

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File No: 721

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 7/28
DATE FOR REVIEW 8/7
DATE DUE 8/17

Adopted w/a hearing ✓
Adopted w/o a hearing _____
Temporary rule _____

Approved 8/17 Disapproved _____ Returned to Agency 8/19

Resubmitted _____ Due _____
Approved _____ Disapproved _____ Returned to Agency _____

Date filed w/Secretary of State 8/18

✓ Rule as Adopted

✓ Rule as Proposed and Technical Amendment

✓ Order Adopting 7.14.81

N/A Notice of Intent to Solicit Outside Opinion

✓ Order for rulemaking
4.3.81 Date of Hearing

✓ Certificate of Board's Authorizing Resolution

✓ Notice of rulemaking
✓ Sufficiency

✓ Affidavit of Mailing Notice or rulemaking
2.17.81 At least 30 days prior to hearing/~~adoption~~
✓ Affidavit of Mailing Technical Amendment - 4.3.81
✓ Mailing list Certificate

✓ Publication in State Register
2.23.81 At least 30/~~20~~ days prior to hearing/~~adoption~~

✓ Hearing Examiner's Report

✓ Chief Hearing Examiner's Report(s)
_____ Approving H.E.'s Report
✓ Approving agency action

✓ Agency's Findings of Fact

N/A LCRAR Report or agency Affidavit

✓ Certificate of Board's Resolution Adopting Rules

N/A Order Approving Incorporation by Reference

✓ Statement of Need and Reasonableness

N/A Petition for Adoption of a Rule

✓ Record (includes transcript or tape, exhibits, comments received by agency, requests for a hearing, and other relevant materials)

✓ Certificate of Compliance w/Rulemaking Procedures

✓ Affidavit of Mailing Notice of Submission to Attorney General

✓ Notice of Submission to the Attorney General

SF-00006-02

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT ATTORNEY GENERAL
HOWARD B. CASMEY
Commissioner, Department of Education

TO : Lois E. Steinhaus
Education Statistics Section
ATTN : and
Charles T. Mottl

DATE: August 17, 1981

FROM : Special Assistant Attorney General
Ted A. Martinez
Special Assistant Attorney General

PHONE: 296-0315

SUBJECT: In the Matter of the Proposed Adoption of Rules of the State Board of Education Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth who are Handicapped. 5 MCAR § 1.0127 A.5.e.(3).

Enclosed herewith are the rules you have submitted for approval. These rules have been approved by this office and filed with the Secretary of State. Please note that they have not been filed with the State Register; this must be done promptly by your agency.

Upon receipt and before transmittal to your agency, however, it is important that you recheck these rules as to:

1. Affixation of stamps of the Attorney General and Secretary of State to the last page of the rules;

2. Coverage by these stamps of all rules submitted; and

3. Inclusion of all pages to the rules in the approved set.

If you have any questions in this regard, please contact me.

TAM:rjg

Enc.

cc: Susan Robertson
Duane Harves

Rules as Adopted

Chapter Seven: Standards and Procedures for the Provision of Special Education Instruction and Services for Children and Youth who are Handicapped

5 MCAR S 1.0127 Formal notice to parents.

A. General notice provisions.

5. All notices must be sufficiently detailed and precise to constitute adequate notice for hearing of the proposed action and contain a full explanation of all of the procedural safeguards available to parents under the provision of these rules. All notices must:

e. inform the parents that they may:

(1) obtain an independent assessment at their own expense;

(2) request from the district information about where an independent assessment may be obtained;

(3) obtain an independent assessment at public expense if the parent disagrees with an assessment obtained by the public agency. However, a district may initiate a due process hearing to show that its assessment is appropriate after at least one conciliation conference. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment but not at public expense. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the public agency uses when it initiates an evaluation.

APPROVED AS TO FORM AND LEGALITY

August 17 1981

WARREN SPANNAUS, ATTORNEY GENERAL

BY Ted A. Mondale

SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 18 1981
Joan Anderson Growe
Secretary of State

2:30 PM

SF-00006-01

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT Education
736 Capitol Square Building

TO : Special Ass't. Attorney General
G25 Administration Building

DATE: July 23, 1981

FROM : Lois E. Steinhaus L.E.S.
Education Statistics Section

PHONE: 6-4428

SUBJECT: Approval for Rules Governing the Formal Notice to Parents
5 MCAR S 1.0127 A.5.e.(3) - Rules With Hearing - EDU 81-003-JL

Enclosed is the complete record of the Hearing.

Also enclosed are four copies of the rules as adopted and two copies of the order adopting rules. In addition, is a copy of each of the following:

1. Certificate of Board's Resolution Adopting Rules
2. Notice of Intent to Solicit Outside Opinion and any written material received - Request for Public Comment as temporary rule and Notice of Intent to Adopt Rules Without A Public Hearing - none
3. Order for Hearing
4. Certificate of Board's Authorizing Resolution
5. Notice of Hearing
6. Affidavit of Mailing
   Affidavit of the Notice....Rulemaking Mailing List
   Affidavit of the Additional Notice....Rulemaking Mailing List
   Certificate
   Copy of Mailing List

A. Affidavit of Mailing for Technical Amendment

7. Rules as Proposed
8. Hearing Examiner's Report
9. Chief Hearing Examiner's Report
10. Findings of Fact and Conclusions
11. Statement of Need and Reasonableness
12. Affidavit of Mailing Notice of Submission to the Attorney General and accompanying Notice

EDU-81-003-JL

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF EDUCATION

In the Matter of the Proposed Adoption of Rules of the State Board of Education Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth who are Handicapped. 5 MCAR § 1.0127 A.5.e.(3).

REPORT OF THE HEARING EXAMINER

The above-entitled matter came on for hearing before Jon L. Lunde, duly appointed Hearing Examiner, on Friday, April 3, 1981, at 9:00 a.m. in Conference Room D, Veterans Service Building, 20 W. 12th Street and Columbus Avenue, St. Paul, Minnesota, pursuant to a Notice of Hearing dated January 12, 1981. This is a rulemaking proceeding conducted pursuant to Minn. Stat. Chapter 15, to determine whether the State Board of Education has authority to adopt the rules proposed and whether they are necessary and reasonable and may be adopted.

Mike Bradley, Special Assistant Attorney General, 1100 Bremer Tower, 7th Place and Minnesota Street, St. Paul, Minnesota 55101, appeared as counsel on behalf of the Board of Education (hereinafter the "Board"). Dr. Norena A. Hale, Assistant Manager, Special Education Section, Capitol Square Building, 550 Cedar Street, St. Paul, Minnesota 55101, appeared as the Board's only witness.

Approximately 30 persons, excluding Departmental staff, appeared at the hearing and 17 of them signed the hearing register. The hearing continued throughout the day and until all persons present had had an opportunity to be heard. Subsequent to the close of the hearing but before the expiration of the 20-day comment period ordered by the Hearing Examiner, 15 public comments and one departmental comment were submitted to the Hearing Examiner and made a part of the record.

Pursuant to Minn. Stat. § 15.0412, subd. 4d and 4e (1980), this Report shall be available for review to all affected individuals upon request for at least five working days. Thereafter, the Board of Education shall, if it proposes to adopt the rule as recommended herein, submit the rule, together with the complete hearing record to the Attorney General and shall be responsible for notifying persons who have indicated that they wish to be notified of such filing. If the Board makes changes in the rule other than those recommended herein, it shall submit the rule with the complete hearing record to the Chief Hearing Examiner for a review of the changes prior to submitting it to the Attorney General for review.

Based upon all the testimony, exhibits, and written comments, the Hearing Examiner makes the following:

FINDINGS OF FACT

Procedural Requirements

1. On January 14, 1981, the Board filed the following documents with the Chief Hearing Examiner:

(a) A copy of the proposed rules.
(b) The Order for Hearing and a copy of the Board's resolution authorizing its issuance.
(c) The Notice of Hearing proposed to be issued.
(d) A Statement of the number of persons expected to attend the hearing and estimated length of the Agency's presentation.

2. On Monday, February 23, 1981, more than 30 days prior to hearing, a Notice of Hearing and a copy of the proposed rules were published at 5 State Register 1291-1292.

3. On February 17, 1981, the Board mailed the Notice of Hearing to all persons and associations who had registered their names with the Minnesota Department of Education for the purpose of receiving such notice.

4. On March 5, 1981, more than 25 days prior to hearing, the Board filed the following documents:

(a) The Notice of Hearing as mailed.
(b) The Agency's certification that its mailing list was accurate and complete.
(c) The Affidavit of Mailing the Notice to all persons on the Agency's list.
(d) The Statement of Need and Reasonableness.
(e) The names of Board personnel to represent the Agency at the hearing together with the names of any other witnesses solicited by the Agency to appear on its behalf.
(f) A copy of the State Register containing the proposed rules.[1]
(g) An Affidavit of Additional Notice.
(h) All correspondence received by the Board as a result of its Notice to adopt a temporary rule nearly identical to the rule proposed for adoption herein which request was published at 5 State Register 934; and all correspondence received following the Board's Notice of Intent to Adopt the Rule without a public hearing published on Monday, December 15, 1980, at 5 State Register 971. With respect to the latter publication, the permanent rule proposed for adoption was identical to that involved herein.

The documents were available for inspection at the Office of Administrative Hearings from the date of filing to the date of the hearing.

5. The record remained open through April 23, 1981 for the receipt of written comments and statements, the period having been extended by order of the Hearing Examiner to 20 calendar days following the hearing.

6. On the day of the hearing, the Board proposed, in response to public comments it had received prior to hearing, to amend the proposed rule in several particulars. While the substance of the amendment was stated by the Board in its testimony, copies of that amendment were not available to the public. Various persons objected to the Board's proposal of an amendment to the rule involved on the day of the hearing and especially in view of the fact that copies of the new version were not made available at the hearing. In order that the public might have an adequate opportunity to comment on the amendment proposed at the hearing, the Board agreed to mail a written copy of its proposed

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[1] This document was not filed until the day of the hearing. Its late filing is a mere technical defect which does not affect the validity of this proceeding. City of Minneapolis v. Wurtele, 291 N.W. 2d 386, 391 (Minn. 1979).

amendment to the rule to all persons present at the hearing; and immediately after the hearing was concluded on April 3, 1981, the Board mailed a copy of its proposed "technical amendment" to all persons and associations who, at the hearing, requested to receive a copy.

7. The proposal of rule amendments at hearings is a common agency practice in this state which is neither directly permitted nor precluded by Chapter 15. In fact, the subject of amendments to a proposed rule after publication but prior to or at the hearing is not specifically addressed in the law. Amendments after the hearing are specifically mentioned, however, in § 15.0412, subd. 4e. It provides:

> If the agency [after the hearing examiner's report] makes changes in the rule other than those recommended by the hearing examiner, it shall submit the rule with the complete hearing record to the chief hearing examiner for review of the changes prior to adopting it and submitting it to the attorney general for review. If the chief hearing examiner determines that the proposed final rule of the agency is substantially different from that which was proposed at the public hearing, he shall advise the agency of actions which will correct the defects, and the agency shall not adopt the rule until the chief hearing examiner determines that the defects have been corrected. (Emphasis added)

Chapter 15, as a whole, sets out detailed notice requirements for the adoption of the rule and the "full text" of the rule (§ 15.0412, subd. 4) and the "exact wording" (§ 15.0412, subd. 4b) must be published and made available to the public. This procedure does not contemplate amendments to the rules prior to or at the hearing. However, such amendments should not be prohibited where they would be permissible after the hearing. It simply makes no sense to preclude an agency from stating at the hearing, changes it intends to make in the published version so that the public has an opportunity to comment on them, rather than to require no changes until after the hearing, where no such opportunity to comment can be made. However, any amendments proposed at the hearing cannot substantially change the rule as published but are limited, as are post-hearing amendments, to insubstantial changes otherwise permissible under 9 MCAR § 2.111 and subd. 4e. If an agency could substantially change rules at the hearing, the notice provisions of the Act would be rendered a nullity, and while subdivision 4e refers to changes "from that which was proposed at the public hearing", that subdivision does not authorize substantial amendments at the hearing which were not included in the original publication. Any other construction of the provisions of Chapter 15 would lead to absurd results.

While parties have no right to insist that a rule remain frozen in its "vestigial form", they do have a right to insist on the notice contemplated by Chapter 15. That means the no substantial amendments to the rules as originally published can be made at the hearing where parties have no notice of such amendments. It is not enough that the parties attending the hearing have notice of the amendments where other parties who do not attend the hearing do not have such notice. This does not mean that the amendments may not be substantive in nature, it merely means that the amendments may not be substantial under 9 MCAR § 2.111. The amendments proposed by the Department in this case are considered infra and are considered proper and permissible except where they effect a substantial change in the rules.

The additional facts necessary to justify the proposed amendments were presented by the Department and no one requested a continuance of the hearing to respond to that additional evidence although such continuances are authorized under 9 MCAR § 2.104. In addition, with respect to those amendments, it is noted that all parties present at the hearing had an opportunity to comment on the amendments proposed in writing after the close of the hearing itself because the copy of the technical amendment, while not available at the hearing, was mailed to all parties who desired to receive a copy immediately after the hearing was closed. Under the circumstances, no prejudice to any parties exists.

Statutory Authority

8. As authority for the adoption of the rule amendment proposed, the Board cited Minn. Stat. § 120.17, subd. 3 (1980), which pertains to the special education of handicapped children. It provides as follows:

> The state board shall promulgate rules relative to qualifications of essential personnel, courses of study or training, methods of instruction and training, pupil eligibility, size of classes, rooms, equipment, supervision, parent consultation and any other rules and standards it deems necessary, for instruction of handicapped children. These rules shall provide standards and procedures appropriate for the implementation of and within the limitations of subdivisions 3a and 3b. These rules shall also provide standards for the discipline, control, management and protection of handicapped children.

Minn. Stat. § 120.17, subd. 3b, in part provides as follows:

> (d) Parents, guardians and the district shall have an opportunity to obtain an impartial due process hearing initiated and conducted in the school district where the child resides, if after at least one conciliation conference the parent or guardian continues to object to: (1) a proposed formal educational assessment or proposed denial of a formal educational assessment of their child; (2) the proposed placement of their child in, or transfer of their child to a special education program; (3) the proposed denial of placement of their child in a special education program or the transfer of their child from a special education program; (4) the proposed provision or addition of special education services for their child; or (5) the proposed denial or removal of special education services for their child.

The statutory authority cited by the Board generally authorizes the adoption of the rule amendment proposed.

Background

9. Current rules of the Board of Education regulate, in some detail, standards and procedures for the provision of special education instruction and related services to children and other youth who are handicapped. Among the various rules that have previously been adopted are those which pertain to the parents' rights to obtain an independent assessment of their children for purposes of developing an appropriate plan for their public education. Among the rights currently provided by the rules are those that pertain to a parent's right to obtain such an independent assessment at public expense.

An "assessment" or "formal education assessment" is defined in 5 MCAR § 1.0120 B.12. as:

> "An individual evaluation, conducted in accordance with recognized professional standards and the provisions of 5 MCAR § 1.0124, of a person's performance and/or development for the purpose of determining the need for initiation or change in his or her educational program including special education services."

Federal regulations call this assessment an "evaluation" and define it as:

> "...the procedures used in accordance with §§ 121a.530-121a.534 to determine whether a child is handicapped and the nature and extent of the special education and related services that the child needs. . . ."

45 C.F.R. § 121a.500.[2]

Under state law, there is no provision requiring a school district to pay the cost of independent assessments parents request when they disagree with an assessment performed on behalf of the school. However, that requirement is contained in federal regulations. 45 C.F.R. § 121a.503.

10. 5 MCAR § 1.0127 A.5.e.(3) currently provides that parents must be informed that they may:

> Request that an independent assessment be conducted at public expense in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.

Under this rule, school districts have provided outside assessments at district expense and there is no evidence that, in the formulation of educational plans for handicapped children, the rights of the parents, children or districts have been disregarded, abused or denied. On the contrary, the current rule works well in resolving disputes between the districts and the parents of handicapped children. In those cases where the parents and the districts cannot agree on the appropriateness of the districts' evaluations of the children involved, after a conciliation conference, the parents have the right to request a hearing for purposes of determining the appropriateness of the district's evaluation and educational proposals.

11. Pursuant to the requirements of the Education for all Handicapped Children Act of 1975, Public Law 94-142, 20 U.S.C. § 1400 et seq., ("ECHA"), the federal Office of Education adopted detailed rules implementing that Act. Those regulations require extensive procedural protections to the parents of handicapped children and require notice and opportunity for impartial hearings in educational decision-making. The regulations adopted apply to all political subdivisions of each state which receive federal monies under the various acts pertaining to the education of handicapped children. 45 C.F.R. § 121a.2. Any state desiring to participate in the receipt of funds for the education of handicapped children must submit a state plan to the U. S. Department of Education ("USDE") for approval. If the plan is found not to conform to the goals of federal statutes, as implemented by USDE's regulations, federal funds may be withheld. Minnesota participates in the federal program and has submitted a state plan to USDE. That plan, as submitted, contains the language currently found in 5 MCAR § 1.0127 A.5.e.(3), Finding 10, supra.

12. With respect to a parent's right to the evaluation of handicapped children at public expense, federal regulations provide, at 45 C.F.R. § 121a.503(b), as follows:

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[2] This section has been renumbered as 34 C.F.R. § 300.500. Throughout this report, citations will be to the federal regulations prior to their renumbering to 34 C.F.R. § 300.1 et seq.

