

that establishes the position for each proposed piece of equipment, and includes a detailed description of each piece of equipment that will be supplied under the contract by the successful bidder.

Subd. 3. DURATION OF AUTHORITY. The authority provided in this section expires December 31, 1996. The city of Chanhassen shall report to the appropriate standing committees of the senate and house of representatives by February 1, 1997, on the effect of the authority granted in this section to provide playground equipment to the city at the most efficient cost with a view toward granting the authority on a statewide basis.

Sec. 2. EFFECTIVE DATE; LOCAL APPROVAL.

Section 1 is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the Chanhassen city council.

Presented to the governor May 9, 1995

Signed by the governor May 10, 1995, 10:30 a.m.

CHAPTER 154—H.F.No. 1437

An act relating to employment; requiring disclosure to recruited employees in the food processing industry; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Section 1. [181.635] RECRUITMENT; FOOD PROCESSING EMPLOYMENT.

Subdivision 1. DEFINITIONS. The definitions in this subdivision apply to this section.

(a) "Employer" means a person who employs another to perform a service for hire. Employer includes any agent or attorney of an employer who, for money or other valuable consideration paid or promised to be paid, performs any recruiting.

(b) "Person" means a corporation, partnership, limited liability company, limited liability partnership, association, individual, or group of persons.

(c) "Recruits" means to induce an individual, directly or through an agent, to relocate to Minnesota to work in food processing by an offer of employment.

(d) "Food processing" means canning, packing, or otherwise processing poultry or meat for consumption.

New language is indicated by underline, deletions by ~~strikeout~~.

(e) "Terms and conditions of employment" means the following:

(1) nature of the work to be performed;

(2) wage rate, nature and amount of deductions for tools, clothing, supplies, or other items;

(3) anticipated hours of work per week, including overtime;

(4) anticipated slow-down or shutdown or if hours of work per week vary more than 25 percent from clause (3);

(5) duration of the work;

(6) workers' compensation coverage and name, address, and telephone number of insurer and department of labor and industry;

(7) employee benefits available, including any health plans, sick leave, or paid vacation;

(8) transportation and relocation arrangements with allocation of costs between employer and employee;

(9) availability and description of housing and any costs to employee associated with housing; and

(10) any other item of value offered, and allocation of costs of item between employer and employee.

Subd. 2. RECRUITING; REQUIRED DISCLOSURE. An employer shall provide written disclosure of the terms and conditions of employment to a person at the time it recruits the person to relocate to work in the food processing industry. The disclosure requirement does not apply to an exempt employee as defined in United States Code, title 29, section 213(a)(1). The disclosure must be written in English and Spanish, dated and signed by the employer and the person recruited, and maintained by the employer for two years. A copy of the signed and completed disclosure must be delivered immediately to the recruited person. The disclosure may not be construed as an employment contract.

Subd. 3. CIVIL ACTION. A person injured by a violation of this section has a cause of action for damages for the greater of \$500 per violation or twice their actual damages, plus costs and reasonable attorney's fees. A damage award shall be the greater of \$750 or three times actual damages for a person injured by an intentional violation of this section.

Subd. 4. FINE. The department of labor and industry shall fine an employer not less than \$200 or more than \$500 for each violation of this section.

Subd. 5. APPLICABILITY. A public agency providing employment services is not an employer under this section.

New language is indicated by underline, deletions by ~~strikeout~~.

Subd. 6. STANDARD DISCLOSURE FORM. The department of labor and industry shall provide a standard form for use at the employer's option in making the disclosure required in subdivision 2. The form shall be available in English and Spanish.

Presented to the governor May 9, 1995

Signed by the governor May 10, 1995, 10:28 a.m.

CHAPTER 155—H.F.No. 1174

An act relating to transportation; expanding authority of commissioner of transportation to regulate providers of special transportation service; classifying data; providing for administrative fees and penalties; amending Minnesota Statutes 1994, sections 13.99, by adding subdivisions; 174.30, subdivisions 2, 3, 4, 6, and by adding subdivisions; and 174.315.

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

Section 1. Minnesota Statutes 1994, section 13.99, is amended by adding a subdivision to read:

Subd. 57a. SPECIAL TRANSPORTATION SERVICE PROVIDERS. Certain data relating to alleged violations by special transportation service providers is governed under section 174.30, subdivision 9.

Sec. 2. Minnesota Statutes 1994, section 13.99, is amended by adding a subdivision to read:

Subd. 57b. SPECIAL TRANSPORTATION SERVICE; AMBULANCE SERVICE. Data relating to a person's physical condition or medical treatment gathered by the commissioner of transportation or the commissioner of health in an investigation of an alleged violation by a special transportation service provider, is governed by section 174.315.

Sec. 3. Minnesota Statutes 1994, section 174.30, subdivision 2, is amended to read:

Subd. 2. AUTHORITY TO ADOPT; PURPOSE AND CONTENT; RULEMAKING. The commissioner of transportation shall adopt by rule standards for the operation of vehicles used to provide special transportation service which are reasonably necessary to protect the health and safety of individuals using that service. The commissioner, as far as practicable, consistent with the purpose of the standards, shall avoid adoption of standards that unduly restrict any public or private entity or person from providing special transportation service because of the administrative or other cost of compliance.

Standards adopted under this section must include but are not limited to:

New language is indicated by underline, deletions by ~~strikeout~~.