

CHAPTER 43

STATE CIVIL SERVICE

43.0001	Repealed.	43.245	Repealed.
43.001	Repealed.	43.25	Repealed.
43.002	Repealed.	43.26	Repealed.
43.004	Repealed.	43.27	Repealed.
43.005	Repealed.	43.28	Repealed.
43.006	Repealed.	43.29	Repealed.
43.05	Repealed.	43.30	Repealed.
43.055	Repealed.	43.31	Repealed.
43.056	Repealed.	43.32	Repealed.
43.062	Repealed.	43.321	Repealed.
43.063	Repealed.	43.322	Repealed.
43.064	Repealed.	43.323	Repealed.
43.065	Repealed.	43.324	Repealed.
43.068	Repealed.	43.326	Repealed.
43.07	Repealed.	43.327	Repealed.
43.111	Repealed.	43.329	Repealed.
43.112	Repealed.	43.33	Repealed.
43.113	Repealed.	43.35	Repealed.
43.121	Repealed.	43.42	Repealed.
43.126	Repealed.	43.43	Repealed.
43.127	Repealed.	43.44	Repealed.
43.128	Repealed.	43.45	Repealed.
43.13	Repealed.	43.46	Repealed.
43.14	Repealed.	43.47	Repealed.
43.15	Repealed.	43.48	Repealed.
43.162	Repealed.	43.49	Repealed.
43.19	Repealed.	43.491	Repealed.
43.20	Repealed.	43.51	Repealed.
43.21	Repealed.	43.56	Repealed.
43.212	Repealed.	43.57	Repealed.
43.222	Repealed.	43.58	Repealed.
43.223	Repealed.	43.59	Repealed.
43.224	Repealed.	43.60	Repealed.
43.227	Repealed.	43.61	Repealed.
43.23	Repealed.	43.62	Repealed.
43.24	Repealed.		

- 43.0001 [Repealed, 1981 c 210 s 55]
 43.001 [Repealed, 1981 c 210 s 55]
 43.002 [Repealed, 1981 c 210 s 55]
 43.004 [Repealed, 1981 c 210 s 55]
 43.005 [Repealed, 1981 c 210 s 55]
 43.006 [Repealed, 1981 c 210 s 55]
 43.01 Subdivision 1. [Repealed, 1981 c 210 s 55]
 Subd. 2. [Repealed, 1981 c 210 s 55]
 Subd. 3. [Repealed, 1974 c 364 s 23; 1981 c 210 s 55]
 Subd. 4. [Repealed, 1974 c 364 s 23; 1981 c 210 s 55]
 Subd. 5. [Repealed, 1973 c 507 s 47; 1981 c 210 s 55]
 Subd. 6. [Repealed, 1981 c 210 s 55]
 Subd. 7. [Repealed, 1981 c 210 s 55]
 Subd. 8. [Repealed, 1981 c 210 s 55]
 Subd. 9. [Repealed, 1981 c 210 s 55]
 Subd. 10. [Repealed, 1981 c 210 s 55]
 Subd. 11. [Repealed, 1981 c 210 s 55]
 Subd. 12. [Repealed, 1981 c 210 s 55]
 Subd. 13. [Repealed, 1981 c 210 s 55]

MINNESOTA STATUTES 1981 SUPPLEMENT

123

STATE CIVIL SERVICE

- Subd. 14. [Repealed, 1981 c 210 s 55]
- Subd. 15. [Repealed, 1981 c 210 s 55]
- Subd. 16. [Repealed, 1981 c 210 s 55]
- Subd. 17. [Repealed, 1981 c 210 s 55]
- Subd. 18. [Repealed, 1981 c 210 s 55]
- Subd. 19. [Repealed, 1981 c 210 s 55]
- Subd. 20. [Repealed, 1981 c 210 s 55]
- Subd. 21. [Repealed, 1981 c 210 s 55]
- Subd. 22. [Repealed, 1981 c 210 s 55]
- Subd. 23. [Repealed, 1981 c 210 s 55]

43.05 [Repealed, 1981 c 210 s 55]

43.051 Subdivision 1. [Repealed, 1981 c 210 s 55]

Subd. 2. [Repealed, 1981 c 210 s 55]