> Parent right to evaluation at public expense. A parent has the right to an independent educational evaluation at public expense if the parent disagrees with an evaluation obtained by the public agency. However, the public agency may initiate a hearing under section 121a.506 of this subpart to show that its evaluation is appropriate. If the final decision is that the evaluation is appropriate, the parent still has the right to an independent educational evaluation, but not at public expense.

It is clear from a reading of the federal regulation and the Minnesota rule that the primary difference between them is that the federal regulation requires the district to initiate a hearing when a parent contests the educational plan proposed for the child involved while the Minnesota rule requires the parent to initiate the hearing when it disagrees with the district's plan.[3]

13. During the month of November, 1980, Special Assistant Attorney General Charles Mottl, representing the Minnesota Department of Education, conferred with representatives of the United States Department of Education regarding the provisions of § 1.0127A.5.e.(3). Specifically, Mottl met with Donald Blodgett of the Office of Special Education (USDE) who has the authority to recommend approval or disapproval of Minnesota's proposed state plan. Blodgett informed Mottl that the current language of § 1.0125 A.5.e.(3) was not acceptable to the USDE and that he would not recommend approval of the plan because it was not consistent with EHCA and the implementing federal regulations. Mottl was further advised that if Minnesota desired federal funding under EHCA, it must revise the rule.

Proposed Rule

14. Since the Minnesota rule was inconsistent with the federal regulation with respect to the party which must initiate the requisite hearing, the Board proposed to amend the rule to make districts responsible for initiating requisite hearings. The Board attempted to adopt this amendment as a non-controversial rule without public hearing but received a sufficient number of requests for public hearing to require such a hearing under Chapter 15. The rule proposed by the Board amends 5 MCAR § 1.0127 A.5.e.(3) to make it consistent with the federal regulation. As initially published in the State Register, that subpart was amended to inform parents that they may:

> (3) Obtain an independent assessment at public expense. However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense.

The amendment was subject to extensive criticism, both before, during and subsequent to the hearing held.

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[3] In either case, it would appear that the burden of proof would continue to be on the school district. Currently, 5 MCAR § 1.0129 B.2.d. provides:

> That at the hearing the burden of proof is on the school district to show that the proposed action is justified on the basis of the child's educational needs or his or her current educational performance, or presenting handicapping conditions taking into account the presumption that placement in the regular public school class for special education services is preferable to removal from the regular classroom. . . .

The burden of proof would not change if it is the district which is required to initiate the requisite hearing.

15. Sixteen written comments were submitted to the Board prior to the hearing. Some of them were mere responses to the Board's proposal to adopt the proposed amendment without a hearing while others made substantive criticisms. In addition to requesting a hearing, and questioning the need to alter the current procedure (which admittedly works well), the comments generally focussed on the extra and allegedly unnecessary expenses involved in the procedure proposed and dissatisfaction with the language proposed. The comments submitted on behalf of the St. Paul Public Schools with respect to the costs involved under the Board's proposal were typical. Its comment provided in part (Ex. 10):

> The fiscal impact of this proposed rule is significant, as it would become widely advertised that parents do not have to accept the results of assessments done at school, as they could insist that the school district provide an independent assessment at district expense. The additional costs to school districts could be very substantial, as few districts would be willing to incur the still greater cost of due process hearings in these matters. Needless to say, we cannot afford these added costs in times of fiscal curtailment. And, we wouldn't even know how much to budget for this purpose.

The St. Paul Public Schools also questioned the lack of any standard as to the amount of money a district must pay for these independent assessment and the lack of any standard as to the type of assessment which would be done. The Special Education Regional Consultant, Region 11 West, suggested that the proposed rule was more restrictive than federal law because it eliminated the words "if the parent disagrees with an evaluation obtained by the public agency." Consequently, it suggested that the language of the rule be identical with the federal regulation.

16. Thirteen written comments were submitted to the Hearing Examiner prior to the hearing on this matter. The comments submitted by the Lake City and Albert Lea Public Schools contained most of the criticisms that were made by interested persons. They questioned the lack of control over the "legitimacy" of the outside agency doing an independent assessment and raised the fear that the amendment could encourage the creation of marginal and even unreputable evaluation clinics. They also questioned the propriety of permitting parents to request an unlimited number of independent evaluations at district expense, and the ability to request an independent assessment even where reasonable grounds to doubt the reliability of the school's evaluation do not exist. They also objected to the magnitude of the potential expenses to the local districts if every parent with a handicapped child demanded such an outside assessment.

Many of the comments submitted noted that the costs of a hearing are substantially higher than the costs of an assessment and that the proposed rule would require school districts, as a financial matter, to pay for independent assessments whenever their assessment was challenged by a parent. The Central Minnesota Special Education Regional Office, like the St. Paul Public Schools, criticized the rule for failing to specify the requirement that a parent must first disagree with the school district's evaluation decision at a conciliation or mediation conference before the parent could legitimately request an independent assessment. In that respect, it stated:

> Present proposed wording would allow parents to obtain an independent assessment whenever they choose and from whomever they choose. Likewise, the District's choice is either to pay for the evaluation, or take the parents to a public hearing. Either decision will cause the local district to expend funds. We would submit that to require local districts to expend public funds without first allowing them to explain the results of their own evaluation to the parents is unfair to the district, the child in question, and would constitute an unnecessary expenditure of public funds. On the other hand, to require the parent to first meet with the district to allow for them to explain their evaluation does not seem like an unreasonable request to require from any responsible citizen.

As was noted at the hearing, to require the district to undertake a hearing prior to the time that the parent has met with it at a conciliation conference during which the plan can be explained and potential disputes resolved, only polarizes the parties prematurely and has the tendency to generate bad feelings between them. To eliminate that, several persons stressed the importance of the requirement that parents go through a conciliation process prior to invoking their right to an independent assessment.

17. In response to these prehearing comments, the Board proposed, at the hearing, to amend the proposed rule to read as follows:

> (3) ~~request that~~ obtain an independent assessment ~~be conducted~~ at public expense if the parent disagrees with an assessment obtained by the public agency. ~~in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.~~ However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the public agency uses when it initiates an evaluation.

18. While this amendment addresses some of the public comments, such as the requirement that a parent must disagree with an assessment before an independent assessment can be conducted, and clarifies the qualifications of the individual(s) to conduct such an outside assessment, testimony at the hearing and during the posthearing comment period still uniformly objected to the proposed rule. Daniel F. Bryan, Special Education Regional Consultant, who appeared on behalf of the East Metro Special Education Council, testified in opposition to the proposed amendment. He echoed many concerns raised in the prehearing comments and in the testimony received at the hearing. He felt the rule should be changed only if a problem exists in the area of outside independent assessments, and if the rights of parents and children were being denied. He felt the Board did not present any evidence supporting areas of deficiency under the existing rule and presented survey information supporting the conclusion that school boards are currently conducting independent assessments in proper circumstances. He also suggested that the Board should negotiate with the USDE in an attempt to obtain a variance from federal regulations. Richard Burkhardt, Director of Special Education for the Special Education Directors and Governors Planning Region 10, felt that the proposed amendment would bypass the schools' assessment procedures, and Philip Koprowski, Region 9 Director of Special Education, testified that the proposed change would impose unlimited

financial burdens on the districts and in situations where there were no reasonable grounds to doubt the reliability of the district's evaluation. Other parties continued to object to the lack of any requirement for a conciliation conference which would unnecessarily lead to an adversarial relationship and a breakdown of communications between parents and educators.

Other posthearing comments were similar to those submitted before and during the hearing itself. Those comments noted that the current system works well, that the rights of interested persons were not being denied and that the amendment would generate unnecessary and unreasonable costs to the districts without any change in the rights accorded to parents or children. Only the Parent Advocacy Coalition for Educational Rights (P.A.C.E.R.) supported the rule amendment made by the Board at the hearing.

19. The rule, with the language change proposed by the Board at the hearing, is necessary and reasonable for purposes of the Minnesota Administrative Procedure Act. While it is not necessary to amend the rule in order to offer greater protection to the parents of handicapped students in the state, or to remedy any deficiencies in the manner in which those parents and children are treated in the formulation and implementation of special education programs, the amendment is necessary in order to comply with federal requirements and in order to qualify for federal funds. Not only is the rule necessary for those reasons, but the desire to qualify for federal funds makes it reasonable to adopt a rule like that proposed by the Board. While the rule may involve more appeals, or generate additional costs to districts in the state, it has been determined that qualifying for those federal funds and compliance with those rules is desirable, at least at this time. That decision is one peculiarly within the discretion of the Board and must be deferred to in this case. Furthermore, while several parties objected to the "technical" amendment offered by the Board at the hearing, the amendment did not substantially change the rule for purposes of 9 MCAR § 2.111 because it does not affect classes of persons not represented at the hearing, go to a new subject matter of significant interest or make a major, fundamental change in the rule. On the contrary, it merely implemented some of the prehearing concerns expressed by interested parties and merely clarified other existing requirements.

20. The rule, as proposed, also clarifies the fact that a parent has an absolute right to a hearing in the event the parent disagrees with the assessment made by the district and in that respect, eliminated the permissive word "request" that was contained in the rule as originally adopted.

Furthermore, the amendment makes it clear that a parent must disagree with a district's assessment before an independent assessment is available. This is consistent with 45 C.F.R. § 121a.503(b) which permits the parent to obtain an independent assessment if the parent "disagrees with an evaluation obtained by the public agency." It is obvious that one cannot disagree with an evaluation obtained by a public agency unless one knows what that evaluation is. Implicit in this section is the requirement that the parent must at least know what the district's proposal is before it may request an evaluation. For these reasons, the amendment is a necessary and reasonable clarification. Under the rule, therefore, the parent must be aware of the assessment plan performed by the district and must, at that time, notify the district that the parent dis-

agrees with the plan proposed by it and wishes to obtain an independent assessment. Then, unless the district opts to go to hearing, the district must pay for an independent evaluation. However, where a parent does not know of the district's plan and has not advised the district that it desires to obtain an independent assessment and disagrees with the district's plan, the district would have no liability for any independent assessment obtained by the parent.

21. Parental request for an assessment can occur in two distinct situations. In one situation, parents may request that the district perform a "formal educational assessment" of their child. Such an assessment is authorized by Minn. Stat. § 120.17, subd. 3b(d) and 5 MCAR § 1.0124 B. Normally, a parental request for a formal educational assessment would occur when an assessment required by law has not been made (no doubt an extremely rare situation), or, more likely where the parent believes that an initial assessment or a reassessment is necessary. When a parent requests such an initial assessment or reassessment, the request is for an assessment to be performed by the district. If the request is denied by the district, the parents may, if at least after one conciliation conference, obtain a hearing on the issue. No independent assessment by non-district personnel is involved in this case unless the district itself does not employ the necessary personnel.

In the second situation, which is the one addressed by the rule, the district has made an initial assessment or reassessment and the parent disagrees with it. In this case, the parent may request an independent assessment of the child by non-district personnel to be conducted at public expense. If such a request is made, the applicable procedure to be followed is ambiguous and, unless clarified, could lead to uncertainty, unnecessary delay and inconsistent practice. Minn. Stat. § 120.17, subd. 3b(d), does not clearly or explicitly require a conciliation conference prior to the district's obligation to approve a request for an independent assessment or schedule a hearing. While the statute requires conciliation prior to a formal educational assessment, or the proposed placement or denial of placement in a special education program, it is not clear that a request for an independent evaluation is the same thing as a request for a "formal educational assessment" or the same as the proposed placement or denial of placement of a child in special education. Current rules of the Board are also ambiguous in this respect and the Board's construction of the statutory mandate and the meaning of its rules was not clarified at the hearing even though many parties expressed concern that the proposed amendment would eliminate the requirement for a conciliation conference. Since conciliation is not precluded by state or federal law, and since it is admittedly useful, it is suggested that the Board clarify, either in its rule or in its Order Adopting Rules, its conclusions or interpretation of the question of whether or not conciliation prior to hearing is required or permissive. In addition, it is suggested that the Board clarify, either in its rule or in its Order Adopting Rules, the time limits applicable to requests for independent assessments and hearings on denial.

22. Requiring parents to attend a conciliation conference as a precondition of their right to obtain an independent assessment at public expense is an appropriate and advisable requirement which is consistent with existing federal regulations. The federal comment following § 121a.503(b) originally

published in 42 FR 42495 (August 23, 1977), notes that many states have verified the success of using mediation as an intervening step prior to conducting a hearing. The comment notes that mediation is not prohibited by the Act and might very well lead to a resolution of the differences existing between parents and districts without involving them in an adversarial relationship creating unnecessary emotional stress. The comment notes, however, that mediation may not be used to deny or delay parents' rights under the regulations.

23. Since conciliation is permitted and useful, even if the Board concludes that it is not required, it is recommended that the proposed rule contain such a requirement and be amended to read as follows:

> (3) Obtain an independent assessment at public expense if the parent disagrees with an assessment obtained by the public agency after at least one conciliation conference. However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment but not at public expense. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the public agency uses when it initiates an evaluation.

included

Such an amendment is consistent with the conciliation concept found in state law and consistent with the legislative scheme for resolving disputes.

In addition, as was previously stated, the Board should consider clarifying the parents' right to receive a notice of the results of the assessment performed by a district, its right within a specified time period to object to the assessment and request a conciliation conference, and the district's obligation within a specified time limit to either approve the request for an independent assessment or schedule a hearing and the time limit within which that hearing must be held. These matters were not discussed in a meaningful way during the course of this proceeding, and the statutory and rule provisions applicable to these matters do not seem clear and should be clarified either in an amendment to the rule, in the agency's Order Adopting Rules or in subsequent rule-making proceedings if the amendments, if any, proposed at this point, constitute substantial changes.

Based upon the foregoing Findings of Fact, the Hearing Examiner makes the following:

CONCLUSIONS

1. That the Board gave proper notice of the hearing in this matter.

2. That the Board has fulfilled the procedural requirements of Minn. Stat. § 15.0412, subd. 4-4f (1980) and all other procedural requirements of law or rule.

3. That the Board has documented its statutory authority to adopt the proposed rules, and has fulfilled all other substantive requirements of law or rule within the meaning of Minn. Stat. §§ 15.0412, subd. 4e and 15.052, subd. 3(4)(i) and (ii) (1980).

4. That the Board has demonstrated the need for and reasonableness of the proposed rules by an affirmative presentation of facts in the record within the meaning of Minn. Stat. § 15.0412, subd. 4c (1980).

5. That the additions and amendments to the proposed rules which were suggested by the Board after publication of the proposed rules in the State

Register do not result in rules which are substantially different from the proposed rules as published in the State Register within the meaning of Minn. Stat. § 15.0412, subd. 4d (1980) and 9 MCAR §§ 2.110 A. and 2.111 (1980 Ed.).

6. That any Findings which might properly be termed Conclusions and any Conclusions which might properly be termed Findings are hereby adopted as such.

7. That a finding or conclusion of need and reasonableness in regard to any particular rule subsection does not preclude and should not discourage the Board from further modification of the rules based upon an examination of the public comments, provided that no substantial change is made from the proposed rules as originally published, and provided that the rule finally adopted is based upon facts appearing in this rule hearing record.

Based upon the foregoing Conclusions, the Hearing Examiner makes the following:

RECOMMENDATION

It is hereby recommended that the proposed rules be adopted consistent with the Findings and Conclusions made above.

Dated this 18th day of May, 1981.

JON L. LUNDE
Hearing Examiner

Amendment As Proposed

Chapter Seven: Standards And Procedures For The Provision Of Special Education Instruction And Services For Children And Youth Who Are Handicapped

5 MCAR §§ 1.0127 Formal notice to parents.

A. General notice provisions

5. All notices must be sufficiently detailed and precise to constitute adequate notice for hearing of the proposed action and contain a full explanation of all of the procedural safeguards available to parents under the provision of these rules. All notices must:

e. inform the parents that they may:

(1) obtain an independent assessment at their own expense;

(2) request from the district information about where an independent assessment may be obtained;

(3) ~~request that~~ obtain an independent assessment be ~~conducted~~ at public expense. ~~in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.~~ However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense.

Technical Amendment

To the proposed permanent rules governing
the Standards and Procedures of Special
Education Instruction and Services for
Children and Youth Who Are Handicapped.

Proposed by the Department of Education
April 3, 1981

To expand the general notice provision being proposed in 5 MCAR §§ 1.0127 A.5.e.(3) to state:

(3) ~~request that~~ obtain an independent assessment ~~be conducted~~ at public expense if the parent disagrees with an assessment obtained by the public agency. ~~in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.~~ However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the public agency uses when it initiates an evaluation.

State of Minnesota
State Board of Education
Department of Education

In the Matter of the Proposed Adoption of Rules of the State Board of Education Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped, 5 MCAR §§ 1.0127 A.5.e.(3)

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before Hearing Examiner Jon L. Lunde on the 3rd day of April, 1981 at 9:00 A.M. at the Veteran Services Building, Room D, 20 W. 15th Street, Columbus Avenue, St. Paul, Minnesota, after proper notice required by Minnesota Statutes section 15.0412 was served upon all persons, associations, and other interested groups registered with the State Board of Education for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, hearing all of the testimony, considering all of the evidence adduced and upon the records, files, and proceedings herein and applicable statutory standards or criteria, and confirming the need for and reasonableness of the above-captioned rule.

