

DEPARTMENT OF LABOR AND INDUSTRY 175.0061

tion required of all drivers for renewal, a driver's license shall be issued if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States shall continue in full force and effect without requirement for renewal until 90 days after the date of his discharge from such service.

All provisional licenses issued prior to August 1, 1973 will remain in effect until the licensee's 21st birthday.

[1973 c 698 s 7; 1973 c 725 s 24]

LABOR, INDUSTRY

CHAPTER 175. DEPARTMENT OF LABOR
AND INDUSTRY

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175.12	Repealed.	175.39	Repealed.

175.006 Division of workmen's compensation

Subdivision 1. Creation and organization. The division of workmen's compensation, generally administering the workmen's compensation law, is created within the department of labor and industry. There is created as a separate appellate tribunal for workmen's compensation, the workmen's compensation commission.

The commission shall be composed of three commissioners learned in the law, each serving in the unclassified service of the state civil service. Each commissioner shall be appointed by the governor, by and with the advice and consent of the senate, for a term of six years and until his successor is duly appointed and qualifies. The members of the workmen's compensation commission as now created shall be the members of the workmen's compensation commission until the expiration of the terms for which they have been appointed and qualified. Any vacancy in the commission shall be filled by the governor by and with the advice and consent of the senate, for the unexpired portion of the term in which the vacancy occurs.

[1973 c 388 s 3]

[For text of subds. 2 and 3, see M.S.1971]

Subd. 4. Powers and duties. The powers and duties and functions vested in or imposed upon the industrial commission immediately prior to July 1, 1967, by Minnesota Statutes 1965, Chapter 176, and other applicable laws relating to workmen's compensation and by Minnesota Statutes 1965, Sections 251.041 to 251.053 and any act amendatory thereof, except as hereinafter provided, are transferred to, vested in, and imposed upon the commissioner of the department of labor and industry, the head of the workmen's compensation division.

[1973 c 388 s 4]

175.0061 Policy

To enable the workmen's compensation commission to adequately discharge its duties and responsibilities as an appellant tribunal with decisions subject

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to review only by the supreme court, the legislature recognizes that the persons appointed to such commission should be experts in the workmen's compensation field. The legislature therefore declares that it is in the public interest to retain such specialists as long as they are able and qualified to perform their duties and exercise their responsibilities with the highest degree of skill and with the honor and integrity which has traditionally characterized this appellate tribunal.

[1973 c 388 s 5]

175.10 Sessions to be public

The department of labor and industry shall be open for the transaction of business during all business hours of each and every day, excepting Saturdays, Sundays and legal holidays. The hearings of the workmen's compensation commission and the workmen's compensation division shall be open to the public and may be adjourned from time to time. All the proceedings of the commission and the division shall be shown on their records, which shall be public records.

[1973 c 388 s 6]

175.101 Duties of the commissioner of the department of labor and industry as head of the workmen's compensation division

Subdivision 1. It is the legislative purpose in creating a division of workmen's compensation, and in assigning to the commissioner of the department of labor and industry specific duties and responsibilities, to:

(a) provide for a unified department of labor and industry for the limited purposes of organization and administration of common administrative functions;

(b) assure the autonomy and maximum independence of the necessary adjudicative functions and quasi-legislative administrative duties of the division, and;

(c) separate and limit the functions and responsibilities of the existing workmen's compensation commission to those appropriate to an independent appellate reviewing body.

The commissioner of the department of labor and industry as head of the workmen's compensation division is the administrator of the workmen's compensation division. He shall possess only such powers and perform only such duties as are specifically prescribed by law.

Subd. 2. The commissioner of the department of labor and industry shall keep a full and true record of all proceedings of the workmen's compensation division and the workmen's compensation commission, issue all necessary processes, writs, warrants, and notices which the division or commission are required or authorized to issue and generally act as the administrator of the division of workmen's compensation in the department of labor and industry. Notices and other documents required to be served or filed on the division of workmen's compensation or the workmen's compensation commission shall be served on the commissioner of the department of labor and industry.

