

## CHAPTER 62—H.F.No. 41

*An act relating to retirement; providing certain widow benefits for the Virginia firefighters relief association; providing for disposition of assets of the Virginia firefighters relief association under certain conditions; amending Laws 1974, chapter 183, section 3.*

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

Section 1. Laws 1974, chapter 183, section 3, is amended to read:

Sec. 3. **SURVIVOR BENEFITS.** When a service pensioner, disability pensioner, deferred pensioner or active member of the relief association dies, leaving: a surviving widow spouse who became his wife prior to the spouse of the member before or during the time he the member was on the payroll of the fire department and remained such continuously until his death, was residing with the member or pensioner at the time of his death, and had not applied for a divorce or legal separation from the member or pensioner; surviving dependent children; or a combination of surviving widow spouse and surviving dependent children; there shall be paid the survivors are entitled to survivor benefits as follows:

(a) to the widow surviving spouse, a pension equal to one half of the pension the fireman firefighter would have been entitled to had he the member survived, payable for life or until the date of remarriage;

(b) to each surviving dependent child, a pension in the amount of \$25 per month, payable until such child attains the age of 18 years.

The total amount of pension payable under clauses (a) and (b) shall not however, exceed the amount the fireman firefighter would have been entitled to had he the member survived. For purposes of this section, a temporary absence for purposes of business, health, or pleasure shall not constitute a change of residence.

Sec. 2. **DISPOSITION OF ASSETS.**

Notwithstanding any law to the contrary, upon the death of the last pension or benefit recipient from the Virginia firefighters relief association and the certification by the chief administrative officer of the city of Virginia to the state auditor that there are no remaining persons with a pension or benefit entitlement, the assets of the Virginia firefighters relief association or trust fund must revert to the city of Virginia. The city may expend the assets only for firefighting purposes.

Sec. 3. **EFFECTIVE DATE.**

Sections 1 and 2 are effective upon approval by the Virginia city council and compliance with Minnesota Statutes, section 645.021. Section 1 applies to a surviving spouse receiving benefits as of the effective date of section 1 and to a potential future surviving spouse of a service pensioner, disability pensioner, or deferred pensioner who has that status as of the effective date of section 1.

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

Presented to the governor May 3, 1991

Signed by the governor May 7, 1991, 1:44 p.m.

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**CHAPTER 63—S.F.No. 729**

*An act relating to game and fish; qualifications for obtaining a license to take wild animals by firearms; proposing coding for new law in Minnesota Statutes, chapter 97B.*

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

**Section 1. [97B.020] FIREARMS SAFETY CERTIFICATE REQUIRED.**

Except as provided in this section, a person born after December 31, 1979, may not obtain a license to take wild animals by firearms. A person may obtain a hunting license if the person has a firearms safety certificate or equivalent certificate, previous hunting license, or other evidence indicating that the person has completed in this state or in another state a hunter safety course recognized by the department under a reciprocity agreement. A person who is on active duty and has successfully completed basic training in the United States armed forces, reserve component, or national guard may obtain a hunting license or approval authorizing hunting regardless of whether the person is issued a firearms safety certificate.

Presented to the governor May 3, 1991

Signed by the governor May 7, 1991, 2:58 p.m.

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**CHAPTER 64—H.F.No. 98**

*An act relating to civil commitment; establishing requirements for judicial release orders during the emergency hold period; amending Minnesota Statutes 1990, section 253B.05, subdivisions 1, 2, and 3.*

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

Section 1. Minnesota Statutes 1990, section 253B.05, subdivision 1, is amended to read:

Subdivision 1. **EMERGENCY HOLD.** (a) Any person may be admitted or held for emergency care and treatment in a treatment facility with the consent of the head of the treatment facility upon a written statement by an examiner that: (1) the examiner has examined the person not more than 15 days prior to admission, (2) the examiner is of the opinion, for stated reasons, that the person is

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