

order, ruling, or decision in the manner provided in Minnesota Statutes, Chapter 15.

Sec. 8. [93.51] **Penalties for violation.** Any person who violates or refuses to comply with any regulation, decision, order or ruling of the commissioner shall upon conviction be guilty of a misdemeanor. At the request of the commissioner, the attorney general may institute a civil action in a district court of the state for a restraining order or injunction or other appropriate remedy to prevent or preclude a violation of the terms and conditions of any rules or regulations promulgated hereunder. The district court of the state of Minnesota in which district the mining operation affected is conducted shall have jurisdiction to issue such order or injunction or to provide other appropriate remedies.

Sec. 9. **Appropriation.** The sum of \$40,000 is appropriated from the general revenue fund to the commissioner of conservation for the following purposes: (1) Establishing, developing, and maintaining the Iron Range Trail; (2) Conducting experiments and demonstration projects relating to the reclamation of minelands; and (3) Carrying out studies, promulgating rules and regulations, and administering and enforcing rules and regulations relating to the regulation of mining areas. Notwithstanding the provisions of Minnesota Statutes, Section 16.17, or any other provision of law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until the amount thereof is fully expended.

Approved May 27, 1969.

CHAPTER 775—H. F. No. 1231

[Not Coded]

An act relating to certain independent school districts in the counties of Ramsey and Washington; authorizing the creation of an intermediate school district and school board; defining the powers relating thereto; and authorizing a tax levy.

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

Section 1. **Ramsey and Washington counties; intermediate school district; establishment.** Notwithstanding any other law to the contrary, two or more of the independent school districts num-

Changes or additions indicated by italics, deletions by ~~strikeout~~

bered 621, 622, 623, and 624 of Ramsey county, and independent school districts numbered 832 and 834 of Washington county, are hereby authorized to enter into an agreement to establish a special intermediate school district to provide for vocational education upon majority vote of the full membership of each of the boards of the districts entering into the agreement. When such resolution has been adopted by the board of one of the districts, it shall be published once in a newspaper of general circulation in said district. If a petition for referendum on the question of said district entering into such agreement is filed with the clerk of the said board within 60 days after publication of such resolution, signed by the qualified voters of said district equal to five percent of the number of voters at the last annual school election. No board shall enter into such agreement until the question of whether the district shall enter into the agreement has been submitted to the voters of said district at a special election. Said election shall be conducted and canvassed in accordance with Minnesota Statutes, Section 123.32.

If a majority of the total number of votes cast on the question within said district is in favor of the question, the board of said school district may thereupon proceed to enter into an agreement to establish the special intermediate school district for purposes herein described. Such school district so created shall be known as northeastern metropolitan intermediate school district, state of Minnesota. The commissioner of education shall assign an appropriate identification number as provided by Minnesota Statutes, Section 122.03.

Sec. 2. Governing board. Subdivision 1. The district shall be operated by a school board of not less than six nor more than 12 members which shall consist of at least one member from each of the school districts within the special intermediate school district created. Board members shall be members of the school boards of the respective school districts and shall be appointed by their respective school boards.

Subd. 2. The terms of the members of the first school board shall, as nearly as possible, consist of one-third of the members for one year, one-third of the members for two years, and one-third of the members for three years. The members of the first board shall determine by lot which length of term each member of the first board shall be assigned. Terms of office of the members of the board shall expire on June 30. Thereafter the terms of office of board members shall be for three years commencing on July 1 of each year. If a vacancy occurs on the board, it shall be filled by the appropriate school board. A person appointed to the board shall qualify as a

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

board member by filing with the chief executive officer thereof a written certificate of appointment from his respective school board.

Subd. 3. The first meeting of the first school board shall be at such time mutually agreed to by the members appointed by the participating school districts. Thereafter the school board shall meet in July of each year when notified of such meeting by the chief executive officer of the intermediate school district. At such first meeting, the officers of the intermediate school district for the current year shall be chosen and such other organizational business as may be necessary shall be conducted.

Subd. 4. The officers shall be a chairman, vice chairman, clerk and treasurer, no two of whom shall be from the same school district. The chairman shall preside at all meetings of the intermediate board and in his absence the vice chairman shall preside. The clerk shall keep a complete record of the minutes of each meeting and the treasurer shall be the custodian of the funds of said district. Insofar as applicable, Minnesota Statutes, Sections 123.33 and 123.34, shall apply to the board and officers of said district.

