

remains discontinued, the tenant or tenants may pay the outstanding bill for the most recent billing period, if the utility company or municipality will restore the service for at least one billing period.

(b) In the case of home heating oil or propane, if the owner has not yet paid the bill by the time of the tenant's intended payment, or if the service remains discontinued, the tenant or tenants may order and pay for one month's supply of the proper grade and quality of oil or propane.

After submitting receipts for the payment to the owner, a tenant may deduct the amount of the tenant's payment from the rental payment next paid to the owner. Any amount paid to the municipality, utility company, or other company by a tenant under this subdivision is considered payment of rent to the owner for purposes of section 504.02.

Subd. 3. LIMITATIONS; WAIVER PROHIBITED; RIGHTS AS ADDITIONAL. The tenant rights under this section:

(1) do not extend to conditions caused by the willful, malicious, or negligent conduct of the tenant or of a person under the tenant's direction or control;

(2) may not be waived or modified; and

(3) are in addition to and do not limit other rights which may be available to the tenant in law or equity, including the right to damages and the right to restoration of possession of the premises under section 504.02.

Approved April 6, 1988

CHAPTER 471—S.F.No. 1875

An act relating to the city of Minneapolis; authorizing contracts with labor organizations for the provision of certain skilled trade and craft services.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. CITY OF MINNEAPOLIS; TRADE AND CRAFT CONTRACTS.

Subdivision 1. AGREEMENT AUTHORIZED. The city of Minneapolis is authorized to negotiate agreements concerning the hiring and terms and conditions of employment for skilled trade and craft workers and apprentices with local labor organizations representing skilled building and construction trades and electrical workers and apprentices.

Subd. 2. SPECIFIC AGREEMENT NEGOTIATING SUBJECTS. The city may negotiate about and the agreements may provide for: (1) the use by the city of the labor organizations hiring hall services in a manner and on terms agreeable to the parties; and (2) the city to make pension contributions and other fringe benefit contributions to building trades union's employee benefit

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funds or accounts on the basis of hours worked by an employee and in accordance with the provisions of the prevailing labor agreement for the applicable building trades union.

Subd. 3. CERTAIN CONTRIBUTIONS PROHIBITED. The agreement shall not require the city to contribute to a labor organization's industry or promotional fund or account, or to an apprenticeship fund or account other than an apprenticeship fund or account to which local contractors make contributions.

Subd. 4. STATUS OF PERSONS HIRED. In connection with services performed for the city under the agreements, persons hired under the agreements are:

(1) not subject to the provisions of Minnesota Statutes, chapter 44, chapter 19 of the city charter or the civil service rules and regulations adopted under chapter 19;

(2) not public employees entitled to pension benefits under Minnesota Statutes, chapter 353, or other state law providing pension benefits for public employees, except to the extent they may otherwise be vested; and

(3) at will employees of the city who may be released from their positions pursuant to the terms of the applicable collective bargaining agreement and are not entitled to review of those discretionary decisions under the provisions of Minnesota Statutes, section 179A.20, subdivision 4; or 179A.25.

Subd. 5. GRIEVANCES. The agreement must provide a grievance procedure for resolving disputes under the agreement.

Subd. 6. PERMISSIVE GRANT OF AUTHORITY. This section is only a permissive grant of authority and does not require the city or a labor organization to meet or agree to anything.

Sec. 2. CURRENT EMPLOYEES.

Unless agreed to by the person, section 1 does not apply to persons employed by the city of Minneapolis on the effective date of this act or such other date as agreed to by the parties. Unless the agreement specifically provides, an agreement authorized under section 1 shall not affect any vested or accumulated rights, liabilities, or terms and conditions of employment of those current employees.

Sec. 3. INCONSISTENT LAWS SUPERSEDED.

Sections 1 and 2 supersede any inconsistent provisions of the Minneapolis city charter or other law or rule.

Sec. 4. NO LOCAL APPROVAL.

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Sections 1 and 2 are effective the day following final enactment and do not require local approval as they are in the class of laws described in Minnesota Statutes, section 645.023, subdivision 1, clause (a), that do not require local approval.

Approved April 6, 1988

CHAPTER 472—S.F.No. 2090

An act relating to state lands; authorizing a certain conveyance by the commissioner of natural resources to the city of Big Fork.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. CONVEYANCE TO CITY OF BIG FORK.

The commissioner of natural resources may convey to the city of Big Fork property located in the city and described as:

Outlot number one (1), Zaiser's

Addition to the village of Bigfork

in the county of Itasca. Consideration for the conveyance shall be \$1, and the conveyance shall be in a form approved by the attorney general. The conveyance must provide that the property reverts back to the state if the city no longer uses the property for public purposes. The property was originally conveyed to the department of natural resources by the city in 1941 for \$1 to serve as residential property for a game warden. The property is no longer needed for state purposes.

Approved April 6, 1988

CHAPTER 473—S.F.No. 2355

An act relating to the cities of Bloomington and West St. Paul; authorizing the city to expend and loan public funds for flood mitigation measures to protect residential structures.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. DEFINITIONS.

For purposes of sections 1 to 3:

(1) "Flood mitigation measures" means structural or nonstructural altera-

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