NOW, THEREFORE, IT IS ORDERED that these rules identified as 5 MCAR §§ 1.0127 A.5.e.(3) are adopted this 14th day of July, 1981, pursuant to authority vested in the Board by Minnesota Statutes section 120.17 subdivision 3.

STATE OF MINNESOTA

Von Wallenberg, Deputy
SECRETARY, STATE BOARD OF EDUCATION

STATE OF MINNESOTA

DEPARTMENT OF EDUCATION
DIVISION OF SPECIAL AND COMPENSATORY EDUCATION

In the Matter of the Proposed Adoption of Rules of the State Board of Education Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped, 5 MCAR § 1.0127 A.5.e.(3)

ORDER FOR HEARING

IT IS ORDERED this 12th day of January, 1981, that a public hearing on the proposed rules captioned above be held in the Veteran's Services Building, Room D, 20 W. 12th Street, Columbus Avenue, St. Paul, Minnesota on April 3, 1981, commencing at 9:00 A.M., and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all persons who have registered their names with the State Board of Education for that purpose and be published in the State Register.

STATE OF MINNESOTA

Howard B. Casmey
Commissioner of Education

CERTIFICATE OF BOARD'S
AUTHORIZING 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 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, 1981; 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 Howard B. Casmey, Executive Secretary of the Board of Education, be and he hereby is granted the authority and directed to call a hearing for the purpose of promulgating rules of the Board governing standards and procedures for the provision of special education instruction and services for children and youth who are handicapped; as well as perform any and all acts incidental thereto, including but without being limited to signing an Order for Hearing and Notice of Hearing as well as acting as the Board's representative at all hearings."
>
> IN WITNESS WHEREOF, I have hereunto subscribed my name this 12th day of January, 1981.

Henry J. Bromelkamp
Officer of the Board

Luck A. Myers
Attest by one other Board member

State Board of Education
Department of Education
Special and Compensatory Education Division

In the Matter of Proposed Adoption
of Rules of the State Board of
Education Governing Standards and
Procedures of Special Education
Instruction and Services for Children
and Youth who are Handicapped,
5 MCAR § 1.0127 A.5.e.(3)

Notice of Hearing

A public hearing concerning the proposed rule amendment will be held at the Veteran Services Building, Room D, 20 W. 12th Street, Columbus Avenue, St. Paul, MN 55155 on April 3, 1981, commencing at 9:00 a.m. The proposed rule may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rule, you are urged to participate in the rule hearing process.

Following the agency's presentation at the hearing all interested or affected persons will have an opportunity to ask questions and make comments. Statements may be made orally and written material may be submitted. In addition, whether or not an appearance is made at the hearing, written statements or material may be submitted to Jon Lunde, Hearing Examiner, Room 300, 1745 University Avenue, St. Paul, MN 55104, telephone (612) 296-5938 either before the hearing or within five working days after the close of the hearing. The hearing examiner may, at the hearing, order that the record be kept open for a longer period not to exceed 20 calendar days. The rule hearing procedure is governed by Minn. Stat. §§ 15.0411-15.0417 and 15.052, and by 9 MCAR §§ 2.101-2.113 (Minnesota Code of Agency Rules). If you have any questions about the procedure, call or write the hearing examiner.

Notice is hereby given that 25 days prior to the hearing, a Statement of Need and Reasonableness will be available for review at the agency and at the Office of Administrative Hearings. This Statement of Need and Reasonableness will include a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rule or rules. Copies of the Statement of Need and Reasonableness may be obtained from the Office of Administrative Hearings at a minimal charge.

The purpose of the rule is to determine whether an independent assessment requested by the parents will be at public expense. The agency intends to present only a short summary of the Statement of Need and Reasonableness at the hearing but will answer questions raised by interested persons. You are therefore urged to review the Statement of Need and Reasonableness before the hearing. Additional copies will be available at the hearing.

The Board's statutory authority to promulgate the proposed rules is provided by Minn. Stat. 120.17, subdivision 3.

The Board estimates that there will be limited cost to local bodies in the State to implement the rule for the two years immediately following its adoption within the meaning of Minn. Stat. § 15.0412, subd. 7 (1978).

A copy of the proposed rules is attached hereto. One free copy may be obtained by writing to Wayne A. Erickson, Capitol Square Building, 550 Cedar Street, St. Paul, MN 55101. Additional copies will be available at the door on the date of the hearing. If you have any questions on the content of the proposed rule, contact Wayne A. Erickson at 612/296-4163.

Notice: Any person may request notification of the date on which the Hearing Examiner's Report will be available, after which date the Board may not take any final action on the rules for a period of five working days. Any person may request notification of the date on which the hearing record has been submitted or resubmitted to the Attorney General by the Board. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the Hearing Examiner, in the case of the Hearing Examiner's Report, or to the Board, in the case of the Board's submission or resubmission to the Attorney General.

Minn. Stat. ch. 10A requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in Minn. Stat. § 10A.01, subd. 11 (1979 Supp.) as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any one month or more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than $250, not including his own traveling expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, MN 55155, telephone (612) 296-5615.

State of Minnesota
State Board of Education

Howard B. Casmey, Secretary

Date 1/15, 1981

State of Minnesota
Department of Education

State Board of Education
Special & Compensatory Division

IN THE MATTER OF: The Proposed Adoption of Rules of the State Board of Education Governing the Formal Notice to Parents 5 MCAR § 1.0127 A.5.e.(3)

Affidavit of Mailing

Harold Klecker, being first duly sworn, deposes and says:

That on the 17 day of February, 19 81, at the City of St. Paul County of Ramsey, State of Minnesota, he served the attached Notice of Hearing, by depositing in the State of Minnesota Central Mail System (or) in the United States mail at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Affidavits of the Notice of the State Board of Education Rulemaking Mailing List and Additional Notice of the State Board of Education Mailing List.

Harold E Klecker

Subscribed and sworn to before me

this 17th day of February

19 81 .

Betty L. King

Notary Public

BETTY L. KING
Notary Public, Dakota Co. MN
My Commission Expires
June 13, 1983

State of Minnesota
Department of Education

State Board of Education
Special & Compensatory Division

IN THE MATTER OF: The Proposed
Adoption of Rules of the State
Board of Education Governing
the Formal Notice to Parents
5 MCAR § 1.0127 A.5.e.(3)

Certificate

I hereby certify that the attached 25 sheets constitute the accurate and complete list of persons, associations, and other interested groups who, as of 8:00 A.M. this 17 day of February, 1981, have requested pursuant to Minn. Stat. § 15.0412, subd. 4 that their names be placed on file with the Minnesota Department of Education for the purpose of receiving notice of the proposed adoption of rules by the State Board of Education.

STATE BOARD OF EDUCATION

By Linda Alberg

State of Minnesota
Department of Education

State Board of Education
Special & Compensatory Division

IN THE MATTER OF: The Proposed Adoption of Rules of the State Board of Education Governing the Formal Notice to Parents 5 MCAR § 1.0127 A.5.e.(3)

Affidavit of the Notice of the State Board of Education Rulemaking Mailing List

I hereby certify that the attached 25 sheets consititute the accurate and complete list of persons, associations, and other interested groups who as of 8 o'clock A.M. this 17 day of February, 1981, have requested pursuant to Minn. Stat. § 15.0412, subd. 4, that their names be placed on file with the Minnesota Department of Education for the purpose of receiving Notice of the Proposed adoption of Rules on the subject captioned above.

State Board of Education

By Howard B. Casmey, Secretary

Subscribed and sworn to before me this 18 day of February, 1981.

Luana Vadnais
Notary Public

Ramsey County, Minnesota

My Commission expires June 16, 1984.

LUANA VADNAIS
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires June 16, 1984

State of Minnesota
Department of Education

State Board of Education
Special & Compensatory Division

IN THE MATTER OF: The Proposed Adoption of Rules of the State Board of Education Governing the Formal Notice to Parents 5 MCAR § 1.0127 A.5.e.(3)

Affidavit of Additional Notice of the State Board of Education Mailing List

I hereby certify that included in the attached 25 sheets are persons on the Education Statistics memo series mailing list which includes school superintendents, directors of AVTIs, ECSUs, vocational centers, joint power districts and other interested persons, who pursuant to Minn. Stat. § 15.0412, subd. 4, receive Notice of the Proposed Adoption of Rules on the subject captioned above. This notice was in addition to that required for persons on the State Board of Education rulemaking mailing list of persons who have specifically requested notice of rulemaking proceedings.

State Board of Education

Howard B. Casmey, Secretary

Subscribed and sworn to before me this 18 day of February, 1981.

LUANA VADNAIS
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires June 16, 1984

Luana Vadnais
Notary Public

Ramsey County, Minnesota

My Commission expires June 16, 1984.

