

sion shall be set aside only in the years 1964 and 1965 *and continued for the years 1966 and 1967.*

Approved April 22, 1965.

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CHAPTER 240—S. F. No. 284

[Not Coded]

*An act relating to Independent School District No. 275, providing certain tax levy limitations shall not apply thereto.*

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

Section 1. **Independent School District No. 275; tax levy.** The provisions of Minnesota Statutes 1961, Section 275.12, as amended by Laws 1963, Chapter 701, Section 1, and other acts amendatory thereto and supplementary thereof, do not apply to Independent School District No. 275.

Sec. 2. This act shall take effect after it has once been adopted and approved (a) by the majority vote of the voters voting on such question at an annual election of such school district, or (b) by the majority vote of the voters voting on such question at a special election called by the school board for such purpose, and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 22, 1965.

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CHAPTER 241—S. F. No. 407

[Coded]

*An act relating to education; defining and providing for education of nonresident handicapped children; amending Minnesota Statutes 1961, Section 120.17 by adding new subdivisions thereto.*

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

Section 1. Minnesota Statutes 1961, Section 120.17, is amended by adding a new subdivision to read:

*Subd. 6. Handicapped children; placement in another district; responsibility.* *The responsibility for special instruction and serv-*

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**

*ices for a handicapped child temporarily placed in another district for care and treatment shall be determined in the following manner:*

*(a) The school district of residence of such a child shall be the district in which his parent resides, if living, or his guardian if neither parent is living within the state.*

*(b) The district providing the instruction shall maintain an appropriate educational program for such a child and shall bill the district of the child's residence for the actual cost of providing the program, as outlined in subdivision 4 of this section, except that the board, lodging, and treatment costs incurred in behalf of a handicapped child placed outside of the school district of his residence by the commissioner of public welfare or the commissioner of corrections or their agents, for reasons other than for making provision for his special educational needs shall not become the responsibility of either the district providing the instruction or the district of the child's residence.*

*(c) The district of residence shall pay tuition and other program costs to the district providing the instruction and the district of residence may claim foundation aid for the child as provided by law. Special transportation costs shall be paid by the district of the child's residence and the state shall reimburse for such costs within the limits set forth in Minnesota Statutes 1961, Section 124.32, Subdivision 3, and acts amendatory thereof.*

Sec. 2. Minnesota Statutes 1961, Section 120.17, is amended by adding a new subdivision to read:

*Subd. 7. **Placement in state institution; responsibility.** Responsibility for special instruction and services for a handicapped child placed in a state institution on a temporary basis shall be determined in the following manner:*

*(a) The legal residence of such child shall be the school district in which his parent resides, if living, or his guardian if neither parent is living within the state;*

*(b) When the educational needs of such child can be met through the institutional program, the costs for such instruction shall be paid by the department to which the institution is assigned;*

*(c) When it is determined that such child can benefit from public school enrollment, provision for such instruction shall be made in the following manner:*

*(1) Determination of eligibility for special instruction and services shall be made by the commissioner of education and the commissioner of the department responsible for the institution;*

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**

(2) *The school district where the institution is located shall provide an appropriate educational program for the child and shall make a tuition charge to the child's district of residence for the actual cost of providing the program;*

(3) *The district of the child's residence shall pay the tuition and other program costs and may claim foundation aid for the child.*

Sec. 3. Minnesota Statutes 1961, Section 120.17, is amended by adding a new subdivision to read:

**Subd. 8. Residence of child whose parental rights have been terminated.** *The legal residence of a handicapped child for whom parental rights have been terminated by court order and who has been placed in a foster facility shall be the school district in which he has been placed. The school board of the district of residence shall provide the same educational program for such child as it provides for all resident handicapped children in the district.*

Sec. 4. *This act becomes effective on July 1, 1965.*

Approved April 22, 1965.

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CHAPTER 242—S. F. No. 618

[Coded]

*An act empowering the state college board to contract with institutions of higher education in contiguous states and private institutions of higher education within the state, governing the education of certain students on a reciprocal basis, with limitations; amending Minnesota Statutes 1961, Chapter 136, as amended, by adding a section.*

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

Section 1. Minnesota Statutes 1961, Chapter 136, as amended, is amended by adding a section to read:

**[136.111] State colleges; students; reciprocity with other institutions.** *Subdivision 1. In order to make the most provident utilization of state colleges, and private colleges in Minnesota, and public and private colleges and universities in contiguous states and to avoid duplication of facilities, it is desirable to provide means which will enable a student resident within the areas served by such*

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**