

EXTRA SESSION
CHAPTER 32—S.F.No.1

[Coded in Part]

An act relating to the organization and operation of state government; establishing salaries and expense allowances for certain officers and employees in all branches; establishing a compensation review board; providing for the retirement and appointment of certain judges; clarifying provisions of Laws 1971, Chapter 497, Section 8; amending Minnesota Statutes 1969, Sections 2.722; 15A.01; 15A.12; 15A.13; 15A.14; 16.027, as amended, by adding a subdivision; 43.03; 43.12, Subdivisions 2 and 2b; 43.121, Subdivision 3; 43.122, Subdivision 1; 43.126, Subdivision 1; 299D.03, Subdivision 2; 484.54; and Chapter 15A, by adding sections; and Laws 1971, Chapter 951, Section 1, Subdivisions 8 and 9; repealing Minnesota Statutes 1969, Sections 3.10; 15A.02; 15A.03; 15A.04; 15A.05; 15A.06; 15A.07; 15A.08; 15A.09; 15A.091; 15A.10; 15A.11; 15A.16; 15A.17; 15A.19; Laws 1971, Chapter 497, Section 8; and Extra Session Laws 1971, Chapter 3, Section 73.

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

Section 1. Minnesota Statutes 1969, Section 43.03, is amended to read:

43.03 STATE GOVERNMENT; SALARIES AND EXPENSES, OFFICERS AND EMPLOYEES; CIVIL SERVICE BOARD CREATED. Subdivision 1. The civil service board of the state of Minnesota is hereby created and established. It shall consist of three members, who shall be appointed by the governor, with the consent of the senate, without regard to party affiliation. No member of the board shall hold any other public office or public employment, the office of notary public or a military office excepted, and no person shall be appointed as a member of the board who has held a paid position in a political party within the two years immediately preceding his appointment. In appointing the first three members of the board, the governor shall designate one member for a term expiring February 1, 1941, a second member for a term expiring February 1, 1943, and a third member for a term expiring February 1, 1945. The terms of all subsequent members of the board shall be six years and until their successors are appointed and have qualified. The governor may remove a member of the board only upon written charges, after the member has been given a copy of the charges against him and an opportunity to be heard publicly on the charges before the governor. A copy of the charges and a transcript of the record of the hearing shall be filed with the secretary of state. Vacancies in the membership of the board shall be filled by the governor,

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with the consent of the senate. The term of a member appointed to fill a vacancy shall be for the remainder of the unexpired term of the member he is appointed to succeed, and until his successor is appointed and has qualified. Each member shall take an oath of office before entering upon the duties of office. The chairman of the board shall be chosen by the members of the board from among their own number under such rules as they shall make. The chairman shall have the powers of a presiding officer.

Subd. 2. The civil service board shall maintain its principal office in such space as shall be provided for it by the proper state officials and shall maintain its records at this principal office, and shall hold its regular meetings there, but special meetings may be held in other cities in the state when, in the discretion of the chairman, it is necessary to meet in some other city than the capital city of the state in the performance of the duties of the board. Meetings of the board shall be open to the public, and no meetings or hearings of the board shall be held unless at least two members of the board are present. The director of the state civil service shall act as the secretary of the board. The board shall keep records and minutes of its business and official actions, and these records and minutes shall be public records open to public inspection, subject to such rules as to hours and conditions of inspection as the board may establish. It shall be the duty of the officer or officers charged by law with the custody of the state buildings, upon written request of the civil service board, to assign suitable office space for executing the duties charged to it and to the director of the state civil service.

Subd. 3. Each member of the board shall be paid ~~\$25~~ \$35 per day for each day actually devoted to duties as a member of the board, but in no case shall any member be paid more than ~~\$750~~ \$1,050 in any one year; provided, that this limitation shall not apply to payments on account of expenses. Members of the board shall be paid for expenses in travel to and from meetings and for necessary expenses incurred during meetings of the board.

Sec. 2. Minnesota Statutes 1969, Section 43.12, Subdivision 2, is amended to read:

Subd. 2. SALARY RANGES. (1) The following ~~schedule of rates is established as the~~ procedure will be used in establishing rates of pay for all employees in the state classified service except as ~~otherwise~~ provided elsewhere in chapter 43. Classes will be assigned salary ranges within an area of compensation beginning at a prescribed monthly base rate and extending upward by a maximum of 50 additional four percent increments rounded to the nearest dollar. Salary range assignments for each class of work will include no more than ten salary steps. Effective November 17, 1971, the prescribed monthly base rate will be \$298 per month.

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RANGE

	1	2	3	4	5	6	7	8	9	10
1A	260	270	281	292	304	316	329	342	356	370
2A	281	292	304	316	329	342	356	370	385	400
3A	304	316	329	342	356	370	385	400	416	433
4A	329	342	356	370	385	400	416	433	450	468
5A	356	370	385	400	416	433	450	468	487	506
6A	400	416	433	450	468	487	506	526	547	569
7A	450	468	487	506	526	547	569	592	616	641
8A	506	526	547	569	592	616	641	667	694	722
9A	569	592	616	641	667	694	722	751	781	812
10A	641	667	694	722	751	781	812	844	878	913
11A	722	751	781	812	844	878	913	950	988	1028
12A	812	844	878	913	950	988	1028	1069	1112	1156
13A	950	988	1028	1069	1112	1156	1202	1250	1300	1352
14A	1112	1156	1202	1250	1300	1352	1406	1462	1520	1581
15A	1300	1352	1406	1462	1520	1581	1644	1710	1778	1849

In assigning classes of work to this schedule the board shall give consideration to the reduction of supervisory levels and separate classifications.

(2) All employees whose rates of pay are established according to the salary schedule cited in section 43.12, subdivision 2 (1), effective November 17, 1971, shall be advanced in salary to the new minimum rate for their class or two and one half salary steps, whichever is greater.

(3) Effective the beginning of the first payroll period in fiscal year 1972-1973, all employees compensated according to the salary schedule cited in 43.12, subdivision 2 (1), shall be advanced by one salary step within their respective salary ranges to the next higher step. The one salary step advancement will also apply to those employees whose rates of pay are at or above the maximum rate for their class as a result of the adjustment provided for in section 43.12, subdivision 2 (2). However, any person serving his initial probationary period at the time of the

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fiscal year 1972-1973 adjustment, shall not receive the one salary step advancement within his salary range until he satisfactorily completes his initial probationary period.

-(2) (4) The following schedule of hourly rates is established as the rates for state employees in the classified service employed in skilled, semi-skilled, unskilled, and maintenance classes. The orientation rate shall be paid during the probationary period. In assigning rates of pay to classes of work to covered by this schedule, the board shall give consideration to the most commonly paid rate rates for each class of work. Supplementary pay practices shall be evaluated and costs considered in comparing the rates to be private employment. The board is authorized to establish a percentage differential based upon full annual employment and tenure where such advantages are not common in employment outside of the state service.