Subd. 2a. MS 73 Supp [Repealed, 1974 c 364 s 23; 1981 c 210 s 55]

Subd. 3. [Repealed, 1981 c 210 s 55]

Subd. 4. [Repealed, 1981 c 210 s 55]

NOTE: Subdivision 4 was also amended by Laws 1981, Chapter 224, Section 8 to read as follows:

"Subd. 4. (1) Notwithstanding any provisions of chapter 352B or any other law to the contrary, conservation officers and crime bureau officers who are first employed on or after July 1, 1973 and are members of the highway patrol retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for such fractional portion of one year as will enable the employee to complete the employee's next full year of allowable service as defined pursuant to section 352B.01, subdivision 3.

(2) Notwithstanding any provisions of chapter 352B or any other law to the contrary, conservation officers and crime bureau officers who are first employed and are members of the highway patrol retirement association by reason of their employment before July 1, 1973, shall be governed by the same mandatory retirement regulations applied to other state employees who are covered by the Minnesota state retirement system.

(3) Notwithstanding any provisions of chapter 352B or any other law to the contrary, members of the Minnesota highway patrol division of the department of public safety who are members of the highway patrol retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for such fractional portion of one year as will enable the employee to complete the employee's next full year of allowable service as defined pursuant to section 352B.01, subdivision 3."

43.055 [Repealed, 1981 c 210 s 55]

43.056 [Repealed, 1981 c 210 s 55]

43.062 [Repealed, 1981 c 210 s 55]

43.063 [Repealed, 1981 c 210 s 55]

43.064 [Repealed, 1981 c 210 s 55]

43.065 [Repealed, 1981 c 210 s 55]

43.067 Subdivision 1. [Repealed, 1981 c 210 s 55]

Subd. 2. [Repealed, 1981 c 210 s 55]

Subd. 3. [Repealed, 1981 c 210 s 55]

Subd. 4. [Repealed, 1980 c 614 s 191; 1981 c 210 s 55]

43.068 [Repealed, 1981 c 210 s 55]

43.07 [Repealed, 1981 c 210 s 55]

43.09 Subdivision 1. [Repealed, 1981 c 210 s 55]

Subd. 2. [Repealed, 1981 c 210 s 55]

Subd. 2a. [Repealed, 1981 c 210 s 55]

MINNESOTA STATUTES 1981 SUPPLEMENT

- Subd. 3. [Repealed, 1981 c 210 s 55]
- Subd. 4. [Repealed, 1981 c 210 s 55]
- Subd. 5. [Repealed, 1981 c 210 s 55]
- Subd. 6. [Repealed, 1981 c 210 s 55]
- Subd. 7. [Repealed, 1977 c 452 s 36; 1981 c 210 s 55]

NOTE: Subdivision 2a was also amended by Laws 1981, Chapter 356, Section 99 to read as follows:

"Subd. 2a. **Additional unclassified positions.** Notwithstanding any other law to the contrary, the commissioner, upon the request of the governor, is hereby authorized to establish permanent unclassified positions, or to unclassify previously classified positions, provided that:

(1) Positions so established involve only deputy or assistant heads of departments or agencies, or director level positions which are not specifically established by law, and who are appointed by and report directly to a head of a department or agency who is required by law to be appointed by the governor, or by a gubernatorially appointed board; as well as one position for a personal secretary of any head of a department or agency listed in clause (4).

(2) Classified incumbents of such positions, if any, are not removed from that position for a period of one year except under applicable provisions of rules and laws governing classified state employees. An incumbent of a position that is declassified pursuant to this subdivision, if he so requests within 120 days after being removed from that position, shall be appointed to a classified position comparable to the position that was declassified, or if such a position is unavailable, to a position comparable to that which he held immediately prior to being appointed to the position that was declassified. If a position is declassified and the incumbent at the time the position was declassified had no classified status immediately prior to the appointment to the position that was declassified, he shall, if he so requests within 120 days after being removed from that position, be appointed to a comparable or lower classified position within two salary ranges of the position that was declassified.

(3) If an employee in the classified civil service accepts a newly created unclassified position, he shall retain an inactive classified civil service status and, upon his request, shall be reappointed to a classified position comparable to that which he held immediately prior to being appointed to the unclassified position.