SUPERINTENDENT

MINNEAPOLIS
SPECIAL SCH DIST 0000
807 NE. BROADWAY
MINNEAPOLIS MINN
55413

SUPERINTENDENT

EDINA
INDEP SCH DISTRICT 0273
5555 W. 70TH ST.
EDINA MINN
55435

SUPERINTENDENT

OSSEO
INDEP SCH DISTRICT 0279
317 2ND AVE NW.
OSSEO MINN
55369

SUPERINTENDENT

ST. LOUIS PARK
INDEP SCH DISTRICT 0283
6425 W. 33RD ST.
ST. LOUIS PARK MINN
55426

SUPERINTENDENT

MOUNDS VIEW
INDEP SCH DISTRICT 0621
2959 HAMLINE AVE. N.
ROSEVILLE MINN
55113

SUPERINTENDENT

ST. PAUL
INDEP SCH DISTRICT 0625
360 COLBORNE ST.
ST. PAUL MINN
55102

SUPERINTENDENT

BIWABIK
INDEP SCH DISTRICT 0693
BOX 669
BIWABIK MINN
55708

SUPERINTENDENT

EVELETH
INDEP SCH DISTRICT 0697
801 JONES ST.
EVELETH MINN
55734

SUPERINTENDENT

HIBBING
INDEP SCH DISTRICT 0701
8TH AVE. E. & 21ST ST.
HIBBING MINN
55746

SUPERINTENDENT

NETT LAKE
INDEP SCH DISTRICT 0707

NETT LAKE MINN
55772

SUPERINTENDENT

HOPKINS
INDEP SCH DISTRICT 0270
1001 STATE HWY. 7
HOPKINS MINN
55343

SUPERINTENDENT

MINNETONKA
INDEP SCH DISTRICT 0276
261 SCHOOL AVE.
EXCELSIOR MINN
55331

SUPERINTENDENT

RICHFIELD
INDEP SCH DISTRICT 0280
7001 HARRIET AVE. S.
RICHFIELD MINN
55423

SUPERINTENDENT

WAYZATA
INDEP SCH DISTRICT 0284
210 D HWY. 101 N.
WAYZATA MINN
55391

SUPERINTENDENT

NORTH ST. PAUL-MAPLEWOOD
INDEP SCH DISTRICT 0622
2055 E. LARPENTEUR AVE.
MAPLEWOOD MINN
55109

SUPERINTENDENT

METROPOLITAN ECSU
INDEP SCH DISTRICT 0920
360 COLBORNE
ST. PAUL MINN
55102

SUPERINTENDENT

BUHL
INDEP SCH DISTRICT 0694
BOX 710
BUHL MINN
55713

SUPERINTENDENT

FLOODWOOD
INDEP SCH DISTRICT 0698
BOX 287
FLOODWOOD MINN
55736

SUPERINTENDENT

MOUNTAIN IRON
INDEP SCH DISTRICT 0703
MOUNTAIN IRON MINN
55768

SUPERINTENDENT

TOWER-SOUDAN
INDEP SCH DISTRICT 0708

TOWER MINN
55790





SUPERINTENDENT

LCCMINGTON
NDEP SCH DISTRICT 0271
5025 PENN AVE. S.
LCCMINGTCN MINN
5431

SUPERINTENDENT

ESTCNKA
NDEP SCH DISTRICT 0277
600 LYNWOOD BLVD.
ICUND MINN
5364

SUPERINTENDENT

CBBINSDALE
NDEP SCH DISTRICT 0281
148 WINNETKA AVE. N.
IEW HOPE MINN
5427

SUPERINTENDENT

IROCKLYN CENTER
NDEP SCH DISTRICT 0286
500 HUMBOLDT AVE. N.
IRCOKLYN CENTER MINN
5430

SUPERINTENDENT

ICSEVILLE
NDEP SCH DISTRICT 0623
251 W. COUNTY ROAD B-2
ICSEVILLE MINN
5113

SUPERINTENDENT

URCRA-HCYT LAKES
NDEP SCH DISTRICT 0691
01 N. 1ST ST. W.
URCRA MINN
5705

SUPERINTENDENT

HISHOLM
NDEP SCH DISTRICT 0695
RD AVE. SW. & 3RD ST.
HISHOLM MINN
5719

SUPERINTENDENT

ILBERT
NDEP SCH DISTRICT 0699

ILBERT MINN
5741

SUPERINTENDENT

RCCTOR
NDEP SCH DISTRICT 0704
01 1ST AVE. N.
RCCTOR MINN
5810

SUPERINTENDENT

ULUTH
NDEP SCH DISTRICT 0709
AKE AVE. & 2ND ST.
ULUTH MINN
5802

SUPERINTENDENT

EDEN PRAIRIE
INDEP SCH DISTRICT 0272
8025 SCHOOL ROAD
EDEN PRAIRIE MINN
55343

SUPERINTENDENT

ORONO
INDEP SCH DISTRICT 0278
685 OLD CRYSTAL BAY RD N
LONG LAKE MINN
55356

SUPERINTENDENT

ST. ANTHONY VILLAGE
INDEP SCH DISTRICT 0282
3303 33RD AVE. NE.
ST. ANTHONY VILLAGE MINN
55418

SUPERINTENDENT

SUBURAN HENN. CO. AVTI
INDEP SCH DISTRICT 0287
1820 N. XENIUM LANE
PLYMOUTH MINN
55441

SUPERINTENDENT

WHITE BEAR LAKE
INDEP SCH DISTRICT 0624
3375 WILLOW AVE.
WHITE BEAR LAKE MINN
55110

SUPERINTENDENT

BABBITT
INDEP SCH DISTRICT 0692
SOUTH DRIVE
BABBITT MINN
55706

SUPERINTENDENT

ELY
INDEP SCH DISTRICT 0696
600 E. HARVEY ST.
ELY MINN
55731

SUPERINTENDENT

HERMANTOWN
INDEP SCH DISTRICT 0700
4190 UGSTAD ROAD
DULUTH MINN
55811

SUPERINTENDENT

VIRGINIA
INDEP SCH DISTRICT 0706
TECHNICAL BUILDING
VIRGINIA MINN
55792

SUPERINTENDENT

ST. LOUIS COUNTY
INDEP SCH DISTRICT 0710
731 3RD ST. S.
VIRGINIA MINN
55792





SUPERINTENDENT

NORTHEAST ECSU
INDEP SCH DISTRICT 0[illegible]
HALL OF FAME, BOX 657
EVELETH MINN
55734

SUPERINTENDENT

AITKIN
INDEP SCH DISTRICT 0001
306 SECOND ST. NW.
AITKIN MINN
56431

SUPERINTENDENT

ANOKA
INDEP SCH DISTRICT 0011
11299 HANSON BLVD. NW.
COON RAPIDS MINN
55433

SUPERINTENDENT

CENTENNIAL
INDEP SCH DISTRICT 0012
NORTH ROAD & LEVER ST.
CIRCLE PINES MINN
55014

SUPERINTENDENT

ST. FRANCIS
INDEP SCH DISTRICT 0015
BOX 128
ST. FRANCIS MINN
55070

SUPERINTENDENT

SPRING LAKE PARK
INDEP SCH DISTRICT 0016
8000 HWY. 65 NE.
SPRING LAKE PARK MINN
55432

SUPERINTENDENT

FRAZEE-VERGAS
INDEP SCH DISTRICT 0023
BOX 186
FRAZEE MINN
56544

SUPERINTENDENT

LAKE PARK
INDEP SCH DISTRICT 0024
BOX 357
LAKE PARK MINN
56554

SUPERINTENDENT

BLACKDUCK
INDEP SCH DISTRICT 0032
BLACKDUCK MINN
56630

SUPERINTENDENT

KELLIHER
INDEP SCH DISTRICT 0036
BOX 147
KELLIHER MINN
56650

SUPERINTENDENT

FOLEY
INDEP SCH DISTRICT 0051
520 DEWEY ST.
FOLEY MINN
56329

SUPERINTENDENT

BEARDSLEY
INDEP SCH DISTRICT 0057
BEARDSLEY MINN
56211

SUPERINTENDENT

ORTONVILLE
INDEP SCH DISTRICT 0062
200 6TH ST. NW., BOX 247
ORTONVILLE MINN
56278

SUPERINTENDENT

LAKE CRYSTAL
INDEP SCH DISTRICT 0070
BOX F
LAKE CRYSTAL MINN
56055

SUPERINTENDENT

MANKATO
INDEP SCH DISTRICT 0077
51 PARK LANE
MANKATO MINN
56001

SUPERINTENDENT

GARDEN CITY
INDEP SCH DISTRICT 0078
GARDEN CITY MINN
56034

SUPERINTENDENT

COMFREY
INDEP SCH DISTRICT 0081
BOX 68
COMFREY MINN
56019

SUPERINTENDENT

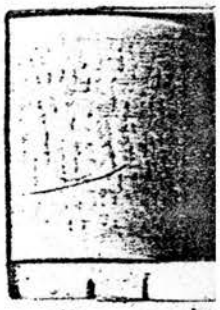
SLEEPY EYE
INDEP SCH DISTRICT 0084
400 4TH AVE. SW.
SLEEPY EYE MINN
56085

SUPERINTENDENT

BARNUM
INDEP SCH DISTRICT 0091
BOX 227
BARNUM MINN
55707

SUPERINTENDENT

CARLTON
INDEP SCH DISTRICT 0093
BOX 310
CARLTON MINN
55718





UPERINTENDENT

ILL CITY
NDEP SCH DISTRICT 0002
CX 69
ILL CITY MINN
5748

UPERINTENDENT

OLUMBIA HEIGHTS
NDEP SCH DISTRICT 0013
400 49TH AVE. NE.
OLUMBIA HEIGHTS MINN
5421

UPERINTENDENT

UDUBON
NDEP SCH DISTRICT 0021
OX 38
UDUBON MINN
6511

UPERINTENDENT

INE PCINT
NDEP SCH DISTRICT 0025
OX 61
CNSFORD MINN
6575

UPERINTENDENT

EDLAKE
NDEP SCH DISTRICT 0038

EDLAKE MINN
6671

UPERINTENDENT

LINTON
NDEP SCH DISTRICT 0058
OX 361
LINTON MINN
6225

UPERINTENDENT

APLETON
NDEP SCH DISTRICT 0072
01 6TH AVE. NE, BOX 365
APLETON MINN
6065

UPERINTENDENT

MBOY-GCODTHUNDER
NDEP SCH DISTRICT 0079

MBOY MINN
6010

UPERINTENDENT

PRINGFIELD
NDEP SCH DISTRICT 0085
OX 145
PRINGFIELD MINN
6087

UPERINTENDENT

LCQUET
NDEP SCH DISTRICT 0094
09 CARLTON AVE.
LCQUET MINN
5720

SUPERINTENDENT

MC GREGOR
INDEP SCH DISTRICT 0004
MAIN ST.
MC GREGOR MINN
55760

SUPERINTENDENT

FRIDLEY
INDEP SCH DISTRICT 0014
6000 W. MOORE LK. DR.
FRIDLEY MINN
55432

SUPERINTENDENT

DETROIT LAKES
INDEP SCH DISTRICT 0022
702 LAKE AVE.
DETROIT LAKES MINN
56501

SUPERINTENDENT

BEMIDJI
INDEP SCH DISTRICT 0031
15TH ST. & BELTRAMI AVE.
BEMIDJI MINN
56601

SUPERINTENDENT

SAUK RAPIDS
INDEP SCH DISTRICT 0047
901 1ST ST. S.
SAUK RAPIDS MINN
56379

SUPERINTENDENT

GRACEVILLE
INDEP SCH DISTRICT 0060
BOX 398
GRACEVILLE MINN
56240

SUPERINTENDENT

ST. CLAIR
INDEP SCH DISTRICT 0075

ST. CLAIR MINN
56080

SUPERINTENDENT

SOUTH CENTRAL ECSU
INDEP SCH DISTRICT 0922
218 OLD MAIN, BOX 9
MANKATO MINN
56001

SUPERINTENDENT

NEW ULM-HANSKA
INDEP SCH DISTRICT 0088
412 N. MINNESOTA
NEW ULM MINN
56073

SUPERINTENDENT

CROMWELL
INDEP SCH DISTRICT 0095

CROMWELL MINN
55726





SUPERINTENDENT

MOOSE LAKE
INDEP SCH DISTRICT 0097
413 BIRCH AVE.
MOOSE LAKE MINN
55767

SUPERINTENDENT

WACONIA
INDEP SCH DISTRICT 0110
24 S. WALNUT ST.
WACONIA MINN
55387

SUPERINTENDENT

CASS LAKE
INDEP SCH DISTRICT 0115
BOX 187
CASS LAKE MINN
56633

SUPERINTENDENT

WALKER-HACKENSACK
INDEP SCH DISTRICT 0119

WALKER MINN
56484

SUPERINTENDENT

MONTEVIDEO
INDEP SCH DISTRICT 0129
3RD & EUREKA
MONTEVIDEO MINN
56265

SUPERINTENDENT

CHISAGO LAKES
INDEP SCH DISTRICT 0141

LINDSTROM MINN
55045

SUPERINTENDENT

DILWORTH
INDEP SCH DISTRICT 0147
BOX 188
DILWORTH MINN
56529

SUPERINTENDENT

GONVICK-TRAIL
INDEP SCH DISTRICT 0158

GONVICK MINN
56644

SUPERINTENDENT

MOUNTAIN LAKE
INDEP SCH DISTRICT 0173
450 12TH ST.
MOUNTAIN LAKE MINN
56159

SUPERINTENDENT

BRAINERD
INDEP SCH DISTRICT 0181
300 QUINCE ST.
BRAINERD MINN
56401

SUPERINTENDENT

ESKO
INDEP SCH DISTRICT 0099

ESKO MINN
55733

SUPERINTENDENT

WATERTOWN-MAYER
INDEP SCH DISTRICT 0111
BOX 368
WATERTOWN MINN
55388

SUPERINTENDENT

PILLAGER
INDEP SCH DISTRICT 0116
BOX 38
PILLAGER MINN
56473

SUPERINTENDENT

CLARA CITY
INDEP SCH DISTRICT 0126
BOX 590
CLARA CITY MINN
56222

SUPERINTENDENT

NORTH BRANCH
INDEP SCH DISTRICT 0138
320 MAIN ST.
NORTH BRANCH MINN
55056

SUPERINTENDENT

FRANCONIA
COMMON SCH DISTRICT 0323

SHAFER MINN
55074

SUPERINTENDENT

HAWLEY
INDEP SCH DISTRICT 0150
BOX 608
HAWLEY MINN
56549

SUPERINTENDENT

CLEARBROOK
INDEP SCH DISTRICT 0161

CLEARBROOK MINN
56634

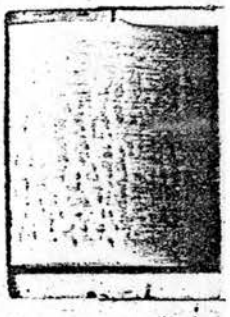
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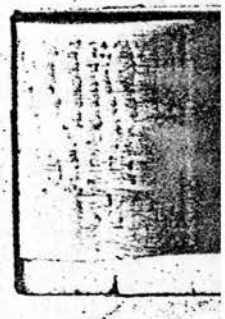
WESTBROOK
INDEP SCH DISTRICT 0175
BOX 128
WESTBROOK MINN
56183

SUPERINTENDENT

CROSBY-IRONTON
INDEP SCH DISTRICT 0182

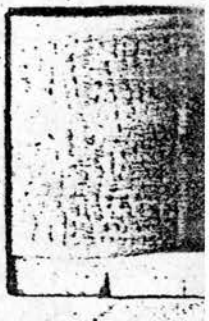
CROSBY MINN
56441





RENSHALL		NORWOOD-YOUNG AMERICA		
NDEP SCH DISTRICT	0100	INDEP SCH DISTRICT	0108	
CX 68				
RENSHALL	MINN	NORWOOD	MINN	
5797		55368		
UPERINTENDENT		SUPERINTENDENT		
HASKA		BACKUS		
NDEP SCH DISTRICT	0112	INDEP SCH DISTRICT	0114	
700 CHESTNUT				
HASKA	MINN	BACKUS	MINN	
5318		56435		
UPERINTENDENT		SUPERINTENDENT		
INE RIVER		REMER		
NDEP SCH DISTRICT	0117	INDEP SCH DISTRICT	0118	
		BOX 37		
INE RIVER	MINN	REMER	MINN	
6474		56672		
UPERINTENDENT		SUPERINTENDENT		
AYNARD		MILAN		
NDEP SCH DISTRICT	0127	INDEP SCH DISTRICT	0128	
CX 276		BOX 180		
AYNARD	MINN	MILAN	MINN	
6260		56262		
UPERINTENDENT		SUPERINTENDENT		
USH CITY		TAYLORS FALLS		
NDEP SCH DISTRICT	0139	INDEP SCH DISTRICT	0140	
USH CITY	MINN	TAYLORS FALLS	MINN	
5069		55084		
UPERINTENDENT		SUPERINTENDENT		
LYNDON-FELTON		BARNESVILLE		
NDEP SCH DISTRICT	0145	INDEP SCH DISTRICT	0146	
		BOX 188		
LYNDON	MINN	BARNESVILLE	MINN	
6547		56514		
UPERINTENDENT		SUPERINTENDENT		
CORHEAD		ULEN-HITTERDAL		
NDEP SCH DISTRICT	0152	INDEP SCH DISTRICT	0914	
10 4TH AVE. S.				
CORHEAD	MINN	ULEN	MINN	
6560		56585		
UPERINTENDENT		SUPERINTENDENT		
AGLEY		COOK COUNTY		
NDEP SCH DISTRICT	0162	INDEP SCH DISTRICT	0166	
08 N. BAGLEY AVE.		BOX F		
AGLEY	MINN	GRAND MARAIS	MINN	
6621		55604		
UPERINTENDENT		SUPERINTENDENT		
INDOM		STORDEN-JEFFERS		
NDEP SCH DISTRICT	0177	INDEP SCH DISTRICT	0178	
CX C-177		BOX 68		
INDOM	MINN	STORDEN	MINN	
6101		56174		
UPERINTENDENT		SUPERINTENDENT		
EQUOT LAKES		SOUTH ST. PAUL		
NDEP SCH DISTRICT	0186	SPECIAL SCH DIST	0006	
CX 368		700 N. SECOND ST.		
EQUOT LAKES	MINN	SOUTH ST. PAUL	MINN	
6472		55075		