RANGE	1	2	3	4
1B	\$592	\$616	\$641	\$667
2B	616	641	667	694
3B	641	667	694	722
4B	667	694	722	751
5B	694	722	751	781
6B	722	751	781	812
7B	751	781	812	844
8B	781	812	844	878
9B	812	844	878	913
10B	844	878	913	950
11B	878	913	950	988
12B	913	950	988	1028
13B	950	988	1028	1069

<u>Range</u>	<u>Orientation</u>	<u>Base</u>
<u>1b</u>	<u>3.33</u>	<u>3.47</u>
<u>2b</u>	<u>3.47</u>	<u>3.61</u>

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<u>3b</u>	<u>3.61</u>	<u>3.76</u>
<u>4b</u>	<u>3.76</u>	<u>3.91</u>
<u>5b</u>	<u>3.91</u>	<u>4.07</u>
<u>6b</u>	<u>4.07</u>	<u>4.23</u>
<u>7b</u>	<u>4.23</u>	<u>4.40</u>
<u>8b</u>	<u>4.40</u>	<u>4.58</u>
<u>9b</u>	<u>4.58</u>	<u>4.76</u>
<u>10b</u>	<u>4.76</u>	<u>4.95</u>
<u>11b</u>	<u>4.95</u>	<u>5.15</u>
<u>12b</u>	<u>5.15</u>	<u>5.35</u>
<u>13b</u>	<u>5.35</u>	<u>5.57</u>
<u>14b</u>	<u>5.57</u>	<u>5.79</u>
<u>15b</u>	<u>5.79</u>	<u>6.03</u>

Notwithstanding any provision of chapter 43 to the contrary, the board is authorized to establish (a) hourly equipment rates to provide appropriate compensation to employees intermittently engaged in operating maintenance equipment and (b) an hourly rate to provide appropriate compensation to employees intermittently assigned to first level highway foreman work. The director of civil service shall establish regulations and procedures to equitably implement such hourly differential rates.

(5) All permanent employees whose rates of pay are established according to the wage schedule cited in section 43.12, subdivision 2(4), effective November 17, 1971, shall be advanced in salary to the established base rate for their class or two and one half wage steps, whichever is greater. To receive the two and one half wage step advancement, an employee shall be permitted to be paid at a rate higher than the established base rate for his class. Probationary employees, effective November 17, 1971, shall be advanced in salary to the orientation rate for their class except, if they have permanent status in another class they shall be advanced in salary by one and one half wage steps. The civil service board is directed to prepare and adopt a supplemental schedule of hourly wage rates to implement the provisions of this clause.

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(6) Effective the beginning of the first payroll period for the fiscal year 1972-1973, the hourly orientation and base rates cited in section 43.12, subdivision 2, clause (4) shall be adjusted upward by four percent. Concurrent with this adjustment of the hourly orientation and base rates, all wage assignments and individual wage rates will be adjusted upward by four percent. The civil service board is directed to prepare and adopt a supplemental schedule of hourly wage rates to implement the provisions of this clause.

~~(3) (7) Overtime worked shall be compensated for either by cash payment or compensatory time off as provided for in overtime schedules approved under the provisions of the civil service rules.~~

~~(4) (8) None of the provisions of sections 43.12, subdivision 2, to 43.122, shall apply to employees in the classified service under the state civil service act who are paid on a fee basis, or to such employees who are department heads.~~

~~(5) The board may utilize a lesser number of rates of pay in a given range for particular classes of work either by using a higher minimum rate or a lesser maximum rate or both where prevailing salary patterns would show such action to provide for a more logical salary assignment.~~

~~(6) Whenever a class is reassigned to a higher range of salary rates as authorized in clause (5) of this subdivision, the employee whose present salary rate is less than the new minimum rate of pay in the range of salary rates shall be advanced to the new minimum rate or be advanced by two steps, whichever is greater. If his present salary is of an amount equal to or greater than the minimum of the rate of pay in the range of salary rates, his salary shall be adjusted by two steps except that the appointing authority may withhold one of the steps so authorized upon written notice to the employee that his work has been of a less than satisfactory level. For purposes of this subdivision, his present rate of pay is defined as his monthly salary as of the end of the payroll period prior to July 2, 1969. The provisions in the three preceding sentences shall not apply subsequent to July 1, 1971.~~

(9) An employee appointed on or subsequent to July 14, 1971, and prior to November 17, 1971, may receive the prescribed salary and wage increases set forth in section 43.12, subdivision 2, clauses (2) and (5) with the approval of his appointing authority. However, so that all employees are compensated at an established rate of pay, an employee who is not granted the prescribed salary or wage increase provided under the provisions of this clause shall have his rate of pay advanced to the next higher salary or wage

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step established for his class or the new minimum salary rate or probationary wage rate for his class, whichever is greater.

(10) Except as otherwise provided in section 43.12, subdivision 2, no class will be reassigned to a higher salary range by the civil service board during the 1971-1973 biennium.

(11) Notwithstanding the provisions of any other law to the contrary, the civil service board is directed to reduce all adopted salary assignments by two percent for classes of work compensated according to the salary schedules cited in section 43.12, subdivision 2, clauses (1) and (4) and section 43.121, subdivision 3, except in no instance shall the minimum rate of a salary assignment be less than the prescribed monthly base rate. The civil service board is directed to prepare and adopt a supplemental schedule of salary rates to implement the provisions of the clause rounded off to the nearest dollar.

(12) If the Minneapolis-St. Paul Consumers' Price Index increases at least one and one half percent between October, 1971, and April, 1972, all salary and wage rates cited in section 43.12, subdivision 2 (1) and (4) shall be increased in value by two percent effective at the beginning of the first payroll period for fiscal year 1972-1973. Concurrent with this adjustment, all salary and wage assignments shall be increased by two percent and employees shall be advanced to the comparable step of the revised schedule of rates. In the event this increase should occur, the civil service board is directed to establish supplemental salary schedules with steps two percent higher than the schedules then in effect. Where necessary to receive this advancement, an employee shall be permitted to be paid at a rate higher than the established maximum rate for his class.

(13) The commissioner of administration is hereby authorized to direct the state auditor to transfer to the various departments and agencies the necessary amounts to finance clause (12) into effect. These transfers shall be from such accounts and funds from which each department or agency receives its revenue, including appropriations from the general 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 or agencies from such account and fund in the state treasury. The accounts and funds referred to from which 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.

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(14) Notwithstanding the provisions of any other law to the contrary, when making an appointment to the unclassified service of the executive branch of government, the appointing authority shall provide the director of civil service with a personal resume of the appointee and a detailed job description outlining the duties and responsibilities of the position which the appointee will occupy in such form as the director may prescribe. Any changes in work assignment shall be reported in writing to the director. If, in the judgment of the director, additional information is required in order to establish comparability with positions in the classified service, the director shall review the duties of the position in the same manner as a position in the classified service would be investigated. All persons in the unclassified service of the executive branch of government, except those whose salary is set specifically by statute, may, with the approval of the appointing authority, be granted salary increases on the same effective dates as all employees of the classified state civil service, but in no event may these salary increases exceed the salary increases authorized for personnel in the classified service nor the maximum rate of the salary range established for comparable work in the classified service.

(15) Notwithstanding the provisions of any other law to the contrary, all non-academic employees of the university of Minnesota and the university of Minnesota department of civil service personnel shall be subject to all of the preceding clauses as if they were classified employees of the Minnesota civil service and the Minnesota civil service board.