(4) Positions so established are limited in number to six in the departments of administration, corrections, economic security, finance, transportation, natural resources, public safety, public welfare, and revenue; to five in the departments of commerce, education, health, labor and industry, employee relations and the housing finance agency; to four in the departments of agriculture, and energy, planning and development; to three in the department of public service, and the pollution control agency; and to two in the departments of human rights and veterans affairs. Departments or agencies not enumerated in this clause shall not be authorized to establish additional unclassified positions under the provisions of this subdivision.

(5) Money is available."

- 43.111 [Repealed, 1981 c 210 s 55]
- 43.112 [Repealed, 1981 c 210 s 55]
- 43.113 [Repealed, 1981 c 210 s 55]
- 43.12 Subdivision 1. [Repealed, 1981 c 210 s 55]
 - Subd. 2. [Repealed, 1981 c 210 s 55]
 - Subd. 3. [Repealed, 1981 c 210 s 55]
 - Subd. 4. [Repealed, 1977 c 452 s 36; 1981 c 210 s 55]
 - Subd. 5. [Repealed, 1981 c 210 s 55]
 - Subd. 6. [Repealed, 1981 c 210 s 55]
 - Subd. 7. [Repealed, 1981 c 210 s 55]
 - Subd. 8. [Repealed, 1981 c 210 s 55]
 - Subd. 8a. [Repealed, 1981 c 210 s 55]
 - Subd. 9. [Repealed, 1977 c 452 s 36; 1981 c 210 s 55]
 - Subd. 9a. [Repealed, 1981 c 210 s 55]
 - Subd. 10. [Repealed, 1981 c 210 s 55]
 - Subd. 11. [Repealed, 1981 c 210 s 55]
 - Subd. 12. [Repealed, 1981 c 210 s 55]
 - Subd. 12a. [Repealed, 1981 c 210 s 55]
 - Subd. 13. [Repealed, 1981 c 210 s 55]
 - Subd. 14. [Repealed, 1981 c 210 s 55]

- Subd. 15. [Repealed, 1981 c 210 s 55]
- Subd. 16. [Repealed, 1981 c 210 s 55]
- Subd. 17. [Repealed, 1981 c 210 s 55]
- Subd. 18. [Repealed, 1981 c 210 s 55]
- Subd. 19. [Repealed, 1981 c 210 s 55]
- Subd. 20. [Repealed, 1981 c 210 s 55]
- Subd. 21. [Repealed, 1981 c 210 s 55]
- Subd. 22. [Repealed, 1981 c 210 s 55]
- Subd. 23. [Repealed, 1981 c 210 s 55]
- Subd. 24. [Repealed, 1981 c 210 s 55]
- Subd. 25. [Repealed, 1981 c 210 s 55]
- Subd. 26. [Repealed, 1981 c 210 s 55]
- Subd. 27. [Repealed, 1981 c 210 s 55]
- 43.121** [Repealed, 1981 c 210 s 55]
- 43.122** Subdivision 1. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 2. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 3. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 4. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 5. MS 1980 [Repealed, 1981 c 210 s 55]
- 43.126** [Repealed, 1981 c 210 s 55]
- 43.127** [Repealed, 1981 c 210 s 55]
- 43.128** [Repealed, 1981 c 210 s 55]
- 43.13** [Repealed, 1981 c 210 s 55]
- 43.14** [Repealed, 1981 c 210 s 55]
- 43.15** [Repealed, 1981 c 210 s 55]
- 43.162** [Repealed, 1981 c 210 s 55]
- 43.17** Subdivision 1. [Repealed, 1981 c 210 s 55]
 - Subd. 2. [Repealed, 1981 c 210 s 55]
 - Subd. 3. [Repealed, 1981 c 210 s 55]
 - Subd. 4. [Repealed, 1973 c 233 s 3; 1981 c 210 s 55]
 - Subd. 4a. [Repealed, 1981 c 210 s 55]
- 43.18** Subdivision 1. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 2. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 3. MS 1980 [Repealed, 1981 c 210 s 55]
 - Subd. 4. MS 1980 [Repealed, 1981 c 210 s 55]
- 43.19** [Repealed, 1981 c 210 s 55]
- 43.20** [Repealed, 1981 c 210 s 55]
- 43.21** [Repealed, 1981 c 210 s 55]
- 43.212** [Repealed, 1981 c 210 s 55]
- 43.22** Subdivision 1. [Repealed, 1981 c 210 s 55]
 - Subd. 2. [Repealed, 1981 c 210 s 55]
 - Subd. 3. [Repealed, 1981 c 210 s 55]
 - Subd. 4. [Repealed, 1981 c 210 s 55]

