

transact business in the lines of insurance for which he was licensed on that date.

(d) No examination or program of studies or study course shall be required of an applicant for a license as a non-resident agent who is duly licensed as an agent or broker in the state of his residence, provided such state requires no like examination of licensed agents of this state.

(e) No agent or solicitor for a township mutual shall be required to take an examination to become eligible for an agent's or solicitor's license in farm property perils and farm liability if it is certified by one or more township mutual companies that such agent has been acting in the capacity of an agent at least since January 1, 1971, and no new examination shall be required for eligibility for a license in farm property perils and farm liability for a licensed agent in farm windstorm and hail insurance who was licensed prior to January 1, 1971.

Sec. 2. Minnesota Statutes 1969, Section 60A.17, Subdivision 1, is amended to read:

**60A.17 AGENTS; SOLICITORS.** Subdivision 1. **LICENSE REQUIRED.** No person shall act or assume to act as an insurance agent or solicitor in the solicitation or procurement of applications for insurance, nor in the sale of insurance or policies of insurance, nor in any manner aid as an insurance agent or solicitor in the negotiation of insurance by or with insurer, including resident agents or reciprocal or interinsurance exchanges, except fraternal beneficiary associations ~~and township mutual companies~~, until such person shall obtain from the commissioner a license therefor, which license shall specifically set forth the name of the person so authorized to act as agent or solicitor and the class or classes of insurance for which he is authorized to solicit or countersign policies.

Sec. 3. **EFFECTIVE DATE.** This act shall become effective January 1, 1972.

Approved April 30, 1971.

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## CHAPTER 194—H.F.No.1090

[Coded in Part]

*An act relating to the Minnesota state retirement system; amending Minnesota Statutes 1969, Sections 352.04, Subdivision 6;*

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

352.113, Subdivision 3; 352.12, Subdivision 1; and by adding a subdivision; and 352.22, Subdivision 2.

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

Section 1. Minnesota Statutes 1969, Section 352.04, Subdivision 6, is amended to read:

Subd. 6. **STATE EMPLOYEES RETIREMENT SYSTEM; REGULATION; QUASI-STATE AGENCIES; EMPLOYER CONTRIBUTIONS.** For those of their employees who are covered by the system, the State Horticultural Society, the Disabled American Veterans, Department of Minnesota, Veterans of Foreign Wars, Department of Minnesota, the Minnesota Crop Improvement Association, the Minnesota Historical Society, ~~and the armory building commission, the Minnesota Safety Council, the Metropolitan Council and any of its statutory boards, and any other agency employing employees covered by this system,~~ respectively, shall also pay into the retirement fund a sum equal to the total amount deducted for the retirement fund from the salaries paid to their employees including salaries paid from an appropriation from the general fund, as herein authorized, ~~plus an additional one sixth of the amount of such deductions for employees paying six percent contributions and two thirds of the amount of such deductions for employees paying three percent contributions.~~ the amount required by section 352.04, subdivision 3.

Sec. 2. Minnesota Statutes 1969, Section 352.113, Subdivision 3, is amended to read:

Subd. 3. **COMPUTATION OF BENEFITS.** The total and permanent disability benefit shall be computed in the manner provided in section 352.115 ~~and shall be limited to an amount not to exceed fifty percent of the salary upon which it is based.~~ The disability benefit shall be the normal annuity without reduction for each month the employee is under age 65 at the time of becoming disabled. The optional annuities provided for in section 352.116 do not apply to this section. Employees covered by the system whose total and permanent disability shall have been established prior to July 1, 1961, and approved by the trustees, shall continue to receive the disability benefits provided by the law then in effect so long as the total and permanent disability continues.

