

Sec. 2. Minnesota Statutes 1982, section 353.656, subdivision 1a, is amended to read:

Subd. 1a. **OPTIONAL ANNUITY ELECTION.** A disabled member of the police and fire fund may elect to receive the normal disability benefit or an optional annuity as provided in section 353.30, subdivision 3. The election of an optional annuity shall be made prior to commencement of payment of the disability benefit and shall be effective 30 days after receipt of the election or the date on which the disability benefit begins to accrue, whichever occurs later. Upon becoming effective, The optional annuity shall begin to accrue on the same date as provided for the disability benefit.

Sec. 3. **EFFECTIVE DATE.**

This act is effective the day following final enactment and applies retroactively to May 1, 1981.

Approved May 9, 1983

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## CHAPTER 86 — S.F.No. 833

*An act relating to retirement; White Bear Lake volunteer firefighters; providing for incentive benefit amounts, validating prior actions; repealing Laws 1971, chapter 214; Laws 1979, chapter 201, sections 30 and 31; Laws 1981, chapter 224, section 257.*

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

Section 1. **WHITE BEAR LAKE, CITY OF; FIREFIGHTERS' RELIEF ASSOCIATION.**

Subdivision 1. Notwithstanding any provision of the general law to the contrary, the bylaws of the White Bear Lake volunteer firefighters' relief association may provide that the payment of a base service pension may be increased by additional incentive benefit amounts. However, the total service pension paid shall not exceed the maximum service pension amount permitted under the flexible service pension maximums pursuant to section 424A.02, subdivision 3.

Subd. 2. For purposes of this section, the following terms shall be given the following meanings:

(a) "Base service pension" means the service pension payable to a retiring member of the relief association when the member has received credit for the minimum years of service and has attained the minimum age specified in the bylaws for the commencement of a service pension; and

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

(b) “Incentive benefit amounts” mean amounts payable in addition to the base service pension which are based on meeting the minimum number of fire calls or rescue squad calls as set forth in the bylaws of the relief association for entitlement to an incentive benefit or completing years of service in excess of the minimum years of service specified in the bylaws for the commencement of a service pension.

**Sec. 2. VALIDATION OF PRIOR ACTIONS.**

Notwithstanding any provision of law to the contrary, any action of the White Bear Lake volunteer firefighters’ relief association taken subsequent to July 1, 1979, and prior to the effective date of this section, which was in conformance with the applicable provisions of section 1 and the applicable provisions of the duly adopted articles of incorporation and bylaws of the relief association are hereby validated.

**Sec. 3. REPEALER.**

Laws 1971, chapter 214; Laws 1979, chapter 201, sections 30 and 31; and Laws 1981, chapter 224, section 257, are repealed.

**Sec. 4. EFFECTIVE DATE.**

This act is effective upon approval by the city council of White Bear Lake and upon compliance with Minnesota Statutes, section 645.021.

Approved May 9, 1983

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**CHAPTER 87 — S.F.No. 854**

*An act relating to commerce; providing for the filing and recording of mortgages and deeds of trust of pipeline companies; amending Minnesota Statutes 1982, section 300.115.*

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

Section 1. Minnesota Statutes 1982, section 300.115, is amended to read:

**300.115 MORTGAGES AND DEEDS OF TRUST OF PIPELINE COMPANIES, FILING AND RECORDING.**

Subdivision 1. A mortgage or deed of trust covering real property in whole or in part to secure a debt executed by a company engaged in the business of transporting oil, gas, petroleum products, or other derivatives by pipeline other than a public utility as defined in Minnesota Statutes 1965, Section 300.111, shall be filed with the secretary of state, and recorded in the office of the county recorder or in the office of the registrar of titles of each county through which the

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