SUPERINTENDENT

BURNSVILLE
INDEP SCH DISTRICT 0191
100 RIVER RIDGE COURT
BURNSVILLE MINN
55337

SUPERINTENDENT

ROSEMOUNT
INDEP SCH DISTRICT 0196
14445 DIAMOND PATH W.
ROSEMOUNT MINN
55068

SUPERINTENDENT

DAKOTA COUNTY AVTI
INDEP SCH DISTRICT 0917
145TH ST. E. & AKRON RD.
ROSEMOUNT MINN
55068

SUPERINTENDENT

KASSON-MANTORVILLE
INDEP SCH DISTRICT 0204
KASSON MINN
55944

SUPERINTENDENT

EVANSVILLE
INDEP SCH DISTRICT 0208
EVANSVILLE MINN
56326

SUPERINTENDENT

DELAVAN
INDEP SCH DISTRICT 0218
BOX 125
DELAVAN MINN
56023

SUPERINTENDENT

WELLS
INDEP SCH DISTRICT 0224
250 2ND AVE. SW.
WELLS MINN
56097

SUPERINTENDENT

LANESBORO
INDEP SCH DISTRICT 0229
100 KIRKWOOD EAST
LANESBORO MINN
55949

SUPERINTENDENT

WYKOFF
INDEP SCH DISTRICT 0236
BOX 96
WYKOFF MINN
55990

SUPERINTENDENT

ALDEN
INDEP SCH DISTRICT 0242
BOX 99
ALDEN MINN
56009

SUPERINTENDENT

FARMINGTON
INDEP SCH DISTRICT 0192
510 WALNUT ST.
FARMINGTON MINN
55024

SUPERINTENDENT

WEST ST. PAUL
INDEP SCH DISTRICT 0197
1037 BIDWELL ST.
WEST ST. PAUL MINN
55118

SUPERINTENDENT

CLAREMONT
INDEP SCH DISTRICT 0201
CLAREMONT MINN
55924

SUPERINTENDENT

WEST CONCORD
INDEP SCH DISTRICT 0205
500 EUGENE ST.
WEST CONCORD MINN
55985

SUPERINTENDENT

KENSINGTON
INDEP SCH DISTRICT 0209
KENSINGTON MINN
56343

SUPERINTENDENT

ELMORE
INDEP SCH DISTRICT 0219
BOX 98
ELMORE MINN
56027

SUPERINTENDENT

WINNEBAGO
INDEP SCH DISTRICT 0225
BOX 65
WINNEBAGO MINN
56098

SUPERINTENDENT

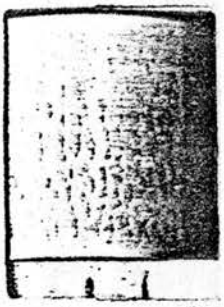
PETERSON
INDEP SCH DISTRICT 0232
BOX 8
PETERSON MINN
55962

SUPERINTENDENT

SPRING VALLEY
INDEP SCH DISTRICT 0237
BOX 72
SPRING VALLEY MINN
55975

SUPERINTENDENT

EMMONS
INDEP SCH DISTRICT 0243
BOX 13
EMMONS MINN
56029





AKEVILLE
NDEP SCH DISTRICT 0194
870 210TH ST. W.
AKEVILLE MINN
5044

UPERINTENDENT

AVER GROVE-PINE PEND
NDEP SCH DISTRICT 0199
875 INVER GROVE TR. E.
NVER GROVE HEIGHTS MINN
5075

UPERINTENDENT

CDGE CENTER
NDEP SCH DISTRICT 0202
CX 40
CDGE CENTER MINN
5927

UPERINTENDENT

LEXANDRIA
NDEP SCH DISTRICT 0206
TH & FILLMORE
LEXANDRIA MINN
6308

UPERINTENDENT

SAKIS
NDEP SCH DISTRICT 0213
4 CAK ST. E.
SAKIS MINN
6360

UPERINTENDENT

IESTER-WALTERS
NDEP SCH DISTRICT 0222
IESTER MINN
6051

UPERINTENDENT

LUE EARTH
NDEP SCH DISTRICT 0240
AST 6TH ST.
LUE EARTH MINN
6013

UPERINTENDENT

RESTON-FOUNTAIN
NDEP SCH DISTRICT 0233
CX 407
RESTON MINN
5965

UPERINTENDENT

ABEL-CANTON
NDEP SCH DISTRICT 0238
ILLMORE AVE.
ABEL MINN
5954

UPERINTENDENT

REEBORN
NDEP SCH DISTRICT 0244
CX 155
REEBORN MINN
6032

SUPERINTENDENT

RANDOLPH
INDEP SCH DISTRICT 0195
BOX 38
RANDOLPH MINN
55065

SUPERINTENDENT

HASTINGS
INDEP SCH DISTRICT 0200
9TH & VERMILLION ST.
HASTINGS MINN
55033

SUPERINTENDENT

HAYFIELD
INDEP SCH DISTRICT 0203
HAYFIELD MINN
55940

SUPERINTENDENT

BRANDON
INDEP SCH DISTRICT 0207
BOX 185
BRANDON MINN
56315

SUPERINTENDENT

BRICELYN
INDEP SCH DISTRICT 0217
BOX 277
BRICELYN MINN
56014

SUPERINTENDENT

MINNESOTA LAKE
INDEP SCH DISTRICT 0223
BOX 218
MINNESOTA LAKE MINN
56068

SUPERINTENDENT

HARMONY
INDEP SCH DISTRICT 0228
145 MAIN AVE. S.
HARMONY MINN
55939

SUPERINTENDENT

RUSHFORD
INDEP SCH DISTRICT 0234
BOX 368
RUSHFORD MINN
55971

SUPERINTENDENT

ALBERT LEA
INDEP SCH DISTRICT 0241
109 WEST AVE.
ALBERT LEA MINN
56007

SUPERINTENDENT

GLENVILLE
INDEP SCH DISTRICT 0245
230 5TH ST. SE.
GLENVILLE MINN
56036

SUPERINTENDENT

CANNON FALLS
INDEP SCH DISTRICT 0252
820 E. MINNESOTA ST.
CANNON FALLS MINN
55009

SUPERINTENDENT

RED WING
INDEP SCH DISTRICT 0256
525 EAST AVE.
RED WING MINN
55066

SUPERINTENDENT

BARRETT
INDEP SCH DISTRICT 0262
BOX 278
BARRETT MINN
56311

SUPERINTENDENT

HOUSTON
INDEP SCH DISTRICT 0294
306 W. ELM
HOUSTON MINN
55943

SUPERINTENDENT

AKELEY
INDEP SCH DISTRICT 0301
BOX 246
AKELEY MINN
56433

SUPERINTENDENT

BRAHAM
INDEP SCH DISTRICT 0314
BOX 488
BRAHAM MINN
55006

SUPERINTENDENT

GRAND RAPIDS
INDEP SCH DISTRICT 0318
820 N. POKEGAMA AVE.
GRAND RAPIDS MINN
55744

SUPERINTENDENT

SIOUX VALLEY
INDEP SCH DISTRICT 0328
ROUTE 2
LAKE PARK, IOWA
51347

SUPERINTENDENT

ATWATER
INDEP SCH DISTRICT 0341

ATWATER MINN
56209

SUPERINTENDENT

PRINSBURG
COMMON SCH DISTRICT 0815
BOX 98
PRINSBURG MINN
56281

SUPERINTENDENT

GOODHUE
INDEP SCH DISTRICT 0253
BOX 128
GOODHUE MINN
55027

SUPERINTENDENT

WANAMINGO
INDEP SCH DISTRICT 0258

WANAMINGO MINN
55983

SUPERINTENDENT

ELBOW LAKE
INDEP SCH DISTRICT 0263
411 1ST ST. SE.
ELBOW LAKE MINN
56531

SUPERINTENDENT

SPRING GROVE
INDEP SCH DISTRICT 0297
BOX 626
SPRING GROVE MINN
55974

SUPERINTENDENT

LAPORTE
INDEP SCH DISTRICT 0306
BOX 8
LAPORTE MINN
56461

SUPERINTENDENT

CAMBRIDGE
INDEP SCH DISTRICT 0911
430 NW. 8TH ST.
CAMBRIDGE MINN
55008

SUPERINTENDENT

NASHWAUK-KEEWATIN
INDEP SCH DISTRICT 0319
400 2ND ST.
NASHWAUK MINN
55769

SUPERINTENDENT

HERON LAKE-OKABENA
INDEP SCH DISTRICT 0330
BOX 378
HERON LAKE MINN
56137

SUPERINTENDENT

NEW LONDON-SPICER
INDEP SCH DISTRICT 0345
BOX 287
NEW LONDON MINN
56273

SUPERINTENDENT

HALLOCK
INDEP SCH DISTRICT 0351
BOX L
HALLOCK MINN
56728





UPERINTENDENT

ANYON
NDEP SCH DISTRICT 0254
21 FOREST
ANYON MINN
5946

UPERINTENDENT

UMBROTA
NDEP SCH DISTRICT 0260
05 MILL ST.
UMBROTA MINN
5992

UPERINTENDENT

ERMAN
NDEP SCH DISTRICT 0264

ERMAN MINN
6248

UPERINTENDENT

ALEDONIA
NDEP SCH DISTRICT 0299
. MAIN ST.
ALEDONIA MINN
5921

UPERINTENDENT

EVIS
NDEP SCH DISTRICT 0308
OX 183
EVIS MINN
6467

UPERINTENDENT

CLERAINE
NDEP SCH DISTRICT 0316
CCSEVELT AVE.
CLERAINE MINN
5722

UPERINTENDENT

ACKSON
NDEP SCH DISTRICT 0324
05 5TH ST.
ACKSON MINN
6143

UPERINTENDENT

CRA
NDEP SCH DISTRICT 0332
00 E. MAPLE
CRA MINN
5051

UPERINTENDENT

AYMOND
NDEP SCH DISTRICT 0346
09 DAY ST.
AYMOND MINN
6282

UPERINTENDENT

UMBOLDT-ST. VINCENT
NDEP SCH DISTRICT 0352
OX 54
UMBOLDT MINN
6731

SUPERINTENDENT

PINE ISLAND
INDEP SCH DISTRICT 0255
BOX 398
PINE ISLAND MINN
55963

SUPERINTENDENT

ASHBY
INDEP SCH DISTRICT 0261
BOX C
ASHBY MINN
56309

SUPERINTENDENT

HOFFMAN
INDEP SCH DISTRICT 0265
BOX 306
HOFFMAN MINN
56339

SUPERINTENDENT

LA CRESCENT
INDEP SCH DISTRICT 0300
LANCER BLVD.
LA CRESCENT MINN
55947

SUPERINTENDENT

PARK RAPIDS
INDEP SCH DISTRICT 0309

PARK RAPIDS MINN
56470

SUPERINTENDENT

DEER RIVER
INDEP SCH DISTRICT 0317

DEER RIVER MINN
56636

SUPERINTENDENT

LAKEFIELD
INDEP SCH DISTRICT 0325
BOX 338
LAKEFIELD MINN
56150

SUPERINTENDENT

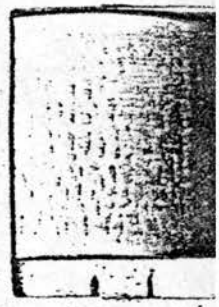
OGILVIE
INDEP SCH DISTRICT 0333
BOX 186
OGILVIE MINN
56358

SUPERINTENDENT

WILLMAR
INDEP SCH DISTRICT 0347
611 W. 5TH ST.
WILLMAR MINN
56201

SUPERINTENDENT

KARLSTAD
INDEP SCH DISTRICT 0353
BOX 178
KARLSTAD MINN
56732





SUPERINTENDENT

KENNEDY
INDEP SCH DISTRICT 0354
BOX 127
KENNEDY MINN
56733

SUPERINTENDENT

SOUTH KOOCHICHING
INDEP SCH DISTRICT 0363
BOX 465
NORTHOME MINN
56661

SUPERINTENDENT

DAWSON-BOYD
INDEP SCH DISTRICT 0378
BOX S
DAWSON MINN
56232

SUPERINTENDENT

LE CENTER
INDEP SCH DISTRICT 0392
150 W. TYRONE ST.
LE CENTER MINN
56057

SUPERINTENDENT

HENDRICKS
INDEP SCH DISTRICT 0402
200 E. LINCOLN
HENDRICKS MINN
56136

SUPERINTENDENT

TYLER
INDEP SCH DISTRICT 0409
BOX 659
TYLER MINN
56178

SUPERINTENDENT

MINNEOTA
INDEP SCH DISTRICT 0414
504 N. MONROE ST.
MINNEOTA MINN
56264

SUPERINTENDENT

5 WEST & W CENTRAL ECSU
INDEP SCH DISTRICT 0991
SW STATE UNIVERSITY
MARSHALL MINN
56258

SUPERINTENDENT

LESTER PRAIRIE
INDEP SCH DISTRICT 0424
HICKORY AVE. & 2ND ST. N
LESTER PRAIRIE MINN
55354

SUPERINTENDENT

MAHNOMEN
INDEP SCH DISTRICT 0432
BOX 319
MAHNOMEN MINN
56557

SUPERINTENDENT

LANCASTER
INDEP SCH DISTRICT 0356
BOX 217
LANCASTER MINN
56735

SUPERINTENDENT

BELLINGHAM
INDEP SCH DISTRICT 0371
BOX 367
BELLINGHAM MINN
56212

SUPERINTENDENT

LAKE SUPERIOR
INDEP SCH DISTRICT 0381
405 4TH AVE.
TWO HARBORS MINN
55616

SUPERINTENDENT

LE SUEUR
INDEP SCH DISTRICT 0393
901 E. FERRY ST.
LE SUEUR MINN
56058

SUPERINTENDENT

IVANHOE
INDEP SCH DISTRICT 0403
BOX 9
IVANHOE MINN
56142

SUPERINTENDENT

BALATON
INDEP SCH DISTRICT 0411
330 THIRD ST.
BALATON MINN
56115

SUPERINTENDENT

LYND
INDEP SCH DISTRICT 0415
BOX 68
LYND MINN
56157

SUPERINTENDENT

BROWNTON
INDEP SCH DISTRICT 0421
BOX 338
BROWNTON MINN
55312

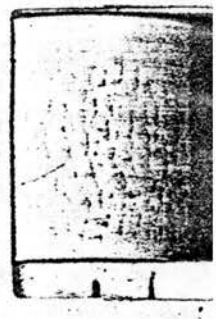
SUPERINTENDENT

SILVER LAKE
INDEP SCH DISTRICT 0425

SILVER LAKE MINN
55381

SUPERINTENDENT

WAUBUN
INDEP SCH DISTRICT 0435
BOX 98
WAUBUN MINN
56589





SUPERINTENDENT

INTERNATIONAL FALLS
INDEP SCH DISTRICT 0361
7TH ST. & 6TH AVE.
INTERNATIONAL FALLS MINN
56649

SUPERINTENDENT

LITTLEFORK-BIG FALLS
INDEP SCH DISTRICT 0362
BOX D
LITTLEFORK MINN
56653

SUPERINTENDENT

MARIETTA
INDEP SCH DISTRICT 0376

MARIETTA MINN
56257

SUPERINTENDENT

MADISON
INDEP SCH DISTRICT 0377
316 4TH ST.
MADISON MINN
56256

SUPERINTENDENT

LAKE OF THE WOODS
INDEP SCH DISTRICT 0390
BOX 310
BAUDETTE MINN
56623

SUPERINTENDENT

CLEVELAND
INDEP SCH DISTRICT 0391

CLEVELAND MINN
56017

SUPERINTENDENT

MONTGOMERY-LONSDALE
INDEP SCH DISTRICT 0394
101 2ND ST. NE.
MONTGOMERY MINN
56069

SUPERINTENDENT

WATERVILLE-ELYSIAN
INDEP SCH DISTRICT 0395
500 E. PAQUIN ST.
WATERVILLE MINN
56096

SUPERINTENDENT

LAKE BENTON
INDEP SCH DISTRICT 0404
101 GARFIELD ST.
LAKE BENTON MINN
56149

SUPERINTENDENT

VERDI
INDEP SCH DISTRICT 0408
BOX 7-A
VERDI MINN
56179

SUPERINTENDENT

COTTONWOOD
INDEP SCH DISTRICT 0412
BOX 107
COTTONWOOD MINN
56229

SUPERINTENDENT

MARSHALL
INDEP SCH DISTRICT 0413
401 S. SARATOGA ST.
MARSHALL MINN
56258

SUPERINTENDENT

TRACY
INDEP SCH DISTRICT 0417
934 PINE ST.
TRACY MINN
56175

SUPERINTENDENT

RUSSELL
INDEP SCH DISTRICT 0418

RUSSELL MINN
56169

SUPERINTENDENT

GLENCOE
INDEP SCH DISTRICT 0422
16TH ST. & PRYOR
GLENCOE MINN
55336

SUPERINTENDENT

HUTCHINSON
INDEP SCH DISTRICT 0423
30 GLEN ST. N.
HUTCHINSON MINN
55350

SUPERINTENDENT

STEWART
INDEP SCH DISTRICT 0426

STEWART MINN
55385

SUPERINTENDENT

WINSTED
INDEP SCH DISTRICT 0427
431 4TH ST. N.
WINSTED MINN
55395

SUPERINTENDENT

ALVARADO
INDEP SCH DISTRICT 0436
BOX 816
ALVARADO MINN
56710

SUPERINTENDENT

ARGYLE
INDEP SCH DISTRICT 0437
BOX 279
ARGYLE MINN
56713

SUPERINTENDENT

MIDDLE RIVER
INDEP SCH DISTRICT 0440
BOX 130
MIDDLE RIVER MINN
56737

SUPERINTENDENT

STRANDQUIST
INDEP SCH DISTRICT 0444
BOX 6
STRANDQUIST MINN
56758

SUPERINTENDENT

EAST CHAIN
INDEP SCH DISTRICT 0453
ROUTE 1
BLUE EARTH MINN
56013

SUPERINTENDENT

TRUMAN
INDEP SCH DISTRICT 0458
BOX 276
TRUMAN MINN
56088

SUPERINTENDENT

EDEN VALLEY-WATKINS
INDEP SCH DISTRICT 0463
BOX 47
EDEN VALLEY MINN
55329

SUPERINTENDENT

ISLE
INDEP SCH DISTRICT 0473
BOX 25
ISLE MINN
56342

SUPERINTENDENT

LITTLE FALLS
INDEP SCH DISTRICT 0482
109 NE. 2ND AVE.
LITTLE FALLS MINN
56345

SUPERINTENDENT

SWANVILLE
INDEP SCH DISTRICT 0486
BOX 98
SWANVILLE MINN
56382

SUPERINTENDENT

LYLE
INDEP SCH DISTRICT 0497
BOX 38
LYLE MINN
55953

SUPERINTENDENT

FULDA
INDEP SCH DISTRICT 0505

FULDA MINN
56131

SUPERINTENDENT

NEWFOLDEN
INDEP SCH DISTRICT 0441
BOX 277
NEWFOLDEN MINN
56738

SUPERINTENDENT

WARREN
INDEP SCH DISTRICT 0446
224 E. BRIDGE ST.
WARREN MINN
56762

SUPERINTENDENT

FAIRMONT
INDEP SCH DISTRICT 0454
115 S. PARK ST.
FAIRMONT MINN
56031

SUPERINTENDENT

WELCOME
INDEP SCH DISTRICT 0459

WELCOME MINN
56181

SUPERINTENDENT

GROVE CITY
INDEP SCH DISTRICT 0464
BOX 278
GROVE CITY MINN
56243

SUPERINTENDENT

PRINCETON
INDEP SCH DISTRICT 0477
606 S. 3RD ST.
PRINCETON MINN
55371

SUPERINTENDENT

MOTLEY
INDEP SCH DISTRICT 0483
BOX 268
MOTLEY MINN
56466

SUPERINTENDENT

UPSALA
INDEP SCH DISTRICT 0487

UPSALA MINN
56384

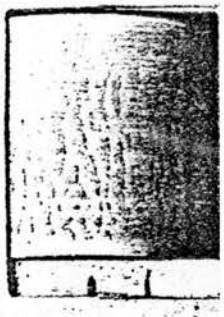
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LE ROY-OSTRANDER
INDEP SCH DISTRICT 0499
BOX N
LE ROY MINN
55951

SUPERINTENDENT

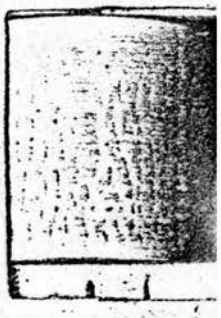
CHANDLER-LAKE WILSON
INDEP SCH DISTRICT 0918

LAKE WILSON MINN
56151





UPERINTENDENT		SUPERINTENDENT		
SLC NDEP SCH DISTRICT	0442	STEPHEN INDEP SCH DISTRICT	0443	
SLC 6744	MINN	BOX 68 STEPHEN 56757	MINN	
UPERINTENDENT		SUPERINTENDENT		
RYGLA-GATZKE NDEP SCH DISTRICT	0447	CEYLON INDEP SCH DISTRICT	0451	
CX 18 RYGLA 6727	MINN	BOX 368 CEYLON 56121	MINN	
UPERINTENDENT		SUPERINTENDENT		
HERBURN NDEP SCH DISTRICT	0456	TRIMONT INDEP SCH DISTRICT	0457	
HERBURN 6171	MINN	BOX N TRIMONT 56176	MINN	
UPERINTENDENT		SUPERINTENDENT		
RANADA-HUNTLEY NDEP SCH DISTRICT	0460	COSMOS INDEP SCH DISTRICT	0461	
CX 17 RANADA 6039	MINN	320 N. SATURN ST. COSMOS 56228	MINN	
UPERINTENDENT		SUPERINTENDENT		
ITCHFIELD NDEP SCH DISTRICT	0465	DASSEL-COKATO INDEP SCH DISTRICT	0466	
01 GILMAN AVE. N. ITCHFIELD 5355	MINN	HWY. 12 & WRIGHT CO. 100 COKATO 55321	MINN	
UPERINTENDENT		SUPERINTENDENT		
NAMIA NDEP SCH DISTRICT	0480	MILACA INDEP SCH DISTRICT	0912	
CX B NAMIA 6359	MINN	500 SW. 4TH ST. MILACA 56353	MINN	
UPERINTENDENT		SUPERINTENDENT		
IERZ NDEP SCH DISTRICT	0484	ROYALTON INDEP SCH DISTRICT	0485	
IERZ 6364	MINN	BOX 5 ROYALTON 56373	MINN	
UPERINTENDENT		SUPERINTENDENT		
USTIN NDEP SCH DISTRICT	0492	GRAND MEADOW INDEP SCH DISTRICT	0495	
02 4TH AVE. NE. USTIN 5912	MINN	BOX 68 GRAND MEADOW 55936	MINN	
UPERINTENDENT		SUPERINTENDENT		
OUTHLAND NDEP SCH DISTRICT	0500	SLAYTON INDEP SCH DISTRICT	0504	
DAMS 5909	MINN	2420 28TH ST. SLAYTON 56172	MINN	
UPERINTENDENT		SUPERINTENDENT		
ICCLLET NDEP SCH DISTRICT	0507	ST. PETER INDEP SCH DISTRICT	0508	
CX 108 ICCLLET 6074	MINN	L INCOLN DRIVE ST. PETER 56082	MINN	