Sec. 3. Minnesota Statutes 1969, Section 352.12, Subdivision 1, is amended to read:

**352.12 REFUNDMENT AFTER DEATH OF EMPLOYEE OR FORMER EMPLOYEE.** Subdivision 1. **DEATH BEFORE TERMINATION OF SERVICE.** If an employee dies before his state service has terminated and neither a survivor annuity nor a reversionary

**Changes or additions indicated by underline, deletions by strikethrough.**

annuity is payable or if an employee who has filed a valid application for an annuity or disability benefit prior to the termination of his state service dies before the benefit has become payable, the director shall make a refundment to his last designated beneficiary or, if there be none, to his surviving spouse or, if none, to the representative of his estate in an amount equal to his accumulated contributions plus interest thereon to the date of death at the rate of ~~two~~ three and one-half percent per annum compounded annually. In the event an employee dies who has received a refundment which he had subsequently repaid in full, interest shall be paid on such repaid refundment only from the date of repayment. If the repayment was made in installments, interest shall be paid only from the date installment payments began. The designated beneficiary, surviving spouse or representative of the estate of an employee who had received a disability benefit shall not be entitled to interest upon any balance remaining to his credit in the fund at the time of death.

Sec. 4. Minnesota Statutes 1969, Section 352.12, is amended by adding a subdivision:

Subd. 2. SURVIVING SPOUSE BENEFIT. If an employee who has attained the age of at least 65 years and has credit for not less than ten years allowable service or who has attained the age of at least 58 years and has credit for not less than 20 years allowable service dies before his state service has terminated or if an employee who has filed a valid application for an annuity or disability benefit prior to the termination of his state service dies before the benefit has become payable, notwithstanding any designation of beneficiary to the contrary, his surviving spouse may elect to receive, in lieu of the refundment with interest provided in section 352.12, subdivision 1, an annuity equal to the joint and 50 percent survivor annuity which the employee could have qualified for had he retired on the date of death, computed as provided in section 352.115, subdivisions 2 and 3, and section 352.116, subdivisions 1 and 3. The annuity shall cease with the last payment received by the surviving spouse in his or her lifetime. An amount equal to the excess, if any, of the accumulated contributions which were credited to the account of the deceased employee over and above the total of the benefits paid and payable to the surviving spouse shall be paid to the deceased employee's last designated beneficiary or, if none, to the representative of the estate of such deceased employee. Any employee may request in writing that this subdivision not apply and that payment be made only to his designated beneficiary as otherwise provided by this chapter.

Sec. 5. Minnesota Statutes 1969, Section 352.22, Subdivision 2, is amended to read:

Subd. 2. **AMOUNT OF REFUNDMENT.** Except as provided in subdivision 3, any person who ceased to be a state employee by reason of termination of state service shall receive a refundment in an

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amount equal to his accumulated contributions without interest, except that an employee terminating state service at the age of 65 or more shall receive a refundment in an amount equal to his accumulated contributions plus interest thereon to the date of termination at the rate of ~~two~~ three and one-half percent per annum compounded annually if the employee due to age could not qualify for an annuity upon reaching compulsory retirement age had he continued in covered employment. Interest shall not be paid on any contributions for service rendered prior to age 58.

Approved April 30, 1971.

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CHAPTER 195—H.F.No.1378

[Not Coded]

*An act relating to the village of Lamberton; authorizing the village to acquire and finance a nursing home as a project under the municipal industrial development act.*

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

**Section 1. LAMBERTON, VILLAGE OF; NURSING HOME.** The village of Lamberton is authorized to exercise all of the powers conferred upon a municipality by Minnesota Statutes, Sections 474.02 through 474.13, for the purpose of acquiring a nursing home, retirement home, or home for the elderly, as a project within the meaning of section 474.02.

**Sec. 2.** Section 1 is effective only after its approval by the governing body of the village of Lamberton and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 30, 1971.

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CHAPTER 196—H.F.No.1404

*An act relating to the construction and interpretation of statutes; providing an effective date for all laws enacted by the*

**Changes or additions indicated by underline, deletions by ~~strikeout~~.**