

pursuant to this subdivision.

Sec. 2. This act is effective the day following final enactment.

Approved June 2, 1975.

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CHAPTER 231—H.F.No.558

*An act relating to intoxicating liquor; suspension or revocation of licenses to sell; amending Minnesota Statutes 1974, Section 340.135.*

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

Section 1. Minnesota Statutes 1974, Section 340.135, is amended to read:

**340.135 INTOXICATING LIQUOR; LICENSES; REVOCATION; SUSPENSION.** The authority issuing any license under the intoxicating liquor act may revoke the license for violation of any statute or ordinance relating to the sale of intoxicating liquor, or may suspend the license if revocation is not mandatory. The licensee shall be granted a hearing upon at least 10 days notice before revocation or suspension is ordered by such governing body where mandatory revocation is not provided by law. "Off-sale" licenses may be revoked or suspended by the governing body of the municipality as above provided or by the liquor control commissioner after hearing. No suspension shall exceed 60 days or approving any license or permit pursuant to the intoxicating liquor act may either suspend for not to exceed 60 days or revoke such license or permit upon a finding that the licensee or permit holder has failed to comply with any applicable statute, regulation or ordinance relating to intoxicating liquor. No suspension or revocation shall take effect until the licensee or permit holder has been afforded an opportunity for a hearing pursuant to Minnesota Statutes, Sections 15.0418 to 15.0426.

Sec. 2. This act is effective the day following final enactment.

Approved June 2, 1975.

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CHAPTER 232—H.F.No.581

[Coded]

*An act relating to retirement; providing a combined service annuity for public employees who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Chapter 356, by adding a section.*

Changes or additions indicated by underline deletions by ~~strikeout~~

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

Section 1. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

**[356.30] RETIREMENT; PUBLIC EMPLOYEES; COMBINED SERVICE ANNUITY.** Subdivision 1. ELIGIBILITY; COMPUTATION OF ANNUITY. Notwithstanding any provisions to the contrary of the laws governing the funds enumerated in subdivision 3, a person who has allowable service totaling ten or more years in any two or more of such funds and has at least six months of allowable service with the last such fund earned during his last period of employment and has not begun to receive an annuity from any such funds, may, upon retirement, in lieu of any augmentation of deferred annuities provided by the laws of such funds, elect to receive a retirement annuity from each fund in which he has allowable service, based upon the allowable service in each fund, except that: (a) the laws governing annuities shall be the law in effect on the date of his final termination from the last public service under a covered fund; (b) the "average salary" on which the annuity from each covered fund in which the employee has credit in a formula plan shall be based on the employee's highest five successive years of covered salary during his entire service in covered funds; (c) the formula percentages to be used by each fund shall be those percentages prescribed by each fund's formula as continued for the respective years of allowable service from one fund to the next, recognizing all previous allowable service with the other covered funds; and (d) allowable service in all the funds shall be combined in determining eligibility for and the application of each fund's provisions in respect to actuarial reduction in the benefit amount for retirement prior to normal retirement. The benefit amount payable for any allowable service under a nonformula plan of a covered fund shall not be affected but such service and covered salary shall be used in the above calculation. This section shall not apply to any person whose final termination from the last public service under a covered fund is prior to May 1, 1975. For the purpose of computing benefits under this section the formula percentages used by any covered fund shall in no event exceed two and one-half percent per year of service for any year of service or fraction thereof.

Any period of time for which a person has credit in more than one of the covered funds shall be used only once for the purpose of determining total allowable service. Such period shall be used in the computation of the benefit by the fund having primary and principal coverage prior to and following the period. However, if such dual coverage is the result of two part time employments each fund shall apply a pro rata fraction of its formula.

**Subd. 2. REPAYMENT OF REFUNDS.** Any person who is employed in a position covered by one of the funds enumerated in subdivision 3 who has received a refund from any other of such funds may

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repay such refund to the respective fund under such terms and conditions as are consistent with the laws governing such other fund, except that he need not be a currently contributing member of the fund to which the refund is repaid at the time the repayment is made.

**Subd. 3. COVERED FUNDS.** The provisions of this section shall apply to the following retirement funds:

(1) state employees retirement fund established pursuant to chapter 352;

(2) correctional employees retirement program, established pursuant to chapter 352;

(3) unclassified employees retirement plan, established pursuant to chapter 352D;

(4) highway patrolmen's retirement fund, established pursuant to chapter 352B;

(5) legislators' retirement plan, established pursuant to chapter 3A;

(6) elective state officers' retirement plan, established pursuant to chapter 352C;

(7) public employees retirement association, established pursuant to chapter 353;

(8) public employees police and fire fund, established pursuant to chapter 353;

(9) teachers retirement fund, established pursuant to chapter 354;

(10) Minneapolis municipal employees retirement fund, established pursuant to chapter 422A;

(11) Minneapolis teachers retirement fund association, established pursuant to chapter 354A;

(12) St. Paul teachers retirement fund association, established pursuant to chapter 354A;

(13) Duluth teachers retirement fund association, established pursuant to chapter 354A.

**Sec. 2. EFFECTIVE DATE.** This act shall be effective July 1, 1975.

Approved June 2, 1975.

Changes or additions indicated by underline deletions by ~~strikeout~~