

MINNESOTA STATUTES 1975 SUPPLEMENT

121.11 ADMINISTRATION AND SUPERVISION

CHAPTER 121. ADMINISTRATION AND SUPERVISION

Sec.		Sec.	
121.11	State board.	121.355	Repealed.
121.165	Reports by the commissioner. [New]	121.36	Repealed.
121.18	Repealed.	121.37	Repealed.
121.19	Meetings with school boards, superintendents, and principals.	121.38	Repealed.
121.20	Teachers' institutes.	121.39	Repealed.
121.21	Area vocational-technical schools.	121.40	Repealed.
121.211	Repealed.	121.41	Repealed.
121.213	Area vocational-technical institutes and community colleges; legal counseling and service programs. [New]	121.42	Repealed.
121.214	Vocational-technical building fund. [New]	121.43	Repealed.
121.215	Vocational-technical building bonds. [New]	121.44	Repealed.
121.35	County superintendents, abolished records.	121.45	Repealed.
		121.46	Repealed.
		121.47	Repealed.
		121.87	State community school advisory council.
		121.89	Repealed.

121.11 State board.

[For text of subs 1 and 2, see M.S.1974]

Subd. 3. Secondary school areas. (1) To facilitate and control the transportation of non-resident pupils, the state board shall divide the state into secondary school areas and the state board shall continue the administration of the legal provisions and regulations regarding areas. Each area shall contain at least one classified public secondary school and such districts and parts of districts as may conveniently be served by the secondary school. Upon a vote of its governing board any part of a district or the whole thereof may be transferred to an adjoining school area of any district containing a classified public secondary school, if that district is willing to have such district assigned to its area. The decision of any board to transfer any area between secondary school areas is subject to a referendum vote of the electorate of the district at a special election on the question pursuant to statutes for conduct of special elections. After such election, or vote of the board, the board of the district having voted on such transfer shall report to the state board the results of the election for the purpose of recording the transfers.

(2) The state board may formulate such rules as may be necessary for establishing, maintaining, and administering such school areas.

(3) The state board of education shall keep maps showing the official school area boundaries within the state.

[For text of subd 4, see M.S.1974]

Subd. 5. Uniform system of records and of accounting. The state board shall prepare a uniform system of records for public schools, require reports from superintendents and principals of schools, teachers, school officers, and the chief officers of public and other educational institutions, to give such facts as it may deem of public value. With the cooperation of the legislative auditor, it shall establish and carry into effect a uniform system of accounting by public school officers and it shall have authority to supervise and examine the accounts and other records of all public schools.

[For text of subs 6 to 9, see M.S.1974]

Subd. 10. [Repealed, 1975 c 162 s 42]

[1975 c 162 s 6,7]

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[For text of subs 11 to 14, see M.S.1974]

121.165 Reports by the commissioner.

The commissioner of education shall gather and report to the committees on education of the senate and house of representatives from presently available reports or from new reports it may require of school districts, the following types of information: the number of classroom teachers in every district at each training, experience and salary level; the ratio of pupils to full time equivalent certified classroom teachers in every district; and any other district staffing characteristics of fiscal import. This information shall be gathered in such a manner as to render it capable of district by district, regional and statewide comparison and analysis.

[1975 c 432 s 3]

121.18 [Repealed, 1975 c 90 s 2]

121.19 Meetings with school boards, superintendents, and principals.

For the purpose of considering matters affecting the interests of public education, the commissioner, or his representative, shall, upon notice, meet with the several school board members, superintendents, school principals, and teachers at such times and places in the state as he shall deem most convenient and beneficial.

[1975 c 162 s 8]

121.20 Teachers' institutes.

[For text of subs 1 to 3, see M.S.1974]

Subd. 4. Any school board may appropriate money from district funds for the conduct of teachers' institutes to be held under the general supervision of the commissioner. The school board shall pay the expenses of the superintendent for attendance at institutes.

[1975 c 162 s 9]

121.21 Area vocational-technical schools.

[For text of subd 1, see M.S.1974]

Subd. 2. Upon receipt of such petition, the state board shall examine the petition and any supporting evidence which it may require. The state board shall conduct hearings, and may investigate school records and such other facts relating to vocational-technical training as it may deem appropriate.

[For text of subd 3, see M.S.1974]

Subd. 4. If the petition is approved, the school shall be established by the district and classified by the state board as an area vocational-technical school and conducted under the general supervision of the state board in accordance with the rules and regulations of the state board. Notwithstanding the provisions of subdivision 3 and of this subdivision, after June 30, 1975 no area vocational-technical school shall be established unless specific legislation has authorized its establishment.