Sec. 3. Minnesota Statutes 1969, Section 43.12, Subdivision 2b, is amended to read:

Subd. 2b. CAREER EXECUTIVE COMPENSATION SCHEDULE. The following schedule of rates is established as the annual rates of pay for the employees selected under subdivision 2a:

RANGE	1	2	3	4
	\$12,500	\$13,750	\$16,000	\$18,750
	14,000	16,000	18,750	22,000
	16,000	18,750	22,000	26,000
<u>CES-I</u>		13,000	to	18,000
<u>CES-II</u>		15,000	to	21,000

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<u>CES-III</u>	<u>18,000</u>	to	<u>24,000</u>
<u>CES-IV</u>	<u>22,000</u>	to	<u>28,000</u>

The salary rate to be paid an employee, within the range assigned by the director, shall be determined by the appointing authority. The beginning salary rate and any subsequent changes shall be reported to the director by the appointing authority.

Sec. 4. Minnesota Statutes 1969, Section 43.121, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding the provisions of this section, the director may assign the classes of employment which require teaching in an established school program in the department of education and institutions of the state under the jurisdiction of the department of public welfare and the department of corrections to salary ranges, which he is hereby authorized to establish. Whenever the director assigns classes of employment which require teaching in an established school program to any salary range which he is authorized to establish by this subdivision, he shall prepare schedules showing the salary ranges for each class, grade, or group of positions in the class of positions assigned by him and he shall also prepare schedules showing entrance salaries and step increases based upon educational attainments and length of satisfactory service. All these schedules shall be subject to approval by the board. The salary ranges shall include a minimum rate and not more than nine additional step increases. In assigning ranges of salaries for positions in this category the board shall give consideration to the salary schedules for teachers which are in effect in other units of government of the state.

The basic salary for ~~all institutional education institution~~ educational administrators and supervisors shall be ~~identical to a teacher with identical training and experience~~ based upon the employee's qualifications and the appropriate academic level of the special teacher salary schedule . However, the director is authorized, subject to the approval of the board, to establish a ~~ratio~~ percentage differential to compensate for administrative and supervisory responsibilities. ~~The ratio differential shall be based on a percent of the teacher's salary.~~ Annual length of satisfactory service salary adjustments shall be awarded beginning with the payroll period nearest the anniversary date of the special teacher's, institution educational supervisor's or institution educational administrator's original or promotional appointment to his present class, unless he is notified in writing by the appointing authority that his work has been of a less than satisfactory level.

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Sec. 5. Minnesota Statutes 1969, Section 43.122, Subdivision 1, is amended to read:

43.122 SALARY INCREASES. Subdivision 1. ~~Each employee in the state classified service within the scope of the compensation schedules established under sections 43.12 and 43.121, shall be advanced in compensation to the next higher rate within the range beginning July 1, 1970, unless he is notified in writing by the appointing authority that his work has been of a less than satisfactory level. Where an adjustment as prescribed herein or in section 43.12, subdivision 2, clause (6), results in a rate exceeding the maximum for the range such payment shall be authorized until his salary is within the new range of salary rates. The provisions of the preceding sentence shall not apply subsequent to July 1, 1970. Appointing authorities are authorized to grant achievement awards in the amount of one salary step for employees assigned to the schedule set forth in section 43.12, subdivision 2 (1), who have demonstrated outstanding performance. Justification to the director must be in writing setting forth qualitative and quantitative criteria on which the determination was made. In no instance shall such awards be granted in excess of 20 percent of employees authorized at the beginning of each fiscal year, nor to employees whose rates of pay are at or above the maximum rate of pay established for their class. Appointing authorities shall make every effort to distribute achievement awards equitably among and within all classifications to eligible employees. To insure conformance to legislative intent, appointing authorities shall submit quarterly reports to the chairman of the senate civil administration and house governmental operations committees indicating the name and classification of each employee granted an achievement award, and the salary step at which the employee is being compensated within his salary range. A copy of each such report must be filed with the civil service director. The first quarterly report is due April 1, 1972.~~

Sec. 6. Minnesota Statutes 1969, Section 43.126, Subdivision 1, is amended to read:

43.126 SPECIAL RATES OF PAY. Subdivision 1. Notwithstanding the provisions of sections 43.12 and 43.121 to 43.123, the following salary ranges are established with annual salaries as shown:

Range A	\$16,000	<u>\$19,500</u>	to	\$23,000	<u>\$28,000</u>
Range B	\$19,000	<u>\$23,500</u>	to	\$26,000	<u>\$32,000</u>
Range C	\$23,000	<u>\$27,500</u>	to	\$28,500	<u>\$37,000</u>

Sec. 7. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

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[15A.021] UNCLASSIFIED SALARIES SET BY LEGISLATURE OR CIVIL SERVICE BOARD, EXCEPTIONS. Subdivision 1. Notwithstanding any other law to the contrary, salaries and salary ranges for all positions in the unclassified state service in the executive and judicial branches of government listed in sections 11 and 12, shall be as set forth therein, and salaries and salary ranges for all other positions in the unclassified state service in the executive and judicial branches of government shall be established by the civil service board, except for the following: (1) Executive secretary to the governor, whose salary shall be fixed by the governor; (2) positions in the state college system, the state junior college system, and the higher education coordinating commission, whose primary duties consist of instructing and counseling students, directing academic programs of schools, divisions or departments of the colleges and junior colleges, conducting research on academic subjects and conducting academic support programs. The salaries of such personnel shall be determined by the state college board, the state junior college board, and the higher education coordinating commission, respectively.

Subd. 2. The civil service board shall fix the compensation under the provisions of subdivision 1, in the form of salary ranges which shall be comparable to the salary ranges for similar positions in the classified state service. The appointing authority shall fix the individual salary within the salary range provided considering experience and quality of performance.

Sec. 8. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.031] UNCLASSIFIED SALARIES SHALL BE EQUITABLE. Subdivision 1. All salaries in the unclassified state service shall bear equitable relationship to one another and shall be reviewed with the same frequency as the salaries for positions in the classified state service.

Subd. 2. The salary of the head of any state department or agency shall serve as the upper limit of compensation in his organization unless the compensation review board has been consulted and its concurrence obtained.

Sec. 9. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.041] COMPENSATION REVIEW BOARD ESTABLISHED. Subdivision 1. ESTABLISHMENT. There is hereby established a compensation review board. As used herein, the term compensation shall include, but not be limited to, salaries, retirement benefits, emoluments, and other benefits inuring to the office.

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Subd. 2. MEMBERSHIP OF THE BOARD, ORGANIZATION. (1) The board shall be composed of nine members who shall be appointed. Appointments shall be made as follows:

(a) Three members shall be appointed by the governor, subject to the following: Only one member shall be appointed from any one congressional district; and one member shall be appointed by the governor to represent higher education following consultations with the higher education coordinating commission. One appointee shall be designated chairman of the board by the governor;

(b) Three members shall be appointed by the senate committee on committees. Two of these appointees shall be members of the senate from separate congressional districts. One appointee shall be a person who is not an official or employee of the state of Minnesota;

(c) Three members shall be appointed by the speaker of the house of representatives. Two of these appointees shall be members of the house of representatives from separate congressional districts. One appointee shall be a person who is not an official or employee of the state of Minnesota;

(d) Each of the two major political parties shall be represented in the appointments of each appointing authority listed in (a), (b), and (c).

