

1.1 A bill for an act

1.2 relating to employment; providing that negotiations must take place after joint  
1.3 powers agreements that affect the rights of employees covered by certain  
1.4 collective bargaining agreements; amending Minnesota Statutes 2008, section  
1.5 471.59, subdivision 10.

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

1.7 Section 1. Minnesota Statutes 2008, section 471.59, subdivision 10, is amended to read:

1.8 Subd. 10. **Services performed by governmental units; commonality of powers.**

1.9 Notwithstanding the provisions of subdivision 1 requiring commonality of powers  
1.10 between parties to any agreement, the governing body of any governmental unit as  
1.11 defined in subdivision 1 may enter into agreements with any other governmental unit  
1.12 to perform on behalf of that unit any service or function which the governmental unit  
1.13 providing the service or function is authorized to provide for itself. If the agreement  
1.14 has the effect of eliminating or replacing a public employee who is part of a collective  
1.15 bargaining agreement represented by an exclusive representative, and there is no provision  
1.16 in the collective bargaining agreement detailing the effect of the action on the affected  
1.17 public employee, negotiations on the effects to the employee of the job elimination or  
1.18 restructuring must be conducted between the exclusive representative and the employer.