Subd. 5. [Repealed, 1975 c 432 s 98]

(NOTE: Subdivision 5 is effective June 30, 1976. See Laws 1975, Chapter 432, Section 98.)

Subd. 6. The state board for vocational education shall promulgate, pursuant

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to chapter 15, such rules and regulations governing the operation and maintenance of schools so classified as will afford the people of the state an equal opportunity to acquire public vocational and technical education.

The rules shall provide for, but are not limited to, the following:

(a) The area to be served by each school, which may include one or more districts or parts thereof, including unorganized territory;

(b) Curriculum and standards of instruction and scholarship;

(c) Attendance requirements, age limits of trainees, Minnesota non-resident attendance, the determination of the actual costs of providing individual programs, and attendance for which no tuition shall be charged, all to be determined in accordance with the provisions of sections 124.561 to 124.565;

(d) The distribution and apportionment to the local districts of all funds, whether state or federal or other funds, which may be made available to the state board for vocational education for carrying out the purposes of post-secondary vocational-technical education in accordance with law and the approved state plan for vocational education;

(e) Transportation requirements and payment of aid therefor;

(f) Payment by the state board of tuition to school districts or post-secondary vocational-technical schools in another state; and

(g) General administrative matters.

Subd. 7. [Repealed, 1975 c 432 s 97]

[For text of subd 8, see M.S.1974]

Subd. 9. [Repealed, 1975 c 432 s 97]

Subd. 10. [Repealed, 1975 c 432 s 97]

[1975 c 432 s 13-15]

121.211 [Repealed, 1975 c 432 s 97]

121.213 Area vocational-technical institutes and community colleges; legal counseling and service programs.

Notwithstanding the provisions of sections 8.06 and 136.11 or any rules or regulations adopted pursuant thereto, an area vocational-technical institute or community college student association governing student activities on campus may expend money for the purpose of funding a program to provide legal counseling and services for students. The money to be expended shall be from that portion of the area vocational-technical institute student senate funds or community college activity fund account allocated to the student association and derived solely from fees received from students.

[1975 c 212 s 1]

121.214 Vocational-technical building fund.

Subdivision 1. Purpose. A vocational-technical building fund is created as a separate bookkeeping account in the general books of the state for the purpose of providing money appropriated to the state board of education for the acquisition and betterment of public land, buildings, and capital improvements

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needed for the area vocational-technical education program of the state, as established and annually revised in the state plan for the administration of vocational education, for which the state board of education is responsible under the provisions of sections 121.21, 123.351, 124.53 to 124.62, and other applicable laws.

Subd. 2. Receipts. The commissioner of finance and treasurer shall deposit in the fund as received all proceeds of vocational-technical building bonds, except accrued interest and premiums received upon the sale thereof. All such receipts are annually appropriated for the permanent acquisition purposes of the fund, and shall be and remain available for expenditure in accordance with this section until the purposes of the appropriations have been accomplished or abandoned.

Subd. 3. Disbursements. Disbursements from the fund shall be made by the state treasurer upon the order of the commissioner of finance at the times and in the amounts requested by the state board of education in accordance with the applicable appropriation acts, for grants to school districts for the acquisition and betterment of land, buildings, and capital improvements for area vocational-technical institutes, upon the conditions and in accordance with all standards, criteria, and priorities established in the state plan.

[1975 c 436 s 7]

121.215 Vocational-technical building bonds.

Subdivision 1. Purpose; appropriation. For the purpose of providing money appropriated from the vocational-technical building fund for the acquisition of public land, buildings, and capital improvements needed for the state plan for the administration of vocational education in accordance with the provisions of section 121.214, when requested by the state board of education, the commissioner of finance shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith and credit and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended therefor, as set forth in section 121.214. Any such law, together with this section and the laws herein referred to, constitutes complete authority for the issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Issuance. The bonds shall be sold upon sealed bids and upon notice, at a price, in form and denominations, bearing interest at a rate or rates, maturing in amounts and on dates, subject to prepayment upon notice and at times and prices, payable at a bank or banks within or outside the state, with or without provisions for registration, conversion, exchange, and issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with further regulations, as the commissioner of finance shall determine subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the commissioner of finance and attested by the state treasurer under their official seals. The signatures on the bonds and on any interest coupons and the seals may be printed or otherwise reproduced, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of a person authorized to sign on behalf of a bank designated by them as authenticating agent. The commissioner of finance shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. Expenses. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the vocational-technical building fund and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

