

CHAPTER 590—H. F. No. 1271

An act relating to the state employees retirement association; amending Minnesota Statutes 1961, Section 352.01, Subdivision 2, as amended.

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

Section 1. Minnesota Statutes 1961, Section 352.01, Subdivision 2, as amended by Laws 1963, Chapter 383, Section 1, is amended to read:

352.01 Subd. 2. **State employees retirement association; junior college students.** (1) "State employee" means any employee or officer in the classified and unclassified service of the state. The term also includes the special classes of persons listed in paragraph 2 of this subdivision but excludes the special classes of persons listed in paragraph 3.

(2) The following persons are included in the meaning of state employee:

- (a) Employees of the Minnesota Historical Society.
- (b) Employees of the State Horticultural Society.
- (c) Employees of the Disabled American Veterans, Department of Minnesota, Veterans of Foreign Wars, Department of Minnesota, if employed prior to July 1, 1963.
- (d) Employees of the Minnesota Crop Improvement Association.
- (e) Employees of the adjutant general who are paid from federal funds and who are not eligible to benefits from any federal civilian retirement fund.
- (f) Employees of the state colleges employed under the college activities program.
- (g) Currently contributing members of the association who are temporarily employed by the legislature during a legislative session or any currently contributing member employed for any special service as defined in item (h) of paragraph (3).
- (h) Employees of the armory building commission.
- (i) Permanent employees of the legislature and persons employed or designated by the legislature or by a legislative committee or commission or other competent authority to make or conduct a special inquiry, investigation, examination or installation including permanent employees of the legislative research committee.

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(j) Trainees who are employed on a full time established training program performing the duties of the classified position for which they will be eligible to receive immediate appointment at the completion of the training period.

(k) Employees of the deputy registrar of motor vehicles in the city of Minneapolis.

(3) The following persons are excluded from the meaning of state employee:

(a) Elective state officers;

(b) Students employed by the University of Minnesota, and the state colleges, *and state junior colleges* unless approved for membership by the board of regents or the state college board *or the state junior college board*, as the case may be;

(c) Employees who are eligible to membership in the state teachers retirement fund except employees of the department of education who have elected or may elect to become members of the state employees retirement association instead of the teachers retirement fund;

(d) Employees of the University of Minnesota who are excluded from membership by action of the board of regents;

(e) Officers and enlisted men in the national guard and the naval militia except such as are assigned to permanent peacetime duty;

(f) Election officers;

(g) Persons engaged in public work for the state but employed by contractors when the performance of such contract is authorized by the legislature or other competent authority;

(h) Officers and employees of the senate and house of representatives who are temporarily employed and those employees of the legislative research committee who are intermittently employed when needed;

(i) All courts and all employees thereof, referees, receivers, jurors, and notaries public, except employees of the supreme court and referees and adjusters employed by the industrial commission;

(j) Patient and inmate help in state charitable, penal and correctional institutions including the Minnesota Soldiers Home;

(k) Persons employed for professional services where such

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service is incidental to regular professional duties and whose compensation is paid on a per diem basis;

- (l) Employees of the Sibley House Association;
- (m) Employees of the Grand Army of the Republic and employees of the ladies of the G.A.R.;
- (n) Operators and drivers employed pursuant to Laws 1941, Chapter 478;
- (o) Members of the board of tax appeals, the civil service board, and the members of any other state board or commission who serve the state intermittently and are paid on a per diem basis; officers and members of the state agricultural society as specified in Minnesota Statutes 1961, Section 37.04; and the secretary, secretary-treasurer, and treasurer of such boards if their compensation is \$500 or less per year;
- (p) State highway patrolmen;
- (q) Temporary employees of the Minnesota state fair employed on or after August 1 for a period not to extend beyond September 30 of the same year; also persons employed at any time or times by the state fair administration for special events held on the fairgrounds;
- (r) Emergency employees in the classified service whose status shall be noted by symbol on all payroll abstracts except that emergency employees who without interruption of service become provisional or probationary employees on other than a temporary basis, shall be deemed "state employees" retroactively to the date of their emergency appointment;
- (s) State police officers as defined in section 352A.01;
- (t) All temporary employees in the classified service, and all seasonal help in the unclassified service employed by either the motor vehicle division or the department of taxation, income tax division, to perform clerical duties;
- (u) Trainees paid under budget classification number 41, and other trainee employees, except those listed in paragraph 2 (j) of this subdivision;
- (v) Persons whose compensation is paid on a fee basis;
- (w) State employees who in any year have credit for 12 months service as teachers in the public schools of the state and

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as such teachers are members of the teachers retirement association or a retirement system in St. Paul, Minneapolis, or Duluth;

(x) Temporary employees of the adjutant general employed in classified and unclassified service for opening, operating, or closing Camp Ripley for field training activities;

(y) Chaplains and nuns who have taken a vow of poverty as members of a religious order;

(z) Labor service employees who do not have tenure under section 43.09, subdivision 7.

Approved May 22, 1965.

CHAPTER 591—H. F. No. 1530

[Not Coded]

An act authorizing the commissioner of conservation to convey certain lands in the Red Lake game preserve, Lake of the Woods county, to Lake of the Woods county.

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

Section 1. **Red Lake game preserve; county forest.** The commissioner of conservation is authorized to execute and issue to Lake of the Woods county, a deed without consideration, conveying all right, title, and interest of the state in and to the following described lands in Lake of the Woods county, to-wit:

The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-One (21), Township One hundred fifty-nine (159) North, Range Thirty-one (31) West, excepting and reserving to the state all minerals and mineral rights as provided by law.

Such deed shall also be conditioned upon the continued use of this land for the active operation and planning of a county memorial forest, and upon discontinuance for such use, the title to this land shall revert to the state.

Approved May 22, 1965.

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