

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS
Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to

the Pollution Control
(Agency or Board)

Regulation No. WPC 41

Subject: Effluent standards for the Vermilion River located in ~~Goodhue~~ Goodhue, Dakota and Scott Counties

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

MAY 13 1976

BY Ela Strandenmaier
AUTH. SIGNATURE

Stamped and filed with the Secretary of State May 12, 1976, 4:20 pm, 10:15 AM

Rev. 9-72

2246

Michael J. Bradley
Special Assistant
Attorney General

May 17, 1976

EDU 41, 141, 142, 660-679, 680-699

STATE OF MINNESOTA
County of Ramsey

IN THE MATTER OF: The proposed adoption of rules of the state board of education amending "Minnesota Administrative Rules and Regulations--Rules and Regulations of the State Board of Education," 1973 Edition and the 1974 Supplement,

ORDER FOR HEARING

To effectively implement the rules and regulations of the Minnesota State Board of Education, the board deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in it by M.S. 1974.

NOW, THEREFORE, IT IS ORDERED this 16th day of November 1975, that a public hearing on the proposed rules captioned above be held in Room 716, Capitol Square Building, St. Paul, Minnesota 55101, Thursday, December 18, 1975, commencing at 9:00 a.m. and continuing until all representatives of school districts, associations and other interested persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups of persons who have registered their names with the Secretary of State for that purpose and all persons who are presently members of the Minnesota Legislature.

STATE OF MINNESOTA
Department of Education

Lowell A. Rasmussen
Commissioner of Education

ADMIN 1000

STATE OF MINNESOTA

DEPARTMENT OF EDUCATION

Office Memorandum

TO : Michael Miller
Special Assistant Attorney General
G19K Administration Building

DATE: April 20, 1976

FROM : Michael J. Bradley MJB
Special Assistant Attorney General
303 Capitol Square Building

PHONE: 3301

SUBJECT: Department of Education Rule Changes

Edu 41(b) was adopted as proposed.

Edu 141 and 142 were also adopted as proposed.

Edu 660-679 were tabled and will go to a third hearing and are therefore not before you for review.

Edu 680-699

680 was adopted as proposed.

681 as adopted is merely a condensed version of the proposed rule. No change in meaning has occurred.

682 paragraph 2 as adopted contains the additional language ", with local board of education approval,". That phrase was always implicitly included and now is explicitly included.

683 and 684 were adopted as proposed.

685 as adopted contains the additional language "under the supervision of the local superintendent." That phrase was always implicitly included and now is explicitly included.

686 and 687 were adopted as proposed.

MJB:cew

Enclosures

Minnesota Administrative Rules and Regulations

Rules and Regulations of

THE STATE BOARD OF EDUCATION

PROPOSED AMENDMENTS TO:
REGULATIONS OF THE BOARD OF EDUCATION
OF THE STATE OF MINNESOTA

To Be Submitted At A

PUBLIC HEARING

December 18, 1975

A Public Hearing on Proposed New and Amended Regulations will be held on Thursday, December 18, 1975, beginning at 9:00 a.m., in the Capitol Square Building, Room 716, St. Paul, Minnesota 55101

* * * * * * * * *

The official rules and regulations of the State Board of Education are contained in the 1973 Edition and as amended in 1974: "Minnesota Administrative Rules and Regulations," one copy of which has been sent to school heads of districts maintaining graded elementary and secondary schools and additional copies made available for purchase by the Documents Section, Department of Administration, 140 Centennial Building, St. Paul 55155.

Proposed amendments and proposed new regulations, "Minnesota Administrative Rules and Regulations: (EDUCATION) are contained herein.

STATE OF MINNESOTA -- DEPARTMENT OF EDUCATION

ST. PAUL, MINNESOTA 55101

MINNESOTA RULES AND REGULATIONS: EDUCATION

Proposed Amendments, State Board of Education

Rules for Public Hearing: December 18, 1975, St. Paul, Minn.

C O N T E N T S

Edu Section Number	
41	Provides that student graduating after normal graduation date cannot be considered an early graduate; however, such pupil earns aid on full-time equivalence basis.
141 - 142	Corrects omission of health education program in specification of written courses on file.
660 - 679	Provides for compliance with State and Federal laws prohibiting any discrimination in public schools and public educational agencies. Spells out records to be provided.
680 - 699	Enumerates all phases of implementing a community service program, including financing, administering, and reporting to State Department of Education, as well as program limitations.

MINNESOTA REGULATIONS EDU

Proposed Amendments and Proposed New Regulations
for State Board,

NOTE: Changes or additions indicated by underlining; deletions by ~~strikeouts~~.

CHAPTER THREE: EDU 40-59

CLASSIFICATION FOR STATE AIDS, SPECIAL REQUIREMENTS
FOR SECONDARY SCHOOLS

Edu 41 Minimum Pupil Load

(a) No change

(b) Grades 10-12. The minimum pupil load for regular pupils for each year of the senior secondary school period shall be four major credit courses~~.~~ except as provisions are made for early graduation (M.S. 120.80).

(1) Early graduation is a process whereby a student through acceleration, accumulates the required number of units for graduation prior to the completion of the usual consecutive three (3) years of the senior secondary school period. A student graduating after the date on which he or she normally would have graduated cannot be claimed as an early graduate under M.S. 120.80. Such student's attendance must be recorded and aid claimed on the basis of full time equivalence.

CHAPTER EIGHT: EDU 140-159

HEALTH AND SAFETY EDUCATION INSTRUCTION AND TRAINING
MINIMUM STANDARDS FOR ELEMENTARY AND
SECONDARY SCHOOLS

Edu 141 Elementary Schools

(a) No change

(b) Elementary school course. There shall be a written course of study on file in each elementary school, which provides the content for the K-6 physical education program and health education program.

Edu 142 Secondary Schools

(a) No change

(b) Secondary school course. There shall be a written course of study on file in each secondary school, which includes the content of the 7-10 health education program.

CHAPTER THIRTY-THREE EDU 660-679

Prohibition of Discriminatory Practices in Education
(All New Material)

EDU 660 Policy

The policy of the State Board of Education is to assure compliance with State and Federal law prohibiting discrimination because of age, race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance or disability and to promote the elimination of these discriminatory practices in public schools and public educational agencies under its general supervision.

EDU 661 Duties of the School Board

(a) It is the duty of each school board to comply with both State and Federal law prohibiting discrimination. The State Board of Education urges each school board to become familiar with State and Federal law prohibiting discrimination. Failure to comply with State law could be cause for reduction in State aid, pursuant to Minnesota Statutes, Sec. 124.15, Subd. 2, paragraph (6).

(b) Each local board continually should:

(1) Evaluate the operation of the school district in terms of the requirements of State and Federal law prohibiting discrimination. This evaluation should include policies, practices, and procedures currently in effect.

(2) Modify those aspects of the school districts operation which do not conform to State and Federal law prohibiting discrimination.

(3) Take remedial steps to eliminate the present effects of past discrimination.

(c) Each school board should maintain data for three (3) years following completion of an evaluation as recommended under paragraph (1) of this section and upon request, provide to the Commissioner a description of any modification made pursuant to subparagraph (b)(2).