MINNESOTA STATUTES 1981 SUPPLEMENT

- Subd. 5. [Repealed, 1957 c 141 s 1; 1981 c 210 s 55]
- Subd. 6. [Repealed, 1957 c 141 s 1; 1981 c 210 s 55]
- Subd. 7. [Repealed, 1967 c 193 s 7; 1981 c 210 s 55]
- Subd. 8. [Repealed, 1974 c 364 s 23; 1981 c 210 s 55]
- 43.222** [Repealed, 1981 c 210 s 55]
- 43.223** [Repealed, 1981 c 210 s 55]
- 43.224** [Repealed, 1981 c 210 s 55]
- 43.227** [Repealed, 1981 c 210 s 55]
- 43.23** [Repealed, 1981 c 210 s 55]
- 43.24** [Repealed, 1981 c 210 s 55]
- 43.245** [Repealed, 1981 c 210 s 55]
- 43.25** [Repealed, 1981 c 210 s 55]
- 43.26** [Repealed, 1981 c 210 s 55]
- 43.27** [Repealed, 1981 c 210 s 55]
- 43.28** [Repealed, 1981 c 210 s 55]
- 43.29** [Repealed, 1981 c 210 s 55]
- 43.30** [Repealed, 1981 c 210 s 55]
- 43.31** [Repealed, 1981 c 210 s 55]
- 43.32** [Repealed, 1981 c 210 s 55]
- 43.321** [Repealed, 1981 c 210 s 55]
- 43.322** [Repealed, 1981 c 210 s 55]
- 43.323** [Repealed, 1981 c 210 s 55]
- 43.324** [Repealed, 1981 c 210 s 55]
- 43.326** [Repealed, 1981 c 210 s 55]
- 43.327** [Repealed, 1981 c 210 s 55]
- 43.329** [Repealed, 1981 c 210 s 55]
- 43.33** MS 1980 [Repealed, 1981 c 210 s 55]
- 43.35** [Repealed, 1981 c 210 s 55]
- 43.42** [Repealed, 1981 c 210 s 55]
- 43.43** [Repealed, 1981 c 210 s 55]
- 43.44** [Repealed, 1981 c 210 s 55]
- 43.45** [Repealed, 1981 c 210 s 55]
- 43.46** [Repealed, 1981 c 210 s 55]
- 43.47** [Repealed, 1981 c 210 s 55]
- 43.48** [Repealed, 1981 c 210 s 55]
- 43.49** [Repealed, 1981 c 210 s 55]
- 43.491** [Repealed, 1981 c 210 s 55]

NOTE: Subdivision 2 was also amended by Laws 1981, Chapter 357, Section 28 to read as follows:

"Subd. 2. The following persons enumerated in this subdivision though excluded by section 43.47 from coverage are nonetheless eligible for coverages at their own expense pursuant to the provisions of subdivision 1:

- (1) A part time or seasonal employee of the state serving on less than a 75 percent time basis;
- (2) An employee of the board of regents of the University of Minnesota on the academic staff serving on less than a 75 percent regular appointment;
- (3) A part time or seasonal employee of the board of regents of the University of Minnesota and a member of the civil service staff under the civil service plan serving on less than a 75 percent time basis;
- (4) An employee in the unclassified service of the state civil service who is employed by the state university board or the state board for community colleges as a member of the academic staff serving on less than a 75 percent time basis;
- (5) An officer or employee of the state agricultural society, state horticultural society, Sibley house association, Minnesota humanities commission, Minnesota international center, Minnesota academy of science, science museum of Minnesota, Minnesota safety council, Minnesota humane society, state office of disabled American veterans, or state office of veterans of foreign wars;
- (6) A civilian employee of the adjutant general who is paid from federal funds and who is not eligible to benefits from any federal civilian employee group life insurance or health benefits program;
- (7) An officer or employee of the state capitol credit union or the hiway credit union."