(2) With the exception of the initial terms of certain members as outlined below, members shall be appointed to two year terms to commence on December 1 of the year in which their appointments are effective. Appointments shall be made so that the terms of four members shall expire in one year and the terms of five members shall expire in the succeeding year. In order to accomplish this staggering of terms, the initial term of one of the governor's appointees, and two each of the appointees of the senate, and of the house of representatives shall be for three years. Thereafter, all appointments shall be for two year terms with members serving until their successors are appointed and qualified. In the event a vacancy occurs, the original appointing authority shall appoint a replacement within 60 days of notice of vacancy from the board. If the appointment of the replacement is not made within 60 days, the appointment shall be made by the governor.

(3) One each of the appointees of the governor, of the senate, and of the house of representatives, shall be experienced in the fields of salary administration or personnel management.

(4) Six members present shall be a quorum for formal action by the board.

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(5) Members of the board, except those who are members of the state legislature, shall be compensated at the rate of \$35 for each day, or portion thereof, they are engaged in the business of the board. All members shall be reimbursed for their expenses necessarily incurred therein at the rate prescribed for state employees unless otherwise prescribed by law.

Subd. 3. FUNCTION OF THE BOARD. The board shall conduct, in each year preceding a regular session of the legislature, a review of the compensation of all professional and managerial positions in the unclassified state service. The review shall be made on a systematic, quantitative and qualitative basis for the purpose of determining and providing: (1) Internal equity and appropriate compensation relationships among the unclassified positions, and among those positions and positions in the classified state service based on the knowledge and abilities necessary for and the duties and responsibilities of the position; (2) external competitiveness by recommending appropriate compensation levels for unclassified positions in the executive and judicial branches of government and for members of the legislature. The board upon request pursuant to law shall give its recommendation on other matters relating to compensation.

Subd. 4. PROCUREMENT OF INFORMATION. Each department or agency of state government and all persons connected with them shall cooperate with the board by furnishing the information the board requests to aid in the performance of its duties.

Subd. 5. STAFF. Subject to the appropriation, the board may engage expert consultants. The departments of administration and civil service shall provide staff services as required by the board and shall assist the board in the evaluation of positions and in other matters as the board requests.

Subd. 6. REPORT. The board shall submit a report of the results of each review required by subdivision 3 to the governor and the legislature, together with its recommendations. Each report shall be submitted no later than November 15 preceding the year of a regular session of the legislature.

Subd. 7. APPROPRIATION. There is annually appropriated to the commissioner of administration from the general fund \$10,000 per fiscal year to carry out the functions of the compensation review board under the provisions of section 9. Funds not expended in the first year of a biennium shall not cancel but shall be available in the second year of the biennium.

Sec 10. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

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[15A.071] CIVIL SERVICE BOARD TO REVIEW AND ESTABLISH TITLES. Notwithstanding any other law to the contrary, the civil service board may review, establish or change titles for all positions in the unclassified service in the executive branch of state government except for those established by the constitution. Titles shall meaningfully describe the positions and be consistent throughout the state service.

Sec. 11. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.081] SALARIES AND SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES. Subdivision 1. The following salaries or salary ranges are provided for the below listed officers and employees in the executive branch of government:

<u>Administration, department of</u>	
<u>commissioner</u>	<u>\$32,500</u>
<u>state building inspector</u>	<u>18,000-24,000</u>
<u>Aeronautics, department of</u>	
<u>commissioner</u>	<u>20,100</u>
<u>Agriculture, department of</u>	
<u>commissioner</u>	<u>21,000</u>
<u>deputy commissioner</u>	<u>16,600-20,300</u>
<u>Alcohol problems, commission on</u>	
<u>executive director</u>	<u>13,000</u>
<u>Attorney general, office of</u>	
<u>attorney general</u>	<u>30,900</u>
<u>chief deputy attorney general</u>	<u>24,500-28,000</u>
<u>deputy attorney general</u>	<u>19,100-23,300</u>
<u>solicitor general</u>	<u>21,300-26,000</u>
<u>assistant attorney general</u>	<u>12,000-22,500</u>
<u>special assistant attorney general</u>	<u>10,000-19,500</u>
<u>Auditor, office of</u>	
<u>auditor</u>	<u>21,000</u>
<u>deputy auditor</u>	<u>14,600-17,700</u>

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<u>Civil service, department of</u> <u>director</u>	<u>\$ 21,300-26,000</u>
<u>Commerce, department of</u> <u>commissioner of banks</u>	<u>21,000</u>
<u>commissioner of insurance</u>	<u>21,000</u>
<u>commissioner of securities</u>	<u>21,000</u>
<u>Corrections, department of</u> <u>commissioner</u>	<u>26,100</u>
<u>deputy commissioner</u>	<u>19,400-23,700</u>
<u>Crime control and prevention,</u> <u>commission on</u> <u>executive director</u>	<u>17,500</u>
<u>Economic development,</u> <u>department of</u> <u>commissioner</u>	<u>21,000</u>
<u>deputy commissioner</u>	<u>14,800-18,100</u>
<u>director of finance</u>	<u>13,300-18,000</u>
<u>director of tourism</u>	<u>13,300-17,500</u>
<u>director of publicity and promotion</u>	<u>13,300-17,500</u>
<u>director of research</u>	<u>13,300-17,500</u>
<u>director of industrial development</u>	<u>13,300-17,500</u>
<u>area redevelopment administrator</u>	<u>13,300-17,500</u>
<u>Education, department of</u> <u>commissioner</u>	<u>24,000-29,400</u>
<u>Employment of handicapped,</u> <u>commission on</u> <u>executive secretary</u>	<u>12,200-14,900</u>

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

<u>Governor, office of</u>	
<u>governor</u>	<u>\$35,000</u>
<u>Health, department of</u>	
<u>executive officer</u>	<u>24,500–29,900</u>
<u>Higher education coordinating</u>	
<u>commission</u>	
<u>executive director</u>	<u>19,200–28,800</u>
<u>assistant executive director</u>	<u>15,600–23,400</u>
<u>director of research</u>	<u>13,700–20,600</u>
<u>director of community services</u>	<u>13,100–19,700</u>
<u>director of educational resources</u>	<u>12,200–18,300</u>
<u>budget director</u>	<u>11,500–17,300</u>
<u>Highways, department of</u>	
<u>commissioner</u>	<u>31,500</u>
<u>Human rights, department of</u>	
<u>commissioner</u>	<u>18,300</u>
<u>Indian affairs commission</u>	
<u>executive director</u>	<u>15,400–18,900</u>
<u>Investment, board of</u>	
<u>executive secretary</u>	<u>29,900</u>
<u>Iron range resources and</u>	
<u>rehabilitation commission</u>	
<u>commissioner</u>	<u>16,900</u>
<u>Labor and industry, department of</u>	
<u>commissioner</u>	<u>21,000</u>
<u>workmen's compensation commissioner</u>	<u>21,000</u>
<u>workmen's compensation judge</u>	<u>16,100–19,700</u>
<u>director, mediation services</u>	<u>21,000</u>