(d) The data collected pursuant to EDU 662 shall not be used for any purpose other than to determine compliance with State and Federal law prohibiting discrimination without the prior informed written consent of the individual subject of the data. In the case of a minor individual under the age of 18, individual shall mean a parent or guardian acting in a representative capacity, <u>except where such minor individual indicates otherwise</u>. (Minnesota Statutes, Section 15.162, Subd. 4)

EDU 662 Compliance Reports and Submission of Data

(a) Annually on a date prescribed by the Commissioner each school board shall submit a statement of compliance on a form prescribed by the Commissioner.

(b) In support of its statement of compliance with State and Federal law prohibiting discrimination, each school board shall submit annually for each of the protected classes enumerated in EDU 660 the following types of information, where that information is obtainable from school records or by observation:

(1) The student body composition by grade level and school building.

(2) The school district employee composition and job assignment.

(3) The student body assignment procedure.

(4) The names of diagnostic, psychological, and other instruments used in student classroom assignment.

(5) The school board's plan for affirmative action in employment, if a plan exists.

(6) The school board's procedure to inform participants, beneficiaries, and interested persons of the protections against discrimination contained in State and Federal law.

(7) The school board's procedure for determining school district employee compliance with State and Federal law prohibiting discrimination.

(8) The school board's procedure for securing assurances that the vendors, contractors, and other public and private agencies with which it does business are in compliance with State and Federal law prohibiting discrimination.

(9) The school board's policies with regard to married students, student parents, pregnancy, childbirth, termination of pregnancy, and recovery.

(10) The school board's procedure for determining that counseling services and instructional materials are in compliance with State and Federal law prohibiting discrimination.

(11) The board's procedures for personnel recruitment, selection, compensation, assignment, promotion, and termination.

(c) The Commissioner or his designee may require a school board to submit additional information to support a statement of compliance.

EDU 663 Duties of the Commissioner of Education

(a) Upon receipt of the school board's statement of compliance and the supporting data, the Commissioner shall process the data and forward it to the Commissioner of Human Rights, pursuant to Minnesota Statutes, Section 124.15, Subd. 2a. (1975).

(b) Within ninety days of the receipt of the data, the Commissioner of Education shall review it to determine whether a school district is in compliance with Federal law prohibiting discrimination.

(c) If, after review of the data, it appears to the Commissioner that a violation of Federal law exists, the Commissioner shall make a prompt investigation.

(d) If the investigation indicates noncompliance with Federal law, the Commissioner shall inform the school district.

(e) If the noncompliance cannot be resolved by informal means, the Commissioner may proceed to suspend or terminate Federal assistance.

EDU 664-679 Reserved for future use

CHAPTER THIRTY-ONE: EDU 680-699
COMMUNITY SERVICES
(NEW MATERIAL)

Edu 680 Philosophy

The community education program, the basis for providing community services, is an education-based partnership between the community and the formal education system whereby the resources of both are used as available for the continuing growth or betterment of both.

Edu 681 Inclusions

Community services, as defined for school districts, includes all services rendered by a school district for those persons not enrolled as elementary and secondary pupils during the calendar year. Any program exclusively for elementary and secondary pupils or for which such pupils constitute a quota or minimum number are ineligible as community services. However, any program open to the public without educational level restrictions may be qualified, even if elementary and secondary pupils are enrolled.

Edu 682 Limitation an Aids and Levies

General purpose community education aids and levies may not replace financing specifically provided by categorical aids or other dedicated financing.

General purpose community education funds shall not be used for adult vocational training. An exception may be permitted when the advisory council deems that the vocational training has a special community significance in addition to individual benefit.

Community service funds shall be used for community service administration and leadership, the expansion of existing programs, the implementation of new programs and the maintenance of existing programs.

Edu 683 Financing

All community service activities, regardless of financing, shall be operated from the Community Service Fund, No. 4, and not the General Fund, No. 1. Year-end balances from this fund are to be reserved for future community service activities and shall not be transferred to other funds. Capital Expenditure Fund monies may be transferred into the Community Service Fund for equipment or other capital expenditures. In addition,General Fund monies may be transferred into the Community Service Fund for any purpose of that fund. All fees collected for any community service program shall also be deposited into the community service fund.

Edu 684 The District Advisory Council

1. The advisory council on community services to the district shall be composed of members who represent a cross section of various community organizations, agencies and interested citizens. The important factor in determining the size of the council is to have representation and input from the various facets of the school district population.

2. Recommendations for the use of Community Service Funds shall be made by the advisory council to the district board of education. The school board retains final authority in deciding which programs are to be adopted and how they are to be implemented. The school board shall not initiate any programs which do not have prior approval and favorable recommendation of the advisory council.

3. Each advisory council shall have a minimum of four meetings per school year.

Edu 685 Community School Directors

Where a school district employs a community school director, all community education funds shall be administered by the community school director. However, any community education program financed by categorical aids from the State Department of Education may be exempted from this rule by action of the local board of education.

Edu 686 Levy Effort

For purposes of Laws 1975, Chapter, Sec. (M.S. 124.271, Subd. 1), any district which did not qualify for a community school levy in 1974, shall be deemed not to have levied at the maximum permissible.

Edu 687 Annual Report

Each year on or before June 20, each district having a community service levy shall report to the Department of Education on forms authorized by the Commissioner.

Edu 688-699 Reserved for Later Use

State of Minnesota

Department of Education
Capitol Square, 550 Cedar Street
St. Paul, Minnesota 55101

STATE OF MINNESOTA
County of Ramsey

IN THE MATTER OF: The proposed adoption of rules of the state board of education amending "Minnesota Administration Rules and Regulations -- Rules and Regulations of the State Board of Education", 1973 Edition and as amended in 1974.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held pursuant to M.S. 1974 Section 15.0412, Subdivision 4, on the above entitled matter in the Capitol Square Building, Room 716, St. Paul, Minnesota 55101, on Thursday, December 18, 1975, commencing at 9:00 a.m., and continuing until all representatives of school districts, associations or other interested persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted without appearing at the hearing.

A copy of the proposed rules Edu 41, 141-159, 660-679 and 680-699 is attached hereto. Additional copies will be available at the door on the date of the hearing.

STATE OF MINNESOTA
Department of Education

Commissioner of Education

CERTIFICATE

STATE OF MINNESOTA
County of Ramsey

In the matter of the proposed adoption of rules of the state board of education amending and supplementing MINNESOTA ADMINISTRATIVE RULES AND REGULATIONS --- Rules and Regulations of the State Board of Education, 1973 Edition and the 1974 Supplement:

I hereby certify that on November 13, 1975, I gave to Harold Klecker all labels and sheets which constituted the complete list of persons, associations and other interested groups who as of that date had requested pursuant to M.S. 1967 Section 15.0412 Subd. 4, that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

Joan Anderson Growe
Secretary of State

By Cecil Dion

EDUCATION

Agre, Dr. Courtland L., Augsburg College, Mpls.

