

is less, of a retail cooperative electric association, the matter in the petition must be presented to the stockholders of the cooperative for a vote at the next annual meeting. Petitions must be received by the cooperative electric association 60 days prior to the scheduled annual meeting. For purposes of this section, "governance matters" means matters properly contained in the articles of incorporation or bylaws by adopting, amending, or repealing bylaws or the articles of incorporation.

Subd. 6. EQUAL TIME; PETITIONERS. Whenever the directors of a retail cooperative electric association provide information to stockholders to influence their vote on a matter to be decided by a vote of the stockholders pursuant to a successful petition submitted under the provisions of subdivision 5 or section 216B.026, subdivision 4, the directors shall provide the organizers of the petition or person presenting the petition the opportunity to include their position on the matter to the stockholders in a substantially similar mode and range of distribution. The organizers of the petition shall pay the costs of such inclusion.

Subd. 7. OPTIONAL REFERENDUM. No cooperative shall be bound by the provisions of this section unless adoption has been approved at referendum using the petition and election procedures in section 216B.026. Within 60 days of the effective date of this section, the board of directors of each cooperative electric association shall notify the stockholders of the provisions of this section and shall explain the process for ratification by petition and election as provided in this subdivision.

**Sec. 2. EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Approved May 18, 1983

---

**CHAPTER 163 — H.F.No. 159**

*An act relating to education; requiring school boards to adopt and review discipline policies including rules of conduct for pupils, and grounds and procedures for removal of pupils from class; amending Minnesota Statutes 1982, section 127.27, subdivision 2; proposing new law coded in Minnesota Statutes, chapter 127.*

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

Section 1. Minnesota Statutes 1982, section 127.27, subdivision 2, is amended to read:

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

Subd. 2. "Dismissal" means the denial of the appropriate educational program to any pupil, including exclusion, expulsion, and suspension. It does not include removal from class.

Sec. 2. [127.40] DEFINITIONS.

Subdivision 1. REMOVAL FROM CLASS. "Removal from class" and "removal" mean any actions taken by a teacher, principal, or other school district employee to prohibit a pupil from attending class for a period of time not to exceed three class or activity periods, pursuant to procedures established in the school district discipline policy adopted by the school board pursuant to section 3.

Subd. 2. CLASS PERIOD. "Class period" or "activity period" means, in secondary grades, instruction for a given course of study. A class period or activity period means, in elementary grades, a period of time not to exceed one hour, regardless of the subject of instruction.

Sec. 3. [127.41] ADOPTION OF POLICY ON DISCIPLINE AND REMOVAL OF STUDENTS FROM CLASS.

Subdivision 1. REQUIRED POLICY. Prior to the beginning of the 1984-1985 school year each school board shall adopt a written district-wide school discipline policy which shall include written rules of conduct for pupils and grounds and procedures for removal of pupils from class. The policy shall be developed with the participation of administrators, teachers, employees, pupils, parents, community members, and such other individuals or organizations as the board determines appropriate.

Subd. 2. GROUNDS FOR REMOVAL FROM CLASS. The policy shall establish the various grounds for which a pupil may be removed from a class in the district for a period of time pursuant to the procedures specified in the policy. The grounds in the policy shall include at least the following provisions as well as other grounds determined appropriate by the board:

(a) willful conduct which materially and substantially disrupts the rights of others to an education;

(b) willful conduct which endangers school district employees, the pupil or other pupils, or the property of the school;

(c) willful violation of any rule of conduct specified in the discipline policy adopted by the board.

Subd. 3. POLICY COMPONENTS. The policy shall include at least the following components:

(a) rules governing pupil conduct and procedures for informing pupils of the rules;

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

(b) the grounds for removal of a pupil from a class;

(c) the authority of the classroom teacher to remove pupils from the classroom pursuant to procedures and rules established in the district's policy;

(d) the procedures for removal of a pupil from a class by a teacher, school administrator, or other school district employee;

(e) the period of time for which a pupil may be removed from a class, which may not exceed three class periods for a violation of a rule of conduct;

(f) provisions relating to the responsibility for and custody of a pupil removed from a class;

(g) the procedures for return of a pupil to the specified class from which the pupil has been removed;

(h) the procedures for notifying pupils and parents or guardians of violations of the rules of conduct and of resulting disciplinary actions;

(i) any procedures determined appropriate for encouraging early involvement of parents or guardians in attempts to improve a pupil's behavior;

(j) any procedures determined appropriate for encouraging early detection of behavioral problems;

(k) any procedures determined appropriate for referring pupils in need of special education services to those services; and

(l) the procedures for consideration of whether there is a need for a further assessment or of whether there is a need for a review of the adequacy of a current individual education plan of a handicapped pupil who is removed from class.

#### Sec. 4. [127.42] REVIEW OF POLICY.

The principal and the licensed employees in a school building shall confer at least annually to review the discipline policy and to assess whether the policy has been enforced.

Approved May 18, 1983

---

### CHAPTER 164 — H.F.No. 519

*An act relating to public welfare; abolishing funding priorities for a certain grant program related to facilities for adult mentally ill persons; amending Minnesota Statutes 1982, section 245.73, subdivision 2.*

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