

BMS Rule	Proposed Modification
<p>5510.0320 Filing and Service - Party Notification</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>Subp. 3. Filing method. Unless another manner of filing is required by law, a document may be filed:</p> <p>A. in person, but if filing at the bureau, between only 8:00 a.m. and 4:30 p.m.</p> <p>B. by facsimile;</p> <p>C. by United States mail, postage prepaid, and addressed to the bureau or a party at its last known address; or</p> <p>D. electronically, with the express, prior written consent of the recipient that has provided an email address <u>provided</u> for the filing purpose.</p>
<p>5510.0410 Filing Petition</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>C. An exclusive representative may file a petition for:</p> <p>§(1) unit clarification;</p> <p>(2) amendment of certification;</p> <p>(3) transfer of exclusive representative status; and</p> <p>(4) abandonment of exclusive representative status; and</p> <p>(5) request for unit merger; and</p> <p>(6) request for maintenance of status quo in part.</p>
<p>5510.0810, Subp. 2 Valid Authorization Signatures</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>Subp. 2. Valid authorization signatures.</p> <p>A. Authorization signatures must be in the form of individual authorization cards and include:</p> <p>(1) a statement reflecting the employee's support for the petition's purpose;</p> <p>(2) the legibly printed name of the employee making the authorization;</p> <p>(3) the employee's information and signature; and</p> <p>(4) the date the employee signed the card; and</p> <p>(5) the name of the employee organization.</p> <p>B. Authorization cards may contain the employee organization's name, address, email address, dues information, and telephone number.</p>
<p>5510.0810, Subp.3.(D) Invalid Authorization Signatures</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>Subp. 3. Invalid authorization card. An authorization card is invalid if it:</p> <p>A. does not include the all information and statements required under subpart 2;</p> <p>B. contains statements of explanation, interpretation, or advice regarding the BMS election process;</p> <p>B. C. is modified or altered in any way; or</p> <p>C. D. is dated more than six twelve months before the commissioner receives the petition.</p>
<p>5510.0910 Unit Clarification Petitions</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>Subpart 1. A petition for unit clarification must include:</p> <p>A. a statement on whether if there is an effective labor contract and the contract's expiration date;</p> <p>B. the type of public employer involved;</p> <p>C. the approximate number of employees affected by the proposed unit clarification;</p> <p>D. a specific statement of the unit clarification requested and the reasons for the request;</p> <p>E. the date the petition is signed; and</p> <p>F. the name and title of the person signing the petition.</p> <p><u>Subp. 2. Authorization cards are not required for Unit Clarification petitions.</u></p>
<p>5510.0720 Unit Mergers (NEW)</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p><u>Subpt 1. Filing a petition. A petition requesting merger of two appropriate units must include:</u></p> <p><u>A. the name, address, email address, and phone number of a representative for the employer and the exclusive representative;</u></p> <p><u>B. a statement on whether there are effective labor contracts, and the expiration date of the contracts;</u></p> <p><u>C. the type of public employer involved;</u></p> <p><u>D. the approximate number of employees in each bargaining unit to be merged;</u></p> <p><u>E. a description of the proposed unit;</u></p> <p><u>F. the date the petition is signed; and</u></p> <p><u>G. the name and title of the person signing the petition.</u></p> <p><u>Subpt 2. Right to merger. In accordance with 179A.09, Subd. 4., upon request of an exclusive representative, the commissioner will certify as a single bargaining unit two or more units represented by the exclusive representative within the same employer.</u></p> <p><u>Subpt 3. Existing labor agreements. The labor agreements in place expire effective the date the commissioner certifies the new unit.</u></p> <p><u>Subpt 4. Employee rights. Terms and conditions of employment in existence prior to certification of the merged unit continue until a new agreement is ratified.</u></p> <p><u>Subpt 5. Notice of bargaining. The request of an exclusive representative to merge units constitutes a notice of intent to meet and negotiate an agreement in accordance with 179A.14, subd. 1.</u></p>
<p>5510.2010 Elections</p> <p style="font-size: 2em; color: red; text-align: center;">DRAFT</p>	<p>Subp. 2. Election method.</p> <p><u>A. In accordance with 179A.12, Subd. 2a., the commissioner will certify a proposed unit upon receipt of a valid petition after determining over 50 percent of the employees in the appropriate unit provided authorization signatures.</u></p> <p>B. If the commissioner orders an election, it must be conducted by secret ballot either at a site of employment or by mail, as determined under Minnesota Statutes, section 179A.12, subdivision 7.</p>