Anderson, Agnes M., Marshall, MN

Anderson, Mrs. Donald B., 3030 Scott Ave. N., Mpls. 55422

Antolak, Thomas J., 234 Kennard St., St. Paul 55106

Bastian, Gary W., Senate IRC, 110 State Office Bldg., St. Paul, MN 55155

Beckman, Vernon E., Dept. Speech & Theatre Arts, Mankato St. Coll., Mankato 5600

Bemidji St. Coll., Placement Bureau Office., Bemidji 56601

Berg, Catherine, 1340 Brainerd Ave., Duluth

Berry, Ed, Box 144, Emmons 56029

Block, Robert, Ind. Sch. Dist. #318 Grand Rapids, MN 55744

Bloomington Pub. Schs., Vernon Humbert, 10025 Penn Ave. S., Bloomington 55431

Borgen, N. John, South Central MN Uniserv Cluster, 423 3rd Ave. SE, Rochester 55

Boven, Earl H., 910 Builders Exchange Bldg., Mpls. 55402

Brown, LeRoy, 145 Univ. Ave. St. Paul 55103

Card, Glenn H., Stowe Jr. High School, Duluth

Catholic Ed. Center - Supt. & Coord., 251 Summit Ave., St. Paul 55102

Christensen, Dr. Donald, Ind. Sch. Dist. #196, Rosemount 55068

Cofell, William L., St. John's Univiversity, Collegeville, MN

Curtis, Dr. E. Louise, Prof. Ed., U of M, Morris 56267

Davoli, Raymond M. , St. Paul Tech. Voc. Inst., 235 Marshall Ave., St. Paul 5510

Day, Paul M., Senior High School, Fairbault

Deephaven Montessori School, Inc., 188 S. Circle A Dr., Wayzata 55391

Diocese of St. Paul, 244 Dayton Ave., St. Paul

Doty, Dr. Ralph R., Dept. Ed., College of St. Scholastica, Duluth 55811

Erwin, Ray, Box 365, R. 4, Stillwater 55082

Faust, C.E., Mankato State College, Mankato 56001

Frank, Dr. Otto, Dean Sch. Education, Winona State College, Winona 55987

Gavin, Dr. Gordon, Mankato State College, Mankato 56001

Gettinger, D.E., Stillwater Senior High, 523 W. Marsh St., Stillwater 55082

Gilbert, Rev., John R., 251 Summit Avenue., St. Paul 55102

Gillett, Dean, Graduate School, St. Cloud State College, St. Cloud 56301

Goldberg, Paula, 5315 James Ave. S., Mpls. 55419

Grant, Claribel, 2017 SE Second Ave., Austin 55912

Habiger, Rt. Rev., Msgr. James D., 275 Harriet Street, Winona 55987

Hale, Rodney, Ind. Sch. Dist. #833, 8040 80th St. S. Cottage Grove 55016

Hansen, Mrs. Joyce, John Clark Elementary School, Rockville 56369

Hanson, Jeannie, UWW, 331 Nolte Center, Mpls. 55455

Harris, Larry, Mpls Pub Schs, 807 NE Broadway, Mpls 55413

Hoge, Zorada K., 1642 York Ave., St. Paul 55106

Hoglund United Sales, Inc., S. Hwy. 25, Monticello

Hoover, Mrs. Nancy, 2432 Sheridan Ave. S., Mpls. 55405

Humbert, Vernon, Ind. School Dist. #271, 10025 Penn Ave. S., Bloomington 55431

Jones, James A., Macalester College, Biology, St.Paul 55105

Karsten, H.C., Mpls Pub Schs, 807 NE Broadway, Mpls. 55413

Kayser, Richard M., 360 Colborne St., St. Paul 55102

Kelly, Mrs. Marlan L., Librarian, Voc. High School, Mpls.

Kinstler, Mrs. Ann, 555 Cedar St., St. Paul 55101

EDUCATION

Kockelman, Ron P., Alexandria Pub. Schls., Alexandra 56308

Kurtz, Mrs. Kirsten, MN Nurses Assn., 1821 Univ. Ave., St. Paul 55104

Lachelt, Ruth, Ind. Sch. Dist #738, Holdingford 56340

Larson, Principal Harold, Excelsior High School, Excelsior

Library School, U of M, 3 Walter Library, Mpls. 55455

Maag, Raymond E., 122 W. Franklin, Rm. 525, Mpls. 55404

Miller, Dr. Joseph W., Box 144, Moorhead State College, Moorhead 56560

Mpls. Gas Company, 739 Marquette Ave., Mpls. 55402

Mpls. & Henn. County Mental Health Clinic, 619 S. 5th St., Mpls. 55415

MN Ass'n for Ed.YoungChildren Rm373 So.Griggs-MidwayBldg,1821 Univ.,St.Paul 55104

MN Assn. of Sch. Personnel Administrators, Att: James W. Andress, 4148 Winnetka N. Mpls. 55427

MN Education Ass'n., 41 Sherburne Ave., St. Paul 55103

MN School Bus Operators Ass'n., Fairbault

MN State Advisory Council for Voc. Ed., 555 Wabasha, Suite 201, St. Paul 55102

MN State Federation of Teachers, 2147 Univ. Ave., St. Paul 55114

lueller, Van D., 218 Health Serv. Bldg., St. Paul Campus UM, St. Paul 55101

ordrum, Lee M., Audiovisual Center, Moorhead State College, Moorhead 56560

orsted, LeRoy V., Independent School Dist. #279, Osseo 55369

ydahl, Dr. Theodore L. , Dean of Arts & Science, Mankato State College, Mankato 56001

stern, Bill, 513 South Section, Spring Valley 55975

terson, Mrs. Gladys Holt, 330 E. M'haha Pkwy., Mpls. 55419

mussen School of Business, Att: W.C. Nemitz, 160 W. 9th St., St. Paul 55102

EDUCATION

Rayburn, Kathryn, 513 32nd St. NE, Rochester 55901

Richfield Pub. Schools, J.B. Michel, 70th & Harriet Ave., Richfield 55423

Rieder, Rev., David, 810 St., Germaine St., St. Cloud, 56301

Rivers, Geo. T., 2513 Orchard Lane, White Bear Lake, 55110

Robbins, Dr. Glaydon D., Moorhead State College, Moorhead 56560

Rosenmeier & Simonett, 72 Broadway, Little Falls 56345

Runbeck, Dr. Junet E., Bethel College, 3900 Bethel Drive, St. Paul 55112

St. Paul Federation of Teachers, Att: J.D. Robinson, 555 Wabasha, Rm. 212, St. 551

Sause, Mrs. Carolyn A., 4223 Heathcote Rd., Wayzata 55391

Scarborough, Bill U of M, Div. Ed., Morris 56267

Schroeder, Erlen O., Lutheran High School, Mayer 55360

Shimitz, Richard A., Ind. Sch. Dist. #425, Silver Lake 55381

Sister Marilyn Micke, Education Center, 2410 Morris Thomas Rd., Duluth 55811

Smith, Robert L., 812 Osceola Ave., St. Paul 55105

Southwest MN State College, Att: K.L. Peatross, Marshall, 56258

Stalder, Mrs. Eliz., Jackson School, 437 Edmund Ave., St. Paul 55103

Stuart, Roy O., Art Instruction Schools, 500 S. 4th St., Mpls. 55415

Turner, Mrs. Marian, 303 3rd St., Chatfield 55923

Tyler, Mrs. Helen C., Mpls. Public Schools, 807 NE Bdwy, Mpls. 55413

Vermill, John E. Prof., Dept. Secondary Ed., UM, Duluth 55812

Ward, Rt. Rev. Msgr. John, 526 N. Highland Ave., New Ulm 56073

White, Kenneth E., Dept. Education, Hamline Univ. , St. Paul 55101

Whitten, Anne M., 1299 Grand Ave., Apt. 305, St. Paul

Wicks, Larry E., Rochester Education Assn., Rochester 55901

Wilken, Claudius W., St. Paul Pub. Schs., 360 Colborne - 4th Floor, St. Paul 5510?