Subd. 5. Each participating school district shall have at least one vote. A majority of the intermediate school district board shall be a quorum although a smaller number may adjourn from time to time. Any motion other than adjournment shall be favored by a majority of the voting power of the intermediate school board in order to prevail.

Sec. 3. **Powers and duties.** Subdivision 1. The intermediate school board shall have the general charge of the business of the district, the schoolhouses and the interest of the schools thereof.

Subd. 2. It shall be the duty and the function of the intermediate district to furnish vocational school facilities to every person eligible therefor residing in any part of such district and such other resident of the state as provided by law.

Subd. 3. The board shall provide by levy of taxes necessary funds for the conduct of the schools, payment of indebtedness, and all other proper expenses of the district.

Subd. 4. The board shall employ and contract with necessary qualified teachers and administrators and may discharge the same for cause. The board may employ and discharge other necessary employees and may contract for other services deemed necessary.

The board shall provide an educational program for high school,

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

post high school and adult vocational phases of instruction. The high school phase of its educational program shall be offered in conjunction with the comprehensive curriculum offered by each of the component school districts. Graduation shall be from the student's home high school as shall be determined by the governing body of a participating school district. Insofar as applicable, Minnesota Statutes, Sections 123.35 to 123.40, shall apply.

Subd. 5. The board may, in its discretion, prescribe rates of tuition for attendance at its schools.

Sec. 4. **Financing.** Subdivision 1. The intermediate school board shall be a public agency and may receive and disburse federal and state funds made available to it including moneys described in Minnesota Statutes, Section 121.21. For purposes of this act all post high school students attending facilities of said intermediate school district shall be deemed nonresident students, except those students residing within the component district where the facility is located, for purposes of state aids; provided that the percentage of students enrolled for which this school receives reimbursement a nonresident basis shall not exceed the statewide average percentage of nonresident students in other area vocational-technical schools. No participating school district as such shall have any individual liability for the debts or obligations of said intermediate school district nor shall any individual serving as a member of the intermediate school board have such liability. Any property, real or personal, acquired, owned, leased, used, or controlled in any way by the intermediate board for its purposes shall be exempt from taxation by the state or any of its political subdivisions.

Subd. 2. The intermediate school board may in each year for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred certify to each participating school district its proportionate share based upon assessed valuation a tax levy which shall never in any year exceed five mills, exclusive of debt service, on each dollar of assessed valuation of all taxable property. Each participating school district shall include its proportionate share of such tax levy as certified to it in its next tax levy which it shall certify to the county auditor or auditors, and shall remit the collections of such levy to the intermediate board promptly when received. Such levy shall not be included in computing the limitations, if any, upon the levy of any district under Minnesota Statutes 1967, Section 275.12. After such levies have been certified to the appropriate county officials the intermediate school board may issue and sell certificates of indebtedness in anticipation of the collection of such levies, but in aggregate amount such as will not

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

exceed the portion of such tax levy which is then not collected and not delinquent.

Subd. 3. The intermediate school board, acting in its own behalf, may issue bonds for the acquisition and betterment of school facilities or equipment or for the funding or refunding of outstanding bonds, warrants, orders or certificates of indebtedness. Minnesota Statutes, Chapter 475, shall be applicable in all respects. The purpose and the amount of any borrowing shall first be approved by resolution of the school board of the intermediate school district. When such resolution has been adopted by the intermediate school board it shall be published once in a newspaper of general circulation in said district.

The intermediate school board shall not sell and issue such bonds until the question of their issuance has been submitted to the voters of the intermediate school district at a special election held in and for such intermediate district. The date of such election, the question to be submitted, and all other necessary conduct of such election shall be fixed by the intermediate school board and said election shall be conducted and canvassed under the direction of the intermediate school board in accordance with Minnesota Statutes, Section 123.32, insofar as the same may be deemed applicable.

