

CHAPTER 129

SCHOOL BOARDS; MISCELLANEOUS POWERS

Sec.		Sec.	
129.02	Definitions	129.08	Tax levy
129.03	Tax-forfeited lands, acquisition	129.09	Betterment defined
129.04	Validation	129.10	School boards, bonds for improving schoolhouses
129.05	Tax-forfeited lands, exchange	129.11	Agreements with districts in other states
129.06	School districts, issuance of bonds for betterment of schoolhouses	129.12	Schools authorized to join association
129.07	Issuance by resolution without approval of voters	129.13	Special school elections in cities of fourth class

**129.01 [Expired]**

**129.02 DEFINITIONS.** Subdivision 1. When used in sections 129.02 to 129.05, the following words, terms and phrases shall have the meanings given them in this section.

Subd. 2. "School district" means any school district which lies in whole or in part within the boundaries of the Chippewa National Forest.

Subd. 3. "Boundaries of the Chippewa National Forest" means the boundaries thereof as certified by a proper federal authority.

Subd. 4. "Federal" means the United States of America.

Subd. 5. "Tax-forfeited lands" means lands forfeited to the state of Minnesota for nonpayment of the taxes thereon.

[1955 c 38 s 1]

**129.03 TAX-FORFEITED LANDS, ACQUISITION.** Any school district is authorized to acquire by action of its school board, without authorization by the voters of the school district, tax-forfeited lands for the purpose of exchanging such lands with the federal government for federal property, real or personal situated within the boundaries of the school district.

[1955 c 38 s 2]

**129.04 VALIDATION.** The acquisition heretofore by any school district of tax-forfeited lands for the purpose of exchanging such lands with the federal government for federal property, real or personal, situated within the boundaries of the school district is ratified and approved and the conveyance of the title of the state of Minnesota to any such tax-forfeited land to a school district is validated and confirmed.

[1955 c 38 s 3]

**129.05 TAX-FORFEITED LANDS, EXCHANGE.** The school board of any school district which has acquired or does hereafter acquire title to tax-forfeited lands is authorized to exchange any or all of such tax-forfeited lands with the federal government for federal property, real or personal, situated within the boundaries of the school district.

[1955 c 38 s 4]

**129.06 SCHOOL DISTRICTS, ISSUANCE OF BONDS FOR BETTERMENT OF SCHOOLHOUSES.** The school board of any school district in which more than 50 percent of the valuation consists of iron ore may issue bonds for the betterment of schoolhouses not in excess of the following amounts:

(a) In school districts having a population of not more than 6,500, the total amount shall not exceed \$85,000;

(b) In school districts having a population of more than 6,500, the total amount shall not exceed \$125,000.

[1953 c 433 s 1]

**129.07 ISSUANCE BY RESOLUTION WITHOUT APPROVAL OF VOTERS.** Such bonds shall be issued and sold pursuant to the provisions of Minnesota Statutes, Chapter 475, except that the bonds authorized herein may be issued by resolution of the school board without first obtaining the approval or a vote of the electors.

[1953 c 433 s 2]

**129.08 TAX LEVY.** The school board may levy taxes for the payment of such bonds without limitation as to rate or amount and in excess of existing limita-

# MINNESOTA STATUTES 1967

tions and the moneys collected on such tax levies shall be used only for the payment of the bonds authorized herein.

[1953 c 433 s 3]

**129.09 BETTERMENT DEFINED.** The term "betterment" includes reconstruction, extension, improvement, repair, remodeling, lighting, equipping, furnishing, painting, school garages, and heating plants.

[1953 c 433 s 4]

**129.10 SCHOOL BOARDS, BONDS FOR IMPROVING SCHOOLHOUSES.** Subdivision 1. The school board of any school district in which more than 50 percent of the valuation consists of iron ore may issue bonds for the betterment of schoolhouses not in excess of the following amounts:

(a) In school districts having a population of not more than 6,500, the total amount shall not exceed \$75,000;

(b) In school districts having a population of more than 6,500, the total amount shall not exceed \$100,000.

Subd. 2. Such bonds shall be issued and sold pursuant to the provisions of Minnesota Statutes, Chapter 475, except that the bonds authorized herein may be issued by resolution of the school board without first obtaining the approval or a vote of the electors.

Subd. 3. The school board may levy taxes for the payment of such bonds without limitation as to rate or amount and in excess of existing limitations and the moneys collected on such tax levies shall be used only for the payment of the bonds authorized herein.

Subd. 4. The term "betterment" includes reconstruction, extension, improvement, repair, remodeling, lighting, equipping, furnishing, painting, school garages, and heating plants.