SUPERINTENDENT

ADRIAN
INDEP SCH DISTRICT 0511
BOX 38
ADRIAN MINN
56110

SUPERINTENDENT

WORTHINGTON
INDEP SCH DISTRICT 0518
BOX C
WORTHINGTON MINN
56187

SUPERINTENDENT

HALSTAD
INDEP SCH DISTRICT 0524

HALSTAD MINN
56548

SUPERINTENDENT

BYRON
INDEP SCH DISTRICT 0531
BOX 157
BYRON MINN
55920

SUPERINTENDENT

SOUTHEAST ECSU
INDEP SCH DISTRICT 0921
5930 BANDEL ROAD
ROCHESTER MINN
55901

SUPERINTENDENT

HENNING
INDEP SCH DISTRICT 0545
BOX 15
HENNING MINN
56551

SUPERINTENDENT

UNDERWOOD
INDEP SCH DISTRICT 0550

UNDERWOOD MINN
56586

SUPERINTENDENT

THIEF RIVER FALLS
INDEP SCH DISTRICT 0564
BOX 160
THIEF RIVER FALLS MINN
56701

SUPERINTENDENT

HINCKLEY
INDEP SCH DISTRICT 0573
BOX 308
HINCKLEY MINN
55037

SUPERINTENDENT

EDGERTON
INDEP SCH DISTRICT 0581
BOX 307
EDGERTON MINN
56128

SUPERINTENDENT

BREWSTER
INDEP SCH DISTRICT 0513
BOX 309
BREWSTER MINN
56119

SUPERINTENDENT

ADA
INDEP SCH DISTRICT 0521
105 E. 4TH AVE.
ADA MINN
56510

SUPERINTENDENT

HENDRUM-PERLEY
INDEP SCH DISTRICT 0525
BOX 39
HENDRUM MINN
56550

SUPERINTENDENT

DOVER-EYOTA
INDEP SCH DISTRICT 0533
BOX 268
EYOTA MINN
55934

SUPERINTENDENT

BATTLE LAKE
INDEP SCH DISTRICT 0542

BATTLE LAKE MINN
56515

SUPERINTENDENT

PARKERS PRAIRIE
INDEP SCH DISTRICT 0547
BOX 46
PARKERS PRAIRIE MINN
56361

SUPERINTENDENT

NEW YORK MILLS
INDEP SCH DISTRICT 0553
BOX 218
NEW YORK MILLS MINN
56567

SUPERINTENDENT

NORTHWEST ECSU
INDEP SCH DISTRICT 0928
BOX 160
THIEF RIVER FALLS MINN
56701

SUPERINTENDENT

SANDSTONE
INDEP SCH DISTRICT 0576

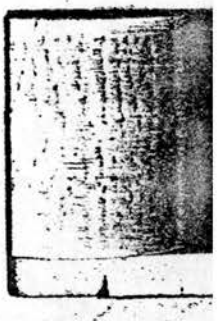
SANDSTONE MINN
55072

SUPERINTENDENT

JASPER
INDEP SCH DISTRICT 0582

JASPER MINN
56144





UPERINTENDENT

LLSWORTH
NDEP SCH DISTRICT 0514
OX 8
LLSWORTH MINN
6129

UPERINTENDENT

ORUP
NDEP SCH DISTRICT 0522

ORUP MINN
6519

UPERINTENDENT

WIN VALLEY
NDEP SCH DISTRICT 0526

WIN VALLEY MINN
6584

UPERINTENDENT

TEWARTVILLE
NDEP SCH DISTRICT 0534
00 SW. 4TH ST.
TEWARTVILLE MINN
5976

UPERINTENDENT

EER CREEK
NDEP SCH DISTRICT 0543
OX 235
EER CREEK MINN
6527

UPERINTENDENT

ELICAN RAPIDS
NDEP SCH DISTRICT 0548
OX V
ELICAN RAPIDS MINN
6572

UPERINTENDENT

EST CENTRAL ECSU
NDEP SCH DISTRICT 0926
20 S. VINE, PO DRAWER E
ERGUS FALLS MINN
6537

UPERINTENDENT

SKOV
NDEP SCH DISTRICT 0566

SKOV MINN
5704

UPERINTENDENT

ILLOW RIVER
NDEP SCH DISTRICT 0577
OX 66
ILLOW RIVER MINN
5795

UPERINTENDENT

IPESTONE
NDEP SCH DISTRICT 0583
OX 71
IPESTONE MINN
6164

SUPERINTENDENT

ROUND LAKE
INDEP SCH DISTRICT 0516
ROUND LAKE MINN
56167

SUPERINTENDENT

GARY
INDEP SCH DISTRICT 0523
BOX 47
GARY MINN
56545

SUPERINTENDENT

CHATFIELD
INDEP SCH DISTRICT 0227
CHATFIELD MINN
55923

SUPERINTENDENT

ROCHESTER
INDEP SCH DISTRICT 0535
401 2ND ST. SW.
ROCHESTER MINN
55901

SUPERINTENDENT

FERGUS FALLS
INDEP SCH DISTRICT 0544
600 FRIBERG AVE.
FERGUS FALLS MINN
56537

SUPERINTENDENT

PERHAM
INDEP SCH DISTRICT 0549
200 5TH ST. SE.
PERHAM MINN
56573

SUPERINTENDENT

GOODRIDGE
INDEP SCH DISTRICT 0561
BOX 195
GOODRIDGE MINN
56725

SUPERINTENDENT

FINLAYSON
INDEP SCH DISTRICT 0570

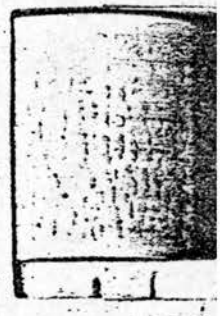
FINLAYSON MINN
55735

SUPERINTENDENT

PINE CITY
INDEP SCH DISTRICT 0578
605 6TH ST.
PINE CITY MINN
55063

SUPERINTENDENT

RUTHTON
INDEP SCH DISTRICT 0584
BOX 8
RUTHTON MINN
56170





SUPERINTENDENT

CLIMAX
INDEP SCH DISTRICT 0592
BOX 45
CLIMAX MINN
56523

SUPERINTENDENT

CROOKSTON
INDEP SCH DISTRICT 0593
BOX 602
CROOKSTON MINN
56716

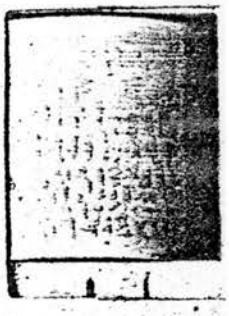
SUPERINTENDENT

FERTILE-BELTRAMI
INDEP SCH DISTRICT 0599

FERTILE MINN
56540

SUPERINTENDENT

FISHER
INDEP SCH DISTRICT 0600
BOX 37
FISHER MINN
56723



SUPERINTENDENT

MENTOR
INDEP SCH DISTRICT 0604

MENTOR MINN
56736

SUPERINTENDENT

CYRUS
INDEP SCH DISTRICT 0611
BOX 39
CYRUS MINN
56323

SUPERINTENDENT

VILLARD
INDEP SCH DISTRICT 0615
BOX 66
VILLARD MINN
56385

SUPERINTENDENT

OKLEE
INDEP SCH DISTRICT 0627

OKLEE MINN
56742

SUPERINTENDENT

BELVIEW
INDEP SCH DISTRICT 0631
BOX 8
BELVIEW MINN
56214

SUPERINTENDENT

LAMBERTON
INDEP SCH DISTRICT 0633
BOX 278
LAMBERTON MINN
56152

SUPERINTENDENT

REDWOOD FALLS
INDEP SCH DISTRICT 0637
4TH & LINCOLN
REDWOOD FALLS MINN
56283

SUPERINTENDENT

SANBORN
INDEP SCH DISTRICT 0638

SANBORN MINN
56083

SUPERINTENDENT

BIRD ISLAND
INDEP SCH DISTRICT 0646
110 S. 9TH ST.
BIRD ISLAND MINN
55310

SUPERINTENDENT

BUFFALO LAKE
INDEP SCH DISTRICT 0647
BOX 278
BUFFALO LAKE MINN
55314

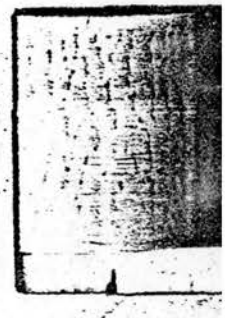
SUPERINTENDENT

FRANKLIN
INDEP SCH DISTRICT 0650
BOX 38
FRANKLIN MINN
55333

SUPERINTENDENT

HECTOR
INDEP SCH DISTRICT 0651

HECTOR MINN
55342



SUPERINTENDENT

RENVILLE
INDEP SCH DISTRICT 0654
BOX 338
RENVILLE MINN
56284

SUPERINTENDENT

SACRED HEART
INDEP SCH DISTRICT 0655
BOX 10
SACRED HEART MINN
56285

SUPERINTENDENT

NORTHFIELD
INDEP SCH DISTRICT 0659
301 UNION ST.
NORTHFIELD MINN
55057

SUPERINTENDENT

MAGNOLIA
INDEP SCH DISTRICT 0669

MAGNOLIA MINN
56158

SUPERINTENDENT

EAST GRAND FORKS
INDEP SCH DISTRICT 0595
420 4TH AVE. NW.
EAST GRAND FORKS MINN
56721

ERSKINE
INDEP SCH DISTRICT 0597
BOX 209
ERSKINE MINN
56535

SUPERINTENDENT

SUPERINTENDENT

ECSTON
INDEP SCH DISTRICT 0601
ECSTON MINN
56542

MC INTOSH
INDEP SCH DISTRICT 0603
MC INTOSH MINN
56556

SUPERINTENDENT

SUPERINTENDENT

GLENWOOD
INDEP SCH DISTRICT 0612
NE. 2ND AVE.
GLENWOOD MINN
56334

STARBUCK
INDEP SCH DISTRICT 0614
STARBUCK MINN
56381

SUPERINTENDENT

SUPERINTENDENT

PLUMMER
INDEP SCH DISTRICT 0628
PLUMMER MINN
56748

RED LAKE FALLS
INDEP SCH DISTRICT 0630
BOX 367
RED LAKE FALLS MINN
56750

SUPERINTENDENT

SUPERINTENDENT

MILROY
INDEP SCH DISTRICT 0635
BOX 10
MILROY MINN
56263

MORGAN
INDEP SCH DISTRICT 0636
BOX 188
MORGAN MINN
56266

SUPERINTENDENT

SUPERINTENDENT

WABASSO
INDEP SCH DISTRICT 0640
1333 MAY ST.
WABASSO MINN
56293

WALNUT GROVE
INDEP SCH DISTRICT 0641
WALNUT GROVE MINN
56180

SUPERINTENDENT

SUPERINTENDENT

DANUBE
INDEP SCH DISTRICT 0648
BOX 157
DANUBE MINN
56230

FAIRFAX
INDEP SCH DISTRICT 0649
300 SE. 2ND ST., BOX 489
FAIRFAX MINN
55332

SUPERINTENDENT

SUPERINTENDENT

MORTON
INDEP SCH DISTRICT 0652
BOX 68
MORTON MINN
56270

OLIVIA
INDEP SCH DISTRICT 0653
709 S. 9TH ST.
OLIVIA MINN
56277

SUPERINTENDENT

SUPERINTENDENT

FARIBAULT
INDEP SCH DISTRICT 0656
2855 NW. 1ST AVE.
FARIBAULT MINN
55021

MORRISTOWN
INDEP SCH DISTRICT 0657
BOX 278
MORRISTOWN MINN
55052

SUPERINTENDENT

SUPERINTENDENT

LUVERNE
INDEP SCH DISTRICT 0670
BOX 278
LUVERNE MINN
56156

HILLS-BEAVER CREEK
INDEP SCH DISTRICT 0671
BOX 547
HILLS MINN
56138

SUPERINTENDENT

BADGER
INDEP SCH DISTRICT 0676
BOX 68
BADGER MINN
56714

SUPERINTENDENT

BELLE PLAINE
INDEP SCH DISTRICT 0716
220 S. MARKET ST.
BELLE PLAINE MINN
56011

SUPERINTENDENT

NEW PRAGUE
INDEP SCH DISTRICT 0721
721 CENTRAL AVE. N.
NEW PRAGUE MINN
56071

SUPERINTENDENT

ARLINGTON
INDEP SCH DISTRICT 0731
202 3RD AVE. NW.
ARLINGTON MINN
55307

SUPERINTENDENT

WINTHROP
INDEP SCH DISTRICT 0735
N. COTTONWOOD ST.
WINTHROP MINN
55396

SUPERINTENDENT

KIMBALL
INDEP SCH DISTRICT 0739
BOX 368
KIMBALL MINN
55353

SUPERINTENDENT

SAUK CENTRE
INDEP SCH DISTRICT 0743
9TH & STATE ROAD
SAUK CENTRE MINN
56378

SUPERINTENDENT

CENTRAL ECSU
INDEP SCH DISTRICT 0923
RM A150-EDU BLDG, UNIV
ST. CLOUD MINN
56301

SUPERINTENDENT

MEDFORD
INDEP SCH DISTRICT 0763
BOX 38
MEDFORD MINN
55049

SUPERINTENDENT

KERKHOVEN-MURDOCK
INDEP SCH DISTRICT 0775

KERKHOVEN MINN
56252

SUPERINTENDENT

GREENBUSH
INDEP SCH DISTRICT 0678
BOX 7C
GREENBUSH MINN
56726

SUPERINTENDENT

JORDAN
INDEP SCH DISTRICT 0717
500 SUNSET DRIVE
JORDAN MINN
55352

SUPERINTENDENT

BECKER
INDEP SCH DISTRICT 0726
BOX 188
BECKER MINN
55308

SUPERINTENDENT

GAYLORD
INDEP SCH DISTRICT 0732
500 COURT AVE.
GAYLORD MINN
55334

SUPERINTENDENT

BELGRADE
INDEP SCH DISTRICT 0736

BELGRADE MINN
56312

SUPERINTENDENT

MELROSE
INDEP SCH DISTRICT 0740
546 N. 5TH AVE. E.
MELROSE MINN
56352

SUPERINTENDENT

ALBANY
INDEP SCH DISTRICT 0745
140 3RD ST.
ALBANY MINN
56307

SUPERINTENDENT

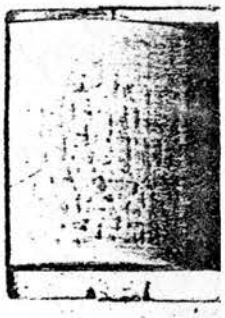
BLOOMING PRAIRIE
INDEP SCH DISTRICT 0756
202 4TH AVE. NW.
BLOOMING PRAIRIE MINN
55917

