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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 600

01/30/2017 Authored by Garofalo, Howe, Peppin, Pelowski, Marquart and others
The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance
02/06/2017 Adoption of Report: Amended and re-referred to the Committee on Government Operations and Elections Policy

1.1 A bill for an act
1.2 relating to employment; providing uniformity for employment mandates on private
1.3 employers; appropriating money; proposing coding for new law in Minnesota
Statutes, chapter 181.

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

1.6 Section 1. TITLE.

1.7 This act shall be titled the "Uniform State Labor Standards Act."

1.8 Sec. 2. [181.741] EXPRESS PREEMPTION; UNIFORMITY OF PRIVATE
1.9 EMPLOYER MANDATES.

1.10 Subdivision 1. Definitions. (a) For the purposes of this section, the terms defined in this
1.11 subdivision have the meanings given them.

1.12 (b) "Employer" means a private person employing one or more employees in the state.

1.13 (c) "Local government" means a home rule charter city, statutory city, town, county, the
1.14 Metropolitan Council, a metropolitan agency as defined in section 473.121, subdivision 5a,
1.15 or a special district.

1.16 Subd. 2. Express preemption. (a) A local government must not adopt, enforce, or
1.17 administer an ordinance, local resolution, or local policy requiring an employer to pay an
1.18 employee a wage higher than the applicable state minimum wage rate provided in section
1.19 177.24.

1.20 (b) A local government must not adopt, enforce, or administer an ordinance, local
1.21 resolution, or local policy requiring an employer to provide either paid or unpaid leave time.

2.1 (c) A local government must not adopt, enforce, or administer an ordinance, local
2.2 resolution, or local policy regulating the hours or scheduling of work time that an employer
2.3 provides to an employee. This paragraph does not preempt an ordinance, local resolution,
2.4 or local policy limiting the hours a business may operate.

2.5 (d) A local government must not adopt, enforce, or administer an ordinance, local
2.6 resolution, or local policy requiring an employer to provide an employee a particular benefit,
2.7 term of employment, or working condition.

2.8 Subd. 3. **Local governments as employers and contractors.** This section does not
2.9 regulate wages, benefits, terms of employment, working conditions, or attendance policies:

2.10 (1) provided to an employee of a local government;

2.11 (2) agreed to in a contract for goods or services provided to a local government; or

2.12 (3) agreed to in a contract for goods or services funded in whole or in part by financial
2.13 assistance from a local government.

2.14 **EFFECTIVE DATE.** This section is effective upon final enactment and applies to
2.15 ordinances, local policies, and local resolutions enacted on or after January 1, 2016.

2.16 Sec. 3. **APPROPRIATION.**

2.17 \$325,000 in fiscal year 2018 and \$325,000 in fiscal year 2019 are appropriated from the
2.18 general fund to the commissioner of the Bureau of Mediation Services for the purposes of
2.19 the Public Employment Relations Board under Minnesota Statutes, section 179A.041.

2.20 Sec. 4. **APPROPRIATION.**

2.21 In addition to any other amounts appropriated in fiscal years 2018 and 2019 for the same
2.22 purpose, \$250,000 in fiscal year 2018 and \$500,000 in fiscal year 2019 are appropriated
2.23 from the general fund to the commissioner of labor and industry for the purposes of the
2.24 Division of Labor Standards. The 2019 amount is added to the base.