benefits shall however, resume upon termination of remarriage. Upon the death of a spouse, each surviving child shall receive a pension as provided in the bylaws of the association of not to exceed 40 units.

Benefits shall be payable to a surviving spouse whose remarriage has terminated prior to the effective date of this act, from and after the effective date of this act.

Sec. 3. Section 1 of this act is effective upon approval by the Eveleth city council and upon compliance with Minnesota Statutes, Section 645.021; and section 2 is effective upon approval by the Duluth city council and upon compliance with Minnesota Statutes, Section 645.021.

Approved March 31, 1976.

CHAPTER 100—HF.No.2090

[Not Coded]

An act relating to the city of Worthington; volunteer firemen's service pensions.

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

Section 1. WORTHINGTON, CITY OF; FIREMEN'S SERVICE PENSIONS. Subdivision 1. The volunteer firemen's relief association of the city of Worthington may pay firemen's service pensions in excess of the amounts authorized by Minnesota Statutes, Section 69.06, but not in excess of \$50 per month to each of its members who has retired or shall hereafter retire, who has reached or shall hereafter reach the age of 55 years and who has done or hereafter shall do active duty for 20 years or more as a member of the Worthington volunteer fire department, and who has been or shall hereafter be a member of the Worthington volunteer firemen's relief association for at least ten years prior to such retirement and who complies with such additional conditions as to age, service and membership as may be prescribed by the articles of incorporation or bylaws of the association.

Subd. 2. All payments of service pensions from the special fund of ~~Changes or additions indicated by underline deletions by strikeout~~