

CHAPTER 205A

SCHOOL DISTRICT ELECTIONS

205A.03 Primaries.
205A.06 Candidates, filing.

205A.07 Notice.

205A.03 PRIMARIES.

Subdivision 1. **Required primary in certain circumstances.** In a school district election, if there are more than two candidates for a specified school board position or more than twice as many school board candidates as there are at-large school board positions available, a school district must hold a primary.

[For text of subd 2, see M.S.2002]

Subd. 3. **Candidates, filing.** The clerk shall place upon the primary ballot without partisan designation the names of individuals whose candidacies have been filed and for whom the proper filing fee has been paid. When not more than twice as many school board candidates as there are at-large school board positions available file for nomination for the office or when not more than two candidates for a specified school board position file for nomination for that office, their names must not be placed upon the primary ballot and must be placed on the school district general election ballot as the nominees for that office.

Subd. 4. **Results.** The school district primary must be conducted and the returns made in the manner provided for the state primary as far as practicable. Within two days after the primary, the school board of the school district shall canvass the returns, and the two candidates for each specified school board position who receive the highest number of votes, or a number of candidates equal to twice the number of individuals to be elected to at-large school board positions who receive the highest number of votes, are the nominees for the office named. Their names must be certified to the school district clerk who shall place them on the school district general election ballot without partisan designation and without payment of an additional fee.

[For text of subds 5 and 6, see M.S.2002]

History: 1Sp2003 c 9 art 2 s 43-45

205A.06 CANDIDATES, FILING.

[For text of subd 1, see M.S.2002]

Subd. 1a. **Filing period.** Affidavits of candidacy must be filed with the school district clerk no earlier than the 70th day and no later than the 56th day before the first Tuesday after the second Monday in September in the year when the school district general election is held.

[For text of subds 1b to 5, see M.S.2002]

History: 1Sp2003 c 9 art 2 s 46

205A.07 NOTICE.

[For text of subds 1 and 2, see M.S.2002]

Subd. 3. **Notice to auditor.** At least 49 days prior to every school district election, the school district clerk shall provide a written notice to the county auditor of each county in which the school district is located. The notice must include the date of the election, the offices to be voted on at the election, and the title and language for each ballot question to be voted on at the election. For the purposes of meeting the timelines of this section, in a bond election, a notice, including a proposed question,

may be provided to the county auditor prior to receipt of a review and comment from the commissioner of education and prior to actual initiation of the election.

Subd. 3a. **Notice to commissioner of education.** At least 49 days prior to every school district election, under section 123B.62, 123B.63, 126C.17, 126C.69, or 475.58, the school district clerk shall provide a written notice to the commissioner of education. The notice must include the date of the election and the title and language for each ballot question to be voted on at the election. The certified vote totals for each ballot question shall be provided in a written notice to the commissioner in a timely manner.

[For text of subd 4, see M.S.2002]

History: 2003 c 130 s 12; 1Sp2003 c 9 art.1 s 49