

Signed by the governor May 14, 1991, 3:47 p.m.

---

**CHAPTER 89—H.F.No. 1054**

*An act relating to retirement; teachers retirement association; permitting purchases of prior services by certain employees for periods of leave.*

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

**Section 1. PURCHASES OF PRIOR SERVICE BY CERTAIN EMPLOYEES.**

Notwithstanding the limitations in section 354.51, a person who is employed by independent school district No. 624, and who was on medical leave during the 1986-1987 school year, may purchase credit from the teachers retirement association for one year of leave. The purchase payment amount is an amount equal to that described in Laws 1990, chapter 570, article 8, section 14, subdivisions 2, 3, and 4. The payment must be made by the end of the fiscal year beginning July 1, 1991.

**Sec. 2. EFFECTIVE DATE.**

Section 1 is effective July 1, 1991.

Presented to the governor May 10, 1991

Signed by the governor May 14, 1991, 3:32 p.m.

---

**CHAPTER 90—H.F.No. 813**

*An act relating to pensions and retirement; adding members to the board of the Minneapolis police relief association; amending Laws 1949, chapter 406, sections 4, subdivisions 2 and 3; and 6, subdivision 3, as amended; Laws 1953, chapter 127, section 1, by adding a subdivision; and Laws 1965, chapter 493, section 3, as amended.*

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

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

**Subd. 2b. SURVIVING SPOUSE MEMBER.** “Surviving spouse member” means the person who was the legally married spouse of the member, residing with the decedent, and who was married while or prior to the time the decedent was on the payroll of the police department, and who, in case the deceased

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

member was a pensioner or deferred pensioner, was legally married to the member at least one year before the decedent's retirement from the police department. The term does not include the surviving spouse who has deserted a member or who has not been dependent upon the member for support, nor does it include the surviving common law spouse of a member.

Sec. 2. Laws 1965, chapter 493, section 3, as amended by Laws 1983, chapter 88, section 5, is amended to read:

**Sec. 3. INCORPORATION, GOVERNMENT BY BOARD.**

Subdivision 1. MEMBERS, TERMS, ELECTIONS. The association shall become incorporated. It shall be governed by a board of nine members. ~~The mayor, chief of police, and city comptroller/treasurer of the city shall be ex officio members of the board.~~ The Minneapolis city council shall appoint two persons to serve as members. Those members shall be appointed for a term of two years. All city appointments will be effective from January 1 in the odd-numbered years through December 31 in the even-numbered years. The other members of the board shall be elected by the members of the association. Those elected to the first board shall be elected for terms of one, two, three, four, five years respectively; thereafter election shall be for a term of five years. Each elective member of the board shall hold office until his successor is elected and has qualified. Any vacancy in the office of an elective member of the board shall be filled by a special election called for that purpose. Any member so elected shall hold office for the balance of the term for which his predecessor was elected. Those members of the board shall continue to serve their present terms as provided by this section and the articles of incorporation and bylaws of the association. In 1983, the retired members shall separately from among themselves elect one member to serve on the board to serve a three-year term. This position shall continue to be filled by a retired member as in the same manner as provided for other elective members of the board; however, the election of this position shall be held every three years. In the years 1987, 1991, 1995, and 1999 when elections are held for board members, those board positions held by active members shall end and those board positions shall be filled by retired members from an election conducted amongst only the retired members, the term of office for those positions will be three years.

Beginning in 1991, the surviving spouse members of the relief association must elect from among themselves one surviving spouse member to serve as a member of the board for a three-year term. With the exception of a three-year term, the provisions of this section applicable to elective members of the board must govern the manner in which this position will be filled.

In the other years when elections are held to fill a board position of an active member only active members will vote. As long as there remains at least one active member on active duty with the Minneapolis police department, there shall be a member of the board of directors from the active ranks in accordance with the election procedures outlined in this section. The affairs of the association shall be regulated by its articles of incorporation and bylaws.

