

the power to make any reasonable agreements to facilitate the transition of the areas involved into the new districts, including, but not limited to the power to permit high school students to finish high school in the system they attended prior to annexation.

Sec. 2. This act takes effect as to each of the school districts named in section 1, subdivision 1, when the school boards of the affected districts approve the same and upon compliance of each board desiring its applicability with Minnesota Statutes, Section 645.021.

Approved June 6, 1969.

CHAPTER 1085—H. F. No. 2613

An act relating to education; the foundation aid program; amending Minnesota Statutes 1967, Sections 124.17, Subdivision 1; 124.211, Subdivisions 1 and 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 124.211, Subdivision 1, is amended to read:

124.211 **Education; foundation aid.** Subdivision 1. The foundation aid program for fiscal years ~~1968~~ 1970 and ~~1969~~ 1971 ~~and each year thereafter~~ is governed by the terms and provisions of this section.

Sec. 2. Minnesota Statutes 1967, Section 124.211, Subdivision 2, is amended to read:

Subd. 2. Notwithstanding any of the provisions of the education code or any law to the contrary the moneys otherwise appropriated by law for the foundation aid program shall be distributed for fiscal years ~~1968~~ 1970 and ~~1969~~ 1971 ~~and thereafter~~ pursuant to the following:

(1) Foundation program aid shall be special state aid for schools as computed under the terms of this section, *provided that no district maintaining one or more classified secondary schools nor any district formed by consolidation of two or more districts each maintaining such schools shall receive less total foundation aid for either year of the 1969-1971 biennium than was paid during the 1968-1969 school year for resident pupils of districts qualifying for such supporting aid. Determination of eligibility for and the amount*

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of additional aid payable under this provision shall exclude pupils of other than qualifying districts if such nonqualifying districts merge with the qualifying districts subsequent to June 30, 1969. No district shall be eligible for foundation program aid as thus computed which charges nonresidents more than its otherwise unreimbursed per pupil unit cost during the current school year for capital outlay and debt service plus either its adjusted maintenance cost per pupil unit or 140 percent of the per pupil unit maximum allowance established in clause (2) (a) of this subdivision, whichever is less, notwithstanding the provisions of any law to the contrary, shall be eligible for foundation program aid as computed in accordance with this section, except that the otherwise unreimbursed full entire per pupil unit cost thereof for children living on university of Minnesota land or veterans administration land or for nonresidents attending classes for handicapped children may be recovered by districts serving such children or maintaining such classes.

(2) The maximum amount of foundation program aid, including the amounts payable as apportionment of the school endowment fund and Minnesota Statutes, Section 290.62, which a district or unorganized territory *maintaining a classified graded or secondary school or common school district No. 323 located in Chisago county* may receive shall equal ~~(a) or (b)~~ *the appropriate amount as calculated under the provisions of this subdivision; whichever is greater;* less the maximum foundation program aid payable to the county for resident pupils of the district, computed under the provisions of this subdivision. ~~(a)~~ For the school year ending June 30, ~~1968~~ *1970*, aid shall be paid to such district on the basis of its actual total debt redemption and maintenance cost per pupil unit in average daily attendance or ~~\$345~~ *\$365*, whichever is the lesser, for each resident elementary, secondary, and area vocational-technical school pupil unit in average daily attendance less 19 mills times the current adjusted assessed valuation of the district or unorganized territory; for the school year ending June 30, ~~1969~~ *1971*, ~~and each year thereafter~~ aid shall be paid to such district on the basis of its actual total debt redemption and maintenance cost per pupil unit in average daily attendance or ~~\$355~~ *\$404*, whichever is the lesser, for each resident elementary, secondary, and area vocational-technical school pupil unit in average daily attendance less ~~19~~ *20* mills times the current adjusted assessed valuation of the district or unorganized territory; provided, that for the purpose of this subdivision the current adjusted assessed valuation in any district or unorganized territory which receives refunds under the gross earnings aid law or airport construction aid law or any similar law granting refunds or payments in lieu of taxes except sections 124.25, 124.30, 124.31 and 360.135 shall include the taxable valua-

