

CHAPTER 136C

POST-SECONDARY VOCATIONAL EDUCATION

136C.02	Definitions.	136C.223	Repealed.
136C.04	Powers and duties of the state board.	136C.25	Repealed.
136C.042	Awarding degrees.	136C.26	Vocational aid definitions.
136C.05	Powers and duties of the school board.	136C.27	Programs of study.
136C.07	Technical institutes.	136C.28	Process for aid allocation.
136C.075	Compensation for performance evaluations by state employees.	136C.29	Repealed.
136C.08	Board power to regulate traffic.	136C.31	Distribution of money.
136C.15	Student associations.	136C.33	Average daily membership.
136C.21	Repealed.	136C.36	Payment of technical institute instructional money.
136C.211	Repealed.	136C.42	Repealed.
136C.212	Repealed.	136C.43	Vocational technical building bonds.
136C.213	Repealed.	136C.44	Vocational technical building appropriations.
136C.22	Repealed.	136C.61	Governing board.
136C.221	Repealed.		
136C.222	Repealed.		

136C.02 DEFINITIONS.

[For text of subd 1, see M.S.1988]

Subd. 2. [Repealed, 1989 c 246 s 1]

[For text of subs 3 to 9, see M.S.1988]

136C.04 POWERS AND DUTIES OF THE STATE BOARD.

Subdivision 1. **General.** The state board shall possess all powers necessary and incident to the management, jurisdiction, and governance of post-secondary vocational education. These powers shall include, but are not limited to, those enumerated in this section. The state board may adopt policies as necessary to perform its duties.

Subd. 2. **Appointment of state director.** The state board shall appoint a state director of vocational technical education who shall serve in the unclassified service. The state director shall be qualified by training and experience in the field of education, vocational education, or administration. The state director shall possess powers and perform duties as delegated by the state board. The state board shall set the salary of the state director.

[For text of subs 3 to 5, see M.S.1988]

Subd. 6. **Accounting and reporting standards.** The state board shall maintain the uniform financial accounting and reporting system according to the provisions of sections 121.90 to 121.917, except that reports required by section 121.908 must be submitted to the state board on dates determined by the state board. All expenditures and revenue related to summer session credit courses must be recognized in the fiscal year in which the course begins.

[For text of subs 7 and 8, see M.S.1988]

Subd. 9. **Licensure.** The state board may adopt rules under chapter 14 for licensure of teaching, support, and supervisory personnel in post-secondary and adult vocational education. When necessary for continuous programs approved by the board and when the board determines that appropriate licensure standards do not exist, the state board may adopt appropriate temporary standards without regard to chapter 14 and may issue temporary licenses to teaching and support personnel. A temporary license is valid for up to one year and is not renewable, but a person holding a temporary license may, upon its expiration, be issued a license in accordance with standards adopted under chapter 14. The state board may establish a processing fee for the issuance, renewal, or extension of a license.

Subd. 10. **Allocation.** The state board shall allocate state and federal money for post-secondary vocational education. Money received from federal sources, other than as provided in this chapter, and money received from other sources, not including the state, shall not be taken into account in determining appropriations or allocations. The board shall take into consideration the unreserved fund balances of each technical institute.

[For text of subds 11 to 17, see M.S.1988]

Subd. 18. **Computer sales and maintenance.** The state board of vocational technical education or a school board may sell computers and related products to technical institute staff and technical institute students to advance their instructional and research abilities.

[For text of subd 19, see M.S.1988]

History: 1989 c 293 s 59-64

136C.042 AWARDING DEGREES.

[For text of subd 1, see M.S.1988]

Subd. 2. **Exception.** Associate degrees offered by the technical institutes prior to January 1, 1981, shall not be subject to the provisions of subdivision 1.

History: 1989 c 293 s 65

136C.05 POWERS AND DUTIES OF THE SCHOOL BOARD.

[For text of subds 1 to 4, see M.S.1988]

Subd. 5. **Use of property.** A school board must not sell, lease, or assign technical institute property for purposes other than technical institute activities without the approval of the state director. A school board need not obtain approval for uses that are incidental.

Subd. 6. **Accounting.** The school board shall maintain, in accordance with section 136C.04, subdivision 6, separate revenue, expenditure, asset, and liability accounts for technical institutes within funds separate from all other district funds.

History: 1989 c 293 s 66,67

136C.07 TECHNICAL INSTITUTES.

Subdivision 1. [Repealed, 1989 c 293 s 85]

Subd. 2. [Repealed, 1989 c 293 s 85]

Subd. 3. [Repealed, 1989 c 293 s 85]

Subd. 4. A technical institute shall be established only by a specific law.

[For text of subds 5 and 5a, see M.S.1988]

Subd. 6. [Repealed, 1989 c 293 s 85]

[For text of subd 7, see M.S.1988]

History: 1989 c 293 s 68

136C.075 COMPENSATION FOR PERFORMANCE EVALUATIONS BY STATE EMPLOYEES.

Notwithstanding any law to the contrary, a state employee who is asked by the state board to undertake a performance evaluation of a technical institute may be compensated at the rate provided for in section 15.059.

To be eligible for compensation under this section, a state employee must take an unpaid leave of absence for the period of time the employee performs the evaluation.

History: 1989 c 293 s 69

136C.08 BOARD POWER TO REGULATE TRAFFIC.

Subdivision 1. A school board operating a technical institute may adopt and enforce rules, regulations, or ordinances for the regulation of traffic and parking in parking facilities and on private roads and roadways situated on property owned, leased, occupied, or operated by the board.

[For text of subds 2 to 4, see M.S.1988]

History: 1989 c 293 s 70

136C.15 STUDENT ASSOCIATIONS.