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

<u>Liquor control, department of</u>	
<u>commissioner</u>	<u>\$ 18,000</u>
<u>Livestock sanitary board</u>	
<u>executive officer</u>	<u>16,100-19,700</u>
<u>Manpower services, department of</u>	
<u>commissioner</u>	<u>25,200</u>
<u>Minnesota state retirement system</u>	
<u>executive secretary</u>	<u>14,500-17,700</u>
<u>Municipal commission</u>	
<u>secretary</u>	<u>12,900-15,800</u>
<u>Natural resources, department of</u>	
<u>commissioner</u>	<u>26,700</u>
<u>deputy commissioner</u>	<u>20,700-25,300</u>
<u>assistant commissioner, administration</u>	<u>17,500-21,400</u>
<u>assistant commissioner, planning</u>	<u>17,300-21,000</u>
<u>director, division of game and fish</u>	<u>19,100-23,100</u>
<u>director, division of water, soil</u>	
<u>and minerals</u>	<u>18,300-22,200</u>
<u>director, division of lands and forestry</u>	<u>17,300-21,000</u>
<u>director, division of parks and recreation</u>	<u>17,300-21,000</u>
<u>director, division of enforcement and</u>	
<u>field service</u>	<u>16,400-20,000</u>
<u>Office of economic opportunity</u>	
<u>director</u>	<u>18,300</u>
<u>Peace officers training board</u>	
<u>executive secretary</u>	<u>15,100-18,500</u>

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

<u>Planning agency</u>	
<u>director</u>	<u>\$26,300</u>
<u>Pollution control agency</u>	
<u>director</u>	<u>23,200</u>
<u>Public examiner, department of</u>	
<u>public examiner</u>	<u>23,300</u>
<u>Public safety, department of</u>	
<u>commissioner</u>	<u>26,000</u>
<u>deputy commissioner</u>	<u>18,700–22,900</u>
<u>superintendent, crime bureau</u>	<u>18,700–22,900</u>
<u>director, civil defense</u>	<u>17,000–20,700</u>
<u>fire marshal</u>	<u>16,400–20,000</u>
<u>director, drivers license division</u>	<u>16,100–19,600</u>
<u>director, motor vehicle division</u>	<u>13,100–15,900</u>
<u>director, motor vehicle services</u>	<u>18,700–22,900</u>
(The salary for this position is authorized only if the divisions of drivers licenses and of motor vehicles are consolidated and the positions of the two directors of the former divisions are eliminated.)	
<u>chief of highway patrol</u>	<u>18,700–22,900</u>
<u>Public service, department of</u>	
<u>commissioner, public service commission</u>	<u>21,000</u>
<u>director</u>	<u>21,000</u>
<u>Public welfare, department of</u>	
<u>commissioner</u>	<u>30,300</u>
<u>Secretary of state, office of</u>	
<u>secretary of state</u>	<u>21,000</u>
<u>deputy secretary of state</u>	<u>13,200–16,200</u>

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

<u>Soil and water conservation</u>	
<u>commission</u>	
<u>executive secretary</u>	\$ <u>10,400–12,800</u>
<u>State college system</u>	
<u>chancellor</u>	<u>22,200–34,200</u>
<u>state college president</u>	<u>19,100–29,600</u>
<u>vice chancellor for academic affairs</u>	<u>18,500–28,000</u>
<u>vice chancellor for administration</u>	<u>17,600–27,000</u>
<u>vice chancellor for plans and</u>	
<u>development</u>	<u>14,100–22,000</u>
<u>vice chancellor for educational relations</u>	<u>12,300–19,200</u>
<u>vice president of state college</u>	<u>15,400–24,000</u>
<u>State junior college system</u>	
<u>chancellor</u>	<u>19,800–30,200</u>
<u>state junior college president</u>	<u>15,800–24,200</u>
<u>assistant to chancellor, planning</u>	<u>15,100–23,000</u>
<u>assistant to chancellor, fiscal affairs</u>	<u>14,900–22,800</u>
<u>assistant to chancellor, curriculum</u>	
<u>and inservice</u>	<u>14,900–22,800</u>
<u>assistant to chancellor, personnel</u>	<u>14,200–22,000</u>
<u>assistant to chancellor, student services</u>	<u>11,700–18,000</u>
<u>assistant to chancellor, plant services</u>	<u>10,400–15,900</u>
<u>dean of state junior college</u>	<u>15,100–23,000</u>
<u>Taxation, department of</u>	
<u>commissioner</u>	<u>28,000</u>
<u>Teachers retirement association</u>	
<u>executive secretary and consultant</u>	<u>16,500–23,000</u>

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

<u>Treasury, state</u>	
<u>treasurer</u>	<u>\$ 21,000</u>
<u>deputy treasurer</u>	<u>13,300-17,500</u>
<u>Veterans affairs, department of</u>	
<u>commissioner</u>	<u>14,700</u>
<u>Veterans home</u>	
<u>commandant</u>	<u>18,100-22,100</u>
<u>Water resources board</u>	
<u>administrative secretary</u>	<u>9,800-12,000</u>

Subd. 2. The appointing authority of any of the positions listed in subdivision 1, for which ranges are provided, shall fix the individual salary within the prescribed range, considering experience and quality of performance of the officer or employee. Appointments to fill vacancies shall not be made above the midpoint of the salary range prescribed for the position unless the compensation review board has been consulted and its concurrence obtained.

Subd. 3. Members of the Minnesota national guard shall receive the pay and allowances prescribed by the armed forces of the United States for similar rank and time in service.

Sec. 12. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.083] SALARIES FOR POSITIONS IN THE JUDICIAL BRANCH. Subdivision 1. ELECTIVE JUDICIAL OFFICERS. The following salaries shall be paid annually to the enumerated elective judicial officers of the state:

<u>Chief justice of the supreme court</u>	<u>\$35,000</u>
<u>Associate justice of the supreme court</u>	<u>32,500</u>
<u>District judge</u>	<u>29,000</u>

Each district judge shall receive \$1,500 additional annually from each county in his district having a population of 200,000 or more. When any district judge shall preside upon the trial or hearing of any cause outside of his resident district wherein the district judge receives a larger salary he shall receive an addition-

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al compensation during the period of such trial or hearing the difference between his fixed compensation and the compensation of the district judge of the district where he has been so engaged, to be paid by the county wherein the trial or hearing was held upon certification of the senior resident district judge thereof.

Subd. 2. COUNTY COURT AND COUNTY MUNICIPAL JUDGES. Notwithstanding any other provision of the law, the following salaries shall be paid annually to the enumerated judicial officers:

(1) Judge of a county court (learned in the law) \$24,000

Judge of a county court (not learned in the law) \$20,000

These salaries are in effect on the effective date of any law establishing a system of county courts enacted at the 1971 session of the legislature.

(2) Judge of the county municipal court in Hennepin county. . . . \$26,000

This salary is in effect on the effective date of this act.

(3) If any judge enumerated in this subdivision dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs, shall be paid to his estate.

Subd. 3. RANGES FOR OTHER JUDICIAL POSITIONS. Salary ranges are provided for the following positions in the judicial branch of government. The appointing authority of each position shall fix individual salaries under the provisions of section 11, subdivision 2.

