

SENATE

STATE OF MINNESOTA

NINETIETH SESSION

S.F. No. 3056

(SENATE AUTHORS: BENSON)

DATE	D-PG	OFFICIAL STATUS
03/08/2018	6354	Introduction and first reading
		Referred to State Government Finance and Policy and Elections
03/21/2018	6839a	Comm report: To pass as amended
	6859	Second reading

1.1

A bill for an act

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relating to state government; requiring proposed changes to state employee group

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insurance to be submitted separately to the Legislative Coordinating Commission;

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amending Minnesota Statutes 2016, section 3.855, subdivision 2.

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

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Section 1. Minnesota Statutes 2016, section 3.855, subdivision 2, is amended to read:

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Subd. 2. **State employee negotiations.** (a) The commissioner of management and budget

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shall regularly advise the commission on the progress of collective bargaining activities

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with state employees under the state Public Employment Labor Relations Act. During

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negotiations, the commission may make recommendations to the commissioner as it deems

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appropriate but no recommendation shall impose any obligation or grant any right or privilege

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to the parties.

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(b) The commissioner shall submit to the chair of the commission any negotiated

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collective bargaining agreements, arbitration awards, compensation plans, or salaries for

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legislative approval or disapproval. Negotiated agreements shall be submitted within five

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days of the date of approval by the commissioner or the date of approval by the affected

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state employees, whichever occurs later. Arbitration awards shall be submitted within five

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days of their receipt by the commissioner. If the commission disapproves a collective

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bargaining agreement, award, compensation plan, or salary, the commission shall specify

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in writing to the parties those portions with which it disagrees and its reasons. If the

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commission approves a collective bargaining agreement, award, compensation plan, or

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salary, it shall submit the matter to the legislature to be accepted or rejected under this

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section.

2.1 (c) The commissioner shall submit to the chair of the commission any negotiated or  
2.2 otherwise proposed changes affecting the provision of insurance to state employees, including  
2.3 any changes to coverage and costs. Any changes must be submitted to the commission  
2.4 within five days of approval of the commissioner and at least 45 days before submitting a  
2.5 collective bargaining agreement or compensation plan that incorporates the proposed changes  
2.6 to the insurance program. If the commission disapproves changes to the state employee  
2.7 insurance program, the commission shall specify in writing to the commissioner those  
2.8 portions with which it disagrees and its reasons. The commissioner must not submit to the  
2.9 commission any collective bargaining agreement or compensation plan that includes any  
2.10 changes to state employee insurance previously disapproved by the commission unless the  
2.11 agreement or plan incorporates changes identified by the commission or otherwise addresses  
2.12 the commission's objections to the changes to the insurance program. The requirements in  
2.13 this paragraph do not apply to the premiums for insurance that are determined solely by the  
2.14 commissioner of management and budget and are not negotiated with representatives of  
2.15 employees.

2.16 ~~(e)~~ (d) When the legislature is not in session, the commission may give interim approval  
2.17 to a negotiated collective bargaining agreement, salary, compensation plan, or arbitration  
2.18 award. When the legislature is not in session, failure of the commission to disapprove a  
2.19 collective bargaining agreement or arbitration award within 30 days constitutes approval.  
2.20 The commission shall submit the negotiated collective bargaining agreements, salaries,  
2.21 compensation plans, or arbitration awards for which it has provided approval to the entire  
2.22 legislature for ratification at a special legislative session called to consider them or at its  
2.23 next regular legislative session as provided in this section. Approval or disapproval by the  
2.24 commission is not binding on the legislature.

2.25 ~~(d)~~ (e) When the legislature is not in session, the proposed collective bargaining  
2.26 agreement, arbitration decision, salary, or compensation plan must be implemented upon  
2.27 its approval by the commission, and state employees covered by the proposed agreement  
2.28 or arbitration decision do not have the right to strike while the interim approval is in effect.  
2.29 Wages and economic fringe benefit increases provided for in the agreement or arbitration  
2.30 decision paid in accordance with the interim approval by the commission are not affected,  
2.31 but the wages or benefit increases must cease to be paid or provided effective upon the  
2.32 rejection of the agreement, arbitration decision, salary, or compensation plan, or upon  
2.33 adjournment of the legislature without acting on it.