EDUCATION

Wilkens, Kenneth G., Dept. Comm. & Theatre Arts, St. Olaf College, Northfield 5505

Wollins, Dr. Richard, Southwest MN State College, Marshall 56258

alpha

PHILLIPS LEGISLATIVE SERVICE
459 RICE STREET • ST. PAUL, MINN. 55103 • TELEPHONE 227-7771

x Votes with organization majority (DFL)
* Votes with organization minority (Repub.)
\# Independent
n New member

January 7th, 1975

MEMBERS OF SENATE - 1975 MINNESOTA LEGISLATURE

	NAME	DISTRICT	ADDRESS
x	Anderson, Jerald C.	19	Box 460, North Branch 55056
x	Arnold, Norbert	3	R. 1, Box 93, Pengilly 55775
*	Ashbach, Robert O.	48	1585 Lake Johanna Blvd., Arden Hills 55112
*	Bang, Otto, Jr.	39	5200 Duggan Plaza, Edina 55435
#	Berg, Charles	15	Chokio 56221
*	Bernhagen, John	22	Rt. 1, Hutchinson 55350
*	Blatz, Jerome V.	38	11044 Glen Wilding Lane, Bloomington 55431
x	Borden, Winston W.	13	514 Grove, Brainerd 56401
*	Brown, Robert J.	51	106 W. Wilkin St., Stillwater 55082
x	Chenoweth, John C.	66	1126 Ivy St., St. Paul 55106
x	Chmielewski, Florian	14	Sturgeon Lake 55783
x	Coleman, Nicholas D.	65	79 Western Ave. N., St. Paul 55102
x	Conzemius, George	25	800 W. Hoffman, Cannon Falls 55009
x	Davies, Jack	60	3424 Edmund Blvd., Mpls. 55406
x	Doty, Ralph R.	8	4107 Dodge St., Duluth 55804
*	Dunn, Robert	18	708 4th St. So., Princeton 55371
*	Fitzsimons, Richard W.	1	192 S. 6th St., Warren 56762
*	Frederick, Mel	32	414 Clyde St., West Concord 55985
x	Gearty, Edward	54	3810 Xerxes Ave. N., Mpls. 55412
x	Hansen, Baldy (C.R.)	31	100 S.E. 1st St., Austin 55912
*	Hansen, Mel	61	4505 28th Ave. S., Mpls. 55406
*	Hanson, Roger	10	Vergas 56587
x	Hughes, Jerome M.	50	1978 Payne Ave., Maplewood 55117
x	Humphrey, Hubert H. III	44	8116 40th Ave. N., New Hope 55427
*	Jensen, Carl A.	28	209 1st Ave. S., Sleepy Eye 56085
*	Josefson, J. A.	20	310 N. Grant, Minneota 56264
*	Keefe, John	40	201 Oakwood Rd., Hopkins 55343
x	Keefe, Stephen	59	4217 Garfield Ave. S., Mpls. 55409
*	Kirchner, William G.	37	6830 Newton Ave. S., Richfield 55423
x	Kleinbaum, Jack	17	1100 23rd Ave. N., St. Cloud 56301
*	Knutson, Howard A.	53	1907 Wood Lane, Burnsville 55378
*	Kowalczyk, Al	45	6016 70th Ave. N., Brooklyn Park 55429
*	Larson, Lew W.	35	Mabel 55954
x	Laufenburger, Roger A.	34	Main Street, Lewiston 55952
x	Lewis, B. Robert	41	1601 Hillsboro Ave. S., St. Louis Park 55426
x	McCutcheon, Bill	67	2238 Edgebrook, St. Paul 55119

	NAME	DISTRICT	ADDRESS
xn	Merriam, Gene	47	2924-116th Ave. NW, Coon Rapids 55433
x	Milton, John	49	4101 East County Line Road, White Bear Lake 55110
x	Moe, Roger D.	2	706 East 3rd Ave., Ada 56510
*	Nelson, Rolf	43	3820 Bassett Creek Drive, Golden Valley 55422
x	North, Robert	62	1642 Blair Ave., St. Paul 55104
*	Ogdahl, Harmon T.	58	5026 Morgan Ave. S., Mpls. 55419
x	Olhoft, Wayne	11	Herman 56248
x	Olson, Alec G.	21	R.R. 1, Spicer 56288
x	Olson, Howard D.	27	R. 3, St. James 56081
*	Olson, John L.	26	612 Lake St., Worthington 56187
*	O'Neill, Joseph T.	63	1381 Summit Ave., St. Paul 55105
*	Patton, John	30	1007 South Moore, Blue Earth 56013
x	Perpich, Anthony J.	6	4 Lakeside Drive South, Eveleth 55734
x	Perpich, George F.	5	104½ Lake St. West, Chisholm 55719
*	Pillsbury, George S.	42	1320 Bracketts Point Rd., Wayzata 55391
x	Purfeerst, Clarence M.	24	R. 2, Faribault 55021
*	Renneke, Earl W.	23	R. 2, LeSueur 56058
x	Schaaf, David D.	46	6550 E. River Rd., Apt. 215 Fridley 55432
xn	Schmitz, Robert J.	36	R.R. #1, Jordan 55352
x	Schrom, Ed	16	Albany 56307
*	Sillers, Douglas H.	9	Rt. 2, Moorhead 56560
x	Solon, Sam George	7	616 W. 3rd St., Duluth 55806
x	Spear, Allan H.	57	2204 Seabury Ave. South, Mpls. 55406
*	Stassen, J. Robert	52	2320 Kraft St., South St. Paul 55075
x	Stokowski, Eugene	55	2231 Stinson Blvd., Mpls. 55418
xn	Stumpf, Peter	64	1283 Danforth, St. Paul 55117
x	Tennessen, Robert J.	56	2564 Upton Ave. South, Mpls. 55405
*	Ueland, Arnulf, Jr.	29	2013 Roe Crest Drive, North Mankato 56001
x	Wegener, Myrton O.	12	Bertha 56437
x	Willet, Gerald L.	4	207 Mill Road, Park Rapids 56470

* * * * *

NOTE:

The Senate seat in District 33 is vacant. An election will be held on February 1st, 1975, to fill this vacancy.

alpha

PHILLIPS LEGISLATIVE SERVICE
459 RICE STREET • ST. PAUL, MINN. 55103 • TELEPHONE 227-7771

x Votes with organization majority (DFL)
* Votes with organization minority (Repub)
n New member