[1955 c 578 s 1-4]

**129.11 AGREEMENTS WITH DISTRICTS IN OTHER STATES.** Subdivision 1. The board of any school district with boundaries adjoining another state may enter into an agreement and contract with the school board of a school district in such adjoining state to provide for the joint erection, operation and maintenance of school facilities for both districts upon such terms and conditions as may be mutually agreed upon between such districts in accordance with the provisions of this section.

Subd. 2. An agreement proposed for adoption by a school board under this section shall be in the form and contain such terms as may be prescribed by the commissioner of education from time to time by his published order and no agreement shall be submitted to a referendum by the people under subdivision 3 unless it has first been approved by the commissioner of education in writing by endorsement thereon.

Subd. 3. An approved agreement shall be submitted to the electorate of the district at a special election called for the purpose or at an annual election in the manner provided by law. The question on the ballot at such election shall be:

"Shall the proposed agreement between this school district and school district number ..... in ..... county, state of ..... as approved by the commissioner of education by endorsement dated ..... be executed?"

YES .....  
NO ....."

Subd. 4. Facilities erected and maintained pursuant to the terms of the agreement may be located in either Minnesota or such adjoining state.

Subd. 5. The district entering such agreement may borrow money, levy taxes and issue bonds and use the proceeds thereof in accordance with and subject to the limitations of Minnesota Statutes, Chapter 475 for purposes of the agreement.

[1957 c 370 s 1-5]

**129.12 SCHOOLS AUTHORIZED TO JOIN ASSOCIATION.** Subdivision 1. Any school board may join or permit its schools to join any organization, association or league which has as its object the promotion of sport or the adoption of rules and regulations for the conduct of athletic, oratorical, musical, dramatic or other contests by or between school children provided that such organization, association or league provides in its constitution or bylaws that the commissioner of education or as his representative the supervisor of physical and health education shall be an ex-officio member of its governing body with the same rights and privileges as other members of its governing body.

# MINNESOTA STATUTES 1967

Subd. 2. The commissioner of education shall make a report to the legislature on or before each regular session thereof as to the activities of any such organization, association or league of which he is an ex-officio member and shall recommend to the legislature whether any legislation is made necessary by such activities.

[1957 c 726 s 1]

**129.13 SPECIAL SCHOOL ELECTIONS IN CITIES OF FOURTH CLASS.** Subdivision 1. **Supplemental powers.** The provisions of this section shall apply to all school districts, however organized, the territorial boundaries of which are coterminous with the territorial boundaries of a city of the fourth class, and are supplementary and additional to all other powers conferred by law on any such school district.

Subd. 2. **School board; clerk defined.** By the expression "school board," as used herein, is meant the governing body of such school district, however designated, and by the word "clerk," the school district's officer who under any title, performs clerical functions.

Subd. 3. **Resolution calling election.** The school board of any such school district, shall have authority by resolution to call special elections of such school district, and to cause to be submitted thereat to its electors any proposition or question provided or permitted by law to be submitted to the electors of a school district at a special school election or meeting, including the proposition or question of issuing the school district's bonds under any applicable law.

Subd. 4. **Election precincts and polling places.** For the purposes of any such special election, the school district shall consist of election precincts or voting districts as many in number and identical as to boundaries with the election precincts or voting districts into which the city may at the time be divided for the purposes of a general election, and the special election shall be held in such election precincts or voting districts. There shall be one polling place for each voting precinct or election district. The resolution calling any such special election shall name the voting places and provide for election officers in accordance with the provisions of law in that regard applicable to such city or school district and prescribe the time during which the polls shall be kept open, which shall not be less than one hour.

Subd. 5. **Notice of elections.** The school board shall give notice of any such special election by ten days posted notice thereof, signed by the clerk, in each of the election precincts or voting districts and by one week's publication thereof in a newspaper, if a newspaper is published in the school district.

Subd. 6. **Conduct of election.** The voting at any such special election shall be by ballot and the clerk shall prepare ballots and necessary stationery. More than one proposition or question may be submitted at the same special election, but each proposition or question submitted shall be stated separately in the notice and on the ballots. The compensation of election officers shall be in conformity with the general election laws and the school board is empowered to pay all expenses for any such special election out of the district's funds. The general election laws shall govern in the conduct of the election. The returns from each election precinct or voting district shall be made to the school board, and by it canvassed within three days after the holding of the election. In the event of a contest, the provisions of Minnesota Statutes, Chapter 209, shall apply and govern.

[1925 c 10 s 1-4; 1941 c 169 art 5 s 11; 1961 c 562 s 3; 1965 c 51 s 19] (2801-1, 2801-2, 2801-3, 2801-4)