

# MINNESOTA STATUTES 1979 SUPPLEMENT

## 125.61 TEACHERS

amount shall be reduced by \$500 for each year that a teacher is over the age of 55 years to a maximum age of 60 years and by an additional \$1,500 for each year that a teacher is over the age of 60 years. The age of the teacher shall be determined as of the June 30 in the school year during which the application for the early retirement incentive is made.

Subd. 3a. Notwithstanding the provisions of subdivision 3, an eligible teacher who wishes to retire at the end of the 1978-1979 or 1979-1980 school year, who is employed by a school district which is implementing a desegregation plan ordered by a federal court or approved by the state board, and who is offered and accepts an early retirement incentive contract pursuant to subdivision 2, shall receive an early retirement incentive in the amount of \$15,000. This amount shall be reduced by \$750 for each year that a teacher is over the age of 55 years to a maximum age of 60 years and by an additional \$2,250 for each year that a teacher is over the age of 60 years. The age of the teacher shall be determined as of the June 30 in the school year during which the application for the early retirement incentive is made.

Subd. 4. The early retirement incentive shall be paid by the employing school district at the time and in the manner mutually agreed upon by a teacher and the board. The state shall reimburse the district for 50 percent of any amount or amounts paid out as an early retirement incentive pursuant to this section, according to the provisions of subdivision 6. An early retirement incentive shall not be paid to any teacher who is discharged by a school district.

Subd. 4a. Notwithstanding the provisions of subdivisions 1a and 2, a teacher who has entered into an agreement for termination of services and withdrawal from active teaching service with an early retirement incentive may be employed as a substitute teacher after his retirement.

Subd. 4b. Any amount of unemployment insurance which the teacher receives and for which the district is required to pay into the unemployment compensation fund pursuant to section 268.06, subdivision 25, at any time after the teacher has entered into an agreement pursuant to subdivision 2, may be deducted by the district from the amount of the teacher's early retirement incentive or recovered by the district from the teacher up to the amount of the early retirement incentive. The district shall pay 50 percent of any amount so deducted or recovered to the department of education, and any amount so received by the department shall be deposited in the state treasury.

[For text of subd 6, see M.S.1978]

[ 1979 c 334 art 8 s 7-13 ]

## CHAPTER 126. CURRICULUM, CONDUCT, TEXTBOOKS

Sec.		Sec.	
126.16	Repealed.	126.47	Definitions.
126.18	Repealed.	126.52	State board of education duties.
126.39	State board of education duties.	126.53	Repealed.
126.40	Advisory task force on bilingual education programs.	126.531	Advisory task force on American Indian language and culture education programs.
126.41	Pilot programs.	126.54	Pilot programs.

**126.16** [ Repealed, 1979 c 334 art 6 s 34 ]

**126.18** [ Repealed, 1979 c 334 art 6 s 34 ]

**126.39** State board of education duties.

[For text of subds 1 to 9, see M.S.1978]

Subd. 10. **Report.** The state board shall make a report to the legislature, the governor and the public on or before February 1, 1980. This report shall include the results of the needs assessment, including an evaluation of the pilot programs, the number of children served in programs for each language group; the cost of the program per pupil for each pilot program language group, and program type; the number of children in each school district, language group and program type who, as a result of the bilingual education program, improved their English language ability to such an extent that the

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## CURRICULUM, CONDUCT, TEXTBOOKS 126.52

program is no longer necessary for those children; and recommendations for legislation including any need for expansion and accompanying plans and cost estimates in the areas of bilingual education.

[For text of subd 11, see M.S.1978]

[ 1979 c 334 art 3 s 11 ]

### 126.40 Advisory task force on bilingual education programs.

[For text of subs 1 and 2, see M.S.1978]

Subd. 3. **Terms.** The terms, compensation, and removal of members of the advisory task force shall be as provided for in section 15.059, subdivision 6. Notwithstanding the provisions of section 15.059, subdivision 6, the advisory task force shall expire June 30, 1980.

