

MINNESOTA STATUTES 1975 SUPPLEMENT

299C.47 BUREAU OF CRIMINAL APPREHENSION

of the committee shall be deemed performance by a member of the duties of his state or political subdivision's employment.

(2) The committee shall consist of nine members appointed by the commissioner of public safety and shall include:

- (a) Three incumbent county sheriffs;
- (b) A member of the bureau of criminal apprehension;
- (c) An incumbent county commissioner;
- (d) A member of the Minnesota highway patrol;
- (e) The attorney general or duly authorized representative;
- (f) The commissioner of corrections or his duly authorized representative;
- (g) The state director of emergency services.

The committee shall expire and the terms, compensation and removal of members shall be as provided in section 15.059.

[1975 c 315 s 20]

CHAPTER 299D. DIVISION OF HIGHWAY PATROL

Sec.
299D.03 Highway patrol.

Sec.
299D.06 Inspections; weighing. [New]

299D.03 Highway patrol.

[For text of subs 1 and 1a, see M.S.1974]

Subd. 2. Salaries. (1) Each employee other than the chief supervisor, lieutenant colonel, majors, captains, and sergeants hereinafter designated shall be known as patrol officers.

(2) There may be appointed one lieutenant colonel; and such majors, captains, sergeants and officers as the commissioner deems necessary to carry out the duties and functions of the highway patrol. Persons in above named positions shall be appointed by law and have such duties as the commissioner may direct and, except for officers, shall be selected from the patrol officers, sergeants, captains, and majors who shall have had at least five years' experience as either patrol officers, sergeants, or supervisors.

(3) Commencing July 9, 1975, the salaries for all members of the highway patrol, except for the chief supervisor shall be as shown in the following table:

	TIME IN RANK					
	Base Salary	6 Months	1 Year	2 Years	3 Years	
Trooper	\$ 921	958	997	1037	1079	
	4 thru 6 Years	7 thru 11 Years	12 thru 20 Years	After 20 Years		
Trooper	\$1123	1168	1215	1264		
	5 thru 11 Years	12 thru 20 Years	After 20 Years			
Trooper I	\$1168		1215	1264		
		10 thru 20 Years	After 20 Years			
Corporal			\$1215	1264		
Staff Sergeant			Years			
	7	8	9	10	11	12 thru 20
	\$1240	1265	1291	1317	1345	1372 1427

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	Base	1 Year	2 Years	After 12 Years total Service	After 20 Years total Service
Captain	\$1500	1550	1600	1650	1700
Major	1725	1775		1825	1875
Lt. Col.	1900	1950		2000	2050

Commencing the first full payroll period after July 1, 1975, the salary rates for all highway patrol officers and sergeants shall be increased by \$15 per month in lieu of receiving any salary differential for working evening and night hours. Employees designated as station sergeants shall receive an additional two percent above the current rate rounded to the nearest dollar for the duration of the appointment. Employees permanently assigned exclusively to Twin City metropolitan freeway duty shall be designated freeway troopers and shall be compensated \$25 per month above their current salary when so assigned. Salary increases in accordance with the above schedule shall become effective for the payroll period nearest the employee's anniversary date of employment.

In addition to the rates of pay provided above, all employees compensated according to the above salary table shall be paid a cost of living allowance to be determined and redetermined in the following manner:

The difference, if any, between the consumer price index for urban wage earners and clerical workers for Minneapolis-St. Paul, Minnesota (new series index 1967&100) as published for the months July, 1975, and April, 1976, by the Bureau of Labor Statistics of the United States Department of Labor shall be computed. For each full four-tenths point increase so computed, two-tenths of one percent rounded to the nearest dollar shall be added to the monthly rate of pay of each trooper, corporal, sergeant, captain, major, and lieutenant colonel. Such cost of living allowance shall become effective the first full payroll period after July 1, 1976, and shall continue in effect until the first full payroll period after January 1, 1977. A redetermination of the cost of living allowance shall be made in October, 1976, and will involve computation of the difference, if any, between the aforementioned index as published for the base month of July, 1975, and the month of October, 1976. For each full four-tenths point increase so computed two-tenths of one percent rounded to the nearest dollar shall be added to the monthly rate of pay of each trooper, corporal, sergeant, captain, major and lieutenant colonel as a cost of living allowance. Such cost of living allowance shall become effective the payroll closest to January 1, 1977.