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tion of exempt property used in computing the amount of such refund; also provided that, for the fiscal year beginning July 1, 1968, and thereafter, for districts receiving payments under sections 298.23 to 298.28, 298.32, 298.34 to 298.39, and 294.21 to 294.28, or under any other law now existing or hereafter enacted distributing proceeds of in lieu of ad valorem tax assessments on copper or nickel properties, the adjusted assessed valuation as determined by the equalization aid review committee used in the foundation aid formula shall be increased by 15 percent of the previous year's payment so received divided by the current foundation program local effort rate as defined below. None of the other provisions of this section shall be construed to reduce the percentage listed in the prior sentence. *Any district whose foundation aid is subject to any reduction specified because of payments received under Minnesota Statutes, Sections 298.23 to 298.28, 298.32, 298.34 to 298.39, and 294.21 to 294.28, or under any other law distributing proceeds of in lieu of ad valorem tax assessments on copper or nickel properties, may levy, notwithstanding the provisions of any charter or law to the contrary, such additional number of mills as will enable it to replace the foundation aid deducted.* The amount of foundation aid payable ~~under (a)~~ shall be reduced whenever the quotient hereinafter referred to as the local effort, obtained by dividing the levy spread in dollars for maintenance, including county tuition, public employees retirement association, and group insurance, where identified as such, on the taxable property of the district on or before January 10 of the current school year by the current adjusted assessed valuation used in computing the district's aid exclusive of the valuation applied in determining refunds under section 124.28, and exclusive of any valuation increase prescribed above because of any laws pertaining to the sections specified in this clause equals less than 19 mills for the fiscal year beginning July 1, 1969, or less than 20 mills for the fiscal year beginning July 1, 1970. The adjustment shall be made by deducting from the foundation aid due ~~under (a)~~ the amount obtained by multiplying the current adjusted assessed valuation of the district by the number of mills the local effort as calculated in accordance with this subdivision is less than ~~19 mills~~ *the applicable mill rate as specified in the preceding sentence.* *The foundation aid payable to any district, including districts maintaining only ungraded elementary schools, prior to any reduction specified hereinafter shall not be less than (b) \$124 \$133 for each resident elementary, secondary, and area vocational-technical school pupil unit in average daily attendance for the school year ending June 30, 1968 1970, and \$127 \$141 for the school year ending June 30, 1969 1971, and each year thereafter.* *subject to reduction under the following conditions: (a) the amount payable under (b) for the school year ending June 30, 1968 1970, shall be reduced whenever a*

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district's total debt redemption and maintenance cost as defined in clause (5) in subdivision 2 is less than ~~\$345~~ \$365 per pupil unit in average daily attendance; and (b) the amount payable ~~under (b)~~ for the school year ending June 30, ~~1969~~ 1971, ~~and each year thereafter~~ shall be reduced whenever a district's total debt redemption and maintenance cost as defined in clause (5) in subdivision 2 is less than ~~\$355~~ \$404 per pupil unit in average daily attendance. The adjustment for the school year ending June 30, ~~1968~~ 1970, shall be made by deducting from the amount due under ~~(b)~~ (a) the number of the district's resident pupil units in average daily attendance times the difference between ~~\$345~~ \$365 and the district's total debt redemption and maintenance cost per pupil unit in average daily attendance. The adjustment for the school year ending June 30, ~~1969~~ 1971, ~~and each year thereafter~~ shall be made by deducting from the amount due under (b) the number of the district's resident pupil units in average daily attendance times the difference between ~~\$355~~ \$404 and the district's total debt redemption and maintenance cost per pupil unit in average daily attendance. The ~~amount~~ amounts payable under *either (a) or (b)* shall be further reduced whenever the quotient hereinafter referred to as the local effort obtained by dividing the levy spread in dollars for maintenance, including county tuition, public employees retirement association, and group insurance, where identified as such, on the taxable property of the district on or before January 10 of the current school year by the current adjusted assessed valuation equals less than ~~19 mills~~ *the applicable mill rate as specified in this subdivision*. The adjustment shall be made by deducting from the net foundation aid due under *either (a) or (b)* the amount obtained by multiplying the current adjusted assessed valuation of the district by the number of mills the local effort as calculated in accordance with this subdivision is less than ~~19 mills~~ *the applicable mill rate*; provided, however, that for the purpose of this ~~paragraph~~ *subdivision* the net amount payable ~~under either (a) or (b)~~ *to any district* shall not be reduced below the amount payable as apportionment of the school endowment fund. In order to meet the ~~conditions of clauses (a) and (b)~~ *local effort requirements* of this subdivision ~~and of the next preceding paragraph~~ *and to avoid the reduction of the school aids therein provided for*, any governing body which is limited by local charter or by any provision of law, general or special, from levying ~~19 mills as required to meet the conditions of said clauses (a) and (b)~~ *and the next preceding paragraph* the required applicable mill rate, may levy, notwithstanding the provisions of such charter or law to the contrary, such additional number of mills as will enable it to meet such ~~conditions~~ *requirements*.