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Subd. 4. Vocational-technical building bond account in the state bond fund. The commissioner of finance shall maintain in the state bond fund a separate book-keeping account designated as the vocational-technical building bond account, to record receipts and disbursements of money transferred to the fund to pay vocational-technical building bonds and interest thereon, and of income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average rate of return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. Appropriations to bond account. There shall be credited to the vocational-technical building bond account the premium and accrued interest received on each issue of vocational-technical building bonds and, from the general fund in the state treasury, on November 1 in each year, a sum of money equal to the amount of the tax which the Constitution would otherwise require to be levied for collection in the following year, for the purpose of increasing the balance then on hand in the account to an amount sufficient to pay principal and interest due and to become due with respect to vocational-technical building bonds. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax for the state bond fund in any year as required by the Constitution. The commissioner of finance and the state treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. Tax levy. On or before December 1 in each year, if the full amount appropriated to the bond account in subdivision 5 has not been credited thereto, the tax required by the Constitution shall be levied upon all taxable property within the state. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all vocational-technical building bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is not sufficient money from the proceeds of such taxes to pay the principal and interest when due on vocational-technical building bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

[1975 c 436 s 8]

121.35 County superintendents, abolished records.

Subdivision 1. [Repealed, 1975 c 162 s 42]

Subd. 2. [Repealed, 1975 c 162 s 42]

Subd. 3. [Repealed, 1975 c 162 s 42]

Subd. 4. [Repealed, 1975 c 162 s 42]

[For text of subd 5, see M.S.1974]

121.355 [Repealed, 1975 c 162 s 42]

121.36 [Repealed, 1975 c 162 s 42]

121.37 [Repealed, 1975 c 162 s 42]

121.38 [Repealed, 1975 c 162 s 42]

121.39 [Repealed, 1975 c 162 s 42]

121.40 [Repealed, 1975 c 162 s 42]

121.41 [Repealed, 1975 c 162 s 42]

121.42 [Repealed, 1975 c 162 s 42]

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SCHOOL DISTRICTS; FORMATION 122.21

- 121.43** [Repealed, 1975 c 162 s 42]
121.44 [Repealed, 1975 c 162 s 42]
121.45 [Repealed, 1975 c 162 s 42]
121.46 [Repealed, 1975 c 162 s 42]
121.47 [Repealed, 1975 c 162 s 42]
121.87 **State community school advisory council.**

Subdivision 1. A 25 member state community school advisory council shall be established for the purpose of promoting the furtherance of sections 121.85 to 121.89, and the advancement of educational, recreational and social opportunity through the maximum utilization of public school facilities throughout the state of Minnesota. The council shall be appointed by the governor and shall consist of two lay members from each congressional district and nine members selected at large who shall represent government and professions most closely related to community school activities, functions and school administrative jurisdictions.

[For text of subd 2, see M.S.1974]

Subd. 3. Clerical, mailing, printing, and other justifiable expenses incurred by the council shall be paid from funds set aside for the administration of the office of the director of community school programs. The council shall expire and the terms, compensation and removal of members shall be as provided in section 15.059.

[1975 c 315 s 9,10]

- 121.89** [Repealed, 1975 c 432 s 97]

CHAPTER 122. SCHOOL DISTRICTS; FORMATION AND ALTERATION

Sec.		Sec.	
122.11	Repealed.	122.41	Policy.
122.21	Detachment and annexation of land.	122.43	Dissolution of districts not a part of independent districts.
122.22	Dissolution and attachment.	122.44	Attachment to organized districts; procedure.
122.23	Consolidation.	122.45	Distribution and division of assets and liabilities; taxation.
122.26	Special district to independent district.	122.49	Repealed.
122.31	Repealed.	122.51	Appeal.
122.32	Remaining districts, action of county board, election.		
122.33	Repealed.		
122.35	Repealed.		
122.355	Border districts; continued operation.		

- 122.11** [Repealed, 1975 c 162 s 42]
122.21 **Detachment and annexation of land.**

Subdivision 1. The owner of land which adjoins any independent district, and whose land is not in a special district may petition the county board of the county in which the greater part of the area proposed for detachment and annexation lies to detach all or any part of his land together with the intervening lands as defined in subparagraph (b) below, from the district it now is in, and to attach it, together with such intervening land, to the adjoining district. For purpose of this section, land is adjoining a school district if:

(a) The boundary of the area proposed for detachment and annexation is the same as the district boundary to which attachment is sought at any point, including corners, or

(b) The area proposed for detachment and annexation is separated at any point from the district to which annexation is sought by not more than one-half mile and the intervening land is vacant and unoccupied or is owned by one or more of the following: The United States, or the state of Minnesota or any of its political subdivisions, or an owner who is unknown or cannot be