During periods when such cost of living allowance is in effect, it shall be added to the applicable monthly rates of pay for highway patrol trooper, corporal, sergeant, captain, major and lieutenant colonel, and treated as a part thereof in all calculations involving employees' pay.

The commissioner of administration may direct the commissioner of finance to transfer to the department of public safety the necessary amount to finance the increased cost of the cost of living provisions of this clause. This amount is appropriated from the trunk highway fund to the department of public safety for this purpose.

(4) Upon promotion, the person will be paid at the base salary rate of pay in effect for that rank, and shall subsequently be eligible for the time in rank increases calculated from the effective date of promotion.

(5) Any time in rank increases in salary provided for in the tables in clause (3), shall be effective for the payroll period nearest the employee's anniversary date of employment.

The salary rates for all highway patrol officers and sergeants as cited in clause (3) shall be deemed to include reimbursement for meal and business expen-

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ses incurred by highway patrol officers and sergeants in the performance of their assigned duties in their patrol areas; business expenses include, but are not limited to: uniform costs, home garaging of squad cars and maintenance of home office.

[For text of subd 3, see M.S.1974]

Subd. 3a. Air patrol, salary increase based on hourly operation. After the commissioner has determined the amount of maximum monthly increase that a member of the patrol assigned to aircraft operation may receive pursuant to subdivision 3, he shall divide that amount by 174 to determine the hourly rate of increased salary compensation. The amount of increased compensation that any individual pilot officer shall receive shall be determined by multiplying his hourly rate by the number of hours that he was actually engaged in aircraft operation during a pay period.

[For text of subds 4 to 8, see M.S.1974]

Subd. 9. Charges against patrolmen. (a) Charges against any state highway patrolman shall be made in writing and signed and sworn to by the person making the same, which written charges shall be filed with the commissioner. Upon the filing of same, if the commissioner shall be of the opinion that such charges constitute a ground for suspension, demotion, or discharge, he shall order a hearing to be had thereon and fix a time for such hearing and may designate a subordinate as his deputy to conduct such hearing. Otherwise he shall dismiss the charges. At least ten days before the time appointed for the hearing, written notice specifying the charges filed and stating the name of the person making the charges, shall be served on the employee personally or by leaving a copy thereof at his usual place of abode with some person of suitable age and discretion then residing therein. If the commissioner orders a hearing he may suspend such employee pending his decision to be made after such hearing.

(b) The exclusive representative of members of the state highway patrol shall have the option of utilizing either the contractual grievance procedure or the legal remedies of this section, but in no event both. Notwithstanding the above, any employee may utilize the provisions of subdivisions 10 and 11.

(c) The commissioner, after having been informed by the exclusive representative that the employee against whom charges have been filed desires to utilize the grievance procedure of the labor agreement, may immediately suspend, demote or discharge the employee without the hearing required by clause (a).

[1975 c 204 s 79; 1975 c 431 s 22,23]

[For text of subds 10 to 12, see M.S.1974]

299D.06 Inspections; weighing.

Personnel to enforce the laws relating to motor vehicle equipment, school bus equipment, drivers license, motor vehicle registration, motor vehicle size and weight, and motor vehicle petroleum tax, to enforce public service commission regulations relating to motor carriers, to enforce pollution control agency regulations relating to motor vehicle noise abatement, and to enforce laws relating to directing the movement of vehicles shall be classified employees of the commissioner of public safety assigned to the division of highway patrol. Employees engaged in these duties, while actually on the job during their working hours only, shall have power to arrest and prepare notices to appear in court for violation of these laws and regulations, in the manner provided in section 169.91. They shall not be armed and shall have none of the other powers and privileges reserved to peace officers.

[1975 c 204 s 80]