SUPERINTENDENT

HANCOCK
INDEP SCH DISTRICT 0768
BOX 367
HANCOCK MINN
56244

SUPERINTENDENT

BENSON
INDEP SCH DISTRICT 0777
1400 MONTANA AVE.
BENSON MINN
56215





UPERINTENDENT

CSEAU
NDEP SCH DISTRICT 0682
09 3RD ST. NE.
CSEAU MINN
6751

UPERINTENDENT

RICR LAKE
NDEP SCH DISTRICT 0719
5870 FRANKLIN TRAIL SE.
RICR LAKE MINN
5372

UPERINTENDENT

IG LAKE
NDEP SCH DISTRICT 0727
IG LAKE MINN
5309

UPERINTENDENT

IBBON
NDEP SCH DISTRICT 0733
IBBON MINN
5335

UPERINTENDENT

RCOTEN
NDEP SCH DISTRICT 0737
CX 38
RCOTEN MINN
6316

UPERINTENDENT

AYNESVILLE
NDEP SCH DISTRICT 0741
IGHWAY 23 WEST
AYNESVILLE MINN
6362

UPERINTENDENT

ARTELL
NDEP SCH DISTRICT 0748
OX 328
ARTELL MINN
6377

UPERINTENDENT

WATONNA
NDEP SCH DISTRICT 0761
515 WEST BRIDGE
WATONNA MINN
5060

UPERINTENDENT

CRRIS
NDEP SCH DISTRICT 0769
201 S. COLUMBIA
CRRIS MINN
6267

UPERINTENDENT

APPLETON
NDEP SCH DISTRICT 0784
128 S. HERING
APPLETON MINN
6208

ERINTENDENT

ARROAD
INDEP SCH DISTRICT 0690
BOX 130
ARROAD MINN
56763

SUPERINTENDENT

SHAKOPEE
INDEP SCH DISTRICT 0720
505 S. HOLMES
SHAKOPEE MINN
55379

SUPERINTENDENT

ELK RIVER
INDEP SCH DISTRICT 0728
400 SCHOOL ST.
ELK RIVER MINN
55330

SUPERINTENDENT

HENDERSON
INDEP SCH DISTRICT 0734
107 8TH ST.
HENDERSON MINN
56044

SUPERINTENDENT

HOLDINGFORD
INDEP SCH DISTRICT 0738
BOX 496
HOLDINGFORD MINN
56340

SUPERINTENDENT

ST. CLOUD
INDEP SCH DISTRICT 0742
628 ROOSEVELT ROAD
ST. CLOUD MINN
56301

SUPERINTENDENT

COLD SPRING
INDEP SCH DISTRICT 0750
ROCORI HIGH SCHOOL
COLD SPRING MINN
56320

SUPERINTENDENT

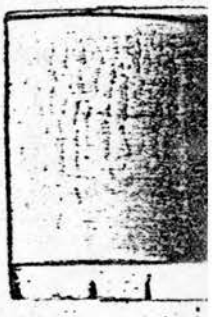
ELLENDALE-GENEVA
INDEP SCH DISTRICT 0762
BOX 428
ELLENDALE MINN
56026

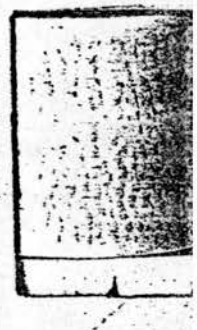
SUPERINTENDENT

CHOKIO-ALBERTA
INDEP SCH DISTRICT 0771
BOX 87
CHOKIO MINN
56221

SUPERINTENDENT

BERTHA-HEWITT
INDEP SCH DISTRICT 0786
BERTHA MINN
56437





SUPERINTENDENT

BROWERVILLE
INDEP SCH DISTRICT 0788
BOX 195
BROWERVILLE MINN
56438

SUPERINTENDENT

LONG PRAIRIE
INDEP SCH DISTRICT 0792
205 SECOND ST. S.
LONG PRAIRIE MINN
56347

SUPERINTENDENT

WHEATON
INDEP SCH DISTRICT 0803
1700 3RD AVE. S.
WHEATON MINN
56296

SUPERINTENDENT

WABASHA
INDEP SCH DISTRICT 0811
611 BROADWAY AVE.
WABASHA MINN
55981

SUPERINTENDENT

SEBEKA
INDEP SCH DISTRICT 0820

SEBEKA MINN
56477

SUPERINTENDENT

JANESVILLE
INDEP SCH DISTRICT 0830
110 E. 3RD ST.
JANESVILLE MINN
56048

SUPERINTENDENT

SOUTH WASHINGTON COUNTY
INDEP SCH DISTRICT 0833
8040 80TH ST. S.
COTTAGE GROVE MINN
55016

SUPERINTENDENT

MADELIA
INDEP SCH DISTRICT 0837
320 BUCK AVE. SE.
MADELIA MINN
56062

SUPERINTENDENT

CAMPBELL-TINTAH
INDEP SCH DISTRICT 0852
BOX 8
CAMPBELL MINN
56522

SUPERINTENDENT

ANNANDALE
INDEP SCH DISTRICT 0876
BOX 190
ANNANDALE MINN
55302

SUPERINTENDENT

CLARISSA
INDEP SCH DISTRICT 0789
CLARISSA MINN
56440

SUPERINTENDENT

STAPLES
INDEP SCH DISTRICT 0793
3RD ST.
STAPLES MINN
56479

SUPERINTENDENT

ELGIN-MILLVILLE
INDEP SCH DISTRICT 0806
1ST STREET SE.
ELGIN MINN
55932

SUPERINTENDENT

LAKE CITY
INDEP SCH DISTRICT 0813
LAKE CITY MINN
55041

SUPERINTENDENT

MENAHGA
INDEP SCH DISTRICT 0821
BOX 160
MENAHGA MINN
56464

SUPERINTENDENT

WALDORF-PEMBERTON
INDEP SCH DISTRICT 0913
WALDORF MINN
56091

SUPERINTENDENT

STILLWATER
INDEP SCH DISTRICT 0834
6225 OASIS AVE. N.
STILLWATER MINN
55082

SUPERINTENDENT

ST. JAMES
INDEP SCH DISTRICT 0840
10TH AVE. N.
ST. JAMES MINN
56081

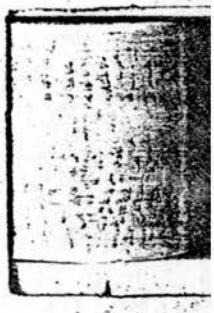
SUPERINTENDENT

LEWISTON
INDEP SCH DISTRICT 0857
LEWISTON MINN
55952

SUPERINTENDENT

BUFFALO
INDEP SCH DISTRICT 0877
109 4TH ST. NE.
BUFFALO MINN
55313





SUPERINTENDENT

AGLE BEND
NDEP SCH DISTRICT 0790
CX K
AGLE BEND MINN
5446

SUPERINTENDENT

REY EAGLE
NDEP SCH DISTRICT 0791
REY EAGLE MINN
56336

SUPERINTENDENT

RTH CENTRAL ECSU
NDEP SCH DISTRICT 0924
22 N. 2ND ST.
APLES MINN
6479

SUPERINTENDENT

BROWNS VALLEY
INDEP SCH DISTRICT 0801
BOX N
BROWNS VALLEY MINN
56219

SUPERINTENDENT

AZEPPA
NDEP SCH DISTRICT 0809
CX 100
AZEPPA MINN
5956

SUPERINTENDENT

PLAINVIEW
INDEP SCH DISTRICT 0810
500 W. BROADWAY
PLAINVIEW MINN
55964

SUPERINTENDENT

ERNDALE
NDEP SCH DISTRICT 0818
CX G
ERNDALE MINN
5481

SUPERINTENDENT

WADENA
INDEP SCH DISTRICT 0819
BOX 151
WADENA MINN
56482

SUPERINTENDENT

EW RICHLAND-HARTLAND
NDEP SCH DISTRICT 0827
CX 188
EW RICHLAND MINN
6072

SUPERINTENDENT

WASECA
INDEP SCH DISTRICT 0829
501 E. ELM AVE.
WASECA MINN
56093

SUPERINTENDENT

REST LAKE
NDEP SCH DISTRICT 0831
08 SW. 15TH ST.
REST LAKE MINN
5025

SUPERINTENDENT

MAHTOMEDI
INDEP SCH DISTRICT 0832
814 MAHTOMEDI AVE.
MAHTOMEDI MINN
55115

SUPERINTENDENT

. METROPOLITAN AVTI
NDEP SCH DISTRICT 0916
300 CENTURY AVE. N
HITE BEAR LAKE MINN
5110

SUPERINTENDENT

BUTTERFIELD
INDEP SCH DISTRICT 0836
BOX 189
BUTTERFIELD MINN
56120

SUPERINTENDENT

RECKENRIDGE
NDEP SCH DISTRICT 0846
3TH ST. & DOUGLAS AVE.
RECKENRIDGE MINN
6520

SUPERINTENDENT

ROTHSAY
INDEP SCH DISTRICT 0850
BOX 247
ROTHSAY MINN
56579

SUPERINTENDENT

. CHARLES
NDEP SCH DISTRICT 0858
IGHWAY 14 EAST
. CHARLES MINN
5972

SUPERINTENDENT

WINONA
INDEP SCH DISTRICT 0861
166 W. BROADWAY
WINONA MINN
55987

SUPERINTENDENT

ELANO
NDEP SCH DISTRICT 0879

ELANO MINN
5328

SUPERINTENDENT

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INDEP SCH DISTRICT 0880
BOX 408
HOWARD LAKE MINN
55349





SUPERINTENDENT

MAPLE LAKE
INDEP SCH DISTRICT 0881
133 MOLAND AVE.
MAPLE LAKE MINN
55359

SUPERINTENDENT

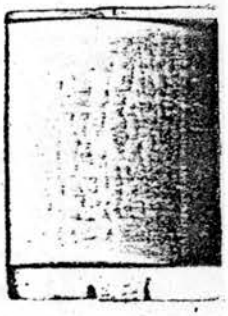
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INDEP SCH DISTRICT 0882
BOX 897
MONTICELLO MINN
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INDEP SCH DISTRICT 0891
307 1ST ST. W.
CANBY MINN
56220

SUPERINTENDENT

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INDEP SCH DISTRICT 0892
CLARKFIELD MINN
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WOOD LAKE MINN
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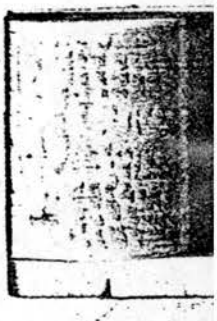
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INDEP SCH DISTRICT 0885
ST. MICHAEL MINN
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ECHO MINN
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GRANITE FALLS MINN
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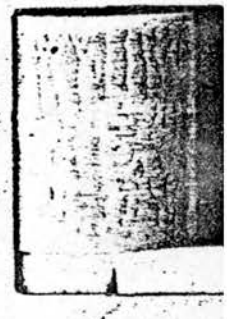
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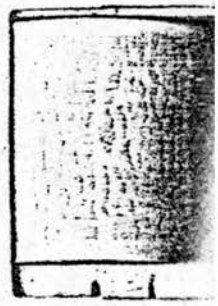
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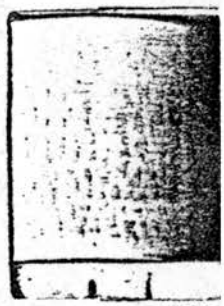


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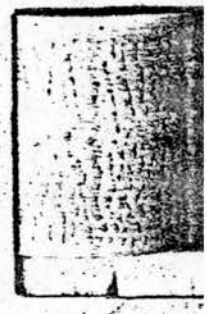
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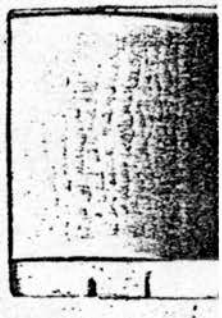


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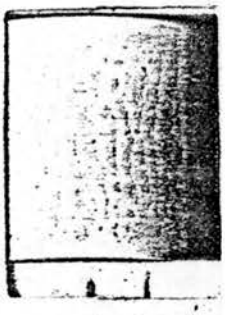
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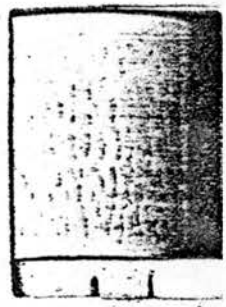


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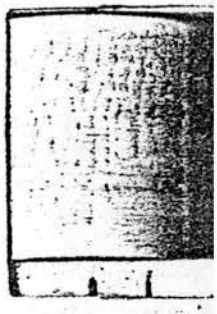
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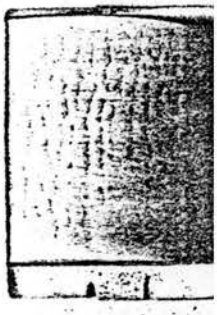


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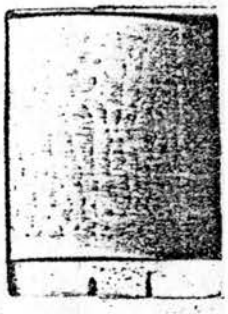
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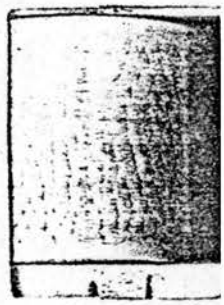
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In the Matter of the Proposed Adoption of Rules of the State Board of Education Governing the Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

AFFIDAVIT OF MAILING

Wayne A. Erickson, being first duly sworn, deposes and says:

That on the 3rd day of April, 1981, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Technical Amendment on Independent Assessment, by depositing in the United States mail at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, to all persons and associations who requested a copy at the April 3, 1981 Public Hearing on the above entitled rule.

Wayne Erickson

Subscribed and sworn to before me

this 3rd day of April 1981.

Luana Vadnais

LUANA VADNAIS
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires June 16, 1984

1. consistent with the purposes fairly intended by the policy and provisions of Minn. Stat. §§ 80A.01 to 80A.31 (1978), as amended,

2. appropriate for the protection of investors, and

3. promotive of uniformity of regulation.

4 MCAR § 1.2151 A diamond, ruby, emerald, or sapphire constitutes an "investment gem" pursuant to Minn. Stat. § 80A.14(j) (1978), as amended.

State Board of Education
Department of Education
Special and Compensatory Education Division

Proposed Temporary Rule Governing Special Education Procedures for Decisions on Formal Notice to Parents

Request for Public Comment

Notice is hereby given that the State Board of Education has proposed the following temporary rule for the purpose of implementing the provisions of Minn. Stat. §§ 120.17, as amended; 124.62, subd. 1(5) and subd. 2; 20 U.S.C. § 1401, *et seq.*, and the corresponding federal regulations, 45 C.F.R. part 121a.

All interested persons are hereby afforded the opportunity to submit their comments on the proposed rule for 20 days immediately following publication of this material in the State Register by writing to:

Wayne A. Erickson, Manager
Special Education Section
802 Capitol Square Building
St. Paul, Minnesota 55101

The temporary rule may be revised on the basis of comments received.

Any written material received shall become part of the record and the final adoption of the temporary rule.

November 21, 1980

Howard B. Casmey
Commissioner of Education

Temporary Rule as Proposed

Chapter Seven: Standards and Procedures for the Provision of Special Education Instruction and Services for Children and Youth Who Are Handicapped

5 MCAR § 1.0127 Formal notice to parents.

A. General notice provisions.

5. All notices must be sufficiently detailed and precise to constitute adequate notice for hearing of the proposed action and contain a full explanation of all of the procedural safeguards available to parents under the provision of these rules. All notices must:

e. inform the parents that they may:

(1) obtain an independent assessment at their own expense;

(2) request from the district information about where an independent assessment may be obtained;

(3) ~~request that~~ obtain an independent assessment ~~be conducted~~ at public expense. ~~in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.~~ However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense.

5. a statement of any change, since the last report, in the investment objective and orientation of the separate account, in any investment restriction or material quantitative or qualitative investment requirement applicable to the separate account or in the investment adviser of the separate account;

6. the names and principal occupations of each principal executive officer and each director of the insurer; and

7. the names of all parents of the insurer and the basis of control of the insurer, and the name of any person who is known to own, of record or beneficially, 10% or more of the outstanding voting securities of the company.

4 MCAR § 1.9410 Foreign companies. If the law or regulation in the place of domicile of a foreign company provides a degree of protection to the policyholders and the public which is substantially greater than that provided by this regulation, the commissioner shall consider compliance with such law or regulation as compliance with this regulation.

4 MCAR § 1.9411 Qualification of agents for the sale of variable life insurance. Any person who holds a valid license to solicit and sell life insurance in this state and has filed with the commissioner evidence of compliance with all applicable state and federal securities laws shall be qualified pursuant to Minn. Stat. § 60A.17, subd. 13(1) to sell or offer for sale variable life insurance policies in this state.

4 MCAR §§ 1.9412 to 1.9415. Reserved for future use.

State Board of Education
Department of Education
Special and Compensatory Education Division

Proposed Amendment of A Rule Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped (5 MCAR § 1.0127 A.5.e.(3))

Notice of Intent to Adopt Rules without A Public Hearing

Notice is hereby given that the State Board of Education proposes to amend the above-entitled rule without a public hearing. The board has determined that the proposed adoption of this rule will be noncontroversial in nature and has elected to follow the procedures set forth in Minn. Stat. § 15.0412, subd. 4h (1980).

Rule 5 MCAR § 1.0127 A.5.e.(3) is proposed to be amended to bring it into compliance with the Federal Education for All Handicapped Children Act (20 U.S.C. § 1401, *et seq.*) and the corresponding federal regulations, 45 C.F.R. part 121a, as presently interpreted. The proposed amendment is necessary in order to enable the State of Minnesota and its public school districts to obtain federal money available under the federal law. If 5 MCAR § 1.0127 A.5.e.(3) is not amended, the U.S. Department of Education has advised the Minnesota Department of Education that the State of Minnesota and its public school districts may not receive such federal money.

Rule 5 MCAR § 1.0127 A.5.e.(3) governs the procedure by which a conciliation conference and due process hearing are commenced to determine whether an independent assessment requested by the parents will be at public expense. The current language of the rule is not acceptable to the U.S. Department of Education and the provision must be changed in order to make federal money under the Education for All Handicapped Children Act available to Minnesota public school districts. The State Board of Education proposes to amend 5 MCAR § 1.0127 A.5.e.(3) to bring it into compliance with federal law particularly 45 C.F.R. § 121a.503(b). Therefore, 5 MCAR § 1.0127 A.5.e.(3) is proposed to be amended as set forth herewith.

Persons interested in these rules shall have 30 days to submit comments on the proposed rules. The proposed rules may be modified if the modifications are supported by the data and views submitted to the agency and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed rules within the 30-day comment period, a public hearing will not be held. In the event a public hearing is required, the agency will proceed according to the provisions of Minn. Stat. § 15.0412, subds. 4-4f.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or requests to:

Wayne A. Erickson
Manager, Special Education Section
802 Capitol Square Building
550 Cedar Street
St. Paul, Minnesota 55101
Telephone (612) 296-4163

Authority for the adoption of these rules is contained in Minn. Stat. § 120.17, subd. 3. Additionally, a Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from Wayne A. Erickson upon request.

Upon adoption of the final rules without a public hearing, the proposed rules, this Notice, and the Statement of Need and Reasonableness, all written comments received, and the final Rules as adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final rules as proposed for adoption, should submit a written statement of such request to Wayne A. Erickson.

A copy of the proposed rules is attached to this notice.

Copies of this notice and the proposed rules are available and may be obtained by contacting Wayne A. Erickson.

Howard B. Casmey
Commissioner of Education

Amendments As Proposed

Chapter Seven: Standards and Procedures for the Provision of Special Education Instruction And Services for Children And Youth Who Are Handicapped

5 MCAR § 1.0127 Formal notice to parents.

A. General notice provisions.

5. All notices must be sufficiently detailed and precise to constitute adequate notice for hearing of the proposed action and contain a full explanation of all of the procedural safeguards available to parents under the provision of these rules. All notices must:

e. inform the parents that they may:

(1) obtain an independent assessment at their own expense;

(2) request from the district information about where an independent assessment may be obtained;

(3) ~~request that~~ obtain an independent assessment ~~be conducted~~ at public expense. ~~in which case the district has the option of denying such a request. When a district denies such a request, the parents may request a conciliation conference and due process hearing to resolve the disagreement.~~ However, a district may initiate a due process hearing to show that its assessment is appropriate. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment, but not at public expense.

Department of Public Welfare
Income Maintenance Bureau

Proposed Rule Governing the Surveillance and Utilization Review Program (12 MCAR § 2.064)

Notice of Hearing

A public hearing concerning the above-entitled matter will be held at the Minnesota Veterans Home, East 51st Street and Minnehaha, Building 15, Chapel Auditorium Building, Minneapolis, Minnesota, on January 14, 1981, commencing at 9:00 a.m. and continuing until all persons have had an opportunity to be heard. The proposed rule may be modified as a result of the

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5. a statement of any change, since the last report, in the investment objective and orientation of the separate account, in any investment restriction or material quantitative or qualitative investment requirement applicable to the separate account or in the investment adviser of the separate account;

6. the names and principal occupations of each principal executive officer and each director of the insurer; and

7. the names of all parents of the insurer and the basis of control of the insurer, and the name of any person who is known to own, of record or beneficially, 10% or more of the outstanding voting securities of the company.

4 MCAR § 1.9410 Foreign companies. If the law or regulation in the place of domicile of a foreign company provides a degree of protection to the policyholders and the public which is substantially greater than that provided by this regulation, the commissioner shall consider compliance with such law or regulation as compliance with this regulation.

