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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **3001**

February 16, 2010

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The bill was read for the first time and referred to the Committee on K-12 Education Policy and Oversight

1.1 A bill for an act
1.2 relating to education; requiring binding arbitration agreement before teacher
1.3 strike; amending Minnesota Statutes 2008, section 179A.18, subdivision 2;
1.4 repealing Minnesota Statutes 2008, section 179A.17, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2008, section 179A.18, subdivision 2, is amended to
1.7 read:

1.8 Subd. 2. **School district requirements.** ~~Except as otherwise provided by section~~
1.9 ~~179A.17, subdivision 1,~~ Teachers employed by a local school district, other than principals
1.10 and assistant principals, may strike only ~~under the following circumstances:~~

1.11 ~~(1)(i) the collective bargaining agreement between their exclusive representative and~~
1.12 ~~their employer has expired or, if there is no agreement, impasse under section 179A.17,~~
1.13 ~~subdivision 1, has occurred; and~~

1.14 ~~(ii) the exclusive representative and the employer have participated in mediation~~
1.15 ~~over a period of at least 30 days. For the purposes of this subclause the mediation period~~
1.16 ~~commences on the day that a mediator designated by the commissioner first attends a~~
1.17 ~~conference with the parties to negotiate the issues not agreed upon; and~~

1.18 ~~(iii) neither party has requested interest arbitration or a request for binding interest~~
1.19 ~~arbitration has been rejected; or~~

1.20 ~~(2) if the employer violates section 179A.13, subdivision 2, clause (9).~~

1.21 Sec. 2. **REPEALER.**

1.22 Minnesota Statutes 2008, section 179A.17, subdivision 1, is repealed.