

CHAPTER 103—H.F. No. 684

[Coded in Part]

An act relating to certain officers and employees of the State and their dependents; providing for certain insurance, medical and related benefits; amending Minnesota Statutes 1965, Sections 43.42; 43.43; 43.44; 43.45, Subdivision 3; 43.46; 43.47; and 43.50, Subdivision 1, and by adding a Subdivision; repealing Minnesota Statutes 1965, Section 15.37.

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

Section 1. Minnesota Statutes 1965, Section 43.42, is amended to read:

43.42. State employees; insurance and medical benefits; insurance benefits intent. It is the intent of sections 43.42 to 43.49 to provide certain state officers and employees with ~~certain~~ *basic* life insurance and *basic* health benefits coverage, *including such basic health benefits coverage as the board may make available from pre-paid group practice plans*, to be paid for by the state. ~~Sections 43.42 to 43.49 do not preclude an eligible state officer or employee from enrolling his eligible dependents in a plan otherwise made available by the board; and to authorize an eligible state officer or employee to enroll himself, and his dependents in such optional coverages as are made available therefor by the board to be paid for by such officer or employee through payroll deductions.~~

Sec. 2. Minnesota Statutes 1965, Section 43.43, is amended to read:

43.43 Definitions. As used in sections 43.42 to 43.49 (a) "state employee" for the purpose of determining eligibility for the ~~benefits plans~~ *basic life insurance and basic health benefits coverage* hereunder means: ~~all regular employees in the classified service of the state civil service and paid on the state payroll;~~

(1) *An officer or employee in the classified service of the state civil service paid on a state payroll;*

(2) *An officer or employee in the unclassified service of the state paid on a state payroll who is not excluded from any of the provisions of Minnesota Statutes, Sections 43.42 to 43.49;*

(3) *An elective or appointed officer in the executive branch of the state government;*

(4) *A permanent officer or employee of the legislature or a permanent employee of a permanent study or interim committee or commission;*

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

(5) *A judge of the supreme court or an officer or employee of such court; a judge of the district court;*

(6) *A salaried officer or employee of the public employees retirement association;*

(7) *Full time military or civilian personnel in the unclassified service of the department of military affairs whose salary is paid from state funds;*

(8) *A salaried officer or employee of the Minnesota historical society, whether paid from state funds or otherwise, who is not a member of the governing board;*

(9) *An employee of the regents of the university of Minnesota, who is a member of the academic staff with the rank of instructor, research fellow, or above, including a lecturer, serving on not less than 75 percent regular appointment;*

(10) *An employee of the regents of the university of Minnesota and a member of the civil service staff under the civil service plan, adopted by the university of Minnesota, who is employed on a monthly salaried appointment;*

(11) *An employee of the state college board or the state junior college board who is a member of the academic staff, who is employed for not less than a 75 percent time basis, and who is paid on a state salary payroll; or*

(12) *An employee of the state college board or state junior college board who is either in the classified service or the unclassified service of the state civil service whose salary is paid from the college board of the state of Minnesota, revenue fund or the college activity fund. The required premium payment of such an employee is to be paid, however, from the fund from which the employee's salary is paid.*

(13) *A member of the state legislature, but no basic life insurance and health coverages shall be paid for a member of the legislature until the first Monday in January, 1969.*

(14) *A seasonal employee of the lands and minerals division of the state department of conservation whose duties include the sampling, weighing or grading of iron ore, taconite, or other minerals; provided further that such an employee shall receive the benefits provided for in Minnesota Statutes, Section 43.42, to 43.50, at no cost to the employee for the period in each calendar year when said employee is not working at his said occupation, and the premiums therefore shall be paid from the same salary fund or account as the salary of such employee is paid from.*

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

(b) "Hospital benefits ~~plan~~ *coverage*" means:

A plan which *either provides coverage for, or pays, or reimburses, expenses for hospital services.*

(c) "Medical benefits ~~plan~~ *coverage*" means:

A plan which *either provides coverage for, or pays, or reimburses, expenses for medical services and medical expenses prescribed by a doctor.*

(d) "Employee life insurance benefits ~~plan~~ *coverage*" means:

A plan which provides for life insurance coverage on the lives of eligible employees. Waiver of premium disability benefit and accidental death and dismemberment coverage may be included.

(e) "Carrier" means:

(1) For the hospital benefits ~~plan~~ *coverage*, an insurance company licensed to do business in the state or a nonprofit hospital service association or a prepaid group practice hospital care plan authorized to do business in the state.

(2) For the medical benefits ~~plan~~ *coverage*, an insurance company authorized to do business in the state or a nonprofit medical service association or a prepaid group practice medical care plan authorized to do business in the state.

(3) For the employee life insurance benefits ~~plan~~ *coverage*, an insurance company authorized to do business in the state.

