

CHAPTER 15A

STATE AND OTHER PUBLIC OFFICERS AND EMPLOYEES,
COMPENSATION AND ALLOWANCES

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NOTE: For salary of lieutenant governor see Const. Art. 5, Section 6. For legislative salaries see section 3.10.

15A.01 AMOUNT. Subdivision 1. When paid. The yearly salaries of the state officers and employees mentioned in this chapter shall be as herein fixed subject to the provisions of 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.

[1913 c 400 s 1, 2, 3; 1921 c 379 s 1; 1961 c 561 s 11; Ex1971 c 32 s 28] (252, 252-1, 253, 254)

15A.02 [Repealed, Ex1971 c 32 s 33]

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 15A.081 and 15A.083, 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.

[Ex1971 c 32 s 7]

15A.03 [Repealed, Ex1971 c 32 s 33]

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.

[*Ex1971 c 32 s 8*]

15A.04 [Repealed, *Ex1971 c 32 s 33*]

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.

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.

(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.

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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.

[Ex1971 c 32 s 9 subd 1-6]

15A.05 [Repealed, Ex1971 c 32 s 33]

15A.06 [Repealed, Ex1971 c 32 s 33]

15A.07 [Repealed, Ex1971 c 32 s 33]

15A.071 CIVIL SERVICE BOARD TO REVIEW AND ESTABLISH TITLES.

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 law or the constitution. Titles shall meaningfully describe the positions and be consistent throughout the state service.

[Ex1971 c 48 s 48]

15A.08 [Repealed, Ex1971 c 32 s 33]

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:

Administration, department of	
commissioner	\$32,500
state building inspector	18,000-24,000
Aeronautics, department of	
commissioner	20,100
Agriculture, department of	
commissioner	21,000
deputy commissioner	16,600-20,300
Alcohol problems, commission on	
executive director	13,000
Attorney general, office of	
attorney general	30,900
chief deputy attorney general	24,500-28,000
deputy attorney general	19,100-23,300
solicitor general	21,300-26,000
assistant attorney general	12,000-22,500
Special assistant attorney general	10,000-19,500
Auditor, office of	
auditor	21,000
deputy auditor	14,600-17,700
Civil service, department of	
director	21,300-26,000
Commerce, department of	
commissioner of banks	21,000
commissioner of insurance	21,000
commissioner of securities	21,000
Corrections, department of	
commissioner	26,100
deputy commissioner	19,400-23,700
Crime control and prevention, commission on	
executive director	17,500
Economic development, department of	
commissioner	21,000
deputy commissioner	14,800-18,100
director of finance	13,300-18,000

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director of tourism	13,300-17,500
director of publicity and promotion	13,300-17,500
director of research	13,300-17,500
director of industrial development	13,300-17,500
area redevelopment administrator	13,300-17,500
Education, department of	
commissioner	24,000-29,400
Employment of handicapped, commission on	
executive secretary	12,200-14,900
Governor, office of	
governor	35,000
Health, department of	
executive officer	24,500-29,900
Higher education coordinating commission	
executive director	19,200-28,800
assistant executive director	15,600-23,400
director of research	13,700-20,600
director of community services	13,100-19,700
director of educational resources	12,200-18,300
budget director	11,500-17,300
Highways, department of	
commissioner	31,500
Human rights, department of	
commissioner	18,300
Indian affairs commission	
executive director	15,400-18,900
Investment, board of	
executive secretary	29,900
Iron range resources and rehabilitation commission	
commissioner	16,900
Labor and industry, department of	
commissioner	21,000
workmen's compensation commissioner	21,000
workmen's compensation judge	16,100-19,700
director, mediation services	21,000
Liquor control, department of	
commissioner	18,000
Livestock sanitary board	
executive officer	16,100-19,700
Manpower services, department of	
commissioner	25,200
Minnesota state retirement system	
executive secretary	14,500-17,700
Municipal commission	
secretary	12,900-15,800
Natural resources, department of	
commissioner	26,700
deputy commissioner	20,700-25,300
assistant commissioner, administration	17,500-21,400
assistant commissioner, planning	17,300-21,000
director, division of game and fish	19,100-23,100
director, division of water, soil and minerals	18,300-22,200
director, division of lands and forestry	17,300-21,000
director, division of parks and recreation	17,300-21,000
director, division of enforcement and field service	16,400-20,000
Office of economic opportunity	
director	18,300
Peace officers training board	
executive secretary	15,100-18,500
Planning agency	
director	26,300
Pollution control agency	
director	23,200

