

CHAPTER 15

STATE AGENCIES IN GENERAL

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15.054 PUBLIC EMPLOYEES NOT TO PURCHASE MERCHANDISE FROM GOVERNMENTAL AGENCIES; EXCEPTIONS; PENALTY.

No officer or employee of the state or any of its political subdivisions shall sell or procure for sale or possess or control for sale to any other officer or employee of the state or subdivision, as appropriate, any property or materials owned by the state or subdivision except pursuant to conditions provided in this section. Property or materials owned by the state or a subdivision and not needed for public purposes, may be sold to an employee of the state or subdivision after reasonable public notice at a public auction or by sealed response, if the employee is not directly involved in the auction or process pertaining to the administration and collection of sealed responses. Requirements for reasonable public notice may be prescribed by other law or ordinance so long as at least one week's published notice is specified. An employee of the state or a political subdivision may purchase no more than one motor vehicle from the state at any one auction. A person violating the provisions of this section is guilty of a misdemeanor. This section shall not apply to the sale of property or materials acquired or produced by the state or subdivision for sale to the general public in the ordinary course of business. Nothing in this section shall prohibit an employee of the state or a political subdivision from selling or possessing for sale public property if the sale or possession for sale is in the ordinary course of business or normal course of the employee's duties.

History: 2005 c 156 art 2 s 11

15.0591 REPRESENTATIVE OF OLDER POPULATION.

[For text of subd 1, see M.S.2004]

Subd. 2. **Bodies affected.** A member meeting the qualifications in subdivision 1 must be appointed to the following boards, commissions, advisory councils, task forces, or committees:

- (1) Advisory Council on Battered Women and Domestic Abuse;
- (2) Advisory Task Force on the Use of State Facilities;
- (3) Alcohol and Other Drug Abuse Advisory Council;
- (4) Board of Examiners for Nursing Home Administrators;
- (5) Board on Aging;
- (6) Chiropractic Examiners Board;
- (7) Council on Disability;
- (8) Council on Affairs of Chicano/Latino People;
- (9) Council on Black Minnesotans;
- (10) Dentistry Board;
- (11) Higher Education Services Office;
- (12) Housing Finance Agency;
- (13) Indian Advisory Council on Chemical Dependency;
- (14) Medical Practice Board;
- (15) Minnesota State Arts Board;

- (16) Nursing Board;
- (17) Optometry Board;
- (18) Pharmacy Board;
- (19) Board of Physical Therapy;
- (20) Podiatry Board;
- (21) Psychology Board.

History: 2005 c 10 art 1 s 9

15.06 APPOINTMENT OF DEPARTMENT HEADS; TERMS; DEPUTIES.

[For text of subd 1, see M.S.2004]

Subd. 1a. **Application to Office of Enterprise Technology.** For the purposes of this section, references to "commissioner" include the chief information officer of the Office of Enterprise Technology.

[For text of subds 2 to 9, see M.S.2004]

History: 2005 c 156 art 5 s 2

15.39 EMPLOYMENT AND ECONOMIC DEVELOPMENT DEPARTMENT BUILDINGS.

[For text of subd 1, see M.S.2004]

Subd. 2. **Requisition authority.** The commissioner is authorized to requisition from the administration fund any amount necessary to pay premiums for the insurance specified in subdivision 1 and money in the amount necessary is appropriated for that purpose.

History: 2005 c 10 art 1 s 10

GENERAL

15.60 PUBLIC SAFETY OFFICERS; AMERICAN FLAG.

(a) A public employer may not forbid a peace officer or firefighter from wearing a patch or pin depicting the flag of the United States of America on the employee's uniform, according to customary and standard flag etiquette. However, a public employer may limit the size of a flag patch worn on a uniform to no more than three inches by five inches.

(b) For purposes of this section:

(1) "peace officer" has the meaning given in section 626.84, subdivision 1, paragraph (c) or (f);

(2) "firefighter" means a person as defined in section 299A.41, subdivision 4, clause (3) or (4); and

(3) "public employer" has the meaning given in section 179A.03, subdivision 15, and also includes a municipal fire department and an independent nonprofit firefighting corporation.

(c) A peace officer or firefighter who believes a public employer is violating this section may request the attorney general to issue an opinion on the issue. Upon request, the attorney general must issue a written opinion, which is binding, unless a court makes a contrary decision. If after issuing an opinion, the attorney general determines that a public employer continues to violate this section, the attorney general may bring an action in district court to compel compliance.

History: 2005 c 156 art 2 s 12

15.994 INTERNET GRANT INFORMATION.

A state agency with an Internet site must provide information on grants available through the agency and must provide a link to any grant application under section 16E.20.

History: 2005 c 156 art 5 s 23