

1.1 A bill for an act
1.2 relating to education; school boards; modifying requirements for an election for
1.3 a seven-member board; amending Minnesota Statutes 2022, section 123B.09,
1.4 subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 123B.09, subdivision 1, is amended to read:

1.7 Subdivision 1. **School board membership.** (a) The care, management, and control of
1.8 independent districts is vested in a board of directors, to be known as the school board. The
1.9 term of office of a member shall be four years commencing on the first Monday in January
1.10 and until a successor qualifies. The membership of the board shall consist of six elected
1.11 directors together with such ex officio member as may be provided by law.

1.12 (b) Upon resolution of the board, made on its own motion, or on presentation of a petition
1.13 substantially in the form required in section 205A.13, signed by at least 50 electors of the
1.14 district or ten percent of the number of votes cast in the most recent regular school board
1.15 election, whichever is larger, the board must adopt a proposal to change the composition
1.16 of the school board to consist of seven members. In a district organized into separate election
1.17 districts, the proposal must designate one of the options permitted in section 205A.12,
1.18 subdivision 2. In a school district that elects members at large, the petition may propose to
1.19 divide the district into separate election districts as permitted in section 205A.12, subdivision
1.20 2. The petition may direct which option must be proposed. The resolution calling the election
1.21 must be adopted within 60 days after the date of receipt of the petition. The board ~~may~~ must
1.22 submit the proposal to the electors at any school election the question whether the board
1.23 shall consist of seven members at the next regularly scheduled school board election or a

2.1 special election held on the first Tuesday after the first Monday in November, whichever
2.2 is earlier, provided that the election must be at least 150 days after the date the petition was
2.3 received. If a majority of those voting on the proposition favor a seven-member board, a
2.4 seventh member shall be elected at the next election of directors for a four-year term and
2.5 thereafter the board shall consist of seven members.

2.6 (c) Those districts with a seven-member board may submit to the electors at any school
2.7 election at least 150 days before the next election of three members of the board the question
2.8 whether the board shall consist of six members. If a majority of those voting on the
2.9 proposition favor a six-member board instead of a seven-member board, three members
2.10 instead of four members shall be elected at the next election of the board of directors and
2.11 thereafter the board shall consist of six members.

2.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.