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Overview

This bill creates a new section within Chapter 13 classifying data maintained by the Public Employment Relations Board (“PERB”). The PERB was created to hear unfair labor practice cases under section 179A.13, of the Public Employee Labor Relations Act. The legislation creating the PERB was passed in 2014, but the effective date of its implementing act was amended in 2015 and 2016, delaying the start of its substantive operations until July 1, 2017.

Section

1 Access by labor organizations. Amends § 13.43, subd. 6. Permits government entities to disseminate personnel data to the PERB.

2 Public Employee Relations Board data. Creates § 13.7909.

Subd. 1. Definition. “Board” means the PERB.

Subd. 2. Not public data. (a) Provides that data about an unfair labor practice case are protected nonpublic or confidential. However, the data become public when admitted into evidence as part of a PERB hearing, unless the evidence is subject to a protective order.

(b) Provides that basic case information, the record of an evidentiary hearing, and various case filings by the PERB or the parties are public data.

(c) Provides that, notwithstanding paragraph (a), individuals may access their own statements provided to the PERB.

Section

(d) Provides that the PERB can release any protected nonpublic or confidential data to any person in order to aid in the implementation of labor relations law (Chapters 179-179A) or ensure due process.

- 3** **Exceptions.** Amends § 13D.01, subd. 2. Provides that the Open Meeting Law does not apply to the PERB when it deliberates or reviews cases or when it exercises its authority to hire investigators, hearing officers, and other employees.