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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **1173**

February 19, 2007

Authored by Hornstein

The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

A bill for an act

relating to government data practices; classifying certain labor relations data related to the Metropolitan Council as nonpublic data; amending Minnesota Statutes 2006, section 13.202, subdivision 11; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Section 1. Minnesota Statutes 2006, section 13.202, subdivision 11, is amended to read:

Subd. 11. **Metropolitan government.** (a) Labor relations information. Certain labor relations data relating to the negotiation of collective bargaining contracts by the Metropolitan Council are classified under section 473.1291.

~~(a)~~ (b) Affirmative action plans. Treatment of data relating to metropolitan agency affirmative action plans is governed by section 473.143, subdivisions 5 and 7.

~~(b)~~ (c) Contracts for management services. Data relating to compensation of personnel who work under a management service contract are classified by section 473.405, subdivision 12.

~~(c)~~ (d) Arena acquisition. Certain data in connection with a decision whether to acquire a sports arena are classified under section 473.598, subdivision 4.

~~(d)~~ (e) Airports commission. Certain airline data submitted to the Metropolitan Airports Commission in connection with the issuance of revenue bonds are classified under section 473.6671, subdivision 3.

~~(e)~~ (f) Solid waste landfill fee. Information obtained from the operator of a mixed municipal solid waste disposal facility under section 473.843 is classified under section 473.843, subdivision 4.

2.1 Sec. 2. **[473.1291] CLASSIFICATION OF CERTAIN LABOR RELATIONS**
 2.2 **DATA.**

2.3 Notwithstanding section 13.37, the Metropolitan Council may classify all or any
 2.4 portion of a management or employee organization position or proposal on economic
 2.5 or noneconomic items that has been presented by either party during the collective
 2.6 bargaining process with the Amalgamated Transit Union, as the exclusive representative
 2.7 of a portion of the council's employees, as nonpublic data under section 13.02, subdivision
 2.8 9. The collective bargaining process includes, without limitation, any mediation that
 2.9 occurs during the process. The Amalgamated Transit Union constitutes the subject of the
 2.10 data for the purposes of the definition of nonpublic data. The council may only make
 2.11 such a classification with the written concurrence of the union. The council may, at its
 2.12 sole discretion, withdraw the classification at any time and nothing in this section must
 2.13 be construed to limit or control release of the described data by the union. Any data
 2.14 classified as nonpublic under this section becomes public after the contract resulting from
 2.15 the collective bargaining process is executed by both parties.

2.16 Sec. 3. **APPLICATION.**

2.17 This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 2.18 Scott, and Washington.

2.19 Sec. 4. **EFFECTIVE DATE.**

2.20 This act is effective the day following final enactment and applies to positions or
 2.21 proposals presented before or after the effective date which have not previously been
 2.22 released to the public.