Every school board governing a technical institute shall give recognition as an authorized extracurricular activity to a technical institute student association affiliated with the Minnesota vocational technical student association. The student association is authorized to collect a reasonable fee from students to finance the activities of the association in an amount determined by the governing board of the technical institute which has recognized it.

Every governing body which recognizes a student association shall deposit the fees in a student association fund. The money in this fund shall be available for expenditure for recreational, social, welfare, charitable, and educational activities approved by the student association. The money in the fund is not public money.

History: 1989 c 293 s 71

136C.21 [Repealed, 1989 c 293 s 85]

136C.211 [Repealed, 1989 c 293 s 85]

136C.212 [Repealed, 1989 c 293 s 85]

136C.213 [Repealed, 1989 c 293 s 85]

136C.22 [Repealed, 1989 c 293 s 85]

136C.221 [Repealed, 1989 c 293 s 85]

136C.222 [Repealed, 1989 c 293 s 85]

136C.223 [Repealed, 1989 c 293 s 85]

136C.25 [Repealed, 1989 c 293 s 85]

136C.26 VOCATIONAL AID DEFINITIONS.

Subdivision 1. [Repealed, 1989 c 293 s 85]

Subd. 3. [Repealed, 1989 c 293 s 85]

Subd. 4. [Repealed, 1989 c 293 s 85]

Subd. 5. [Repealed, 1989 c 293 s 85]

Subd. 6. [Repealed, 1989 c 293 s 85]

Subd. 7. [Repealed, 1989 c 293 s 85]

Subd. 9. [Repealed, 1989 c 293 s 85]

136C.27 PROGRAMS OF STUDY.

Subd. 2. [Repealed, 1989 c 293 s 85]

136C.28 PROCESS FOR AID ALLOCATION.

Subdivision 1. [Repealed, 1989 c 293 s 85]

Subd. 2. [Repealed, 1989 c 293 s 85]

136C.29 [Repealed, 1989 c 293 s 85]

136C.31 DISTRIBUTION OF MONEY.

[For text of subds 1 and 2, see M.S.1988]

Subd. 3. **Aid and tuition.** All technical institute money and tuition must be used solely for post-secondary vocational technical education.

History: 1989 c 293 s 72

136C.33 AVERAGE DAILY MEMBERSHIP.

Subdivision 1. [Repealed, 1989 c 293 s 85]

Subd. 2. [Repealed, 1989 c 293 s 85]

136C.36 PAYMENT OF TECHNICAL INSTITUTE INSTRUCTIONAL MONEY.

Eighty-five percent of the estimated entitlement for instructional expenditures for the technical institutes shall be paid during the fiscal year for which it is appropriated in 11 uniform monthly payments from July to May. The final payment must be made on the first business day of July in the following fiscal year.

History: 1989 c 293 s 73

136C.42 [Repealed, 1989 c 271 s 36; 1989 c 293 s 85]

136C.43 VOCATIONAL TECHNICAL BUILDING BONDS.

Subdivision 1. [Repealed, 1989 c 271 s 36; 1989 c 293 s 85]

Subd. 2. [Repealed, 1989 c 271 s 36; 1989 c 293 s 85]

Subd. 3. [Repealed, 1989 c 271 s 36; 1989 c 293 s 85]

[For text of subds 4 to 6, see M.S.1988]

NOTE: Subdivision 1 was also amended by Laws 1989, chapter 293, section 74, to read as follows:

"Subdivision 1. **Purpose; appropriation.** For the purpose of providing money appropriated from the vocational technical building fund for the acquisition of public land, buildings, and capital improvements needed for the state plan for the administration of vocational education in accordance with the provisions of section 136C.42, when requested by the state board, the commissioner of finance shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith and credit and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended therefor, as set forth in section 136C.42. Any such law, together with this section and the laws herein referred to, constitutes complete authority for the issue, and such bonds shall not be subject to restrictions or limitations contained in any other law."

136C.44 VOCATIONAL TECHNICAL BUILDING APPROPRIATIONS.

Money appropriated to the state board of vocational technical education for post-secondary vocational technical construction in school districts shall be used for grants to school districts for the acquisition and betterment of land, buildings, and capital improvements for technical institutes. These grants shall only be made upon the conditions and in accordance with all standards and criteria established in state board rules and in the legislative act authorizing the specific post-secondary vocational facilities project. A grant shall cover 85 percent of the cost of the post-secondary vocational facilities authorized by the specific legislative act, and 15 percent of the cost of these facilities shall be financed by the school district operating the technical institute, unless otherwise provided by the specific legislative act. A grant to a joint vocational technical district formed under sections 136C.60 to 136C.69 must cover 100 percent of the cost, unless otherwise provided by the specific legislative act. No local bonds shall be authorized, issued, or sold, nor shall any election be held to authorize the issuance of bonds, if the proceeds will be used to finance a project for which specific legislative approval is required, until after that specific legislative approval has been given.

History: 1989 c 271 s 30

136C.61 GOVERNING BOARD.

Subdivision 1. **Members.** The district shall be operated by a joint vocational technical board, which shall consist of the number of members from each of the participating school districts specified in the agreement establishing the joint vocation-

al technical district. Board members must be residents of the respective school districts represented and may be members of the school boards of the respective school districts. The first members shall be appointed by their respective school boards. The agreement may provide for election of members to take office at the end of a term of an appointed member. Appointed members serve at the pleasure of their respective school boards and are subject to recall by a majority vote of the appointing board. The election of members is governed by chapter 205A. Board members shall report at least quarterly to their appointing boards on the activities of the joint vocational technical district.

[For text of subds 2 to 7, see M.S.1988]

History: 1989 c 209 art 2 s 12