

shall be that proportion of, pension equal to one-half of his average monthly earnings during the last preceding three years of his service with said police department, plus an additional \$3 per month for each year of service. Major fractions of years of service to be treated as one year and minor fractions disregarded,

(d) In no event shall temporary employment or employment for probationary period be considered in computing pension allowances hereunder,

(e) When a service pensioner or an active member of the police department who has 20 years or more of service, dies, leaving a ~~widow~~, surviving spouse or children, a pension shall be paid as follows:

1. To ~~such widow~~ the surviving spouse a pension of ~~\$125~~ \$375 a month for ~~her natural~~ life, provided, however, that ~~if she shall marry, then such in the event of remarriage the pension shall cease and terminate~~ as of the date of ~~her~~ remarriage,

2. To ~~such the~~ child or children, if their ~~mother~~ surviving parent is living, a pension of \$10 per month for each child not over sixteen years of age, provided, the total pension hereunder for ~~widow surviving spouse~~ and children of ~~said the~~ deceased member, shall not exceed the sum of ~~\$145~~ \$395 per month,

3. A child or children of a deceased member, or after the death or remarriage of their ~~mother~~ surviving parent, be entitled to receive a pension or pensions of \$10 per month until they have reached the age of 16 years.

## Sec. 2. LOCAL APPROVAL.

Section 1 is effective retroactive to July 1, 1990, on approval by the Nashwauk city council and compliance with Minnesota Statutes, section 645.021.

Presented to the governor April 15, 1991

Signed by the governor April 17, 1991, 2:55 p.m.

## CHAPTER 29—S.F.No. 567

*An act relating to retirement; authorizing appointed public officers to purchase public employees retirement association service credit for previous service as an elected official; amending Laws 1990, chapter 570, article 8, section 14, subdivision 1.*

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

Section 1. Laws 1990, chapter 570, article 8, section 14, subdivision 1, is amended to read:

New language is indicated by underline, deletions by ~~strikeout~~.

Subdivision 1. **ENTITLEMENT.** An individual who became an appointed public officer prior to May 9, 1990, or an elected public officer who participates in the public employees retirement association defined benefit plan under Minnesota Statutes, chapter 353, may purchase service credit from the association for all or any portion of prior uncredited service as an elected public officer when the officer could have been, but was not, a member of the association on account of failure to exercise the membership option under Minnesota Statutes, section 353.01, subdivision 7.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Presented to the governor April 15, 1991

Signed by the governor April 17, 1991, 2:57 p.m.

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**CHAPTER 30—S.F.No. 583**

*An act relating to health; clarifying requirements for vaccination of children for certain illnesses; amending Minnesota Statutes 1990, sections 123.70, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10, and by adding a subdivision; and 151.37, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1990, section 123.70, subdivision 1, is amended to read:

Subdivision 1. Except as provided in subdivisions 3 and 4, no person over two months old may be allowed to enroll or remain enrolled in any elementary or secondary school or ~~day~~ child care facility in this state until the person has submitted to the administrator or other person having general control and supervision of the school or ~~day~~ child care facility, one of the following statements:

(1) a statement from a physician or a public clinic which provides immunizations stating that the person has received immunization, consistent with medically acceptable standards and with the provisions of subdivision 10, against ~~red~~ measles after having attained the age of 12 months, rubella, diphtheria, tetanus, pertussis, polio, ~~and~~ mumps, and haemophilus influenza type b; or

(2) a statement from a physician or a public clinic which provides immunizations stating that the person has received immunizations, consistent with medically acceptable standards and with the provisions of subdivision 10, against ~~red~~ measles after having attained the age of 12 months, ~~and~~ mumps, and haemophilus influenza type b and that the person has commenced a schedule of immunizations for diphtheria, tetanus, pertussis, and polio and which indicates the month and year of each immunization received.

New language is indicated by underline, deletions by ~~strikeout~~.