

Ordinance 68-12

An Ordinance amending Section 18 of Title 9 (Education) of the Mille Lacs Band Statutes Annotated (MLBSA) to allow the School Board to adjust the mandatory instructional days from 180 days to 175 days when necessary due to exigent circumstances.

The District III Representative introduced the following Bill on the 25th day of June, 2012.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of amending Section 18 of Title 9 (Education) of the Mille Lacs Band Statutes Annotated.

I.

Section 18 of Title 9 (Education) of the Mille Lacs Band Statutes Annotated is hereby repealed in its entirety and replaced as follows:

**§ 18. Compulsory attendance of school age pupils**

- (a) Every child between the chronological age of six (6) and sixteen (16) years of age shall attend a Band School or Public School of the State of Minnesota, during the entire time that the school is in session during the school year. Nay-Ah-Shing School shall be in session no less than one hundred and eighty (180) instructional days unless exigent circumstances arise. In that case, at the discretion of the School Board and with the approval of the Band Assembly, the school session may be for no less than one hundred and seventy-five (175) instructional days.
- (b) Any student between sixteen (16) and eighteen (18) years of age seeking to withdraw from school, must have his/her parent or guardian: (1) attend a meeting with school personnel to discuss the educational opportunities available to the student, including alternative educational opportunities; and (2) the student's parent or guardian must sign a written election giving permission for the minor child to withdraw from school.
- (c) It shall be the duty of the School Board or its designee to determine the legitimacy of all absences from the school for any pupil. Excuses for any absence shall be determined from uniform standards as established by the School Board.
- (d) The School Board or its designee shall by registered mail notify the parents or guardians of any pupil who is unexpectedly absent from school. On the fifth day of any unexcused absence from school per quarter, the School Board shall by registered mail notify the parents or guardians to appear before the School Board for a formal hearing to discuss the matter. Upon the continuation of unexcused absences or upon failure of the parents or guardians to appear before the School Board, the School Board shall request that the appropriate Social Services agency file a civil complaint (Child Protection Petition) in a court of competent jurisdiction.

- (e) Any person who is found guilty of civil violations of this section shall be subject to a fine not to exceed One Hundred (\$100.00) Dollars and no/100. Continued civil violations shall subject the parent or guardian to contempt of court and an additional fine.
- (f) For purposes of this section, parents or legal guardians shall be deemed liable for the truancy of minors who are under their direct supervision in the Court of Central Jurisdiction or any court of competent jurisdiction.

**Ordinance 68-12**

Introduced to the Band Assembly on this  
Twenty fifth day of June in the year  
Two thousand twelve.

Passed by the Band Assembly on this  
Twenty fifth day of June in the year  
Two thousand twelve.



\_\_\_\_\_  
Curt Kalk, Speaker of the Assembly

APPROVED

Date: 6/25/12



\_\_\_\_\_  
Marge Anderson, Chief Executive

**OFFICIAL SEAL OF THE BAND**