[ 1979 c 334 art 3 s 12 ]

### 126.41 Pilot programs.

Subdivision 1. **Grants, procedures.** For fiscal years 1978, 1979, and 1980, as part of the needs assessment effort, the state board of education shall make grants to no fewer than three transitional bilingual education programs. At least one pilot bilingual program shall be in a rural area. The board of a local district or a group of boards may submit a proposal for a grant for a transitional bilingual education program. The state board shall prescribe the form and manner of application for grants, and no grant shall be made for proposals not complying with the requirements of sections 126.31 to 126.42. The state board shall submit all proposals to the state advisory task force on bilingual education programs for its recommendations concerning approval, modification, or disapproval and the amounts of grants to approved programs.

[For text of subs 2 to 7, see M.S.1978]

[ 1979 c 334 art 3 s 13 ]

### 126.47 Definitions.

[For text of subd 1, see M.S.1978]

Subd. 2. "American Indian child" means any child, living on or off a reservation, who is enrolled or eligible for enrollment in a federally recognized tribe.

[For text of subs 3 and 4, see M.S.1978]

[ 1979 c 219 s 1 ]

### 126.52 State board of education duties.

[For text of subs 1 to 9, see M.S.1978]

Subd. 10. **Report.** The state board shall make a report to the legislature, the governor and the public on or before February 1, 1980. This report shall include the results of the needs assessment, including an evaluation of the pilot programs, and recommendations for legislation in the area of American Indian language and culture education.

[For text of subd 11, see M.S.1978]

[ 1979 c 334 art 3 s 14 ]

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## 126.531 CURRICULUM, CONDUCT, TEXTBOOKS

**126.53** [ Repealed, 1979 c 219 s 3 ]

NOTE: Section 126.53, subdivision 3 was also amended by Laws 1979, Chapter 334, Article 3, Section 15 to read as follows:

"Subd. 3. The terms, compensation, and removal of members of the advisory task force shall be as provided for in section 15.059, subdivision 6. Notwithstanding the provisions of section 15.059, subdivision 6, the advisory task force shall expire June 30, 1980."

### **126.531 Advisory task force on American Indian language and culture education programs.**

Subdivision 1. The Minnesota Indian Affairs intertribal board shall nominate 15 persons for membership to the American Indian language and culture education advisory task force. The state board of education shall appoint nine persons from those so nominated to constitute the task force. Members shall include representatives of community groups, parents of children eligible to be served by the programs, American Indian administrators and teachers, persons experienced in the training of teachers for American Indian language and culture education programs, persons involved in programs for American Indian children in nonsectarian nonpublic, urban, community, tribal or alternative schools and persons knowledgeable in the field of American Indian language and culture education. Members shall be appointed so as to be representative of significant segments of the population of American Indians.

Subd. 2. The advisory task force on American Indian language and culture education programs shall advise the state board in the administration of its duties under sections 126.45 to 126.55.

Subd. 3. The advisory task force shall expire and the terms, compensation and removal of members shall be as provided for in section 15.059, subdivision 6.

[ 1979 c 219 s 2 ]

### **126.54 Pilot programs.**

Subdivision 1. **Grants; procedures.** For fiscal years 1978, 1979, and 1980, as part of the needs assessment effort, the state board of education shall make grants to no fewer than six school year pilot American Indian language and culture education programs. At least three pilot programs shall be in urban areas and at least three shall be on or near reservations. The board of a local district, a participating school or a group of boards may develop a proposal for grants in support of pilot American Indian language and culture education programs. Proposals may provide for contracts for the provision of program components by nonsectarian nonpublic, community, tribal or alternative schools. The state board shall prescribe the form and manner of application for grants, and no grant shall be made for a proposal not complying with the requirements of sections 126.45 to 126.55. The state board shall submit all proposals to the state advisory task force on American Indian language and culture education programs for its recommendations concerning approval, modification, or disapproval and the amounts of grants to approved programs.

[For text of subds 2 to 7, see M.S.1978]

[ 1979 c 334 art 3 s 16 ]

## CHAPTER 128A. SCHOOLS; DEAF AND SIGHT-SAVING

Sec.  
128A.02 Transfer of authority.

### **128A.02 Transfer of authority.**

[For text of subds 1 to 5, see M.S.1978]

Subd. 6. The rules of the state board pursuant to this section shall establish procedures for admission to and discharge from the schools, for decisions on a child's pro-