(f) "Board" means the state employees insurance benefit board which is hereby created and which is composed of the governor, the state treasurer, the state auditor, the secretary of state, the attorney general, the insurance commissioner, the director of civil service, the commissioner of administration, and two members elected by the eligible state employees in a manner to be determined by the other members of the board, each for a four year term beginning July 1, 1965.

(g) "Commissioner" means the commissioner of administration.

(h) *A new eligible state employee's basic coverage shall become effective on the first day of the first payroll period beginning on or after the 28th day following the first day of employment.*

Sec. 3. Minnesota Statutes 1965, Section 43.44, is amended to read:

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

43.44 **Enrollment of eligible employees.** Every eligible employee *meeting the requirements of subdivision 2* shall, at such time, in such manner, and under such conditions of eligibility as the board may by regulation prescribe, be enrolled in the employee life insurance benefits ~~plan coverage~~, the hospital benefits ~~plan coverage~~ and the medical benefits ~~plan coverage~~. Such regulations shall be within the framework of intent as set forth in section 43.42.

Subd. 2. A state employee determined to be eligible for the benefits provided in sections 43.42 to 43.49 shall continue to be eligible therefor so long as he appears on a state payroll for at least one working day during each payroll period except as otherwise provided in this subdivision. If the state employee is employed on the basis of a school year and whose employment contemplates absences from the state payroll during the summer months and during vacation periods occurring at Christmas, New Years, and Easter, he nonetheless shall continue to be eligible for such benefits provided he appears on his regular payroll for at least one working day for each payroll period when he is not on such authorized absences.

If the state employee is granted a leave of absence to work for the legislature or either branch thereof, during a regular or special legislative session, he nonetheless shall continue to be eligible for such benefits provided he appears on the state payroll or the legislative payroll for at least one working day for each payroll period.

A state employee who is disabled and off the state payroll as a result of personal injury arising out of and in the course of employment with the state and is otherwise eligible for the basic life insurance and basic health benefits coverage paid for by the state shall be eligible for state paid for coverage and shall continue to be eligible therefor during the period such employee is receiving workmen's compensation payments for temporary total or temporary partial disability pursuant to award of the industrial commission.

Subd. 3. A member of the state legislature who becomes eligible for basic life insurance and health coverages on or after the first Monday in January, 1969, may decline to be enrolled for such basic coverages by filing a written waiver with the board, provided that such waiver shall not prohibit that person from enrolling himself or his dependents for optional coverages, without cost to the state, as otherwise provided for in this act.

Sec. 4. Minnesota Statutes 1965, Section 43.45, Subdivision 3, is amended to read:

Subd. 3. The board shall make available *through such car-*

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riers as it may authorize as many optional plans coverages as it deems feasible and advantageous to eligible state employees and their dependents which said employees may pay for at their own expense to be paid for through payroll deductions. These plans shall be selected from any and all hospital, life insurance, and medical plans available in Minnesota.

Sec. 5. Minnesota Statutes 1965, Section 43.46, is amended to read:

43.46 Contributions by state. The total contribution by the state for each state employee under sections 43.42 to 43.49 shall be otherwise prescribed by law and which contribution shall be applied to provide *basic* hospital benefits, *basic* medical benefits and *basic* life insurance of such amounts as may be determined from time to time by the board.

Sec. 6. Minnesota Statutes 1965, Section 43.47, is amended to read:

43.47 Exclusion of certain state employees. *Notwithstanding anything in sections 43.42 to 43.49 to the contrary, members of the legislature, state elective constitutional officers, judges and commissioners of the supreme court, judges of the district court, and, subject to the approval of the board, such other persons as are not specifically included, may be enrolled in the employee life insurance benefits plan, the hospital benefits plan, and the medical benefits plan without cost to the state; at such time; in such manner, and under such conditions of eligibility as the board may by regulation prescribe. If any such persons are enrolled in such plans the board may also provide by regulation for payroll deductions to be made in the manner provided for by Minnesota Statutes 1961, Section 15.37. The persons enumerated in this section and their dependents are specifically excluded from the terms and provisions of sections 43.42 to 43.49:*

(1) *An emergency, temporary, or intermittent employee of the state; a part time or seasonal employee of the state serving on less than a 75 percent time basis; but this exclusion shall not apply to a part time or seasonal employee of the state in the classified service who prior to the effective date of this section was eligible for state paid basic life insurance and health benefits;*

(2) *A trainee;*

(3) *A deputy registrar of motor vehicles;*

(4) *An election official;*

(5) *An independent contractor engaged in work for the state under a contract or any employee thereof;*

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(6) *A judge of any court, and an officer or employee thereof except as otherwise provided in section 2 of this act;*

(7) *A notary public;*

(8) *Patient or inmate help in a state institution including but not limited to the Minnesota soldiers home;*

(9) *A student at a state educational institution who may be employed as student help;*

(10) *a person rendering a professional service whose duties are assigned and whose compensation is paid for on a per diem basis;*

(11) *A member of a state board or commission who serves the state intermittently, who serves without compensation or who is paid on a per diem basis; an officer, including a secretary or treasurer, employed by such board or commission whose compensation is less than \$2,000 per year;*