If a majority of the total number of votes cast on the question within the intermediate school district is in favor of the question, the intermediate school board may thereupon proceed with the sale and the issuance of said bonds. The full faith, credit and unlimited taxing powers of the intermediate school district shall be pledged to the payment of all bonds and certificates of indebtedness and none of such obligations shall be included in the net debt of any participating school district as defined by Minnesota Statutes, Section 475.51, Subdivision 4, or any other law similar thereto. The intermediate school board upon awarding a contract for the sale of such bonds shall certify to the county auditor or county auditors the years and amounts of taxes required to be levied for the payment of such bonds as provided by Minnesota Statutes, Section 475.61. The county auditor shall cause such taxes to be spread in each year until bonds and interest have been paid upon all of the assessable, taxable valuation of said intermediate school district. In all other respects Minnesota Statutes, Chapter 475, shall apply and said bonds shall be deemed authorized securities within the provisions of Minnesota Statutes, Section 50.14, and shall be deemed instruments of a public governmental agency and exempt from taxation under provisions of Minnesota Statutes, Chapter 290, or any other act similar thereto.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

Subd. 4. In all other respects Minnesota Statutes, Chapter 124, relating to school taxes, funds and aids, shall be applicable to said intermediate school district and the provisions and reimbursements of Extra Session Laws 1967, Chapter 32, shall also be applicable.

Sec. 5. **State board approval.** Prior to the commencement of the operation of any area vocational technical school the intermediate school board shall obtain the approval of the state board of education. Prior to the issuance of any bonds contemplated by this act, written approval by the state board of education shall be obtained.

Sec. 6. **Effective date.** Subdivision 1. If local consent is required, this act shall take effect with respect to each of the independent school districts named in section 1 upon its approval by the school board of such independent school district and upon compliance with Minnesota Statutes, Section 645.021, except that subdivision 1 thereof shall not be applicable to this act. As of the effective date of the creation of the special intermediate school district contemplated by this act as contained in the agreement establishing such district, the organization, operation, maintenance, and conduct of the affairs of of such district shall be governed by the general laws relating to independent school districts of the state of Minnesota unless otherwise provided herein or otherwise hereafter provided by statute.

Subd. 2. Upon approval of the majority vote of its board and of the intermediate school board as well as approval of the state board of education, any other independent school district adjoining the territory embraced in the intermediate school district may become a participant in the intermediate school district and be governed by the provisions of this act thereafter. The taxable valuation of the property within the geographal confines of such district shall become proportionately liable for any indebtedness issued, outstanding or authorized of the intermediate school district.

Subd. 3. Any participating district may withdraw from the intermediate school district only upon mutual consent of a majority vote of the full membership of such participating school district desiring withdrawal and the intermediate school board. If such withdrawal resolutions are duly enacted, the intermediate school board shall file a copy of its resolution reciting the necessary facts and file a certified copy thereof with the county auditors of the counties affected. Such withdrawal shall become effective at the end of the next following school year but such withdrawal shall not affect the continued liability of the withdrawing district and all of the taxable valuation within its geographal confines for its share of the bonded

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

indebtedness outstanding and authorized by the intermediate school district.

Sec. 7. A vocational school may be established in accordance with this act only if its location is reviewed by the higher education coordinating commission.

Approved May 27, 1969.

CHAPTER 776—H. F. No. 1272

An act relating to vital statistics; prescribing fees and charges for certain services; appropriating money; amending Minnesota Statutes 1967, Sections 144.169, Subdivision 1, and 144.175, Subdivision 4.

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

Section 1. Minnesota Statutes 1967, Section 144.169, Subdivision 1, is amended to read:

144.169 Vital statistics; fees; deposited with state treasurer. Subdivision 1. ~~The applicant shall pay a fee of \$1 for each certified copy of a birth or death record or for a search of the files upon written request when no copy is made.~~ *For any of the services described in this section, the fees designated herein shall be chargeable, except that Minnesota Statutes, Section 357.021, Subdivision 2, shall, to the extent inconsistent herewith, govern the fees to be charged and collected for such services. For a search of the files under one name and for issuance of a certified copy or certification of a vital record, or a certification that the record cannot be found, the fee is \$2. Provided that a fee shall not be charged for any certified copy needed in connection with service in the armed forces or the Merchant Marine of the United States or in the presentation of claims to the United States Veterans Administration or the official veterans administration of any state or territory of the United States, or for any copy needed by the commissioner of public welfare in connection with the needs of state wards. No fee shall be charged for verification of information requested by official agencies of (1) this state, (2) local governments in this state, or (3) the federal government. A fee of \$3 shall be charged for the replacement of a birth certificate under the provisions of Minnesota Statutes, Sections 144.171, Subdivision 2, 144.176, or 144.177. Such fee shall be payable at the time of application. A fee of \$4 shall be charged for filing a delayed registration of birth or death. Such fee shall be payable to the registrar to whom*

Changes or additions indicated by italics, deletions by strikeout.