

Sec. 11. **Effective date.** This act is in effect on July 1, 1967.

Approved May 24, 1967.

CHAPTER 701—S. F. No. 1417

[Coded in Part]

An act relating to workmen's compensation and coverage of public officials under the workmen's compensation law; amending Minnesota Statutes 1965, Section 176.011, Subdivision 9; and Section 176.021 by adding a subdivision thereto.

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

Sec. 1. Minnesota Statutes 1965, Section 176.011, Subdivision 9, is amended to read:

Subd. 9. **Workmen's compensation; public officials; definition, employee.** "Employee" means any person who performs services for another for hire; and includes *the following*:

- (1) an alien;
- (2) a minor;
- (3) a sheriff, deputy sheriff, constable, marshal, policeman, fireman, a county highway engineer, ~~an executive officer of a corporation,~~ and a peace officer while engaged in the enforcement of peace or in and about the pursuit or capture of any person charged with or suspected of crime;
- (4) ~~but does not include~~ an elected or appointed official of the state, *except members of the state legislature*, or of any county, city, town, village, borough, school district or governmental subdivision therein *but an officer of a political subdivision elected or appointed for a regular term except those heretofore specified shall be included only after the governing body of the political subdivision has adopted an ordinance or resolution to that effect*;
- (5) *an executive officer of a corporation*;
- (6) *a voluntary uncompensated workers worker, other than inmates an inmate*, rendering services in state institutions under the commissioner of public welfare and state institutions under the commissioner of corrections similar to those of officers and employees of such institutions, and whose services have been accepted or contracted for by the commissioner of public welfare or the commissioner

Changes or additions indicated by italics, deletions by strikeout.

of corrections as authorized by law, shall be employees within the meaning of this subdivision. In the event of injury or death of any such voluntary uncompensated worker, the daily wage of the worker, for the purpose of calculating compensation payable under this chapter, shall be the usual going wage paid at the time of such injury or death for similar services in institutions where such services are performed by paid employees;

(7) *a voluntary uncompensated workers worker* engaged in peace time in the civil defense program when ordered to training or other duty by the state or any political subdivision thereof, shall be employees. The daily wage of the worker for the purpose of calculating compensation payable under this chapter, shall be the usual going wage paid at the time of such injury or death for similar services where such services are performed by paid employees.

In the event it is difficult to determine the daily wage as herein provided, then the commission may determine the wage upon which the compensation is payable.

Sec. 2. Minnesota Statutes 1965, Section 176.021, is amended by adding a new subdivision to read;

Subd. 7. Public officer. If an employee who is a public officer of the state or governmental subdivision continues to receive the compensation of his office during a period when he is receiving benefits under the workmen's compensation law for temporary total or temporary partial disability or permanent total disability and the compensation of his office exceeds \$100 a year, the amount of that compensation attributable to the period for which benefits under the workmen's compensation law are paid shall be deducted from such benefits.

Approved May 24, 1967.

CHAPTER 702—S. F. No. 1680

[Not Coded]

An act relating to firemen's relief and retirement in the city of St. Cloud; amending Laws 1961, Chapter 343, Sections 10, Subdivisions 1 and 2; 11, as amended; 15; 16, Subdivision 1; 22; and 25.

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

Section 1. Laws 1961, Chapter 343, Section 10, Subdivision 1, is amended to read:

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