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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 2393

03/13/2017 Authored by Albright and Nornes
The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

1.1 A bill for an act
1.2 relating to state government; public employee collective bargaining; modifying
1.3 Minnesota State Colleges and Universities provisions; amending Minnesota Statutes
1.4 2016, section 43A.06, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2016, section 43A.06, subdivision 1, is amended to read:

1.7 Subdivision 1. **General.** (a) The commissioner shall perform the duties assigned to the
1.8 commissioner by sections 3.855, 179A.01 to 179A.25 and this section.

1.9 (b) The commissioner shall be the state labor negotiator for purposes of negotiating and
1.10 administering agreements with exclusive representatives of employees and shall perform
1.11 any other duties delegated by the commissioner subject to the limitations in paragraph (c).

1.12 (c) The Board of Trustees of the Minnesota State Colleges and Universities may exercise
1.13 the powers under this section for employees included in the units provided in clauses (9),
1.14 (10), and (11) of section 179A.10, subdivision 2, except with respect to sections 43A.22 to
1.15 43A.31, which shall continue to be the responsibility of the commissioner. The commissioner
1.16 shall have the right to review and comment to the Minnesota State Colleges and Universities
1.17 on the board's final proposals prior to exchange of final positions with the designated
1.18 bargaining units as well as any requests for interest arbitration. The Board of Trustees must
1.19 not agree to a collective bargaining agreement providing more compensation to members
1.20 of a bargaining unit than the combined amounts of funds appropriated for that purpose by
1.21 the legislature and projected tuition revenue, absent a tuition increase. When submitting a
1.22 proposed collective bargaining agreement to the Legislative Coordinating Commission and
1.23 the legislature under section 3.855, subdivision 2, the Board of Trustees must use procedures

2.1 and assumptions consistent with those used by the commissioner in calculating the costs of
2.2 the proposed contract. The Legislative Coordinating Commission must, when considering
2.3 a collective bargaining agreement or arbitration award submitted by the Board of Trustees,
2.4 evaluate market conditions affecting the employees in the bargaining unit, equity with other
2.5 bargaining units in the executive branch, and the ability of the trustees and the state to fund
2.6 the agreement or award.