

used for the purpose of compliance with chapter 115 or, with respect to pollution of the waters of the state, chapter 116; or

(2) falsifies, tampers with, or renders inaccurate any monitoring device or method maintained or used for the purpose of compliance with chapter 115 or, with respect to pollution of the waters of the state, chapter 116.

(b) A person convicted under this subdivision may be sentenced to imprisonment for not more than six months, or to pay a fine of not more than \$20,000 per day of violation, or both.

Approved April 18, 1988

CHAPTER 554—S.F.No. 1695

An act relating to education; requiring the state board of education to adopt rules regulating aversive and deprivation procedures; proposing coding for new law in Minnesota Statutes, chapter 127.

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

Section 1. [127.43] DEFINITIONS.

Subdivision 1. APPLICATION. For the purposes of sections 1 and 2, the following terms have the meanings given them.

Subd. 2. AVERSIVE PROCEDURE. "Aversive procedure" means the planned application of an aversive stimulus.

Subd. 3. AVERSIVE STIMULUS. "Aversive stimulus" means an object that is used, or an event or situation that occurs immediately after a specified behavior in order to suppress that behavior.

Subd. 4. DEPRIVATION PROCEDURE. "Deprivation procedure" means the planned delay or withdrawal of goods, services, or activities that the person would otherwise receive.

Subd. 5. EMERGENCY. "Emergency" means a situation in which immediate intervention is necessary to protect a pupil or other individual from physical injury or to prevent property damage.

Sec. 2. [127.44] AVERSIVE AND DEPRIVATION PROCEDURES.

The state board of education shall adopt rules governing the use of aversive and deprivation procedures by school district employees or persons under contract with a school district. The rules must:

(1) promote the use of positive approaches and must not encourage or require the use of aversive or deprivation procedures;

New language is indicated by underline, deletions by ~~strikeout~~.

(2) require that planned application of aversive and deprivation procedures be a part of an individual education plan;

(3) require parents or guardians to be notified after the use of aversive or deprivation procedures in an emergency; and

(4) establish health and safety standards for the use of time-out procedures that require a safe environment, continuous monitoring of the child, ventilation, and adequate space.

Approved April 18, 1988

CHAPTER 555—S.F.No. 1713

An act relating to state lands; authorizing private sale of certain tax-forfeited lands in Carlton county.

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

Section 1. SALE OF TAX-FORFEITED LAND; CARLTON COUNTY.

Notwithstanding the public sale, appraisal, and consideration requirements of Minnesota Statutes, chapter 282, Carlton county shall sell certain tax-forfeited land, located in Carlton county and described in this section, to independent school district No. 95.

The land described in this section must be sold by private sale for a consideration of \$25 in a form approved by the attorney general.

The land to be sold is located in Carlton county and described as follows:

Beginning at a point 241-3/4 feet west of the north 1/4 post of Section 4, Township 48, Range 20 and thence south 450-4/12 feet to starting point; thence south 61-4/12 feet; thence east 208-8/12 feet; thence north 61-4/12 feet; thence west 208-8/12 feet to starting point.

The property, on which part of a school football field lies, was inadvertently forfeited to the state in 1953 for nonpayment of a \$25 sewer assessment.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment.

Approved April 18, 1988

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