January 7th, 1975

MEMBERS OF HOUSE - 1975 MINNESOTA LEGISLATURE

NAME	DISTRICT	ADDRESS
xn Abeln, Lyle	38B	10930 Thomas Avenue S., Bloomington 55431
xn Adams, Leo G.	44B	3657 Maryland Ave. N., New Hope 55427
* Adams, Salisbury	42B	60 Myrtlewood Road, Wayzata 55391
*n Albrecht, Raymond J.	23A	Brownton 55312
x Anderson, Glen H.	15B	Rural Route, Bellingham 56212
x Anderson, Irvin N.	3A	909 - 13th St., International Falls 56649
xn Arlandson, John	41A	1304 S. Tyrol Trail, Golden Valley 55416
xn Beauchamp, David	9A	1211 - 25th Avenue So., Moorhead 56560
xn Begich, Joseph R.	6A	1001 W. 2nd St., Eveleth 55734
x Berg, Tom	56B	2112 Newton Ave. S., Mpls 55405
x Berglin, Linda	59A	2309 Clinton Ave. S., Mpls 55404
* Biersdorf, John S.	32A	409 E. Broadway, Owatonna 55060
xn Birnstihl, Orv	24B	Rt. 5, Western Ave., Faribault 55021
x Braun, Arthur M.	1A	Box 10, Greenbush 56726
x Brinkman, Bernard J.	16B	Box 435, Richmond 56368
xn Byrne, Peggy	64B	524 Van Buren Ave., St. Paul 55103
* Carlson, Arne	58B	4301 Fremont Ave. S., Mpls 55409
x Carlson, Lyndon R.	44A	5819 Halifax Ave. No., Brooklyn Center 55429
xn Carlson, Roy	14A	350 - 8th St., Pine City 55063
x Casserly, James R.	56A	1100 Vincent Ave. N., Mpls 55411
xn Clark, Janet	60A	3025 Cedar Ave. S., Mpls 55407
xn Clawson, John T.	19A	Box 336, Center City 55012
xn Corbid, John	1B	Rt. 2, Oklee 56742
x Dahl, Harold J.	22B	Box 337, Howard Lake 55349
*n Dean, William D.	58A	5225 York Ave. S., Mpls 55410
* DeGroat, Frank H.	10A	Lake Park 56554
x Dieterich, Neil B.	62A	2171 Knapp St., St. Paul 55108
xn Doty, Gary	8A	116 Parkland Ave., Duluth 55805
x Eckstein, A. J.	28B	411 S. State, New Ulm 56073
x Eken, Willis R.	2B	Twin Valley 56584
x Enebo, Stanley A.	60B	3304 E. 25th St., Mpls 55406
* Erickson, Wendell O.	26B	Hills 56138
* Esau, Gilbert	28A	Mountain Lake 56159

NAME	DISTRICT	ADDRESS
*n Evans, R. G.	29A	1104 Woodland Ave., Mankato 56001
*n Ewald, Douglas R.	40A	15025 Highland Trail, Minnetonka 55343
x Faricy, Ray W.	63A	2240 Goodrich Ave., St. Paul 55105
* Fjoslien, David O.	11B	Rt. 2, Brandon 56315
* Forsythe, Mary M.	39A	4605 Edina Blvd., Edina 55424
*n Friedrich, Donald	32B	Rt. 3, Rochester 55901
x Fudro, Stanley J.	55A	2322 2nd St. N.E., Mpls 55418
x Fugina, Peter X.	5A	5 Merritt Drive, Virginia 55792
xn George, Michael J.	50A	1140 Park Ave., Mahtomedi 55115
x Graba, Joseph P.	10B	Rt. 1, Box 94, Wadena 56482
x Hanson, Walter R.	62B	1136 Hague Ave., St. Paul 55104
x Haugerud, Neil	35A	Rt. 3, Preston 55965
* Heinitz, O. J.	43A	2555 Queensland Lane, Wayzata 55391
xn Hokanson, Shirley	37A	7345 Russell Ave. S., Richfield 55423
x Jacobs, Joel	47A	11932 Zion Street, Coon Rapids 55433
x Jaros, Mike	7B	162 W. Palm St., Duluth 55811
xn Jensen, Robert C.	53B	17837 Flagstaff Ave. W., Farmington 55024
x Johnson, Carl M.	23B	Rt. 3, Box 124, St. Peter 56082
x Johnson, Douglas J.	6B	Box 14, Cook 55723
* Jopp, Ralph	36A	Mayer 55360
x Jude, Tad	42A	5230 Sulgrove Road, Mound 55364
x Kahn, Phyllis	57A	100 Malcolm Ave. S.E., Mpls 55414
*n Kaley, J. R.	33A	1409 - 29th St. N.W., Rochester 55901
xn Kalis, Henry J.	30A	Walters 56092
xn Kelly, Randy C.	66B	1879 E. 7th, St. Paul 55119
x Kelly, William N.	2A	430 - 10th Ave. N., East Grand Forks 56721
xn Kempe, Arnold E.	67A	28 Amelia Court, West St. Paul 55118
x Kempe, Ray	53A	310 Christine Lane, West St. Paul 55118
xn Ketola, Marvin E.	14B	616 - 14th St., Cloquet 55720
* Knickerbocker, Gerald	40B	10100 Minnetonka Blvd, Minnetonka 55343
x Knoll, Franklin J.	61A	5316 - 1st Ave. S., Mpls 55419
x Kostohryz, Richard	50B	2478 E. Indian Way, North St. Paul 55109
xn Kroening, Carl	54A	3539 Vincent Ave. N., Mpls 55412
* Kvam, Adolph L.	22A	25 W. Lockerbie, Litchfield 55355
* Laidig, Gary	51A	114 N. 4th St., Bayport 55003
xn Langseth, Keith	9B	Rt. 2, Glyndon 56547
x Lemke, Richard	34A	Rt. 1, Lake City 55041
x Lindstrom, John C.	21A	415 W. 7th St., Willmar 56201
xn Luther, William P.	45B	6925 Dallas Road, Brooklyn Center 55430

