

(h) A diver's flag may be anchored or secured to the bottom when a safety hazard would result from towing the flag.

(i) If at the discretion of the diver it would be safer and more visible, the flag may be displayed on a watercraft. When the flag is displayed on the watercraft, the craft must be at anchor or, if not at anchor, attended by a diver or a person appointed by the diver to tend the craft. Only watercraft displaying an official diver's flag are authorized in the diving area.

Approved April 30, 1975.

CHAPTER 59—H.F.No.286

An act relating to education; school districts; powers and duties; authorizing the leasing of buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, Subdivision 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 123.36, Subdivision 7, is amended to read:

Subd. 7. **EDUCATION; SCHOOL DISTRICTS; LEASING OF BUILDINGS.** When necessary, the board ~~shall~~may lease rooms or buildings for school purposes.

Sec. 2. Minnesota Statutes 1974, Section 123.37, Subdivision 3, is amended to read:

Subd. 3. Any contract made by the board for the rental of rooms or buildings for school purposes, or for the free transportation of pupils to and from school, or for the rental of any facility or facilities owned or operated by or under the direction of any private organization, shall be effective until disapproved by the commissioner, and all such contracts shall be submitted to him for approval immediately after being signed by the parties.

Sec. 3. Minnesota Statutes 1974, Section 124.15, Subdivision 2, is amended to read:

Subd. 2. Whenever the board of the district authorizes or permits within the district violations of law by

(1) employment in a public school of the district of a teacher who does not hold a valid teaching certificate or permit, special state aid for this violation shall be withheld in accordance with section 124.19, subdivision 2.

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(2) noncompliance with a mandatory rule or regulation of general application promulgated by the state board in accordance with statute in the absence of special circumstances making enforcement thereof inequitable, contrary to the best interest of, or imposing an extraordinary hardship on, the district affected, or

(3) continued performance by the district of a contract made for the rental of rooms or buildings for school purposes, or for the free transportation of children to and from school or for the rental of any facility owned or operated by or under the direction of any private organization, which contract has been disapproved where time for review of the determination of disapproval has expired and no proceeding for review is pending, or

(4) any practice which is a violation of section 2 of article 8 of the Constitution of the state of Minnesota, or

(5) failure to provide reasonably for the school attendance to which a resident pupil is entitled under Minnesota Statutes,

the special state aid to which a district is otherwise entitled for any school year shall be reduced in the amount and upon the procedure provided in this section.

Approved April 30, 1975.

CHAPTER 60—H.F.No.319

[Coded]

An act relating to health; providing for location and zoning regulation of residences for mentally retarded and physically handicapped persons; amending Minnesota Statutes 1974, Sections 252.28, by adding a subdivision; and 462.357, by adding subdivisions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 252.28, is amended by adding a subdivision to read:

Subd. 3. HEALTH; MENTALLY RETARDED AND PHYSICALLY HANDICAPPED; LOCATION OF FACILITIES. (1) No new license shall be granted pursuant to this section when the issuance of the license would substantially contribute to an excessive concentration of community residential facilities within any town, municipality or county of the state.

(2) In determining whether a license shall be issued pursuant to this subdivision, the commissioner of public welfare shall specifically

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