

## City Merit Systems

## CHAPTER 44

## MUNICIPAL CIVIL SERVICE

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**44.01 DEFINITIONS.**

Subdivision 1. **Terms.** Unless the context requires otherwise, the words and phrases defined in the following subdivisions shall have the meanings there ascribed to them.

Subd. 2. **Appointing authority.** "Appointing authority" means the official, employee, council, board, or commission empowered by statute, charter, or ordinance to make an appointment to the position referred to in the context.

Subd. 3. **Board.** "Board" means the personnel board provided for in section 44.04.

Subd. 4. **Council.** "Council" means the city council or other body having general authority to adopt ordinances.

Subd. 5. **Classified service.** "Classified service" means the positions covered by the merit system.

Subd. 6. **Employee.** "Employee" includes an officer, employee, or other holder of a position in a municipality.

Subd. 7. **Merit system.** "Merit system" means the method provided in sections 44.01 to 44.16 and rules adopted thereunder for the employment, promotion, dismissal and discipline of municipal employees.

Subd. 8. **Merit system ordinance.** "Merit system ordinance" means the ordinance establishing the merit system in any municipality and includes, except where preceded by the word "original," all amendments thereto.

Subd. 9. **Position.** "Position" includes an office, employment, or place in the municipal service that may be filled by an employee.

**History:** 1951 c 675 s 1; 1973 c 123 art 5 s 7

**44.02 MUNICIPAL MERIT SYSTEM, ESTABLISHMENT.**

Any city of the second, third, or fourth class, however organized, or any statutory city may, by ordinance approved by a majority of the voters voting on the question of its approval at a general or special election, establish the merit system.

**History:** 1951 c 672 s 2; 1973 c 123 art 5 s 7

**44.03 MERIT SYSTEM.**

Subdivision 1. **Classified service; exceptions.** In any municipality establishing the merit system under this chapter, every employee of the municipality shall be in the classified service except the following:

(a) Any officer chosen by popular election or appointed to fill a vacancy in an elective office.

(b) Any official reporter, bailiff, or other employee appointed by any court, or judge or justice thereof.