

LCPR03-222

1.1 moves to amend the amendment to H.F. No.
1.2; S.F. No. (LCPR03-220), as follows:

1.3 Page 11, after line 10, insert:

1.4 "Sec. 2. Minnesota Statutes 2002, section 353.01,
1.5 subdivision 12a, is amended to read:

1.6 Subd. 12a. **TEMPORARY POSITION.** ~~(1)~~ (a) "Temporary
1.7 position" means an employment position predetermined by the
1.8 employer at the time of hiring to be a period of six months or
1.9 less. Temporary position also means an employment position
1.10 occupied by a person hired by the employer as a temporary
1.11 replacement who is employed for a predetermined period of six
1.12 months or less.

1.13 ~~(2)~~ (b) "Temporary position" does not mean an employment
1.14 position for a specified or unspecified term in which a person
1.15 serves a probationary period as a requirement for subsequent
1.16 employment on a permanent or unlimited basis.

1.17 (c) If employment in a temporary position extends beyond
1.18 six consecutive months, the head of the department shall report
1.19 the employee for membership if salary in any month exceeds the
1.20 salary threshold specified in subdivision 2a. The membership
1.21 eligibility of an employee who resigns or is dismissed from a
1.22 temporary position and accepts another temporary position in the
1.23 same governmental subdivision within 30 days is determined on
1.24 the total length of employment rather than on each separate
1.25 position.

1.26 Sec. 3. Minnesota Statutes 2002, section 353.01,
1.27 subdivision 12b, is amended to read:

1.28 Subd. 12b. **SEASONAL POSITION.** "Seasonal position" means
1.29 a position where the nature of the work or its duration are
1.30 related to a specific season or seasons of the year, regardless
1.31 of whether or not the employing agency anticipates that the same
1.32 employee will return to the position each season in which it
1.33 becomes available. The entire period of employment in a
1.34 ~~business~~ year must be used to determine whether or not a
1.35 position may be excluded as seasonal when there is less than a
1.36 30-day break between one seasonal position and a subsequent

- 2.1 seasonal position for employment with the same governmental
- 2.2 employer. Seasonal positions include, but are not limited to,
- 2.3 coaching athletic activities or employment to plow snow or to
- 2.4 maintain roads or parks, or to operate skating rinks, ski
- 2.5 lodges, golf courses, or swimming pools."
- 2.6 Page 13, line 20, delete "section" and insert "sections"
- 2.7 and delete ", is" and insert "; and 353.01, subdivision 38, are"
- 2.8 Page 13, line 23, delete "2, 3, and 4" and insert "to 6"
- 2.9 Renumber the sections in sequence
- 2.10 Correct internal cross-references
- 2.11 Amend the title accordingly