

further, that in addition to the amounts and specific tax levies heretofore authorized, there may be levied in the years 1943 and 1944, collectible in the calendar year 1944 and 1945 respectively, an additional sum in excess of all amounts heretofore authorized, equivalent to \$10.00 for each student in kindergarten through junior college, both inclusive, but excluding post graduate high school students and night school students, based on the average number belonging in the previous school year. Provided, nevertheless, that no provision hereof shall have any application to any city of the first class having a home rule charter and operating under a so-called commission form of government, wherein the council or other governing body of the municipality, under such charter, is constituted its taxing authority.

Approved April 24, 1943.

CHAPTER 607—S. F. No. 803.

(AMENDING SECTION 43.24 MINNESOTA STATUTES 1941.)

An act relating to removal, discharge, suspension, dismissal and reinstatement of state employees; amending Mason's Supplement 1940, Section 254-72.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 254-72, is amended to read as follows:

254-72. Removals—reasons for in writing—hearings—decisions.—(1) No permanent employee in the classified service under the provisions of this act or the rules made pursuant thereto shall be removed, discharged, suspended without pay for more than 30 days, or reduced in pay or position except for just cause, which shall not be religious or political. In case of any such disciplinary action as enumerated above in this section, the employee shall, before such action is taken, be furnished with a statement in writing specifically setting forth the reasons for such disciplinary action. A copy of such statement shall be filed with the director of civil service prior to the effective date thereof.

Such employee, upon written request to the civil service board made within 30 days thereafter, may demand a hearing to determine the reasonableness of such action and the board shall grant the employee a hearing within 45 days after receipt of such re-

quest. In the event such hearing is not held within the 45-day period herein specified, following receipt of request for such hearing, then the employee shall be forthwith reinstated in his position with full pay for lost time, but this shall not jeopardize the right of the board to finally determine the matter at a later date. After hearing and considering the evidence for and against such disciplinary action, the board shall approve or disapprove the action. In case of approval the disciplinary action shall be deemed final as ordered. In case of disapproval the board shall reinstate the employee under such conditions as it deems proper, and may order full pay for lost time.

Any employee who wilfully practiced, or attempted to practice, any deception or fraud in his application, in his certificate, in his examination, or in securing his eligibility or appointment, shall, upon discovery and proof thereof, be removed and discharged. Charges alleging such deception or fraud may be initiated by the head of the department in which the employee is working at the time, or by the director of civil service, in conformity with the provisions of this section relating to notice of discharge and hearing before the civil service board.

If the board finds that the disciplinary action was for religious or political reasons, then the employee shall forthwith be reinstated in his position and be reimbursed for any loss of pay occasioned by such disciplinary action.

(2) Provisional employees as provided for in subsection (1), emergency employees as defined in subsection (2), and temporary employees as defined in subsection (4) of section 20 (254-68) may be dismissed at any time at the discretion of the appointing officer.

Approved April 24, 1943.

CHAPTER 608—S. F. No. 958.

An act relating to county civil service, amending Laws 1941, Chapter 423, Sections 5.h and 7, and by adding a new section.
Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Law amended.**—Laws 1941, Chapter 423, Section 5.h, is hereby amended to read as follows:

•Sec. 5.h. **Appointment to vacancies.**—When a vacant position is to be filled, to certify to the appointing authority on writ-