

CHAPTER 27—S. F. No. 215

An act relating to powers and duties of school boards; amending Minnesota Statutes 1949, Section 125.06, Subdivision 19.

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

Section 1. Minnesota Statutes 1949, Section 125.06, Subdivision 19, is amended to read:

Subd. 19. **Minnesota school board association.** The school board of any school district of this state by a two-thirds vote may become a member of the Minnesota School Board Association and appoint one or more of its members to attend its annual meeting. The amount of annual membership dues in the association and actual and necessary expense incurred in attending such meeting shall be paid as other expenses of the district are paid.

Approved February 18, 1953.

CHAPTER 28—S. F. No. 232

[Not Coded]

An act relating to the election of members of school boards in certain special school districts.

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

Section 1. **School boards, election of members.** This act shall apply only in special school districts whose boundaries at the time of organization coincide with the boundaries of a city of the second class and whose school board has adopted by resolution or ordinance the provisions of this act for the nomination and election of school board members. After the adoption of such resolution or ordinance by such school board, then and thereafter the members of the school board of such special school district shall be nominated and elected in the manner hereinafter provided.

Section 2. **First election.** The first election under the provisions of this act shall be held in 1955. At that election there shall be elected one school board member from each ward in the city for a term of four years, and one school board member shall be elected at large for a term of two years.

Section 3. **Primary election.** There shall be held therein a primary election for the nomination of candidates for mem-

bers of the school board whose terms expire in that year, which primary election shall be held between the hours of 7:00 o'clock A.M. and 8:00 o'clock P.M. on the first Monday in February, 1955, in each and every election district in the city in which such school district is located. A like primary election shall be held on the first Monday in February every two years thereafter.

Section 4. Candidates, affidavits. Persons desiring to become a candidate at such primary election shall file an affidavit of candidacy with the clerk of the school district in the form prescribed by Minnesota Statutes 1951 [1949], Section 202.03. If such person files as a candidate from one of the wards in which such school district is located, he shall also state in his affidavit the ward from which he proposes to become a candidate and that he is a resident therein, or that he is a resident of the school district living outside of the city limits but entitled to vote in the particular ward, pursuant to the provision of Section 11 herein. If he proposes to become a candidate at large for the two year term, he shall so state in his affidavit. Such affidavit shall be filed between the first Monday in the preceding December and the second Monday in January, before 5:00 o'clock P.M. There shall be no filing fee.

Section 5. Ballots. After the filings are closed, the clerk of the school district shall prepare ballots for such election, listing thereon the names of those who have filed for the office of school board members. A separate ballot shall be prepared for each ward in such school district. Upon the ballot shall be listed the names of those who have filed for the office of school board member from that particular ward and the names of those who have filed for school board member at large. Such ballot shall afford an opportunity to the voters to vote for the nomination of one person who has filed for the office of school board member from that ward and for the nomination of one person for school board member at large. The expense of preparing the ballots shall be paid by the school board.

Section 6. Nomination, primary election. At such primary election, two candidates shall be nominated for each office in which a vacancy will occur in that year. Said primary election shall be held at all the regular election precincts in such city, using the ballots so prepared. The regular election officials appointed to serve in such election at regular city elections shall conduct said primary election therein.

Section 7. Election procedure. The votes cast at such primary election in each precinct shall be counted by the elec-

tion judges, and the election returns with the ballots sent to the City Recorder of the city. The City Recorder shall thereupon canvass the returns and announce the names of the candidates who have been nominated at such election.

Section 8. Regular election; time; manner; ballot. The regular election for school board members shall be held on the first Monday of April. The first election under this law shall be held in 1955 and an election shall be held every two years thereafter in like manner. The ballots at said school election shall be prepared by the clerk of the school district. The names of the persons nominated at said primary election shall appear upon the ballots for each ward, together with a blank space for a voter to write in another name. The ballots shall be deposited in a separate box. The votes shall be counted, canvassed, and the result declared in the same manner as in the case of a regular city election.

Section 9. Terms of office. The terms of the school board members elected shall commence on the third Monday in April following the election.

Section 10. Tie vote. In the case of a tie vote at any primary or general election, the tie shall be determined by lot cast in the presence of the clerk of the school district at a time and place to be fixed by him.

Section 11. Voters, qualifications. Any person qualified shall apply to such primary and general election so far as applicable thereto and not inconsistent herewith.

ward and precinct closest to his residence and shall be entitled to become candidate for school director from such ward or for school director at large.

Section 12. Election expense. The school district and the city shall share equally all of the expenses of primary and general election in which the school district participates except expense of preparation of ballots.

Section 13. Laws applicable. All the provisions of Minnesota Statutes 1951 [1949], Chapters 200 to 211 inclusive, shall apply to such primary and general election so far as applicable thereto and not inconsistent herewith.

Approved February 18, 1953.