<u>Public defender</u>	<u>\$18,000-27,500</u>
<u>Deputy public defender</u>	<u>14,000-21,000</u>
<u>Court administrator</u>	<u>18,000-26,500</u>
<u>Revisor of statutes</u>	<u>18,000-27,500</u>
<u>Assistant revisor of statutes</u>	<u>15,600-23,400</u>
<u>Special assistant to the revisor of</u> <u>statutes</u>	<u>12,000-22,000</u>
<u>Law librarian</u>	<u>10,500-15,500</u>

Sec. 13. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

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[15A.084] NO DECREASE IN PRESENT SALARIES. The salary of any state officer and employee whose salary on July 1, 1971, was above the limit set in sections 11 and 12 shall not be decreased, but shall remain at the level as of July 1, 1971, until a vacancy in the position occurs or until the salary falls below a newly established limit. New appointments shall be made at the fixed salary or within the salary range prescribed in sections 11 and 12.

Sec. 14. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.085] COMPENSATION REVIEW BOARD MAY LIFT SALARY CEILINGS. The compensation review board may raise the upper salary limit for any position whose fixed salary, or whose range midpoint is established in chapter 15A to be \$19,500 annually or more. The action may be taken by the compensation review board only if the appointing authority, with the concurrence of the civil service board and the commissioner of administration, has applied for the increase, and the increase is clearly in the best interest of the state of Minnesota. In no case may the increases exceed ten percent of the salary established in chapter 15A.

The appointing authority shall furnish the information required by the compensation review board. The compensation review board shall report each individual action taken under the provisions of this section to the house appropriations committee and to the senate finance committee and shall state the reasons for the action.

Sec. 15. Minnesota Statutes 1969, Chapter 15A, is amended by adding a section to read:

[15A.101] DEPARTMENT HEAD EXPENSES. The chancellor of the state college system and the presidents of the state colleges are authorized to expend annually a sum not to exceed \$3,000, heads of departments in the executive branch who receive a fixed salary, or whose range midpoint is \$21,000 annually or more and constitutional officers are authorized to expend annually a sum not to exceed \$1,000; and the heads of all other state departments are authorized to expend a sum not to exceed \$500 annually from their supply and expense funds for expenses necessary for the normal performance of their duties for which no other reimbursement is provided. The expenditures are subject to the statutes and rules and regulations of the state governing budgeting, allotment and encumbrance, preaudit, and post audit.

The commissioner of administration may promulgate rules and regulations as necessary to assure the proper expenditure of these funds, and to provide for reimbursement.

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Sec. 16. Minnesota Statutes 1969, Section 15A.12, is amended to read:

15A.12 GOVERNOR MAY FIX CERTAIN SALARIES. The salary of a department head and any deputy of a department head occupying a position in the unclassified service hereafter established whose salary is not specifically prescribed by law shall be fixed by the governor, after consultation with the compensation review board, whose recommendation shall be advisory only, in an amount comparable to the salary of a department head or a deputy of a department head having similar duties and ~~having responsibilities as prescribed by sections 15A.02 to 15A.15~~ .

Sec. 17. Minnesota Statutes 1969, Section 15A.13, is amended to read:

15A.13 OTHER TERMS AND CONDITIONS OF EMPLOYMENT. The annual salaries prescribed by ~~sections 15A.02 to 15A.15~~ chapter 15A for ~~the persons holding~~ positions in the unclassified service of the executive branch of the state government are in addition to other terms and conditions of their employment as now or hereafter prescribed by law.

Sec. 18. Minnesota Statutes 1969, Section 15A.14, is amended to read:

15A.14 APPLICATION. ~~Sections 15A.02 to 15A.15 do~~ Chapter 15A does not apply to personnel of positions in the state highway patrol except when such positions are specifically enumerated in chapter 15A or to any other person holding a position the salary of which is specifically set by law and not covered by sections 15A.02 to 15A.15 chapter 15A .

Sec. 19. Minnesota Statutes 1969, Section 16.027, is amended by adding a subdivision to read:

Subd. 8. DEFERRED COMPENSATION. (1) At the request of an officer or employee of the state of Minnesota, the appointing authority shall, by payroll deduction, defer the payment of such part of the compensation of the officer or employee as provided in a written agreement between the officer or employee and the state of Minnesota in such a manner as will qualify the deferred amount for benefits afforded under federal and state tax laws, regulations, and rulings.

(2) The amount of compensation so deferred shall be used to purchase shares in the Minnesota supplemental retirement fund established in Minnesota Statutes, Section 11.18. The shares so purchased shall stand in the name of the state of Minnesota and be held in trust by the state for the officer or employee whose deferred compensation purchased said shares until distributed to

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said officer or employee in a manner agreed upon by the appointing authority and the employee. Nothing in this subdivision shall be construed as to authorize an employer contribution, nor shall the state be responsible for any loss which may result from investment of the deferred compensation.

(3) The provisions of this subdivision, except clause (2), shall be administered by the Minnesota state retirement system pursuant to the provisions of clause (4).

(4) The commissioner of administration shall establish rules, regulations, and procedures to carry out the provisions of this subdivision including allocation of administrative costs against the assets accumulated under this subdivision. Funds to pay such costs are hereby appropriated from the fund or account in which the assets accumulated under this subdivision are placed.

Sec. 20. Minnesota Statutes 1969, Section 484.54, as amended by Laws 1971, Chapter 5, Section 1, is amended to read:

484.54 EXPENSES OF JUDGES. The judges of the district court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letter-heads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the state auditor, with the state auditor an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the state auditor and paid upon his warrant.

There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated such sums as may, from time to time, be necessary to pay these warrants.

Sec. 21. Minnesota Statutes 1969, Section 2.722, as amended by Laws 1971, Chapter 392, Section 1, and Extra Session Laws 1971, Chapter 7, Section 3, is amended to read:

2.722 JUDICIAL DISTRICTS. Effective July 1, 1959, the state is divided into ten judicial districts composed of the following named counties, respectively, in each of which districts two or more judges shall be chosen as hereinafter specified:

1. Goodhue, Dakota, Carver, LeSueur, McLeod, Scott, and Sibley; five judges; and four permanent chambers shall be

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maintained in Red Wing, Hastings, Shakopee, and Glencoe and one other shall be maintained at the place designated by the chief judge of the district;

2. Ramsey; 12 judges;

3. Wabasha, Winona, Houston, Rice, Olmsted, Dodge, Steele, Waseca, Freeborn, Mower, and Fillmore; six judges; and permanent chambers shall be maintained in ~~Owatonna~~ Faribault, Albert Lea, Austin, Rochester, and Winona;

4. Hennepin; 19 judges;

5. Blue Earth, Watonwan, Lyon, Redwood, Brown, Nicollet, Lincoln, Cottonwood, Murray, Nobles, Pipestone, Rock, Faribault, Martin, and Jackson; five judges; and permanent chambers shall be maintained in Marshall, Windom, Fairmont, New Ulm, and Mankato;

6. Carlton, St. Louis, Lake, and Cook; six judges;

7. Benton, Douglas, Mille Lacs, Morrison, Otter Tail, Stearns, Todd, Clay, Becker, and Wadena; four judges; and permanent chambers shall be maintained in Moorhead, Fergus Falls, Little Falls, and St. Cloud;

8. Chippewa, Kandiyohi, Lac qui Parle, Meeker, Renville, Swift, Yellow Medicine, Big Stone, Grant, Pope, Stevens, Traverse, and Wilkin; three judges; and permanent chambers shall be maintained in Morris, Montevideo, and Willmar;

9. Norman, Polk, Marshall, Kittson, Red Lake, Roseau, Mah-nomen, Pennington, Aitkin, Itasca, Crow Wing, Hubbard, Beltrami, Lake of the Woods, Clearwater, Cass and Koochiching; six judges; and permanent chambers shall be maintained in Crookston, Thief River Falls, Bemidji, Brainerd, Grand Rapids, and International Falls;

10. Anoka, Isanti, Wright, Sherburne, Kanabec, Pine, Chisago, and Washington; six judges; and permanent chambers shall be maintained in Anoka, ~~Lindstrom~~ Center City, and Stillwater, and such other places as may be designated by the chief judge of the district.