NAME	DISTRICT	ADDRESS
xn Mangan, Tom	19B	533 Bean St., Anoka 55303
x Mann, George L.	27A	Rt. 1, Windom 56101
x McCarron, Paul	46A	732 - 82nd Ave. N.E., Spring Lake Park 55432
* McCauley, M. J.	34B	404 E. Howard St., Winona 55987
xn McCollar, Maurice	49B	3563 White Bear Ave., White Bear Lake 55110
x McEachern, Bob	18B	601 N. Walnut, St. Michael 55376
xn Meier, Claudia M.	18A	Rt. 2, Rice 56367
xn Menning, Marion	26A	Box 464, Edgerton 56128
xn Metzen, James P.	52A	401 Orchard Lane, South St. Paul 55075
x Moe, Donald M.	65B	417 Grand Ave., St. Paul 55102
x Munger, Willard M.	7A	1121 - 70th Ave. W., Duluth 55807
xn Neisen, Howard J.	49A	5150 Irondale Road, Mounds View 55112
*n Nelsen, Bruce	12A	Rt. #1, Staples 56479
x Nelson, Ken	59B	3816 Nicollet Ave. S., Mpls 55409
* Niehaus, Joseph T.	16A	Rt. 3, Sauk Centre 56378
x Norton, Fred C.	65A	701 Fairmount Ave., St. Paul 55105
xn Novak, Steven G.	48A	2110 - 14th St. N.W., New Brighton 55112
xn Osthoff, Tom	64A	766 W. Maryland Ave., St. Paul 55117
x Parish, Richard J.	43B	2565 Vale Crest Road, Golden Valley 55422
x Patton, Al	17A	Box 8, Sartell 56377
x Pehler, James	17B	734 - 14th Ave. S., St. Cloud 56301
*n Peterson, Darrel L.	27B	Rt. 3, Fairmont 56031
xn Petrafeso, Paul	41B	3200 Virginia Ave. S., St. Louis Park 55426
xn Philbrook, B. J.	48B	2755 Rice St., St. Paul 55113
* Pleasant, Ray O.	39B	9841 Xerxes Curve, Bloomington 55431
x Prahl, Norman	3B	Box 8, Keewatin 55753
xn Reding, Leo J.	31B	709 - 12th Ave. N.W., Austin 55912
x Rice, James I.	54B	2220 Vincent Ave. No., Mpls 55411
x Sabo, Martin O.	57B	3129 E. 22nd St., Mpls 55406
x St. Onge, Douglas	4A	Rt. 4, Box 387, Bemidji 56601
x Samuelson, Don B.	13A	1018 Portland Ave., Brainerd 56401
x Sarna, John J.	55B	2837 Ulysses St. N.E., Mpls 55418
* Savelkoul, Henry J.	31A	1100 Cedar, Albert Lea 56007
* Schreiber, William H.	45A	10001 Zane Ave. N., Brooklyn Park 55443
x Schulz, Victor	25B	Rt. 1, Goodhue 55027
xn Schumacher, Wayne	15A	Rt. 1, Glenwood 56334
* Searle, Rodney N.	30B	Rt. 1, Waseca 56093
xn Setzepfandt, A. O. H.	21B	Box 356, Bird Island 55310
x Sherwood, Glen	4B	Star Rt. 60, Pine River 56474

NAME	DISTRICT	ADDRESS
x Sieben, Harry, Jr.	52B	1311 W. 17th St., Hastings 55033
x Sieben, Michael R.	51B	1652 Cedar Lane, Newport 55055
*n Sieloff, Ron	63B	1934 Rome Ave., St. Paul 55116
xn Simoneau, Wayne	46B	465 - 57th Place N.E., Fridley 55432
xn Skoglund, Wesley J.	61B	5701 - 19th Ave. S., Mpls 55417
x Smith, Howard E.	13B	116 W. Main St., Crosby 56441
xn Smogard, Ellsworth G.	20A	Rt. 2, Madison 56256
x Spanish, John J.	5B	Box 575, Hibbing 55746
x Stanton, Russell P.	20B	Arco 56113
xn Suss, Ted L.	36B	Box 319, Prior Lake 55372
x Swanson, James C.	37B	6827 - 5th Ave. S., Richfield 55423
x Tomlinson, John D.	67B	2176 Glenridge Ave., St. Paul 55119
* Ulland, James	8B	Rt. 6, Box 181, Duluth 55804
x Vanasek, Robert E.	24A	807 - 3rd St. N.E., New Prague 56071
x Vento, Bruce F.	66A	1534 Atlantic, St. Paul 55106
x Voss, Gordon O.	47B	11120 N.E. 7th St., Blaine 55434
xn Wenstrom, Gene R.	11A	Box 44, Elbow Lake 56531
x Wenzel, Stephen G.	12B	312 S.E. 3rd St., Little Falls 56345
xn White, James	25A	512 Oak St., Farmington 55024
xn Wieser, Al, Jr.	35B	704 S. 4th St., LaCrescent 55947
* Wigley, Richard E.	29B	Rt. 2, Lake Crystal 56055
xn Williamson, Bruce	38A	121 W. 90th St., Bloomington 55420
*n Zubay, Ken	33B	1326 - 2nd St. N.W., Rochester 55901

* * * * *

AFFIDAVIT OF MAILING

In the matter of the proposed adoption of rules of the state board of education amending and supplementing MINNESOTA ADMINISTRATIVE RULES AND REGULATIONS — Rules and Regulations of the State Board of Education, 1973 Edition and as amended in 1974:

Gary Nachman, being first duly sworn, deposes and says: That on the 18 day of November 1975, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on labels referred to in the attached Certificate of the Secretary of State as well as the list of all persons on file in the office of the Commissioner of Education.

Gary Nachman

Gary Nachman
Research, State Aids & Statistics Section

Myrtle A. Benson

MYRTLE A. BENSON
Notary Public, Ramsey County, Minnesota
My Commission Expires June 14, 1977.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of Proposed
Rules Relating to Early
Graduation, Amending
Edu 41(b)

STATEMENT OF NEED

The above captioned rules are amendments to existing rules of the State Department of Education. The last time the above captioned rules were amended was February 16, 1971.

The need to adopt this amendment is to define the phrase early graduation as it is contained within Minn. Stat. § 120.80 (1974). It is necessary to clearly preclude from the definition of early graduation, for purposes of receiving state aid, those students who graduate after the date on which they would normally have graduated but prior to the completion of another academic year. Those schools with late graduates will receive state aid on a pro rata basis for full time equivalence.

COMMISSIONER OF EDUCATION

Howard B. Casmey

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of Proposed
Rules Relating to Health
Education, Amending Edu
141(b) and 142(b)

STATEMENT OF NEED

The above captioned rules are amendments to existing rules of the State Department of Education. The last time the above captioned rules were amended was November 4, 1975.

The need to adopt these rules arises because Minn. Stat. § 126.02 (1974) makes health education a required course of study in all public schools. It is therefore necessary that each school maintain on file a written course of study for the health education program so that the schools may show compliance with the state law.

COMMISSIONER OF EDUCATION

Howard B. Casmey

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of Proposed Rules
Relating to Community Service,
Edu 680-699.

STATEMENT OF NEED

The above captioned rules are not amendments to existing rules of the State Department of Education.

The need to adopt these rules arises because:

Edu 680 - Philosophy--This rule is necessary so that the purposes of Community Service programs are specified in some detail.

Edu 681 - This rule is needed to define which programs are included within community service education.

Edu 682 - Limitations on Aids and Levies--Because State and Federal funds are already provided for K-12 programs, and because adult vocational programs already receive Federal and State money and do not need additional monies, this rule is necessary to state that community service funds shall be used for all programs and leadership outside of the K-12 program not previously State or Federally funded.

Edu 683 - Financing--This rule is needed to insure that community service funds are accounted for and used for what they were intended, therefore, a separate fund #4 is provided in the Accounting Manual; furthermore, because community service funds may not be adequate, general fund and capital expenditure monies may be transferred to community service fund #4.

Edu 684 - 1. Minn. Stat. § 121.88 allows the establishment of citizen advisory councils, this rule is necessary to provide good cross representation from the community on those councils.

2. This rule is necessary to explain the duties of the school districts with respect to the recommendations of the citizen advisory councils.

