

Sec. 4. *Minnesota Statutes 1961, Section 31.51, Subdivision 11, is repealed.*

Approved May 10, 1963.

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CHAPTER 599—S. F. No. 1215

[Not Coded]

*An act relating to St. Louis county; providing for certain changes in the county civil service; amending laws 1941, Chapter 423, Section 22.*

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

Section 1. Laws 1941, Chapter 423, Section 22, is amended to read as follows:

Sec. 22. **St. Louis county; civil service; not to be discharged or demoted without cause.** No person in the classified service who shall have been permanently appointed or inducted into the classified service under provisions of this act shall be removed, suspended for more than 30 days, demoted or discharged except for cause which will promote the efficiency of the service and not for political or religious reasons and only upon the written accusation of the appointing power or any citizen or taxpayer. A written statement of such accusation shall be served upon the accused, and a duplicate filed with the county civil service commission. Any person so removed, suspended for more than 30 days, demoted or discharged, may within ten days from the time of his removal, suspension for more than 30 days, demotion or discharge, file with the commission a written demand for an investigation, whereupon the commission shall conduct such investigation. *Provided further that any person suspended for less than 30 days but more than 15 days may within three days of being notified of his suspension, make a request in writing of the appointing authority for a written statement of accusation as to the reason for his suspension and may within 10 days from the date of the mailing by certified mail to such person of the written statement of accusation file with the commission a written demand for an investigation and hearing as provided herein.* The investigation shall be confined to the determination of the question of whether such removal, suspension for more than 30 days, or as otherwise provided herein, demotion or discharge was or was not made for political or religious reasons or was or was not made for just cause. After such investigation the commission may, if in its estimation the evidence is sufficient, affirm

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

the removal, or if it shall find that the removal, suspension for more than 30 days, *or as otherwise provided herein*, or demotion was made for political or religious reasons, or was not made for just cause, shall order the immediate reinstatement or re-employment of such person in the office, place, position or employment from which such person was removed, suspended for more than 30 days, *or as otherwise provided herein*, demoted or discharged, which reinstatement shall, if the commission so provides in its discretion, be retroactive, and entitle such person to pay or compensation from time of such removal, suspension for more than 30 days, *or as otherwise provided herein*, demotion or discharge. The commission upon such investigation, in lieu of affirming the removal, suspension for more than 30 days, *or as otherwise provided herein*, demotion or discharge may place such employee on the re-employment list for service in the same or lower classification in a different branch of the service when a vacancy may occur.

All investigations made by the commission pursuant to the provisions of this section shall be by public hearing, after reasonable notice to the accused of the time and place of such hearing, at which hearing the accused shall be afforded an opportunity of appearing in person, and presenting his defense. If such judgment or order be concurred in by the commission or a majority thereof, the accused may appeal therefrom to the district court where the issue shall be heard *de novo* and determined in the same manner as a court case. The district court shall thereupon proceed to hear and determine such appeal in a summary manner, provided, however, that such hearing shall be confined to the determination of whether the judgment or order of removal, discharge, demotion or suspension for more than 30 days, *or as otherwise provided herein*, made by the commission, was or was not made in good faith for cause, and no appeal to such court shall be taken except upon such grounds or ground.

Sec. 2. *This act shall become effective only after its approval by a majority of the members of the board of county commissioners and of the county civil service board of the county of St. Louis and upon compliance with Minnesota Statutes, Section 645.021.*

Approved May 10, 1963.

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#### CHAPTER 600—S. F. No. 1234

*An act relating to the Owatonna state school; amending Minnesota Statutes 1961, Section 247.14; Section 247.15.*

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