Sec. 22. [3.099] Subdivision 1. MEMBERS; COMPENSATION AND EXPENSES, FLEXIBLE SESSIONS. The compensation of each member of the house of representatives of the legislature shall be \$16,800 for the entire term to which he is elected, which shall be due on the first day of the regular legislative session of the term and payable as follows:

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\$700 on the fifteenth day of January and on the first day of each month, February to December, inclusive, during the term for which he was elected.

The compensation of each senator of the legislature shall be \$33,600 for the term to which he is elected, of which \$16,800 shall be due on the first day of each regular legislative session of the term and payable as follows:

\$700 on the fifteenth day of January and on the first day of each month February to December, inclusive, during the term for which he was elected.

Each member shall receive mileage for necessary travel in going to and returning from the place of meeting to his place of residence in such amount and for such trips as may be authorized by the senate as to senate members, and by the house of representatives as to house members.

Each member shall receive in addition to the foregoing, such per diem living expenses during a regular or special session of the legislature in such amounts and for such purposes as may be determined by the senate as to senate members and by the house of representatives as to house members.

On the fifteenth day of January and on the first day of each month, February to December, inclusive, the secretary of the senate and the chief clerk of the house of representatives, shall certify to the state auditor, in duplicate, the amount of compensation then payable to each member of their respective houses, and the aggregate thereof.

Subd. 2. Minnesota Statutes 1969, Section 3.10, is repealed.

Subd. 3. EFFECTIVE DATE. The provisions of subdivisions 1 and 2 are in effect on January 2, 1973, provided that prior to such date the people of the state of Minnesota authorize the legislature to meet at a variation of times or in annual sessions. Unless such authority is conferred on the legislature, subdivisions 1 and 2 are of no force and effect.

Sec. 23. [484.065] CONFLICTS OF INTEREST; CERTIFICATE OF COMPLIANCE. Subdivision 1. A judge of the district court shall devote full time to the performance of his duties and shall not practice as an attorney or counselor at law, nor be a partner of any practicing attorney in the business of his profession, and he shall not engage in any business activities that will tend to interfere with or appear to conflict with his judicial duties.

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Subd. 2. No part of the salary of a judge of the district court shall be paid unless the voucher therefore be accompanied by a certificate of the judge that he has complied with this section.

Sec. 24. [490.028] COMPULSORY RETIREMENT. Notwithstanding anything in Minnesota Statutes, Section 490.025 to the contrary, any justice of the supreme court who is 80 years of age or more on the effective date of this act and whose combined service on the district court and supreme court exceeds 25 years, shall retire within six months following his next birthday.

Sec. 25. A probate judge of Roseau county who has acted as probate judge in another county during his service as judge in Roseau county is entitled to a pension calculated on the amount of compensation paid by the other county in the same manner provided by law for his service in Roseau county. A judge of Roseau county entitled to a pension from another county shall make any contributions that would have been due from him pursuant to any retirement law, for his salary from the other county. The other county shall also make any contributions that would have been due from it pursuant to any retirement law, for the judge's salary. This act is not a legislative finding on the pension claims of any other judge in a comparable situation.

Sec. 26. Subdivision 1. Notwithstanding any law to the contrary, or any provision of Laws 1971, Chapter 951, the salaries of all judges of probate as provided under Minnesota Statutes, Section 525.081, Subdivisions 1 and 2, who do not become county court judges, but who are eligible to serve out the balance of their term as judicial officers of the county district court as provided in Laws 1971, Chapter 951, shall be increased by 10 percent of the amount provided for and received by said judge under the provisions of Minnesota Statutes, Section 525.081, Subdivisions 1 and 2, which salary shall be the salary for the balance of the term for which they are elected, and which salary shall determine any retirement and widow's survivorship to which the judge and his wife may be entitled to under the laws pertaining thereto.

Subd. 2. Prior to the effective date of this act, the attorney general shall determine the judges of probate who do not become county court judges under the provisions of Laws 1971, Chapter 951.

Subd. 3. This section is effective September 1, 1971.

Sec. 27. The provisions of Laws 1971, Chapter 497, Section 8, apply to a proceeding under Minnesota Statutes 1969, Section 525.51.

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Sec. 28. Minnesota Statutes 1969, Section 15A.01, is amended to read:

15A.01 SALARIES, AMOUNT. Subdivision 1. **HOW PAID.** The yearly salaries of the state officers and employees mentioned in this chapter shall be as herein fixed subject to the provisions of Minnesota Statutes 1971, Section 16.027.

Subd. 2. **TO BE IN FULL PAYMENT FOR SERVICES.** The salaries provided in this chapter for the officers and employees named herein shall be in full payment for all services that may be rendered by them either in the performance of their regular or special duties or while acting as a member or employee of any state board or commission.

Subd. 3. **FEES COLLECTED PAID INTO STATE TREASURY.** All fees of any nature collected by any officer or employee named in this chapter in the performance of his official duties for the state shall be paid into the state treasury.

Sec. 29. Minnesota Statutes 1969, Section 299D.03, Subdivision 2, is amended to read:

Subd. 2. **SALARIES.** (1) Each such employee other than the chief supervisor, ~~chief assistant supervisor, assistant supervisors lieutenant colonel, majors, captains, and sergeants~~ hereinafter designated shall be known as patrol officers, each of whom shall receive a basic salary, effective July 2, 1969, of not less than \$667 per month and in addition thereto shall receive a salary increase equal to four percent of his last previous salary converted to the nearest dollar at the completion of his first, second, third, fourth, fifth, seventh, and twelfth years of employment. Such salary increase shall be effective for the payroll period nearest the patrol officer's anniversary date of employment.

(2) There may be appointed ~~one chief assistant supervisor; lieutenant colonel; and such deputy assistant supervisors as the commissioner of public safety deems necessary; and such assistant supervisors~~ majors, captains, sergeants and officers as the commissioner deems necessary to carry out the duties and functions of the highway patrol. ~~The supervisors and sergeants~~ Persons in above named positions shall be appointed by law and have such duties as the commissioner may direct and, ~~except for officers,~~ shall be selected from the patrol officers, sergeants, ~~and supervisors~~ captains, and majors who shall have had at least five years' experience as either patrol officers, sergeants, or supervisors. The total number of supervisors, ~~assistant supervisors, and sergeants~~ shall not exceed one for each ten patrol officers, but no supervisor

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~~or sergeant~~ shall be demoted in order to obtain this ratio. Vacancies in supervisory positions, however, shall not be filled until the ratio provided for herein is reached.