3. This rule is necessary to set forth the minimum number of times that the citizen advisory councils should meet. It is believed that the councils should meet at least four times each school year.

Edu 685 - Community School Directors--This rule is necessary to specify the fiscal responsibilities of community school directors, if such a person is employed by a school district. It is also deemed necessary to exempt categorical aids from this rule.

Edu 686 - Levy Effort--This rule is needed to remind school districts of the requirement in law that any district that did not levy or levied under their maximum potential in 1974 shall not receive state aid for 1975.

Edu 687 - Annual Report--This rule is necessary for accountability purposes and to provide necessary feedback.

COMMISSIONER OF EDUCATION

HOWARD B. CASMEY

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COMMISSIONER OF EDUCATION

Howard B. Casmey

HOWARD B. CASMEY

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of the Proposed
Adoption of Rules of the State
Department of Education Defining
Early Graduation Edu 41(b)(1)

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Minnesota State Board of Education and Howard B. Casmey, Commissioner of the State of Minnesota, on the 18th day of December, 1975, at 9:00 a.m. in Room 716, Capitol Square Building, St. Paul, Minnesota, after proper notice required by M.S. 1975, Section 15.0412 was served upon all persons, associations, and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements, and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files, and proceedings herein, I find the following:

EDU 41(b) makes provision for early graduation in Minnesota Statutes 120.80. Since there existed no definition of early graduation, it was determined that Minnesota Statutes 120.80 could not be implemented without defining early graduation. It was necessary to clearly preclude from the definition of early graduation those students who graduate after the date on which they would not normally have graduated, but prior to the completion of another academic year. This definition supports the apparent legislative intent to encourage schools to allow accelerated students to graduate early. Absent such aid, schools tended not to allow early graduation because such early graduates cost the schools state aids. If the definition were to include late graduates who graduated in the middle of a year, it could have the adverse effect of encouraging schools to hold back otherwise qualified graduates, and was not the apparent legislative intent. Edu 41(b)(1) specifically defines early graduation; thus making it possible to implement the above stated statute.

STATE OF MINNESOTA
INSTRUCTION DIVISION

HOWARD B. CASMEY
STATE EDUCATION COMMISSIONER

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of the Proposed Adoption of Rules of the State Department of Education Governing Elementary and Secondary Health Education Programs Edu 141(b) and Edu 142(b)

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Minnesota State Board of Education and Howard B. Casmey, Commissioner of the State of Minnesota, on the 18th day of December, 1975, at 9:00 a.m. in Room 716, Capitol Square Building, St. Paul, Minnesota, after proper notice required by M.S. 1975, Section 15.0412 was served upon all persons, associations, and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files, and proceedings herein, I find the following:

EDU 141(b) and EDU 142(b) - Minnesota Statutes 126.02 (1974) makes health education a required course of study in all public schools. The existing regulations do not include the words "health education program"; therefore, it becomes necessary in order to carry out the provisions in Minnesota Statutes 126.02 to add the words "health education program" to both Edu 141(b) and Edu 142(b).

STATE OF MINNESOTA
INSTRUCTION DIVISION

HOWARD B. CASMEY
STATE EDUCATION COMMISSIONER

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE HOWARD B. CASMEY
COMMISSIONER OF EDUCATION

In the matter of the Proposed
Adoption of Rules of the State
Department of Education Governing
Community Service Programs Edu
680-699

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Minnesota State Board of Education and Howard B. Casmey, Commissioner of the State of Minnesota on the 18th day of December, 1975, at 9:00 A.M. in Room 716, Capitol Square Building, St. Paul, Minnesota, after proper notice required by M.S. 1975, Section 15.0412 was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, I find the following:

EDU 680 - sets forth the purpose of community service programs. Because those programs are relatively new, questions had arisen as to their scope and purpose. It was determined, based upon legislative mandate and testimony at the hearing, that the purpose is to provide a partnership between the community and the formal education system whereby the resources of both are used as available for the continuing betterment and growth of educational programs outside of the normal kindergarten through 12 program (hereinafter "K through 12).

EDU 681 - It was necessary to fully define community service programs. The legislative intent was to provide preschool adult and other education and recreation programs outside of the normal K through 12 program. As such, the definition in 681 comports with that legislative intent.

EDU 682 - Because adult vocational training programs already receive both state and federal monies, the amount of monies available for this program is limited; and the Legislature stated that these funds were to be used for nonvocational programs, it is both reasonable and prudent to preclude the use of community service funds for vocational training. However, situations may arise that would suggest that expenditures for such programs would be valid, a process for creating exceptions is appropriate. The requirement that exceptions be granted only with the concurrence of the advisory council, and local board approval is adequate protection from improper use of the exception clause.

It is also proper that community service funds be used not only for new programs but for expansion and continuing already established programs along with the administrative costs of those programs. The second paragraph of Edu 682 properly reflects that determination.

EDU 683 - to insure that community service funds are accounted for and used for their intended purpose it is necessary to adopt certain accounting practices. Edu 683 comports with generally accepted accounting principles and is adequate to protect the purposes of this program.

EDU 684 - Minnesota Statutes 121.88 requires the establishment of citizen advisory councils. The purpose of the councils is to provide cross representation from the community in order to ensure that the needs of the community are satisfied. The statute is silent as to the size of those councils, their function, and how often they should meet.

Edu 684 does not specify the exact size of the councils because it is recognized that local school districts themselves vary in size and will have different needs and interests to represent. Therefore, it is sufficient that the rule merely states that in determining size it is important to have representation and input from the various facets of the school district population.

It would be improper for the advisory council to have binding power on the school board, therefore, the school board should retain final authority over all programs as is stated in Edu 684.

A minimum of four meetings a year of the advisory council is proper if the council is to be of any real benefit in making recommendations to the school board.

EDU 685 - Minnesota Statutes 121.88 authorizes school districts to hire district-wide directors for community service programs. If such a person is hired, it is important that the director be responsible also for the fiscal aspects of the program. A director who did not have original responsibility for the funds of the program would not be as effective as a director that did have such responsibility. Therefore, Edu 685 places the administration of community service funds on the director subject to the supervision of the superintendent.

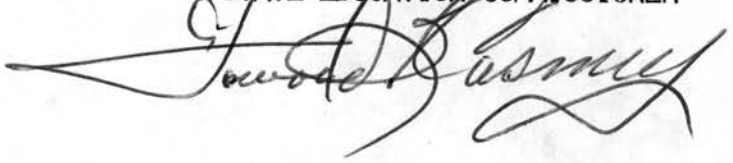
However, because categorical aids may be under the control of management of persons other than a director, it is appropriate to allow an exception for such funds where the local board deems that an exception is advisable.

EDU 686 - This rule states the statutory requirement that any district that did not levy or levied under their maximum potential in 1974 shall not receive state aid for 1975. Because many people refer only to the rules and fail to read the statutes, it is proper to include this requirement in the rules.

EDU 687 - To ensure that the program is administered properly and to assist the Department of Education to evaluate the program and to make reports to the Legislature, it is advisable that an annual report be required from participating school districts.

