

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Laws 1971, chapter 214; Laws 1979, chapter 201, sections 30 and 31; and Laws 1981, chapter 224, section 257, are repealed.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

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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pipeline runs or in which it may hold land or interests in land. To secure the rights of all parties interested under such mortgage or deed of trust so executed, filed, and recorded, the personal property and fixtures belonging or appertaining thereto shall be deemed a part of the line, and notwithstanding the provisions of the uniform commercial code the filing and recording of such mortgage and deed of trust shall be notice of the rights of all parties in the real and personal property and fixtures covered thereby and will so remain until satisfied or discharged without further affidavit, continuation statement, or proceeding whatever. A mortgage or deed of trust to secure a debt executed by a pipeline company engaged in the business of transporting oil, gas, petroleum products, or other commodities that may be transported by pipeline other than a "public utility" as defined in Minnesota Statutes 1982, section 300.111 covering the whole or any part of its easements or other less than fee simple interests in real estate used in the transportation or distribution of oil, gas, petroleum products, or other commodities that may be transported by pipeline, and also covering the fixtures of the pipeline company which are annexed to the pipeline, may be filed in the office of the secretary of state along with or as a part of the financing statement covering the fixtures. The filing of the mortgage or deed of trust shall have the same effect, and shall be notice of the rights and interests of the mortgagee or trustee in the easements and other less than fee simple interests in real estate to the same extent as if the mortgage or deed of trust were duly recorded in the office of the county recorder, or duly registered in the office of the registrar of titles of the county or counties in which the real estate is situated. The mortgages or deeds of trust may by their terms include after acquired property, real and personal, and shall be as valid and effectual for that purpose as if the after acquired property were owned by, and in possession of, the company giving the mortgage and deed of trust at the time of the execution. Notwithstanding the uniform commercial code the filing and recording of the mortgage and deed of trust in the office of the secretary of state shall be notice of the rights of all parties in the real and personal property and fixtures covered by the filing and will so remain until satisfied or discharged without further affidavit, continuation statement, or proceeding whatever.

Subd. 2. Any instrument described in subdivision 1 and heretofore recorded as a real estate mortgage and filed as a chattel mortgage in accordance with law, shall be deemed to have been validly recorded and filed and to be notice of the rights of the parties thereto in the real and personal property and fixtures covered thereby. For the purposes of this section, any mortgage or deed of trust filed under this section shall be deemed to contain a sufficient description to give notice of the rights and interest of the mortgagee or trustee in the easements and other less than fee simple interests in the real estate used for the transmission of oil, gas, petroleum products, or other commodities which may be transported by pipeline if the mortgage and deed of trust states that the security includes rights-of-way, transmission systems, or lines of the pipeline company, or all property owned by the pipeline company.

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Subd. 3. This section shall not apply to any real estate owned by a pipeline company in fee simple.

Approved May 9, 1983

CHAPTER 88 — S.F.No. 936

An act relating to retirement; the Minneapolis police relief association; board membership; sources and uses of funds; member contributions; amending Laws 1949, chapter 406, sections 1, subdivision 1, as amended; 3, as amended; 4, subdivisions 2 and 3, as amended; 5, subdivisions 1, 3, and 5, as amended; and 6, subdivision 3, as amended; Laws 1953, chapter 127, section 1, subdivisions 2, as amended, and 4, and by adding a subdivision; and Laws 1965, chapter 493, section 3.

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

Section 1. Laws 1953, chapter 127, section 1, subdivision 2, as amended by Laws 1965, chapter 493, section 1, is amended to read:

Subd. 2. **MINNEAPOLIS, CITY OF; POLICE PENSIONS; MEMBERS.** "Active members" means policemen, policewomen, police matrons, assistant police matrons, police stenographers, police clerks, police telephone operators, police radio operators, and police mechanics duly appointed, regularly entered on the payroll of the police department prior to June 15, 1980, and on active duty. Effective May 1, 1959, only policemen, policewomen, police matrons and assistant police matrons shall be accepted as new members. Effective June 15, 1980, no newly hired police personnel shall be accepted as members.

Sec. 2. Laws 1953, chapter 127, section 1, is amended by adding a subdivision to read:

Subd. 2a. RETIRED MEMBERS. "Retired members" means policemen, policewomen, police clerks, police telephone operators, police radio operators, and police mechanics duly appointed, regularly entered on the payroll of the police department before June 15, 1980, who retire from active duty and are entitled to receive a pension pursuant to Laws 1953, chapter 127, as amended.

Sec. 3. Laws 1953, chapter 127, section 1, subdivision 4, is amended to read:

Subd. 4. **DISABILITY.** "Disability" means a physical or mental incapacity of a an active member to perform the duties of his position in the service of the police department.

Sec. 4. Laws 1949, chapter 406, section 1, subdivision 1, as amended by Laws 1965, chapter 493, section 2, is amended to read:

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