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Public examiner, department of public examiner	23,300
Public safety, department of commissioner	26,000
deputy commissioner	18,700-22,900
superintendent, crime bureau	18,700-22,900
director, civil defense	17,000-20,700
fire marshal	16,400-20,000
director, drivers license division	16,100-19,600
director, motor vehicle division	13,100-15,900
director, motor vehicle services	18,700-22,900
(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.)	
chief of highway patrol	18,700-22,900
Public service, department of commissioner, public service commission	21,000
director	21,000
Public welfare, department of commissioner	30,300
Secretary of state, office of secretary of state	21,000
deputy secretary of state	13,200-16,200
Soil and water conservation commission executive secretary	10,400-12,800
State college system chancellor	22,200-34,200
state college president	19,100-29,600
vice chancellor for academic affairs	18,500-28,000
vice chancellor for administration	17,600-27,000
vice chancellor for plans and development	14,100-22,000
vice chancellor for educational relations	12,300-19,200
vice president of state college	15,400-24,000
State junior college system chancellor	19,800-30,200
state junior college president	15,800-24,200
assistant to chancellor, planning	15,100-23,000
assistant to chancellor, fiscal affairs	14,900-22,800
assistant to chancellor, curriculum and inservice	14,900-22,800
assistant to chancellor, personnel	14,200-22,000
assistant to chancellor, student services	11,700-18,000
assistant to chancellor, plant services	10,400-15,900
dean of state junior college	15,100-23,000
Taxation, department of commissioner	28,000
Teachers retirement association executive secretary and consultant	16,500-23,000
Treasury, state treasurer	21,000
deputy treasurer	13,300-17,500
Veterans affairs, department of commissioner	14,700
Veterans home commandant	18,100-22,100
Water resources board administrative secretary	9,800-12,000

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.

[*Ex1971 c 32 s 11*]

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:

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

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 additional 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
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This salary is in effect on the effective date of Extra Session Laws 1971, Chapter 32.

(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 15A.081, subdivision 2.

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

[*Ex1971 c 32 s 12*]

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 15A.081 and 15A.083 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 15A.081 and 15A.083.

[*Ex1971 c 32 s 13*]

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 this chapter 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 this chapter.

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.

[*Ex1971 c 32 s 14*]

15A.09 [Repealed, *Ex1971 c 32 s 33*]

15A.091 [Repealed, *Ex1971 c 32 s 33*]

15A.10 [Repealed, *Ex1971 c 32 s 33*]

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.

[*Ex1971 c 32 s 15*]

15A.11 [Repealed, *Ex1971 c 32 s 33*]

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 responsibilities.

[*1957 c 936 s 11; Ex1971 c 32 s 16*]

15A.13 OTHER TERMS AND CONDITIONS OF EMPLOYMENT. The annual salaries prescribed by chapter 15A for 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.

[*1957 c 936 s 12; Ex1971 c 32 s 17*]

15A.14 APPLICATION. Chapter 15A does not apply to 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 Chapter 15A.

[*1957 c 936 s 13; Ex1971 c 32 s 18*]

15A.15 CONSTRUCTION. Nothing in sections 15A.02 to 15A.15 shall be construed to in any way affect the number of positions as now provided by law and designated in sections 15A.02 to 15A.15 in the singular nor the appropriations from which the salaries herein prescribed are payable.

[*1957 c 936 s 14*]

15A.16 [Repealed, *Ex1971 c 32 s 33*]

15A.17 [Repealed, *Ex1971 c 32 s 33*]

15A.18 SUPREME COURT EMPLOYEES. Within the limits of the appropriations for the salaries thereof and subject to the conditions of such appropriations, the supreme court may employ a supreme court reporter, a marshal, and such additional technical, clerical, stenographic, and other personnel as is necessary.

