

powers and under the provisions of this chapter, ~~except after notice and public hearing in accordance with Laws 1973, Chapter 733.~~

Sec. 3. EFFECTIVE DATE.

This act is effective the day following final enactment.

Approved March 18, 1982

CHAPTER 459 — S.F.No. 1539

An act relating to state collective bargaining units; adopting a modified unit composition schedule for state employees; excluding certain employees from collective bargaining and providing other means of compensation; amending Minnesota Statutes 1980, Section 179.741, Subdivision 1; and Minnesota Statutes 1981 Supplement, Section 179.74, Subdivision 4.

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

Section 1. Minnesota Statutes 1981 Supplement, Section 179.74, Subdivision 4, is amended to read:

Subd. 4. The commissioner of employee relations shall meet and negotiate with the exclusive representative of each of the units specified in section 179.741, subdivision 1, in the manner prescribed by sections 179.61 to 179.76. The appropriate units provided for in section 179.741 shall be the only appropriate units for executive branch state employees. The positions and classes of positions in the classified and unclassified services defined as managerial by the commissioner of employee relations in accordance with the provisions of section 43.326 and so designated in the official state compensation schedules, all unclassified positions in the state university system and the community college system defined as managerial by their respective boards, all positions of physician employees compensated pursuant to section 43.126, the positions of all unclassified employees appointed by the governor, lieutenant governor, secretary of state, attorney general, treasurer and auditor, all positions in the bureau of mediation services and the public employment relations board, all positions of employees whose classification is pilot or chief pilot, all hearing examiner and compensation judge positions in the office of administrative hearings, and the positions of all confidential employees shall be excluded from any appropriate unit. The governor may upon the unanimous written request of exclusive representatives of units and the commissioner direct that negotiations be conducted for one or more units in a common proceeding or that supplemental negotiations be conducted for portions of a unit or units defined on the basis of appointing authority or geography.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Sec. 2. Minnesota Statutes 1980, Section 179.741, Subdivision 1, is amended to read:

Subdivision 1. **STATE EMPLOYEES.** Subject to the provisions of section 179.742, subdivision 5, all appropriate units of state employees certified as of April 25, 1980 are abolished. The following shall be the appropriate units of executive branch state employees for the purposes of sections 179.61 to 179.76. All units shall exclude employees excluded by section 179.74, subdivision 4 and supervisory employees shall only be assigned to units 12 and 16. Unclassified employees, unless otherwise excluded, are included within the units which include the classifications to which they are assigned for purposes of compensation. No additional units of executive branch state employees shall be recognized for the purpose of meeting and negotiating.

(1) *Law enforcement unit.* This unit shall consist of all sworn highway patrol personnel, all uniformed conservation officers, and all criminal apprehension agents.

(2) *Craft, maintenance, and labor unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(3) *Service unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(4) *Health care non-professional unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(5) *Health care professional unit.* This unit shall consist of all positions which are required to be filled by registered nurses.

(6) *Clerical and office unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(7) *Technical unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(8) *Correctional Guards unit.* This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

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(9) State university instructional unit. This unit shall consist of those positions assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(10) Community college instructional unit. This unit shall consist of those positions assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(11) State university administrative unit. This unit shall consist of those positions assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(12) Professional engineering supervisory unit. This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(13) Health treatment unit. This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(14) General professional unit. This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(15) Professional state residential instructional unit. This unit shall consist of those classifications assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

(16) Supervisory employees unit. This unit shall consist of those positions assigned to this unit in the unit composition schedule adopted by the legislative commission on employee relations on March 24, 1980, as amended through June 16, 1981.

Sec. 3. COMMISSIONER'S PLAN; ADJUSTMENTS.

Subdivision 1. The pilot classification shall be assigned to 16i in series "a" of the commissioner's plan. The chief pilot classification shall be assigned to 18i of series "f" of the commissioner's plan.

Subd. 2. Employees in the pilot classification at the current salary range maximum shall receive an immediate adjustment to \$29,500 per year in the commissioner's plan.

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Subd. 3. An employee in the chief pilot classification at the current salary range maximum shall receive an immediate adjustment to \$33,000 per year in the commissioner's plan.

Subd. 4. Other employees in the pilot classification not at the current salary range maximum shall receive an immediate adjustment to \$24,500 per year in the commissioner's plan.

Sec. 4. EFFECTIVE DATE.

Sections 1 and 3 are effective June 1, 1982. Section 2 is effective July 1, 1983, except that, as of the date of final enactment, an exclusive representative of a unit provided in section 2 shall have all the contract representation duties of the exclusive representative with respect to employees to be newly included in that unit pursuant to section 2.

Approved March 18, 1982

CHAPTER 460 — S.F.No. 1591

An act relating to retirement; volunteer firefighters relief associations; fire and police state aid programs; combining various reports for purposes of qualifying for fire state aid; modifying the presumptions used in determining qualification for fire or police state aid; clarifying the duration of disqualification from receipt of fire or police state aid in the event of noncompliance with financing guidelines; clarifying the procedure for crediting service by certain probationary volunteer firefighters; clarifying a limitation on the payment of service pensions to active volunteer firefighters; amending Minnesota Statutes 1980, Sections 69.021, Subdivision 4; 69.051, Subdivision 3; 69.771, Subdivision 3; and 424A.01, by adding a subdivision; Minnesota Statutes 1981 Supplement, Sections 69.011, Subdivision 2; 69.051, Subdivision 1; 69.77, Subdivision 1; and 424A.02, Subdivision 1.

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

Section 1. Minnesota Statutes 1981 Supplement, Section 69.011, Subdivision 2, is amended to read:

Subd. 2. CLERK TO FILE CERTIFICATE QUALIFICATION FOR FIRE OR POLICE STATE AID. (a) In order to qualify to receive fire state aid, on or before March 1, annually, in conjunction with the financial report required pursuant to section 69.051, subdivision 1 or 3, the clerk of each municipality having a duly organized fire department as provided in subdivision 4, clause (1) or the secretary of each independent nonprofit fire fighting corporations corporation having a relief and retirement plan or subsidiary incorporated firefighter's relief association whichever is applicable, and the secretary and the treasurer of the firefighter's relief association, shall jointly certify that fact the existence of the

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