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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2785**

February 12, 2008

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The bill was read for the first time and referred to the Committee on E-12 Education

1.1 A bill for an act
1.2 relating to education; establishing a conflict of interest exception for certain
1.3 school contracts for professional and other services; amending Minnesota
1.4 Statutes 2006, section 471.88, subdivision 5.

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

1.6 Section 1. Minnesota Statutes 2006, section 471.88, subdivision 5, is amended to read:

1.7 Subd. 5. **Contract with no bids required.** A contract for which competitive bids
1.8 are not required by law. Among other examples, this exception applies to employment
1.9 contracts between a local school board and a class of school district employees such as
1.10 teachers or custodians, where the spouse of a school board member is a member of the
1.11 class of employees contracting with the school board and the employee spouse receives
1.12 no special monetary or other benefit that is substantially different from the benefits that
1.13 other members of the class receive under the employment contract. A school board
1.14 invoking this exception must have a majority of school board members vote to approve
1.15 the contract, direct the school board member spouse to abstain from voting to approve
1.16 the contract, and publicly set out the essential facts of the contract at the meeting where
1.17 the contract is approved.

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