

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE **S.F. No. 1755**

(SENATE AUTHORS: GAZELKA, Parry and DeKruif)

DATE	D-PG	OFFICIAL STATUS
02/09/2012	3771	Introduction and first reading Referred to State Government Innovation and Veterans
03/13/2012	4330a 4363	Comm report: To pass as amended Second reading
04/18/2012	5941 5941	Special Order Third reading Passed
04/30/2012	6765	Returned from House with amendment Senate not concur, conference committee of 3 requested
05/01/2012	6832	Senate conferees Gazelka; DeKruif; Daley
05/03/2012	6992	House conferees Drazkowski; Benson, M.; Nelson
05/07/2012	7114c 7115	Conference committee report Senate adopted CC report and repassed bill Third reading
05/08/2012	7154	House adopted SCC report and repassed bill Presentment date 05/08/12
05/09/2012	7416 7416	Governor's action Veto Chapter 291 05/09/12 Veto message laid on table

A bill for an act

relating to state government; authorizing certain negotiations to avoid layoffs; providing that certain offers related to proposed collective bargaining agreements are public data; requiring submission of certain memoranda of understanding to the Legislative Coordinating Commission; amending Minnesota Statutes 2010, sections 13.7908, subdivision 2; 179.22, by adding a subdivision; 179A.22, by adding a subdivision.

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

Section 1. Minnesota Statutes 2010, section 13.7908, subdivision 2, is amended to read:

Subd. 2. **Mediation data.** (a) Data received or maintained by the staff or commissioner of the Bureau of Mediation Services during the course of providing mediation services to the parties to a labor dispute under chapter 179 are classified as protected nonpublic data or confidential data on individuals, except to the extent the commissioner of the Bureau of Mediation Services determines access to data is necessary to fulfill the requirements of section 179A.16 or to identify the general nature of or parties to a labor dispute.

(b) Notwithstanding paragraph (a), an offer by the commissioner of management and budget to resolve issues related to a proposed collective bargaining agreement with a state bargaining unit is public data once that offer is made available by an exclusive representative to its members.

EFFECTIVE DATE. This section is effective the day following final enactment, and applies to offers made on or after July 1, 2011.

Sec. 2. Minnesota Statutes 2010, section 179.22, is amended by adding a subdivision to read:

2.1 Subd. 5. Memorandum of understanding. The commissioner of management and
2.2 budget must, at least five days prior to executing a memorandum of understanding whose
2.3 terms apply to more than one bargaining unit defined in section 179A.10, subdivision
2.4 2, submit that memorandum to the chair and director of the Legislative Coordinating
2.5 Commission, or to the chair and director of a subcommittee created by the Legislative
2.6 Coordinating Commission to carry out the duties under section 3.855. The director must
2.7 provide the memorandum to each member of the commission or subcommittee. The chair,
2.8 after consulting the members, may provide comments to the commissioner regarding
2.9 the memorandum.

2.10 Sec. 3. Minnesota Statutes 2010, section 179A.22, is amended by adding a subdivision
2.11 to read:

2.12 Subd. 5. Unpaid leave to avoid layoffs. If the commissioner of management
2.13 and budget determines that layoffs of executive branch employees may be required,
2.14 the commissioner may request exclusive representatives to negotiate amendments to
2.15 collective bargaining agreements that would allow appointing authorities to implement
2.16 unpaid leave and reductions in hours, instead of imposing layoffs.