

MINNESOTA STATUTES 1977 SUPPLEMENT

190.06 THE MILITARY FORCES

Subd. 2. **Classes.** The militia shall be divided into two classes, the organized militia and the unorganized militia. The organized militia shall consist of the following:

(1) the national guard;

(2) the state guard, which shall comprise all organized components of the militia except the national guard.

The unorganized militia shall consist of all other members of the militia.

[For text of subds 3 and 4, see M.S.1976]

[1977 c 11 s 2]

CHAPTER 191. UNORGANIZED MILITIA

Sec.
191.09 State guard.

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All organized components of the militia existing at the time of the passage of Laws 1943, Chapter 108, except the national guard, shall be included in and become part of the state guard, and shall be subject to the provisions thereof, so far as applicable.

[1977 c 11 s 3]

CHAPTER 192. NATIONAL GUARD

Sec. 192.24	Repealed.	Sec. 192.52	Expenses of military forces ordered to active duty.
192.26	State and municipal officers and employees not to lose pay while on military duty.	192.551	Army regulations to apply.

192.24 [Repealed, 1977 c 286 s 21]

192.26 State and municipal officers and employees not to lose pay while on military duty.

Subdivision 1. Subject to the conditions hereinafter prescribed, any officer or employee of the state or of any political subdivision, municipal corporation, or other public agency of the state who shall be a member of the national guard, or any other component of the militia of the state now or hereafter organized or constituted under state or federal law, or who shall be a member of the officers' reserve corps, the enlisted reserve corps, the naval reserve, the marine corps reserve, or any other reserve component of the military or naval forces of the United States now or hereafter organized or constituted under federal law, shall be entitled to leave of absence from his public office or employment without loss of pay, seniority status, efficiency rating, vacation, sick leave, or other benefits for all the time when he is engaged with such organization or component in training or active service ordered or authorized by proper authority pursuant to law, whether for state or federal purposes, but not exceeding a total of 15 days in any calendar year. Such leave shall be allowed only in case the required military or naval service is satisfactorily performed, which shall be presumed unless the contrary is established. Such leave shall not be allowed unless the officer or employee (1) returns to his public position immediately on being relieved from such military or naval service and not later than the expiration of the time herein limited for such leave, or (2) is prevented from so returning by physical or mental disability or other cause not due to his own fault, or (3) is required by proper authority to continue in such military or naval service beyond the time herein limited for such leave.

[1977 c 11 s 4]

ARMORIES 193.142

192.52 Expenses of military forces ordered to active duty.

In all cases where any of the military forces are called into active service by the governor and where no funds otherwise appropriated are available therefor, or where the appropriated funds, if any, are insufficient, the pay rolls of officers and enlisted men and expense bills shall be audited by the commissioner of finance, the commissioner of administration and the adjutant general, and paid upon their certificate out of the general fund, and the necessary sums are hereby appropriated. No payment shall be made pursuant to this section until the commissioner of finance has reported the amount of the proposed payment to the committee on finance of the senate and the committee on appropriations of the house of representatives.

[1977 c 403 s 7]

192.551 Army regulations to apply.

All moneys and property received from any source for the military forces shall be kept, disbursed, and accounted for as prescribed by army regulations, where applicable, otherwise as prescribed by state regulations. All such accounts shall be examined and audited at least once annually by officers of the military forces detailed by the adjutant general as military auditors. The adjutant general shall file a copy of the report of every such examination with the legislative auditor. This shall not preclude other examinations of such accounts by the legislative auditor as authorized by law. The legislative auditor may appoint any military auditor as an assistant examiner, with all the powers incident thereto, in connection with the examination of such accounts. The provisions of the state civil service act shall not be applicable to such appointments.

[1977 c 347 s 32]

CHAPTER 193. ARMORIES

Sec.		Sec.	
193.141	Construction of armories.	193.145	Funds for construction of armory; tax
193.142	Minnesota State Armory Building Commission.		levy.
193.143	State Armory Building Commission, powers.	193.146	Issuance of bonds.
193.1431	Repealed.	193.149	Examination of books by the legislative auditor.
		193.36	Unused armories.

193.141 Construction of armories.

Subdivision 1. **Construction by counties or municipalities.** In any county or municipality of this state in which there shall at the time be stationed one or more units of the national guard, and in which the adjutant general shall deem it necessary or expedient to construct an armory, an armory may be constructed and the cost thereof paid as hereinafter provided.

[For text of subd 2, see M.S.1976]

[1977 c 11 s 5]

193.142 Minnesota State Armory Building Commission.

Subdivision 1. **Corporation created; officers.** For the purpose of constructing armories as provided by section 193.141, there shall be created a corporation to be known as the "Minnesota State Armory Building Commission." The members and governing body of such corporation shall be the adjutant general and not less than two officers of the line of the national guard of the state above the grade of lieutenant colonel, to be selected and appointed by the adjutant general. The adjutant general shall be chairman of such commission. Such commission shall elect a secretary and a treasurer from the members thereof other than the adjutant general. The treasurer of the corporation shall give a security bond to the corporation in such sum as the corporation may determine, conditioned in like manner to the bonds of treasurers of public bodies, to be approved and filed as the corporation may determine.