

CHAPTER 187—S. F. No. 589

An act relating to wild animals; authorizing the taking of Canada spruce grouse; amending Minnesota Statutes 1967, Section 100.27, Subdivisions 1 and 5.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 100.27, Subdivision 1, is amended to read:

100.27 **Canada spruce grouse; seasons.** Subdivision 1. Except as otherwise specifically provided, there shall be no open season on moose, elk, caribou, marten, fisher, ~~Canada spruce grouse~~, or wild turkeys.

Sec. 2. Minnesota Statutes 1967, Section 100.27, Subdivision 5, is amended to read:

Subd. 5. Except as otherwise expressly provided, quail, partridges or ruffed grouse, *Canada spruce grouse*, pheasants, prairie chicken or pinnated grouse, white breasted or sharp-tailed grouse, Hungarian partridge or chukar partridge, may be taken and possessed, subject to all other provisions of chapters 97 to 102, only in such areas of the state and during such times between September 16 and November 30, as the commissioner shall prescribe. This provision is subject to the following exceptions:

The taking of partridges or ruffed grouse, or *Canada spruce grouse* in any area during any open season for taking any species of big game therein with legal firearms is prohibited.

Approved April 25, 1969.

CHAPTER 188—S. F. No. 591

An act relating to the Minnesota state retirement system; amending Minnesota Statutes 1967, Sections 352.12, Subdivision 10; 352.22, Subdivision 1; 352.27, and 352.72, Subdivision 4.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 352.12, Subdivision 10, is amended to read:

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Subd. 10. **State employees retirement; refundments.** If the last designated beneficiary or beneficiaries and the surviving spouse of a (a) deceased employee, (b) former employee, or (c) retired employee, should die before receiving a refundment of the sum to the credit of the deceased employee, former employee or retired employee at the time of his death, the refundment shall be made to the estate of the deceased employee- *or as provided in subdivision 3 if the amount of the refundment does not exceed \$500 exclusive of interest.*

Sec. 2. Minnesota Statutes 1967, Section 352.22, Subdivision 1, is amended to read:

352.22 **Refundments or deferred annuities.** Subdivision 1. **Service termination.** Any employee who ceases to be a state employee by reason of termination of state service, shall be entitled to a refundment provided in subdivision 2 or a deferred retirement annuity as provided in subdivision 3. Application for a refundment may ~~not~~ be made ~~earlier than~~ *60 or more* days after the termination of state service if the applicant has not again become a state employee required to be covered by the system; except that employees *of the University of Minnesota, having attained the age of 68 years or more, and employees of other departments and agencies of the state* having attained the age of 70 years or more, whose state service is terminated by operation of law, or by direction of the appointing authority, who are not eligible to receive an annuity under sections 352.115 or 352.72, may apply for refundment without any waiting period.

Sec. 3. Minnesota Statutes 1967, Section 352.27, is amended to read:

352.27 **Credit for military service.** Any employee given a leave of absence to enter military service who returns to state service upon discharge from military service as provided in section 192.262, ~~shall~~ *may* obtain credit for his period of military service but he shall not be entitled to credit for any voluntary extension of military service at the instance of the employee beyond the initial period of enlistment, induction or call to active duty, nor to credit for any period of service following a voluntary return to military service. Such employee ~~shall~~ *may* obtain such credit by paying into the fund an employee contribution based upon his salary at the date of return from military service. The amount of this contribution shall be the applicable amounts required in section 352.04, subdivision 2, plus interest at four percent per annum compounded annually. In such cases the matching employer contribution and additional contribution provided in section 352.04 shall be paid by the department employing such employee upon his return to state service from funds available to such department at the time and in the manner provided in section 352.04.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 4. Minnesota Statutes 1967, Section 352.72, Subdivision 4, is amended to read:

Subd. 4. **Refundment repayment.** Any person who has received a refundment from the state employees retirement fund prior to July 1, 1961, and who is a member of either the public employees retirement association or the state teachers retirement association may repay such refundment with interest to the state employees retirement fund. If a refundment is repaid to the fund and more than one refundment has been received from the fund, all refundments must be repaid. Such repayment shall be made as provided in Minnesota Statutes 1957, Section 352.23, and acts amendatory thereof, and under such terms and conditions consistent therewith as may be agreed upon with the director. *If a refundment has been received from the fund subsequent to June 30, 1961, the provisions of this subdivision do not apply and repayment of refundment can be made only as provided in section 352.23.*

Approved April 25, 1969.

CHAPTER 189—S. F. No. 841

An act relating to the state civil service; reallocation of positions; amending Minnesota Statutes 1967, Section 43.12, Subdivision 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 43.12, Subdivision 3, is amended to read:

Subd. 3. **Civil service; reallocation of positions.** (1) The director shall allocate each position in the classified civil service to one of the classes within the classification plan, subject to review of the board if an application is made in writing to the board upon one of the grounds set forth in clause (7) by the appointing authority immediately affected at any time within 30 days following notice to him of that allocation, or within 30 days from the date of notice of the final action of the director in case of an application for reconsideration, as hereinafter provided for, and thereafter all salary rates, schedules, or compensation policies shall apply uniformly to all positions within each class, in accordance with rules and regulations established by the board, except those positions for which special provision is made in clause (6) below. *When a position which has not been allocated to one of the classes within the classification plan is established, the ap-*

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