

subdivision or agency, or to affect its application to any circumstances except a sale, transfer, or other disposition of public land or the making of public improvements in the area designated as the site of MXC, until and unless such site has been acquired by the authority.

Sec. 7. **APPROPRIATION.** The sum of \$140,000 is appropriated from the general fund in the state treasury for the Minnesota experimental city authority, and said sum shall not cancel but shall be available until expended.

Sec. 8. **EFFECTIVE DATE.** This act is in effect from and after its final enactment, and shall expire on July 1, 1973.

Approved June 4, 1971.

CHAPTER 850—H.F.No.983

[Coded]

An act relating to education; authorizing contracts with private colleges for educating Minnesota residents; and appropriating money.

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

Section 1. **[136A.18] EDUCATION; CONTRACTUAL ARRANGEMENTS WITH PRIVATE COLLEGES; STATE AID; PURPOSE.** The legislature has found and hereby declares that private colleges in Minnesota have the potential capacity for educating larger numbers of Minnesota residents and that providing for the education of additional Minnesota residents in private colleges, rather than in state institutions of higher education, would result in a savings of tax moneys. The contractual arrangements with Minnesota private colleges authorized herein are designed to encourage and facilitate the education of larger numbers of Minnesota residents in private colleges located in Minnesota.

Sec. 2. **[136A.19] DEFINITIONS.** Subdivision 1. As used in this act, the terms defined in this section have the meanings given them.

Subd. 2. "Commission" means the Minnesota higher education coordinating commission.

Changes or additions indicated by underline, deletions by ~~strikeout~~.

Subd. 3. "Director" means the executive director of the Minnesota higher education coordinating commission.

Subd. 4. "Eligible institution" means a private institution of higher education located in Minnesota which is operated not for profit; which is not an institution, or department or branch of an institution whose program is specifically for education of students to prepare them to become ministers of religion or to enter upon some other religious vocation or to prepare them to teach theological subjects; which, though it may provide for the scholarly study of religion as a discipline of knowledge in a manner similar to that provided for any other field of study, does not require its student to take courses which are based on a particular set of religious beliefs, to receive instruction intended to propagate or promote any religious beliefs, to participate in religious activities, to maintain affiliation with a particular church or religious organization, or to attest to any particular religious beliefs; which grants an associate degree and/or higher degree; and, which (1) is fully accredited by the North Central Association of Secondary Schools and Colleges, (2) is making satisfactory progress toward full accreditation by the North Central Association of Secondary Schools and Colleges, or (3) is determined by the commission to maintain programs and standards substantially equivalent to those institutions in Minnesota which are fully accredited.

Subd. 5. "Approved program" means a program of studies which is recognized by the commission as acceptable for the purposes of this act. The fact that an institution offers a program which is not an approved program shall not be a basis for disqualifying an institution which also offers other programs which qualify for approval.

Sec. 3. [136A.20] AUTHORIZATION FOR CONTRACTS. Subdivision 1. The higher education coordinating commission is authorized to enter into contractual arrangements with eligible private colleges in Minnesota. Such contracts may provide for payments to such private colleges for educating Minnesota residents in programs approved by the commission. Such contractual arrangements shall provide for payment from the state treasury to each private college providing the service prescribed by the contract of an amount not to exceed \$500 per student in each institution which grants a bachelor's degree and \$400 per student in each institution which grants an associate degree, but not a bachelor's degree, for each Minnesota resident enrolled as a full time student in excess of the number of Minnesota residents enrolled as full time students in each private college in the fall of 1970 and, in addition, an equal amount per student, \$500 for institutions granting a bachelor's degree and \$400 for institutions granting an associate degree, for every student who receives a state grant under the Minnesota state grant-in-aid

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program and is enrolled in each private college as a full time student without regard to the number of students previously enrolled.

Sec. 4. [136A.21] **ADMINISTRATION OF PROGRAM.** Subdivision 1. The commission is hereby designated as the administrative agency for carrying out the purposes of this act.

Subd. 2. The commission shall adopt policies and prescribe appropriate rules and regulations to carry out the purposes of this act.

Subd. 3. The commission shall be empowered to employ such professional and clerical staff as the director deems necessary for the proper administration of activities authorized by this act.

Subd. 4. Subject to its directives and review, the commission may delegate to the director the responsibility for execution and administration of contracts authorized by this act.

Subd. 5. The commission shall determine and prescribe the method of payment of funds obligated by contracts authorized by this act.

Subd. 6. Upon proper verification for payment, the commission shall certify to the state auditor the amount of the current payment to be made to each college with which a contract has been executed in conformance with the commission policy on method of payment.

Sec. 5. [136A.22] **REPORTS AND RECORDS.** Subdivision 1. The commission shall establish and maintain appropriate accounts and related records of each contract with a private college and payments made pursuant to such contracts.

Subd. 2. The commission may require such records to be maintained and such reports to be submitted by any college with which a contract is executed as the commission deems necessary.

Subd. 3. The contracts executed, the number of Minnesota residents accommodated in private colleges pursuant to such contracts, and other appropriate information shall be reported by the commission as part of its biennial report to the governor and the legislature.

Sec. 6. There is appropriated to the Minnesota higher education coordinating commission, from the general fund in the state treasury, the sum of \$2,700,000 for the purposes of this act.

Approved June 4, 1971.

Changes or additions indicated by underline, deletions by ~~strikeout~~.