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

Subd. 2. CONTINUATION OF BOARD. Notwithstanding the provisions of Minnesota Statutes, section 423A.01, subdivision 2, or any other law, the board of trustees and its successors established pursuant to subdivision 1 shall continue to govern the association until there are no more than 100 members of the police pension fund. The fund must thereafter become a trust fund in accordance with Minnesota Statutes, section 423A.01, subdivision 2.

Sec. 3. Laws 1949, chapter 406, section 6, subdivision 3, as amended by Laws 1953, chapter 127, section 6; Laws 1965, chapter 493, section 3; and Laws 1983, chapter 88, section 11, is amended to read:

Subd. 3. **DISABLED MEMBERS.** Any active member who becomes disabled from performing his duties as a member of the police department of the city by reason of sickness or accident, if off the payroll of the police department, having exhausted all accumulated vacation, overtime, and sick leave credits due him, is entitled to receive from the association during his disability such benefits as the bylaws of the association provide, but such benefits shall not extend beyond a six-months period except when an active member is disabled because of an injury sustained while on duty. Such benefits may extend for an indefinite time during disability. The bylaws may provide that an active member shall have completed a minimum number of years of service in order to be entitled to such benefits. Before any such benefits shall be paid or allowed, notice of the disability and application for benefits on account thereof shall be made to the secretary of the association within 90 days after such sickness or disability.

The bylaws may provide that such active member's periods of disability up to one year may be included in computing the member's total years of service for pension purposes.

Sec. 4. Laws 1949, chapter 406, section 4, subdivisions 2 and 3, as amended by Laws 1953, chapter 127, section 4; Laws 1965, chapter 534, section 1; Laws 1967, chapter 825, section 1; Laws 1969, chapter 258, section 1; Laws 1973, chapter 272, section 1; Laws 1975, chapter 428, section 1; Laws 1983, chapter 88, section 7; and Laws 1987, chapter 372, article 2, section 6, is amended to read:

Sec. 7. **MINNEAPOLIS, CITY OF; POLICEMEN'S PENSIONS.**

The policemen's pension fund shall be used only for the payment of:

(a) Service, disability or dependency pensions;

(b) Salaries of the secretary of the association in an amount not to exceed 30 percent of the base salary of a top-grade patrolman ~~and~~, of the president of the association in an amount not to exceed ten percent of the base salary of a top-grade patrolman, and of the other elected members of the board of trustees in an amount not to exceed three units;

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

(c) Expenses of officers and employees of the association in connection with the protection of the fund;

(d) All expenses of operating and maintaining the association;

(e) Hospital and medical insurance for pensioners who have completed 20 years or more of service or permanent disabilitants and surviving spouses of deceased active members, disabilitants, or service pensioners who have completed 20 years or more of service of one unit per month, such one unit to be added to the pension otherwise provided for herein; provided that a pensioner or surviving spouse may in writing authorize a deduction from their pension for an insurance plan adopted by the association;

(f) Health and welfare benefits of one unit per month in addition to other benefits for members who retire after July 1, 1980, and have completed 20 years or more of service or members who are permanent disabilitants; and

(g) Other expenses authorized by law.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 to 4 are effective the day after compliance with Minnesota Statutes, section 645.021, by a majority of the Minneapolis city council.

Presented to the governor May 10, 1991

Signed by the governor May 14, 1991, 3:35 p.m.

---

**CHAPTER 91—H.F.No. 1310**

**VETOED**

---

**CHAPTER 92—S.F.No. 515**

*An act relating to natural resources; increasing the number of permits that may be held by one purchaser of timber on state lands; setting an interest rate for certain extensions of the permits; amending Minnesota Statutes 1990, section 90.121.*

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

Section 1. Minnesota Statutes 1990, section 90.121, is amended to read:

**90.121 INTERMEDIATE AUCTION SALES; MAXIMUM LOTS OF \$7,000.**

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