MINNESOTA STATUTES 1981 SUPPLEMENT

127

STATE CIVIL SERVICE

43.50 Subdivision 1. [Repealed, 1981 c 210 s 55]

Subd. 1a. [Repealed, 1981 c 210 s 55]

Subd. 2. [Repealed, 1981 c 210 s 55]

Subd. 3. [Repealed, 1980 c 617 s 45; 1981 c 210 s 55]

43.51 [Repealed, 1981 c 210 s 55]

43.56 [Repealed, 1981 c 210 s 55]

43.57 [Repealed, 1981 c 210 s 55]

43.58 [Repealed, 1981 c 210 s 55]

43.59 [Repealed, 1981 c 210 s 55]

43.60 [Repealed, 1981 c 210 s 55]

NOTE: Subdivision 3 was also amended by Laws 1981, Chapter 68, Section 1 to read as follows:

"Subd. 3. Employees in shared positions shall be eligible for the following benefits and subject to the following obligations:

(1) Membership in the Minnesota state retirement system, the teachers retirement association, or the highway patrol retirement fund, whichever is appropriate, except that, notwithstanding any provision of sections 352.01, subdivisions 11 and 16, 352B.01, subdivision 3, 354.05, subdivisions 13 and 25, or 354.091, employees shall have allowable service for the purpose of meeting the minimum service requirements for eligibility to a retirement annuity or other retirement benefit credited in full, but shall have benefit accrual service for the purpose of computing a retirement annuity or other retirement benefit credited on a fractional basis either weekly or annually based upon the relationship that the number of hours of service bears to either 40 hours per week or 2,080 hours per year, with any salary paid for the fractional service credited on the basis of the rate of salary applicable for a full-time week or a full-time year;

(2) Vacation and sick leave accrual at the rate of the appropriate shared-time percent of the entitlement of comparable full-time employees;

(3) Employee dental, medical and hospital benefits coverage shall be available of the same type and coverage afforded to comparable full-time employees. Employees in shared positions who elect such coverage shall pay, by payroll deduction, the difference between the actual cost to the employer and the appropriate shared-time percent of the actual cost. The remaining percent shall be paid by the employer. Employee life insurance coverage shall be available to employees in shared positions on the same terms as for comparable full-time employees;

(4) Dependent life insurance coverage shall be available to employees in shared positions on the same terms as for comparable full-time employees. Dependent medical, hospital and dental benefits coverage shall be available to employees in shared positions of the same type and coverage afforded to comparable full-time employees, except that the employer shall contribute the appropriate shared-time percent of the dollar amount contributed for comparable full-time employees electing the same program, the remainder to be paid by payroll deduction by the employee electing such coverage;

(5) Employees in shared positions shall be entitled to the appropriate shared-time percent of the holiday pay to which comparable full-time employees are entitled for holidays observed by the full-time employees whenever the employee in a shared position would otherwise be scheduled to work on that day. The employee may be allowed to reschedule working hours to avoid any loss in pay due to the prorating of holiday pay. When an employee in a shared position is not scheduled to work on an observed holiday the next scheduled working day shall be treated as the holiday;

(6) Employees in shared positions shall accrue seniority time in every relevant category at the same rate accorded to comparable full-time employees. No full-time employee accepting a shared position shall suffer any loss of or gap in seniority time in the relevant categories applicable to the full-time employment; and

(7) Any other benefits of employment for employees in shared positions shall be prorated at a rate of the appropriate shared-time percent of those available to comparable full-time employees, whenever the benefits are divisible. Contributions by the employer toward the benefits, if any, shall be equal to the appropriate share time percent of the full-time benefits. When not divisible, the cost of the full-time benefits normally allocable to the employer shall be allocated, the appropriate shared-time percent to the employee in a shared position, by payroll deduction, and the remaining percent to the employer."

43.61 [Repealed, 1981 c 210 s 55]

43.62 [Repealed, 1981 c 210 s 55]