

(1) *Conduct a school of nursing for the training of persons to become licensed practical nurses unless the school is approved by the board.*

(2) *Represent himself or herself as a licensed practical nurse unless such person is licensed by the board, but sections 148.29 to 148.297 shall not prohibit any person from nursing the sick for hire, who does not in any way assume or represent to be a licensed practical nurse.*

Subd. 2. Any person, corporation, or association violating any provisions of subdivision 1 is guilty of a misdemeanor.

Approved May 20, 1965.

CHAPTER 497—H. F. No. 299

An act relating to the authority of the civil service board in disciplinary actions and providing for pre-hearing conferences; amending Minnesota Statutes 1961, Section 43.24, Subdivision 2.

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

Section 1. Minnesota Statutes 1961, Section 43.24, Subdivision 2, is amended to read:

Subd. 2. Civil service; disciplinary proceedings; appeal to board; public hearings, findings, pre-hearing conference. Any permanent employee who is removed, discharged, suspended without pay for more than 30 days in any one year, or reduced in pay or position may appeal to the board within 30 days after such action is taken. Upon such appeal, both the appealing employee and the appointing authority ~~whose action is reviewed shall have the right to be heard publicly and to present evidence. or their representatives shall meet with the director, acting as the agent of the board, or with any other person appointed by the board, at a place and on such date as set by him for the purpose of determining the facts at issue. If mutually satisfactory to both parties, the board may waive the requirement for a pre-hearing conference. At the pre-hearing conference, both parties may stipulate on mutually agreed matters relevant to the dismissal or other disciplinary action referred to in this subdivision. Those issues, upon which agreement cannot be reached, shall be reported to the board by the agent conducting the hearing and he shall furnish copies to both parties. If the agent, during the course of a pre-hearing conference, is successful in reaching a mutual-~~

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

ly agreed settlement between both parties, such agreement shall be certified to the board, with copies furnished to both parties, and such agreement, if approved by the board, shall become binding on both parties. The pre-hearing conference shall be conducted in such manner and follow such procedures as prescribed by the board. At the hearing of such appeals, The issues and facts on which agreement cannot be reached during the pre-hearing conference will be decided by the board following the hearing on appeal at which hearing technical rules of evidence shall not apply. If the board finds that the action complained of was taken by the appointing authority for any political, racial or religious reason, or if the board finds that there was no reasonable ground for institution of dismissal proceedings, the employee shall be reinstated to his position, or an equal position in another department or division, without loss of pay. If the board finds that there is insufficient ground for institution of dismissal proceedings, or if extenuating circumstances are brought out in testimony and evidence, it may in its discretion reinstate the employee, with full, partial, or no pay, or it may modify the appointing authority's action by substituting a lesser disciplinary action. In all other cases, In those cases in which the board finds the grounds of dismissal reasonable, the findings and recommendations of the board shall be submitted to and considered by the appointing authority, who may, not later than 30 days after receipt of such findings and recommendations, reinstate the employee with or without pay for the period of suspension, or otherwise modify his original decision of suspension, demotion, or discharge. When any permanent employee is dismissed and not reinstated after appeal, the board may direct that his name be placed on an appropriate reemployment list, for employment in any similar position other than the one from which he has been removed, which direction shall be enforced by the director.

Approved May 20, 1965.

CHAPTER 498—H. F. No. 309

[Not Coded]

An act relating to the city of Bloomington, and the policemen's relief association and pension fund.

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

Section 1. **City of Bloomington; policemen's relief association.** Subdivision 1. The treasurer of the city of Bloomington

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