Subd. 3. The commissioner of the department of labor and industry shall appoint in the manner provided by law all personnel required by the workmen's compensation commission except that each workmen's compensation commissioner may appoint a secretarial assistant and a law clerk when necessary, each of whom shall be in the classified service of the state civil service. The commissioner of the department of labor and industry shall, in addition to providing for the above personnel, furnish the commission with supplies, equipment, adequate quarters, parking facilities as available, a library, funds for the reimbursement of its expenses unless otherwise provided for by law, funds as needed for performance of duties under Sections 176.155 and 176.391, taking of testimony, transcripts, and the serving of subpoenas and documents, unless otherwise provided for by law.

[1973 c 388 s 7]

175.11 Seal; certified copies

Subdivision 1. The workmen's compensation division and the workmen's compensation commission shall each have a seal for the authentication of its orders and proceedings, upon which shall be inscribed the words, "Workmen's Compensation Division of Minnesota" or "Workmen's Compensation Commission of Minnesota" respectively, as the division or commission may prescribe. The courts of this state shall take judicial notice of such seal and of the signatures of the commissioners; and in all cases copies of orders, proceedings, or records of the division or commission, certified by a commissioner under his seal, shall be received in evidence, with the same force and effect given to the originals.

[1973 c 388 s 8]

[For text of subd. 2, see M.S.1971]

175.12 [Repealed, 1973 c 388 s 171]

175.13 [Repealed, 1973 c 388 s 171]

175.16 Divisions

The department of labor and industry shall consist of the following divisions: division of workmen's compensation, division of boiler inspection, division of occupational safety and health, division of statistics, division of women and children, division of employment, division of collection agencies, division of fee employment agencies, division of steamfitting standards, division of voluntary apprenticeship, and such other divisions as the commissioner of the department of labor and industry may deem necessary and establish. Each division of the department and persons in charge thereof shall be subject to the supervision of the commissioner of the department of labor and industry and, in addition to such duties as are or may be imposed on them by statute, shall perform such other duties as may be assigned to them by said commissioner.

[1973 c 388 s 9; 1973 c 732 s 26]

175.17 Powers and duties, workmen's compensation commission, and commissioner of the department of labor and industry

(1) The workmen's compensation commission shall principally exercise appellate jurisdiction under the laws relating to workmen's compensation and the laws governing employees of the state, a county, or other governmental subdivision who contract tuberculosis;

(2) The commissioner of the department of labor and industry shall administer the laws relating to workmen's compensation and the laws governing employees of the state, a county, or other governmental subdivisions who contract tuberculosis;

(3) The workmen's compensation commission and the commissioner of the department of labor and industry shall jointly prescribe reasonable and proper rules and regulations governing rules of practice before the workmen's compensation division in nonappellate matters;

(4) The workmen's compensation commission shall prescribe rules of practice before it in appellate matters;

(5) The commissioner of the department of labor and industry shall collect, collate, and publish statistical and other information relating to work under its jurisdiction and make public reports in his judgment necessary, including such other reports as may be required by law;

(6) The commissioner of the department of labor and industry shall establish and maintain branch offices as needed for the conduct of the affairs of the workmen's compensation division.

[1973 c 388 s 10]

175.36 DEPARTMENT OF LABOR AND INDUSTRY

175.36 Destruction of files and records

The department of labor and industry is authorized to destroy the following files and records at the times and under the conditions herein specified:

(1) All files, records and correspondence in the department, covering the period prior to June 1, 1921;

(2) All files and records subsequent thereto, covering the period of one year, on June first of each succeeding year;

(3) Interim receipts filed as the same are audited and have served the purpose of the commission.

[1973 c 388 s 11]

175.38 [Repealed, 1973 c 721 s 16]

175.39 [Repealed, 1973 c 721 s 16]

CHAPTER 176. WORKMEN'S COMPENSATION

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