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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2442

03/02/2023 Authored by Berg; Nelson, M.; Lislegard; Greenman; Jordan and others
The bill was read for the first time and referred to the Committee on Labor and Industry Finance and Policy

1.1 A bill for an act
1.2 relating to employment; prohibiting an employer from forcing employees to attend
1.3 political or religious meetings or otherwise listen to speech about politics and
1.4 religion; proposing coding for new law in Minnesota Statutes, chapter 181.

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

1.6 Section 1. [181.531] EMPLOYER-SPONSORED MEETINGS OR
1.7 COMMUNICATION.

1.8 Subdivision 1. Prohibition. An employer or the employer's agent, representative, or
1.9 designee must not discharge, discipline, or otherwise penalize or threaten to discharge,
1.10 discipline, or otherwise penalize or take any adverse employment action against an employee:

1.11 (1) because the employee declines to attend or participate in an employer-sponsored
1.12 meeting or declines to receive or listen to communications from the employer or the agent,
1.13 representative, or designee of the employer if the meeting or communication is to
1.14 communicate the opinion of the employer about religious or political matters;

1.15 (2) as a means of inducing an employee to attend or participate in meetings or receive
1.16 or listen to communications described in clause (1); or

1.17 (3) because the employee, or a person acting on behalf of the employee, makes a
1.18 good-faith report, orally or in writing, of a violation or a suspected violation of this section.

1.19 Subd. 2. Remedies. An aggrieved employee may bring a civil action to enforce this
1.20 section no later than 90 days after the date of the alleged violation in the district court where
1.21 the violation is alleged to have occurred or where the principal office of the employer is
1.22 located. The court may award a prevailing employee all appropriate relief, including

2.1 injunctive relief, reinstatement to the employee's former position or an equivalent position,
2.2 back pay and reestablishment of any employee benefits, including seniority, to which the
2.3 employee would otherwise have been eligible if the violation had not occurred and any
2.4 other appropriate relief as deemed necessary by the court to make the employee whole. The
2.5 court shall award a prevailing employee reasonable attorney fees and costs.

2.6 Subd. 3. **Notice.** Within 30 days of the effective date of this section, an employer subject
2.7 to this section shall post and keep posted, a notice of employee rights under this section
2.8 where employee notices are customarily placed.

2.9 Subd. 4. **Scope.** This section does not:

2.10 (1) prohibit communications of information that the employer is required by law to
2.11 communicate, but only to the extent of the lawful requirement;

2.12 (2) limit the rights of an employer or its agent, representative, or designee to conduct
2.13 meetings involving religious or political matters so long as attendance is wholly voluntary
2.14 or to engage in communications so long as receipt or listening is wholly voluntary; or

2.15 (3) limit the rights of an employer or its agent, representative, or designee from
2.16 communicating to its employees any information that is necessary for the employees to
2.17 perform their lawfully required job duties.

2.18 Subd. 5. **Definitions.** For the purposes of this section:

2.19 (1) "political matters" means matters relating to elections for political office, political
2.20 parties, proposals to change legislation, proposals to change regulations, proposals to change
2.21 public policy, and the decision to join or support any political party or political, civic,
2.22 community, fraternal, or labor organization; and

2.23 (2) "religious matters" means matters relating to religious belief, affiliation, and practice
2.24 and the decision to join or support any religious organization or association.

2.25 **EFFECTIVE DATE.** This section is effective the day following final enactment.