

MINNESOTA STATUTES 1979 SUPPLEMENT

299D.03 DIVISION OF HIGHWAY PATROL

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.

(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 troopers, corporals and sergeants as cited in clause (3) shall be deemed to include reimbursement for shift differential, meal and business expenses incurred by highway patrol troopers, corporals 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.

Subd. 3. Air patrol; salary adjustment. The commissioner shall increase the salary of any member of the Minnesota highway patrol in an amount not to exceed \$140 per month for operation of fixed wing aircraft and \$175 per month for operation of helicopter during the period in which such member of the patrol is assigned air patrol duty. The commissioner may appoint, from among the members of the patrol assigned to air patrol duty, a chief pilot who shall be compensated at the same rate of pay as a captain during the period of his assignment as chief pilot.

[For text of subds 5 to 8, see M.S.1978]

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) 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..

(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).

[For text of subds 10 to 12, see M.S.1978]

[1979 c 332 art 1 s 79-81]

CHAPTER 299F. STATE FIRE MARSHAL

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STATE FIRE MARSHAL 299F.054

299F.052 Arson Reporting Immunity Law, citation.

Sections 299F.052 to 299F.057 shall be known as the Arson Reporting Immunity Law.

[1979 c 226 s 1]

299F.053 Definitions.

Subdivision 1. For the purposes of sections 299F.052 to 299F.057 the terms defined in this section have the meanings given to them.

Subd. 2. "Authorized person" means:

(a) The state fire marshal when authorized or charged with the investigation of fires at the place where the fire actually took place;

(b) Superintendent of the bureau of criminal apprehension;

(c) The prosecuting attorney responsible for prosecutions in the county where the fire occurred;

(d) The sheriff or chief of police responsible for investigation in the county where the fire occurred;

(e) The county attorney responsible for the prosecution in the county where the fire occurred;

(f) The federal bureau of investigation or any other federal agency;

(g) The United States attorney's office when authorized or charged with investigation or prosecution of a case involving a fire loss; or

(h) The chief administrative officer of the municipal arson squad.

Subd. 3. "Relevant" information or evidence means information having any tendency to make the existence of any fact that is of consequence to the investigation or determination of the issue more probable or less probable than it would be without the evidence.

[1979 c 226 s 2]

299F.054 Disclosure of information.

Subdivision 1. An authorized person may, in writing, require an insurance company to release to the requesting person any or all relevant information or evidence the authorized person, in his discretion, deems important, which the company may have in its possession, relating to a fire loss. Relevant information may include, and is limited to:

(a) Pertinent insurance policy information relevant to a fire loss under investigation including the application for a policy;

(b) Policy premium payment records which are available;

(c) A history of previous claims made by the insured, including, where the insured is a corporation or partnership, a history of previous claims by a subsidiary or any affiliates, and a history of claims of any other business association in which individual officers or partners or their spouses were known to be involved; and

(d) Material relating to the investigation of the loss, including statements of any person, proof of loss, and any other evidence relevant to the investigation.

Subd. 2. (a) When an insurance company has reason to believe that a fire loss in which it has an interest may be of other than accidental cause, the company shall, in writing, notify an authorized person and provide him with all relevant material as specified in this section developed from the company's inquiry into the fire loss.

(b) When an insurance company provides any one of the authorized persons with notice of a fire loss, it shall be sufficient notice for the purpose of this subdivision.

Subd. 3. The authorized person provided with information pursuant to subdivision 1 or 2, may in furtherance of official purposes release or provide the information to any of the other authorized persons.

Subd. 4. An insurance company or its agent acting in its behalf, or an authorized person who releases information, whether oral or written, acting in good faith, pursuant

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299F.054 STATE FIRE MARSHAL

to subdivision 1 or 2 shall be immune from any liability, civil or criminal, that might otherwise be incurred or imposed.

[1979 c 226 s 3]

299F.055 Evidence.

Any data received pursuant to sections 299F.052 to 299F.057 by an authorized person or insurance company shall be confidential data pursuant to section 15.162, subdivision 2a until its release is required pursuant to a criminal or civil proceeding.

[1979 c 226 s 4]

299F.056 Enforcement.

Subdivision 1. No insurance company or employee or officer thereof shall intentionally refuse to release any information requested pursuant to section 299F.054, subdivision 1.

Subd. 2. No insurance company or employee or officer thereof shall intentionally refuse to provide authorized persons notice or relevant information pursuant to section 299F.054, subdivision 2.

Subd. 3. No person shall fail to maintain the confidentiality of the data required to be held as confidential.

Subd. 4. Whoever violates the provisions of subdivision 1, 2 or 3 is guilty of a misdemeanor.

[1979 c 226 s 5]

299F.057 Home rule and common law.

The provisions of sections 299F.052 to 299F.057 shall not be construed to affect or repeal any ordinance of any municipality relating to fire prevention or the control of arson, but the jurisdiction of the state fire marshal and the superintendent of the bureau of criminal apprehension in the municipality is to be concurrent with that of the municipal and county authorities.

[1979 c 226 s 6]

CHAPTER 301. BUSINESS CORPORATIONS

Sec. 301.25	Shareholders meeting.	Sec. 301.36	Voluntary transfer or encumbrance of corporate assets.
301.32	Loans to employees and officers; guaranty of obligations of employees and officers.		

301.25 Shareholders meeting.

[For text of subs 1 to 6, see M.S.1978]

Subd. 7. **Quorum.** Unless the articles of incorporation or the bylaws specify a larger or smaller proportion, the holders of a majority of the shares entitled to vote at a meeting shall be present in person or by proxy to constitute a quorum for the transaction of business at the meeting. In the absence of a quorum, a meeting may be adjourned from time to time. If a quorum is present when a duly called or held meeting is convened, the holders present in person or by proxy may continue to transact business until adjournment, notwithstanding that the withdrawal of a number of holders originally present in person or by proxy leaves less than a quorum.

Subd. 8. **Special voting requirements.** Subject to the provisions of this chapter establishing special vote requirements, the articles of incorporation or the bylaws may specify the proportions of shares or proportions of votes cast necessary to transact specified types of business at any meeting.

[1979 c 93 s 1,2]