

1.5 1985, chapter 261, section 14, is amended to read:

1.6 Sec. 42. **THIEF RIVER FALLS POLICE; SURVIVOR BENEFITS.**

1.7 Subdivision 1. **Benefits.** Notwithstanding Minnesota Statutes, section 423.58, when
1.8 a service pensioner, disability pensioner, deferred pensioner, or an active member of the
1.9 Thief River Falls police relief association dies, leaving a surviving spouse, one or more
1.10 surviving children, or both, the surviving spouse and child or children shall be entitled to a
1.11 pension or pensions as follows:

1.12 (1) To the surviving spouse a pension in an amount not to exceed \$300 per month
1.13 payable for life; provided, however, that if the surviving spouse shall remarry, the pension
1.14 shall terminate as of the date of remarriage.

1.15 (2) To the child or children, until the child reaches the age of 18 years, a monthly
1.16 benefit in an amount not to exceed \$125 per month. Payments for the benefit of any
1.17 qualified dependent child under the age of 18 years shall be made to the surviving parent
1.18 or if none, to the legal guardian of the child. The maximum monthly benefit for any
1.19 one family shall not exceed \$750. If the member shall die under circumstances which
1.20 entitle his surviving spouse and dependent children to receive benefits under the workers'
1.21 compensation law, the amounts so received by them shall not be deducted from the
1.22 benefits payable under this section.

1.23 (3) Pensions payable to a surviving spouse pursuant to paragraph (1) shall be
1.24 adjusted annually on January 1, 1986, and January 1 of each year thereafter in proportion
1.25 to salary increases paid to active patrolmen by the city during the preceding calendar year,
1.26 to a maximum of three and one-half percent in any calendar year. In no event shall the
1.27 pension of a surviving spouse exceed \$600 per month.

..... moves to amend the delete-everything amendment, H1978-1A, to
H.F. No. 1978; S.F. No. 430, as follows:

Page 118, after line 16, insert:

"Section 1. Laws 1981, chapter 68, section 42, subdivision 1, as amended by Laws
1985, chapter 261, section 14, is amended to read:

Sec. 42. **THIEF RIVER FALLS POLICE; SURVIVOR BENEFITS.**

Subdivision 1. **Benefits.** Notwithstanding Minnesota Statutes, section 423.58, when
a service pensioner, disability pensioner, deferred pensioner, or an active member of the
Thief River Falls police relief association dies, leaving a surviving spouse, one or more
surviving children, or both, the surviving spouse and child or children shall be entitled to a
pension or pensions as follows:

(1) To the surviving spouse a pension in an amount not to exceed \$300 per month
payable for life; provided, however, that if the surviving spouse shall remarry, the pension
shall terminate as of the date of remarriage.

(2) To the child or children, until the child reaches the age of 18 years, a monthly
benefit in an amount not to exceed \$125 per month. Payments for the benefit of any
qualified dependent child under the age of 18 years shall be made to the surviving parent
or if none, to the legal guardian of the child. The maximum monthly benefit for any
one family shall not exceed \$750. If the member shall die under circumstances which
entitle his surviving spouse and dependent children to receive benefits under the workers'
compensation law, the amounts so received by them shall not be deducted from the
benefits payable under this section.

(3) Pensions payable to a surviving spouse pursuant to paragraph (1) shall be
adjusted annually on January 1, 1986, and January 1 of each year thereafter in proportion
to salary increases paid to active patrolmen by the city during the preceding calendar year,
to a maximum of three and one-half percent in any calendar year. In no event shall the
pension of a surviving spouse exceed \$600 per month.

2.1 (4) Notwithstanding any provision of paragraph (3) to the contrary, a surviving
2.2 spouse benefit under paragraph (1) must be increased on January 1, 2008, by an amount
2.3 equal to 3.5 percent of the benefit payable during the preceding month, but not to exceed
2.4 \$640 per month. The adjustment under this paragraph is in lieu of the adjustment under
2.5 paragraph (3).

2.6 **EFFECTIVE DATE.** This section is effective on the day after the governing
2.7 body of the city of Thief River Falls and its chief clerical officer timely complete their
2.8 compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

2.9 Renumber the sections in sequence and correct the internal references

2.10 Amend the title accordingly