(12) *A temporary officer or employee of the legislature or a temporary employee of a study or interim committee or commission except as otherwise provided for in section 3, subdivision 2 of this act;*

(13) *An employee of the regents of the university of Minnesota on the academic staff serving on less than a 75 percent regular appointment;*

(14) *An employee of the regents of the university of Minnesota and a member of the civil service staff under the civil service plan, adopted by the university of Minnesota, who is employed on an emergency, temporary, or intermittent basis; a part time or seasonal employee or member serving on less than a 75 percent time basis;*

(15) *An employee of the regents of the university of Minnesota, who has chosen to have his wages and fringe benefits governed by the terms of a master or uniform contract ("prevailing rate" employee) in accordance with the provisions of the university of Minnesota civil service rule 6.12 as adopted and amended by the regents of the university of Minnesota; or*

(16) *An employee in the unclassified service of the state civil service who is employed by the state college board or the state junior college board as a member of the academic staff serving on less than a 75 percent time basis.*

(17) *An officer or employee of the state agricultural society; an employee of the regents of the University of Minnesota who is eligible for coverage under the federal employees health benefits program.*

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(18) *A person employed in the federal economic opportunity act program, including but not limited to a neighborhood youth corps enrollee and work site supervisor, but this exclusion shall not apply to any person who otherwise meets the eligibility requirements of Sections 43.42 to 43.49 and performs administrative and clerical duties in connection with the administration by the state of the program, provided the required premium is paid from such federal funds as may be available for the administrative costs of the program; or*

(19) *A person, other than one described in section 2, clauses (a) (9) and (a) (10) of this act, participating in any other governmental group life insurance or health benefits program.*

Sec. 7. [43.491] **Optional coverages for non eligible state employees.** *A member of the legislature until the first Monday in January, 1969, or a person not specifically included as an eligible state employee in section 2 of this act, or not specifically excluded by section 6 of this act, if employed on a state payroll, and his dependents may be enrolled in the employee life insurance benefits coverage, the hospital benefits coverage, the medical benefits coverage, and such optional coverage, without cost to the state, at such time, in such manner, and under such conditions of eligibility as the board may by regulation prescribe and otherwise approve. If such person and his dependents are enrolled in such coverages the board may also provide by regulation for payroll deductions to be made in the same manner, and under the same conditions, as provided for by section 9, authorizing payroll deductions for an eligible state employee and his dependents.*

Sec. 8. Minnesota Statutes 1965, Section 43.50, Subdivision 1, is amended to read:

43.50 **Payment of premiums.** Subdivision 1. Each department or agency of the state government shall pay the amounts due for ~~premiums upon~~ *basic* life insurance and ~~other~~ *basic* health benefits coverage authorized for ~~certain~~ *eligible* state officers and employees as provided by law ~~during the 1965 session of the legislature~~ *this act*. Each of such departments and agencies shall pay such amounts from such accounts and funds from which each department or agency receives its revenues, including appropriations from the general revenue fund and from any other fund, now or hereafter existing for the payment of salaries and in the same proportion as it pays therefrom the amounts of such salaries. Such sums of money as are necessary for such purposes are hereby appropriated to such departments and agencies from such account and funds in the state treasury. In order to enable the state auditor to maintain proper records covering the appropriations made by this section, he may require such certifications in

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connection therewith as he may deem necessary from any state department or agency whose officers and employees receive benefits pursuant to such 1965 enactment and the provisions of this section *this act*. The accounts and funds referred to from which departments and agencies receive appropriations under the terms of this section are hereby declared to be a source of revenue for the purposes of any other law or statutory enactment.

Sec. 9. Minnesota Statutes 1965, Section 43.50, is amended by adding a subdivision to read:

Subdivision 1a. If an eligible state employee enrolls himself or his dependents for any of the optional coverages made available by the board pursuant to subdivision 3 of section 43.45, the state auditor, upon such employee's written order, shall deduct from the salary or wages of such employee those amounts required from time to time to maintain such optional coverages in force, and issue his warrant therefor to the appropriate carrier.

Sec. 10. *Minnesota Statutes 1965, Section 15.37, is repealed.*

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

Approved March 22, 1967.

CHAPTER 104—H. F. No. 427

An act relating to highways; prohibiting the hurling or dropping of objects at or upon vehicles or persons using the highways; amending Minnesota Statutes 1965, Section 169.42.

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

Section 1. Minnesota Statutes 1965, Section 169.42, is amended to read:

169.42 **Highways; dropping objects upon vehicles; refuse upon highways or adjacent lands.** No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal or vehicle upon such highway or upon any public or privately owned land adjacent thereto without the owner's consent.

Any person who drops, or permits to be dropped or thrown, upon any highway any destructive or injurious material shall immediately remove the same or cause it to be removed.

Changes or additions indicated by italics, deletions by strikeout.