

## CHAPTER 205A

## SCHOOL DISTRICT ELECTIONS

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**205A.01 DEFINITIONS.**

*[For text of subd 1, see M.S.1998]*

Subd. 2. **School district.** "School district" means an independent or special school district, as defined in section 120A.05.

**History:** 1999 c 86 art 1 s 46

**205A.05 SPECIAL ELECTIONS.**

Subdivision 1. **Questions.** Special elections must be held for a school district on a question on which the voters are authorized by law to pass judgment. The school board may on its own motion call a special election to vote on any matter requiring approval of the voters of a district. Upon petition of 50 or more voters of the school district or five percent of the number of voters voting at the preceding regular school district election, the school board shall by resolution call a special election to vote on any matter requiring approval of the voters of a district. A question is carried only with the majority in its favor required by law. The election officials for a special election are the same as for the most recent school district general election unless changed according to law. Otherwise, special elections must be conducted and the returns made in the manner provided for the school district general election. A special election may not be held during the 30 days before and the 30 days after the state primary, during the 30 days before and the 40 days after the state general election. In addition, a special election may not be held during the 20 days before and the 20 days after any regularly scheduled election of a municipality wholly or partially within the school district. Notwithstanding any other law to the contrary, the time period in which a special election must be conducted under any other law may be extended by the school board to conform with the requirements of this subdivision.

*[For text of subd 2, see M.S.1998]*

**History:** 1999 c 132 s 35

**205A.06 CANDIDATES, FILING.**

*[For text of subds 1 and 1a, see M.S.1998]*

Subd. 1b. **School board member; sex offender; ineligible to file affidavit of candidacy.** A sex offender who has been convicted of an offense for which registration is required under section 243.166 is ineligible to become a candidate for the office of school board member and may not file an affidavit of candidacy for that office. Ineligibility is determined by the registration requirements in effect at the time the offender files for office, not by the registration requirements, if any, that were in effect at the time the offender was convicted.

*[For text of subds 2 to 5, see M.S.1998]*

**History:** 1999 c 101 s 2

**205A.07 NOTICE.**

*[For text of subds 1 and 2, see M.S.1998]*

Subd. 3. **Notice to auditor.** At least 49 days prior to every school district election, the school district clerk shall provide a written notice to the county auditor of each county in

which the school district is located. The notice must include the date of the election, the offices to be voted on at the election, and the title and language for each ballot question to be voted on at the election. For the purposes of meeting the timelines of this section, in a bond election, a notice, including a proposed question, may be provided to the county auditor prior to receipt of a review and comment from the commissioner of children, families, and learning and prior to actual initiation of the election.

*[For text of subd 4, see M.S.1998]*

**History:** 1999 c 132 s 36

### **205A.13 REQUIREMENTS FOR PETITIONS.**

Any petition to a school board authorized in this chapter or sections 126C.17, 126C.40, 126C.41 to 126C.48, and 124D.22, or any other law which requires the board to submit an issue to referendum or election, shall meet the requirements provided in section 204B.071.

**History:** 1999 c 132 s 37