[*1913 c 400 s 1 (2); Ex1919 c 29 s 1; Ex1919 c 30 s 1; 1921 c 504 s 1; 1923 c 377 s 1; 1925 c 268 s 1; 1941 c 548 s 3; 1945 c 507 s 1; 1947 c 427 s 1; 1951 c 455 s 3*] (252(2))

15A.19 [Repealed, *Ex1971 c 32 s 33*]

15A.20 MILEAGE ALLOWANCES. Subdivision 1. M.S. 1969 [Repealed, *Ex1971 c 3 s 76 subd 3*]

Subdivision 1. Except as provided in subdivision 3, the maximum amount which shall be paid by the state, any department or bureau thereof, or any county, city, village, town, or school district, to any officer or employee, except sheriffs or deputy sheriffs, as compensation or reimbursement for the use by such officer of his own automobile in the performance of his duties shall not exceed ten cents a mile.

Subd. 2. Except as provided in subdivision 3, in counties having more than 300,000 and less than 450,000 inhabitants, and in any city of the first class situated in such county, the county board or the welfare board supported jointly by such county and a city of the first class therein, or the governing body of such city of the first class, may determine to pay, and in counties having more than 550,000 inhabitants, the county board may determine that the county shall pay a base allowance of \$1.50 per day for each day the employee or officer's automobile is officially used. This base allowance shall not be paid for more than 20 days in each month. The minimum base allowance shall be \$20 per month for each employee or officer required to have his own automobile available for official public business and using that automobile for such business periodically throughout the month. If a base allowance is paid it shall be in addition to a mileage allowance which shall not exceed seven and one half cents a mile for the first 500 miles in any one month and five cents a mile thereafter.

Subd. 3. Except in the case of sheriffs or deputies whose mileage allowances are otherwise set by law, any city, village, borough, county, town, or school district may pay any officer or employee thereof as compensation or reimbursement for the use by such officer or employee of his own automobile in the performance of his official duties such mileage allowances as the governing body or town board may prescribe and may provide a monthly or periodic allowance in lieu of mileage; but no such allowance in lieu of mileage shall be paid to the members of such governing body or town board except as otherwise provided by special law or home rule charter.

Subd. 4. Notwithstanding the provisions of any other law, a state officer or employee when traveling intrastate on official business who drives his personal car when a motor pool vehicle is available shall be reimbursed at the motor pool mileage rate for a comparable vehicle. Provided, however, that if use of a motor pool vehicle would have resulted in a greater cost to the state than the reimbursement at the personal car rate, the employee shall be reimbursed at the personal car rate as set forth in subdivision 1. The commissioner of administration may promulgate such rules, regulations, and directives as necessary to carry out the provisions of this section.

Subd. 5. For the purposes of implementing the provisions of subdivision 4, the commissioner of administration may designate a single rate that shall be used as the rate of reimbursement for personal car mileage at the motor pool mileage rate and for determining if the use of a motor pool vehicle would have resulted in greater cost. The single rate may be other than actual motor pool mileage rates.

[1931 c 331 s 1, 2; 1933 c 13 s 1; 1935 c 225 s 1; 1949 c 681 s 1; 1951 c 641 s 1; 1953 c 159 s 1; 1955 c 796 s 1; 1957 c 904 s 1; 1965 c 510 s 1; 1967 c 851 s 1; Ex1971 c 3 s 76 subds. 1, 4; Ex1971 c 48 s 22] (254-47, 254-48)

15A.21 TRAVEL EXPENSES, BOARDS. Notwithstanding the provisions of any other law, the personnel of all state professional and regulatory examining and licensing boards shall only be reimbursed for travel expenses both in-state and out-of-state in accordance with rules and regulations promulgated by the commissioner of administration and governing the travel of state officers and employees.

[1965 c 901 s 67]

15A.22 PUBLIC EMPLOYEES; RELIGIOUS HOLIDAYS. Any employee of the state, its political subdivisions, or a municipality therein who observes a religious holiday on days which do not fall on a Sunday or a legal holiday, shall be entitled to such days off from his employment for such observance. Such days off shall be taken off without pay except where the employee has accumulated annual leave, and in that case such days shall be charged against the accumulated annual leave of the employee or unless the employee is able to work an equivalent number of days at some other time during the fiscal year to compensate for the days lost.

[1971 c 583 s 1]