~~(3) Commencing July 2, 1969, the base salaries of sergeants, assistant supervisors, deputy assistant supervisors, chief assistant supervisor, and the chief supervisor shall be as shown in the following table:~~

July 2, 1969	
Sergeant	913
Assistant Supervisor	1,028
Deputy Assistant Supervisor	1,156
Chief Assistant Supervisor	1,300
Chief Supervisor	1,462

~~In addition thereto the above personnel shall receive salary increases equal to four percent of the base salaries converted to the nearest dollar after 3 years of service in grade and an additional four percent increase converted to the nearest dollar after 5 years of service in grade.~~

~~Upon promotion the person will be paid at the base rate of pay in effect for that position and shall be eligible for the stated increases calculated from the effective date of promotion.~~

~~(4) The salaries established herein are basic rates of pay for the state employees enumerated and shall be placed in effect by the commissioner of public safety at the beginning of the first payroll period following July 2, 1969.~~

~~(5) Every person employed hereunder shall be subject to the terms and provisions of Laws 1935, Chapter 254, and acts amendatory thereof.~~

(3) Commencing November 17, 1971, the salaries for all members of the highway patrol, except for the chief supervisor and those members subject to the provisions of clause (7), shall be as shown in the following table:

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TIME IN RANK

							<u>7</u>	<u>12</u>
							thru	Years
	Base	1	2	3	4	5 & 6	11	and
	Salary	Year	Years	Years	Years	Years	Years	Over
Officer	\$ 736	766	797	828	861	896	931	969
Sergeant	1008	1008	1008	1049	1049	1090	1090	1090
Captain	1134	1134	1134	1179	1179	1226	1226	1226
Major	1275	1275	1275	1326	1326	1379	1379	1379
Lt.Col.	1434	1434	1434	1491	1491	1550	1550	1550

(4) Beginning with the first payroll period in fiscal year 1972-73, the salaries for all members of the highway patrol, except for the chief supervisor, and those members subject to the provisions of clause (7), shall be as shown in the following table:

TIME IN RANK

							<u>7</u>	<u>12</u>
							thru	Years
	Base	1	2	3	4	5 & 6	11	and
	Salary	Year	Years	Years	Years	Years	Years	Over
Officer	\$ 766	797	828	861	896	931	969	1008
Sergeant	1049	1049	1049	1090	1090	1134	1134	1134
Captain	1179	1179	1179	1226	1226	1275	1275	1275
Major	1326	1326	1326	1379	1379	1434	1434	1434
Lt.Col.	1491	1491	1491	1550	1550	1613	1613	1613

The salary figures shown in the table above shall be increased in value by two percent, effective at the beginning of the first payroll period in fiscal year 1972-73, if the classified civil service receives a two percent cost of living increase pursuant to other law.

(5) Upon promotion, the person will be paid at the base salary rate of pay in effect for that rank, and, if initially appointed to the highway patrol on or before the effective date of

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this act, shall subsequently be eligible for the time in rank increases calculated from the effective date of promotion.

(6) Any time in rank increases in salary provided for in the tables in clauses (3) and (4), shall be effective for the payroll period nearest the employee's anniversary date of employment.

(7) Patrol officers appointed on or after the effective date of this act, shall be paid the base salary assigned to the rank of patrol officer. In lieu of time in rank increases, 20 percent of such officers shall be eligible for achievement awards contemplated by Minnesota Statutes, Section 43.122, Subdivision 1.

(8) No time in rank increases shall be granted after June 30, 1973.

Sec. 30. Laws 1971, Chapter 951, Section 1, Subdivision 8, is amended to read:

[487.01] Subd. 8. All municipal courts and magistrate courts existing pursuant to a municipal ordinance ~~or charter~~ or legislative act located in counties covered by sections 1 to 39 are hereby abolished as of July 1, 1972, unless an earlier date is designated by a county board or county boards pursuant to Laws 1971, Chapter 951, Section 45, and no additional municipal courts shall be formed therein pursuant to the provisions of Minnesota Statutes, Chapter 488.

Sec. 31. Laws 1971, Chapter 951, Section 1, Subdivision 9, is amended to read:

[487.01] Subd. 9. (1) All probate judges in office on July 1, 1972 shall be the county court judges of their respective counties and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office. In counties hereby combined into county court districts and for which only one judge is provided, the probate judge of the county having the largest population determined by the last United States census shall be the judge of the county court if he consents, and files his consent prior to July 1, 1972 in the office of the secretary of state. If he does not consent, the probate judge of the smaller county shall be the judge of the county court. In counties combined into county court districts for which only one judge is provided, a probate judge in any of the affected counties who at the effective date of this act is, or before or at the expiration of his then current term of office will become, eligible for retirement pursuant to section 6 of this act shall not become county court judge upon the effective date of this act, but he shall serve as a judicial officer until his retirement which shall occur not later than the expiration of his then current term of office. If all probate judges in such a county court district will qualify for retirement pursuant to section 6 hereof at or before the expiration of their current term of office as of the effective

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date of this act, the county court judge shall be selected according to the population of the respective counties in the county court district as hereinbefore provided in subparagraph 1 of this subdivision. The probate judge who is not hereby designated as judge of the county court shall continue in office until the expiration of his term and become a part time judicial officer of the county court, hearing and trying matters assigned to him by the judge of the county court but, if he is not learned in the law, then he shall hear and try only matters assigned to him by the judge of the county court he was heretofore authorized by law to hear and try.

(2) Except as provided in subparagraph 1 of this subdivision, the judges required by the application of this section shall be appointed by the governor from among the municipal court judges or magistrates serving pursuant to a municipal ordinance, ~~or charter~~, or legislative act other than special municipal court judges serving within the county ~~on July 1, 1972~~ who are learned in the law and consent thereto. A judge so appointed shall serve for the balance of the term for which he was last elected. If there are no serving municipal court judges, such county court judges shall be elected at the next general election following July 1, 1972.

Sec. 32. Sections 22 and 23 of this act are effective upon enactment.

Sec. 33. Minnesota Statutes 1969, Sections 3.10; 15A.02; 15A.03; 15A.04; 15A.05; 15A.06; 15A.07; 15A.08; 15A.09; 15A.091; 15A.10; 15A.11; 15A.16; 15A.17; and 15A.19; Laws 1971, Chapter 497, Section 8; and Extra Session Laws 1971, Chapter 3, Section 73, are repealed.

Sec. 34. Except as otherwise provided herein, this act is effective as of October 31, 1971, except that all salary provisions made in this act shall be effective the beginning of the first pay period following November 12, 1971.

Approved November 5, 1971.

EXTRA SESSION
CHAPTER 33—S.F.No.4

[Coded in Part]

An act relating to labor relations between public employees and their public employers; creating a Minnesota public employment relations board and designating its membership, powers and duties; adding to the duties of the director of the bureau of mediation services; providing for exclusive representation of public employees; providing for meeting and conferring by public professional employees and their public employers and making available

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