4 MCAR § 1.9411 Qualification of agents for the sale of variable life insurance. Any person who holds a valid license to solicit and sell life insurance in this state and has filed with the commissioner evidence of compliance with all applicable state and federal securities laws shall be qualified pursuant to Minn. Stat. § 60A.17, subd. 13(1) to sell or offer for sale variable life insurance policies in this state.

4 MCAR §§ 1.9412 to 1.9415. Reserved for future use.

State Board of Education
Department of Education
Special and Compensatory Education Division

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Rule 5 MCAR § 1.0127 A.5.e.(3) is proposed to be amended to bring it into compliance with the Federal Education for All Handicapped Children Act (20 U.S.C. § 1401, *et seq.*) and the corresponding federal regulations, 45 C.F.R. part 121a, as presently interpreted. The proposed amendment is necessary in order to enable the State of Minnesota and its public school districts to obtain federal money available under the federal law. If 5 MCAR § 1.0127 A.5.e.(3) is not amended, the U.S. Department of Education has advised the Minnesota Department of Education that the State of Minnesota and its public school districts may not receive such federal money.

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Persons interested in these rules shall have 30 days to submit comments on the proposed rules. The proposed rules may be modified if the modifications are supported by the data and views submitted to the agency and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed rules within the 30-day comment period, a public hearing will not be held. In the event a public hearing is required, the agency will proceed according to the provisions of Minn. Stat. § 15.0412, subds. 4-4f.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Pursuant to Minn. Laws of 1980, § 15.0412, subd. 4h, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless seven or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules;

and

4. that the rule may be modified if modifications are supported by the data and views submitted.

If, during the 30-day comment period, seven or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of § 15.0412, subds. 4 through 4g, which state that if an agency decides to hold a public hearing, it must publish in the *State Register* a notice of its intent to do so. This notice must appear at least 30 days prior to the date set for the hearing, along with the full text of the proposed rules. (If the agency has followed the provisions of subd. 4h and has already published the proposed rules, a citation to the prior publication may be substituted for republication.)

Pursuant to Minn. Stat. § 15.0412, subd. 5, when a statute, federal law or court order to adopt, suspend or repeal a rule does not allow time for the usual rulemaking process, temporary rules may be proposed. Proposed temporary rules are published in the *State Register*, and for at least 30 days thereafter, interested persons may submit data and views in writing to the proposing agency.

State Board of Education
Department of Education
Special and Compensatory Education Division

Proposed Rules Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped (5 MCAR § 1.0127 A.5.e.(3))

Notice of Hearing

A public hearing concerning the proposed rule amendment will be held at the Veteran Services Building, Room D, 20 W. 12th Street, Columbus Avenue, St. Paul, MN 55155 on April 3, 1981, commencing at 9:00 a.m. The proposed rule may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rule, you are urged to participate in the rule hearing process.

Following the agency's presentation at the hearing all interested or affected persons will have an opportunity to ask questions and make comments. Statements may be made orally and written material may be submitted. In addition, whether or not an appearance is made at the hearing, written statements or material may be submitted to Jon Lunde, Hearing Examiner, Room 300, 1745 University Avenue, St. Paul, MN 55104, telephone (612) 296-5938 either before the hearing or within five working days after the close of the hearing. The hearing examiner may, at the hearing, order that the record be kept open for a longer period not to exceed 20 calendar days. The rule hearing procedure is governed by Minn. Stat. §§ 15.0411-15.0417 and 15.052, and by 9 MCAR §§ 2.101-2.113 (Minnesota Code of Agency Rules). If you have any questions about the procedure, call or write the hearing examiner.

Notice is hereby given that 25 days prior to the hearing, a Statement of Need and Reasonableness will be available for review at the agency and at the Office of Administrative Hearings. This Statement of Need and Reasonableness will include a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rule or rules. Copies of the Statement of Need and Reasonableness may be obtained from the Office of Administrative Hearings at a minimal charge.

The purpose of the rule is to determine whether an independent assessment requested by the parents will be at public expense. The agency intends to present only a short summary of the Statement of Need and Reasonableness at the hearing but will answer questions raised by interested persons. You are therefore urged to review the Statement of Need and Reasonableness before the hearing. Additional copies will be available at the hearing.

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The board's statutory authority to promulgate the proposed rules is provided by Minn. Stat. 120.17, subd. 3.

The board estimates that there will be limited cost to local bodies in the state to implement the rule for the two years immediately following its adoption within the meaning of Minn. Stat. § 15.0412, subd. 7 (1978).

A copy of the proposed rules is attached hereto. One free copy may be obtained by writing to Wayne A. Erickson, Capitol Square Building, 550 Cedar Street, St. Paul, MN 55101. Additional copies will be available at the door on the date of the hearing. If you have any questions on the content of the proposed rule, contact Wayne A. Erickson at (612) 296-4163.

Notice: Any person may request notification of the date on which the Hearing Examiner's Report will be available, after which date the board may not take any final action on the rules for a period of five working days. Any person may request notification of the date on which the hearing record has been submitted or resubmitted to the Attorney General by the Board. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the hearing examiner, in the case of the Hearing Examiner's Report, or to the board, in the case of the Board's submission or resubmission to the Attorney General.

Minn. Stat. ch. 10A requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in Minn. Stat. § 10A.01, subd. 11 (1979 Supp.) as any individual:

(a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any one month or more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or

(b) Who spends more than $250, not including his own traveling expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, MN 55155, telephone (612) 296-5615.

January 12, 1981

Howard B. Casmey, Secretary
State Board of Education

Amendment as Proposed

Chapter Seven: Standards and Procedures for the Provision of Special Education Instruction and Services for Children and Youth Who Are Handicapped

5 MCAR § 1.0127 Formal notice to parents.

A. General notice provisions.

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EDU-81-003-JL

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE STATE BOARD OF EDUCATION

IN THE MATTER OF THE PROPOSED ADOPTION
OF RULES OF THE STATE BOARD OF EDUCATION
GOVERNING STANDARDS AND PROCEDURES OF
SPECIAL EDUCATION INSTRUCTION AND SERVICES
FOR CHILDREN AND YOUTH WHO ARE HANDICAPPED.
5 MCAR §§ 1.0127 A.5.e.(3).

ORDER OF THE
CHIEF HEARING EXAMINER

WHEREAS, a hearing was held on April 3, 1981, before Jon L. Lunde, a Hearing Examiner of the State Office of Administrative Hearings, on the above-entitled matter in compliance with Minn. Stat. § 15.0412, subd. 4; and

WHEREAS, the Report of Hearing Examiner made pursuant to Minn. Stat. § 15.052, subd. 3, was issued to the State Board of Education and;

WHEREAS, the State Board of Education has now determined to adopt rules pursuant to Minn. Stat. § 15.0412, subd. 4-4f; and

WHEREAS, the State Board of Education has submitted said rules to the Chief Hearing Examiner for review pursuant to Minn. Stat. §§ 15.0412, subd. 4e and 15.052, subd. 4, and 9 MCAR § 2.111; and

WHEREAS, the Chief Hearing Examiner finds that the final proposed rules are not substantially different from those proposed at the public hearing and that the State Board of Education has cured the defects in the rules as required.

NOW, THEREFORE, upon receipt of this Order, the State Board of Education has the responsibility of submitting the complete hearing record and the rules as adopted by the State Board of Education to the Attorney General and to publish in the State Register, all pursuant to Minn. Stat. § 15.0412, subd. 4e and 4f.

Dated: July 22nd, 1981.

Duane R. Harves

DUANE R. HARVES
Chief Hearing Examiner

STATE OF MINNESOTA
STATE BOARD OF EDUCATION
DEPARTMENT OF EDUCATION

In the Matter of Proposed Adoption of Rules of the State Board of Education Governing Standards and Procedures of Special Education Instruction and Services for Children and Youth Who Are Handicapped, 5 MCAR § 1.0127 A.5.e.(3)

FINDINGS OF FACT AND CONCLUSIONS

The above-entitled matter came on for hearing before Hearing Examiner Jon L. Lunde, State Office of Hearing Examiners, at 9:00 on April 3, 1981 at the Veteran Services Building, Room D, 20 W. 12th Street, Columbus Avenue, St. Paul, Minnesota. Proper notice was served upon all persons, associations, and other interested groups registered with the Secretary of State and upon those who filed with the Department of Education for that purpose pursuant to Minn. Stat. § 15.0412. All interested persons were afforded the opportunity to be heard concerning the adoption of the proposed rules captioned above by the submission of either oral or written data, statements, or arguments.

After having reviewed all of the testimony and evidence submitted at the public hearing and to Hearing Examiner Jon L. Lunde before the close of the hearing record, after having considered the Report of the Hearing Examiner and applicable statutory standards, after having withheld action on the proposed rules for the required period of time after receipt of the Hearing Examiner's Report, and after having confirmed the need for the above captioned rules, the State Board of Education (hereinafter the "Board") holds that the findings of fact of the Hearing Examiner accurately reflect the facts in the record, except as designated below.

NOW THEREFORE, BE IT RESOLVED that the Board hereby adopts in part, and incorporates herein, the Report of the Hearing Examiner dated May 18, 1981, relative to the above-entitled matter except as set forth below.

I. In Finding of Fact 23, the Hearing Examiner recommended including a reference to the conciliation process in the rule. The suggestion had not been supported at the rule making hearing because of a concern that such an inclusion was both unnecessary and potentially confusing. However, in light of the support expressed for the conciliation process by the legislature in Minn. Laws 1981, Ch. 358, Art 3 § 8, it was determined that the rule should be amended, inorder to emphasize the importance of the conciliation process; and a method of making the amendment without unnecessary confusion was determined.

The specific proposal of the Hearing Examiner is not adopted because it would require a conciliation process even when the school district agreed to a second assessment. The intent of the Hearing Examiner is reached, without the attendant ambiguity, by amending the rule to read:

> (3) Obtain an independent assessment at public expense if the parent disagrees with an assessment obtained by the public agency. However, a district may initiate a due process hearing to show that its assessment is appropriate <u>after at least one conciliation conference</u>. If the final decision is that its assessment is appropriate, the parents still have the right to an independent assessment but not at public expense. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the public agency uses when it initiates an evauation.

(Emphasis represents the addition made pursuant to this finding of fact).

II. In Finding of Fact 23, the Hearing Examiner suggested that:

> ... the Board should consider clarifying the parents' right to receive notice of the results of the assessment performed by a district, its right within a specified time period to object to the assessment and request a conciliation conference, and the district's obligation within a specified time limit to either approve the request for an independent assessment or schedule a hearing and the time limit within which that hearing must be held....

At the present, there have been no problems in this area. It should be noted that the rule change being made here reflects what has essentially been the law in this area since 1976. Should problems arise in the future, the Board will be able to assess the cause of such problems and suggest a reasonable rule in response to them. Absent either an existing problem or a clear and

simple answer to the issues raised by the Hearing Examiner it would not be possible, at this time, to meet the standard of both need and reasonableness for any particular rule. Consequently, the Hearing Examiner's suggestion will not be acted upon through this particular rule making process.

STATE BOARD OF EDUCATION

Howard B. Casmey, Secretary

CERTIFICATE OF BOARD'S
RESOLUTION ADOPTING RULES

I, Howard B. Casmey, do hereby certify that I am a member and the 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 the meeting of the Board of Education, duly and properly called and held on the 14th day of July, 1981, that a quorum was present at said meeting, that a majority of those present voted for the resolution, and that said resolution is set forth in the minutes of said and has not been rescinded or modified.

> "RESOLVED, that the permanent rules relating to 5 MCAR §§ 1.0127 A.5.e.(3) be and they hereby are approved and adopted, pursuant to authority vested in us by Minnesota Statutes section 120.17 subdivision 3 and that Howard B. Casmey, the Secretary of the Board of Education, be and hereby is authorized to sign an order adopting these rules and further is authorized to perform the necessary acts to provide that these rules shall have the force and effect of law."
>
> IN WITNESS WHEREOF, I have hereunto subscribed my name this 14th day of July, 1981.

Von Valkett, Deputy
Howard B. Casmey, Secretary

Henry J. Bromelkamp
Member, State Board of Education

STATEMENT OF NEED AND REASONABLENESS
FOR PROPOSED RULES 5 MCAR § 1.0127

STANDARDS AND PROCEDURES OF SPECIAL EDUCATION INSTRUCTION
AND SERVICES FOR CHILDREN AND YOUTH WHO ARE HANDICAPPED

Division of Special and Compensatory Education
Minnesota Department of Education

BACKGROUND

Presently, 5 MCAR § 1.0127 A.5.e.(3). states that parents may "request that an independent assessment be conducted at public expense in which case the district has the option of denying such a request" ... and that "the parents may request a conciliation conference and due process hearing to resolve the disagreement."

The U.S. Department of Education, Office of Special Education, determined after review of Minnesota's P.L. 94-142 State Plan for FY '81-'83, that this rule is inconsistent with P.L. 94-142 Rules and Regulations, 45 C.F.R. § 121a.503 (Independent Educational Evaluation). The Federal Rule states that when a parent requests an independent evaluation (assessment) at public expense, it is the district which may "initiate a hearing ... to show that its assessment is appropriate." Then "(i)f the final decision is that the evaluation is appropriate, the parent still has the right to an independent educational evaluation, but not at public expense."

The State Board of Education proposes to amend 5 MCAR § 1.0127 A.5.e.(3) to bring it into compliance with the federal law. The amendment is needed to make federal P.L. 94-142 funds, which total approximately $18,000,000 for fiscal year 1981, available for the State of Minnesota and its public school districts. If this current rule of the State Board is not amended, there will be no federal funds under P.L. 94-142 made available to Minnesota.

The proposed amendment is reasonable because it conforms with the federal law, particularly 45 C.F.R. § 121a.503(b). The amendment also clarifies the issue for the due process hearing and permits the school district to deny the parents' request for assessment at public expense only if the decision, made by an independent hearing examiner as required by Minn. Stat. § 120.17, subd. 3b (Supp. 1979), is that the school district's assessment is appropriate. It would be unreasonable to deny the parents' request for an assessment at public expense if the school district's assessment of the handicapped child was inappropriate.

Representatives for the Department of Education, Division of Special and Compensatory Education, will be:

Dr. Will Antell, Assistant Commissioner
Wayne A. Erickson, Manager, Special Education Section
Dr. Norena A. Hale, Assistant Manager, Special Education Section

RECEIVED

JUL 23 1981

Attorney General's Office
Bremer Towers Office

STATE OF MINNESOTA
STATE BOARD OF EDUCATION

In the Matter of Proposed Adoption
of Rules of the State Board of
Education Governing Standards and
Procedures of Special Education
Instruction and Services for Children
and Youth who are Handicapped,
5 MCAR § 1.0127 A.5.e.(3)

STATEMENT OF COMPLIANCE
WITH RULEMAKING PROCEDURES

I, Special Assistant Attorney General Charles T. Mottl, do hereby declare that I have examined the proposed rules and all related documents and that, based upon my examination and my personal familiarity with the applicable procedures, the Administrative Procedure Act, the Rules of the Office of Administrative Hearings, and the rules of the Attorney General have been followed. Any exceptions are noted below.

Dated: July 27, 1981

Charles T. Mottl

CHARLES T. MOTTL
Special Assistant
Attorney General

State of Minnesota
State Board of Education
Department of Education

In the Matter of the Proposed Adoption
of the Rules of the State Board of Education
Governing the Formal Notice to Parents
5 MCAR §1.0127 A.5.e.(3)

AFFIDAVIT OF
MAILING NOTICE OF
SUBMISSION TO THE
ATTORNEY GENERAL

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

Daniel J. Holmquist, being first duly sworn, deposes and says:

That on the 28th day of July, 1981, in the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Submission to the Attorney General by depositing in the State of Minnesota Central Mail System for United States mailing at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, on all persons and associations who requested notice that the hearing record, has been submitted to the Attorney General.

Daniel J. Holmquist

Subscribed and sworn to before me
this 28th day of July,
1981.

Betty L. King

BETTY L. KING
Notary Public, Dakota Co. MN
My Commission Expires
June 13, 1983

State of Minnesota
State Board of Education
Department of Education

In the Matter of the Proposed Adoption of
the Rules of the State Board of Education
Governing the Formal Notice to Parents
5 MCAR S 1.0127 A.5.e.(3)

NOTICE OF
SUBMISSION TO THE
ATTORNEY GENERAL

Pursuant to your request and in accordance with Minnesota Statutes, section 15.0412:

PLEASE TAKE NOTICE that the above-captioned rules have been submitted to the Office of the Attorney General on this date, JUL 28, 1981, for review as to form and legality. Pursuant to 1 MCAR S 1.206 C., the Attorney General will not approve the rules for ten calendar days after receipt to allow any person or association time to comment on the legality of the rules, after which that Office will complete its review. If you desire to comment on the legality of the above-captioned rules, you should direct your comments to the Office of the Attorney General, G-25 State Administration Building, 50 Sherburne Avenue, St. Paul, Minnesota 55155, telephone (612) 296-7030. Please note that the above-cited rule of the Attorney General also provides that a copy of any written comments submitted to the Attorney General must be submitted simultaneously to this agency.

If you are interested in determining what changes, if any, were made in the proposed rules after the hearing and before submission to the Attorney General you may contact Wayne A. Erickson, Manager, State Department of Education, Special Education Section, 802 Capitol Square Building, 550 Cedar St., St. Paul, Minnesota 55101, or telephone (612) 296-4163.

John J. Fuda