STATE OF MINNESOTA
INSTRUCTION DIVISION

HOWARD B. CASMEY
STATE EDUCATION COMMISSIONER



CERTIFICATE OF BOARD'S
ADOPTION OF RULES RESOLUTION

I, Howard B. Casmey, do hereby certify that I am secretary of the Board of Education, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board of Education duly and properly called and held on the 12th day of January, 1976; that a quorum was present at said meeting; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> RESOLVED that the rules amending and supplementing MINNESOTA ADMINISTRATIVE RULES AND REGULATIONS -- Rules and Regulations of the State Board of Education, 1973 Edition and as amended in 1974, identified as Minn. Reg. Edu 41, 141-159, and 680-699 be and hereby are approved and adopted pursuant to the authority invested in us by Minn. Stat. §§ 121.11 and 121.714 (1974) and that the commissioner of education be and hereby is authorized to sign an order adopting these rules.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 12th day of January, 1976.

Howard B. Casmey
HOWARD B. CASMEY, Secretary
State Board of Education

David L. Brandon
Officer, State Board of Education

CERTIFICATE OF BOARD'S
AUTHORIZING RESOLUTION

I, Howard B. Casmey, do hereby certify that I am secretary of the state board of education, a board duly authorized under the laws of the State of Minnesota, and that the following is true, complete, and correct copy of a resolution adopted at a meeting of the state board of education duly and properly called and held on the 10th day of November 1975; that a quorum was present at said meeting; and that a majority of those present voted for the resolution; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> RESOLVED, that the State Board of Education shall call a hearing for the purpose of informing the public concerning proposed rules of the Board amending Minnesota Rules and Regulations, 1973 Edition and the 1974 Supplement; and that the Commissioner of Education or his Deputy is authorized to sign an order and notice of such hearing to be conducted under rules of the board. IT IS FURTHER RESOLVED that the hearing on these proposed rules shall be held on Thursday, December 18, 1975, at 9:00 a.m. in Room 716, Capitol Square Building, St. Paul, Minnesota 55101.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 17th day of December 1975.

Howard B. Casmey
Secretary, State Board of Education

David C. Brandon Jr.
Attest by one other officer

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Board of Education Governing Adoption of Edu 40-59, Edu 140-159, and Edu 680-699

BEFORE David C. Brandon et al.
State Board of Education

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the State Board of Education of the State of Minnesota on the 18th day of December, 1975, at 9:00 a.m. in Room 716 Capitol Square Building, St. Paul, Minnesota 55101, after proper notice required by Minn. Stat. § 15.0412 (1974) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, the applicable statutory standards or criteria, and having confirmed the need for the above captioned rules.

NOW, THEREFORE, IT IS ORDERED that these rules identified as Edu 40-59, Edu 140-159, and Edu 680-699 are adopted this 12th day of January, 1976, pursuant to authority vested in me by the State Board of Education.

STATE OF MINNESOTA
Board of Education

HOWARD B. CASMEY, Secretary

STATEMENT OF COMPLIANCE WITH
MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Michael J. Bradley, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

Michael J. Bradley

MICHAEL J. BRADLEY
Special Assistant Attorney General

Dated: April 20, 1976.

MINNESOTA REGULATIONS EDU

Amendments and New Regulations Ordered Adopted
on January 12, 1976

NOTE: Changes or additions indicated by underlining; deletions by ~~strikeouts~~.

CHAPTER THREE: EDU 40-59

CLASSIFICATION FOR STATE AIDS, SPECIAL REQUIREMENTS FOR SECONDARY SCHOOLS

Edu 41 Minimum Pupil Load

(a) No change

(b) Grades 10-12. The minimum pupil load for regular pupils for each year of the senior secondary school period shall be four major credit courses, except as provisions are made for early graduation (M.S. 120.80).

(1) Early graduation is a process whereby a student through acceleration, accumulates the required number of units for graduation prior to the completion of the usual consecutive three (3) years of the senior secondary school period. A student graduating after the date on which he or she normally would have graduated cannot be claimed as an early graduate under M.S. 120.80. Such student's attendance must be recorded and aid claimed on the basis of full time equivalence.

CHAPTER EIGHT: EDU 140-159

HEALTH AND SAFETY EDUCATION INSTRUCTION AND TRAINING MINIMUM STANDARDS FOR ELEMENTARY AND SECONDARY SCHOOLS

Edu 141 Elementary Schools

(a) No change

(b) Elementary school course. There shall be a written course of study on file in each elementary school, which provides the content for the K-6 physical education program and health education program.

Edu 142 Secondary Schools

(a) No change

(b) Secondary school course. There shall be a written course of study on file in each secondary school, which includes the content of the 7-10 health education program.

CHAPTER THIRTY-ONE: EDU 680-699

COMMUNITY SERVICES
(All New Material)

Edu 680 Philosophy

The community education program, the basis for providing community services, is an education-based partnership between the community and the formal education system whereby the resources of both are used as available for the continuing growth or betterment of both.

Edu 681 Inclusions

Community services, as defined for school districts, includes services rendered by a school district beyond the regular K-12 program, as recommended by the Community Services Advisory Council and approved by the local board of education.

Edu 682 Limitation on Aids and Levies

General purpose community education aids and levies may not replace financing specifically provided by categorical aids or other dedicated financing.

General purpose community education funds shall not be used for adult vocational training. An exception may be permitted when the advisory council, with local board of education approval, deems that the vocational training has a special community significance in addition to individual benefit.

Community service funds shall be used for community service administration and leadership, the expansion of existing community service programs, the implementation of new community service programs, and the maintenance of existing community service programs.

Edu 683 Financing

All community service activities, regardless of financing, shall be operated from the Community Service Fund, No. 4, and not the General Fund, No. 1. Year-end balances from this fund are to be reserved for future community service activities and shall not be transferred to other funds. Capital Expenditure Fund monies may be transferred into the Community Service Fund for equipment or other capital expenditures. In addition, General Fund monies may be transferred into the Community Service Fund for any purpose of that fund. All fees collected for any community service program shall also be deposited into the community service fund.

Edu 684 The District Advisory Council

(a) The advisory council on community services to the district shall be composed of members who represent a cross section of various community organizations, agencies, and interested citizens. The important factor in determining the size of the council is to have representation and input from the various facets of the school district population.

(b) Recommendations for the use of Community Service Funds shall be made by the advisory council to the district board of education. The school board retains final authority in deciding which programs are to be adopted and how they are to be implemented. The school board shall not initiate any programs which do not have prior approval and favorable recommendation of the advisory council.

(c) Each advisory council shall have a minimum of four meetings per year.

Edu 685 Community School Directors

Where a school district employs a district-wide director, all community services funds shall be administered by the community services director under the supervision of the local superintendent. However, any community services program financed by categorical aids from the State Department of Education may be exempted from this rule by action of the local board of education.

Edu 686 Levy Effort

For purposes of Laws 1975, Chapter 432, Sec. 43 (M.S. 124.271, Subd. 1), any district which did not qualify for a community school levy in 1974, shall be deemed not to have levied at the maximum permissible.

Edu 687 Annual Report

Each year on or before June 20, each district having a community service levy shall report to the Department of Education on forms authorized by the Commissioner.

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APPROVED AS TO FORM AND LEGALITY
MAY 12 1976 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

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Secretary of State

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