- (3) The maximum amount of foundation program aid which

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a county may receive as partial reimbursement for tuition paid shall be the total of the amounts of maximum foundation program aid earned by the attendance in classified secondary or area vocational-technical schools of pupils residing in districts of the county which do not maintain classified secondary schools. For each such district ~~in which clause (2) (a) in subdivision 2 determines whose adjusted assessed valuation operated to reduce the maximum foundation program aid due, the maximum foundation program aid paid to the county shall be that amount which bears the same ratio to the maximum foundation program aid to which the district is entitled under clause (2) (a) as the total number of secondary and area vocational-technical school pupil units of the district bears to the total number of elementary, secondary, and area vocational-technical school pupil units of the district. For each any other such district in which (b) in subdivision 2 determines the amount of maximum foundation program aid due, the maximum foundation program aid paid to the county prior to any reduction specified hereinafter shall not be less than \$124 \$133 times the total number of secondary and area vocational-technical school pupil units of the district for the school year ending June 30, 1968 1970, and \$127 \$141 for the school year ending June 30, 1969 1971, and each year thereafter except that subject to reduction under the following conditions: (a) the amount payable for the school year ending June 30, 1970, shall be reduced whenever a district's total debt redemption and maintenance cost as defined in clause (5) of in subdivision 2 in the school year ending June 30, 1967 is less than \$345 \$365 per pupil unit in average daily attendance; or in the school year ending June 30, 1968 and each year thereafter is less than \$355 per pupil unit in average daily attendance, the aid for the school year ending June 30, 1968 or for the school year ending June 30, 1969, respectively, and each year thereafter shall be reduced as provided under (b) in subdivision 2; and (b) the amount payable for the school year ending June 30, 1971, shall be reduced whenever a district's total debt redemption and maintenance cost as defined in clause (5) in subdivision 2 is less than \$404 per pupil unit in average daily attendance. The adjustment for the school year ending June 30, 1970, shall be made by deducting from the amount due under (a) the number of the district's resident secondary and area vocational-technical school pupil units in average daily attendance times the difference between \$365 and the district's total debt redemption and maintenance cost per pupil unit in average daily attendance. The adjustment for the school year ending June 30, 1971, shall be made by deducting from the amount due under (b) the number of the district's resident secondary and area vocational-technical school pupil units in average daily attendance times the difference between \$404 and the district's total debt redemption and maintenance cost~~

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per pupil unit in average daily attendance. The amount payable to the county for a given district under ~~this subdivision (a) and (b)~~ shall be further reduced whenever the quotient obtained by dividing the levy spread in dollars for maintenance, including county tuition, public employees retirement association, and group insurance, where identified as such, on the taxable property of the district on or before January 10 of the current school year by the current adjusted assessed valuation equals less than ~~19 mills~~ *the applicable mill rate.* The adjustment shall be made ~~as provided under (b) in subdivision 2.~~ *by deducting from the net foundation aid due under either (a) or (b) the amount obtained by multiplying the current adjusted assessed valuation of the district by the number of mills the local effort as calculated in accordance with this subdivision is less than the applicable mill rate; provided that for the purpose of this subdivision the net amount payable to any district shall not be reduced below the amount payable as apportionment of the school endowment fund.*

(4) Current adjusted assessed valuation for the purpose of this act means the adjusted assessed valuation as determined by the equalization aid review committee under the provisions of this section; provided that for the 1965-1966 school year it shall mean the correct assessed valuation approved by the equalization aid review committee and filed with the commissioner of education in the calendar year 1963 and annually thereafter.

(5) Actual total debt redemption and maintenance cost per pupil unit in average daily attendance for the purpose of this section shall mean the sum of the cost per pupil unit in average daily attendance for payments on principal and interest of bonded debt and maintenance exclusive of transportation, expenditures for junior colleges, veterans training program, community services, and receipts from the sale of other items sold to the individual pupil by the school such as lunches, paper, workbooks, and other materials used in the instructional program and receipts from quasi-school activities when the school board has assumed direction and control of same; provided, that for the 1965-1966 school year it shall mean the 1964-1965 total debt redemption and maintenance cost per pupil unit in average daily attendance as indicated in this clause and for years to follow it shall mean the total debt redemption and maintenance cost per pupil unit in average daily attendance in the previous year.

Sec. 3. Minnesota Statutes 1967, Section 124.17, Subdivision 1, is amended to read:

124.17 **Definition of pupil units.** Subdivision 1. A pupil unit is the denominator used to compute the distribution of state aid.

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Pupil units for each resident pupil in average daily attendance shall be counted as follows:

(1) In an elementary school, for kindergarten pupils attending sessions throughout the school year approved by the commissioner of education, one-half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six-year high school and all other pupils in secondary schools, one and one-half pupil units. *For the school year commencing July 1, 1970 and every year thereafter the secondary pupil shall be counted one and four-tenths pupil units.*

(3) In area vocational-technical schools one and one-half pupil units.

Approved June 6, 1969.

CHAPTER 1086—H. F. No. 2615

An act relating to elections; regulating the arrangement of the names of candidates for nonpartisan office; amending Minnesota Statutes 1967, Section 206.07, Subdivision 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 206.07, Subdivision 2, is amended to read:

Subd. 2. **Elections; candidates; arrangement of names; alternation.** The provisions of the election laws requiring the alternation of the names of candidates shall be observed so far as practicable by changing the order of the names on the voting machines in the various precincts so that each name shall appear upon the several machines used in a given municipality substantially an equal number of times at the top, at the bottom, and in each intermediate place, of any of the list or group in which they belong; provided, however, that the arrangement of the names shall be the same on each voting machine used in the same precinct. *In legislative districts where voting machines are used exclusively, any candidate for the state legislature may petition the responsible public official within five days after the primary election to change the rotation of names for the general election. The petition shall state the following:*

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