

**SEVEN HILLS CLASSICAL ACADEMY
MANUAL OF SCHOOL POLICIES APPROVED BY THE BOARD**

POLICY 101: LEGAL STATUS OF THE SCHOOL

I. PURPOSE

The purpose of this policy is to clarify the legal status of the school. It is a primary principle of this nation that the public welfare demands an educated and informed citizenry. The power to provide for public education is a state function vested in the state legislature and delegated to local school districts.

II. GENERAL STATEMENT OF POLICY

- A. The school is a public corporation subject to the control of the legislature, limited only by constitutional restrictions. The school has been created for educational purposes.
- B. The legislature has authority to prescribe the school's powers and privileges, its boundaries and territorial jurisdictions.
- C. The school has only the powers conferred on it by the legislature; however, the school board's authority to govern, manage, and control the school, to carry out its duties and responsibilities, and to conduct the business of the school includes implied powers in addition to any specific powers granted by the legislature.

III. RELATIONSHIP TO OTHER ENTITIES

- A. The school is a separate legal entity.
- B. The school is coordinate with and not subordinate to the county(ies) in which it is situated.
- C. The school is not subservient to municipalities within its territory.

IV. POWERS AND AUTHORITY OF THE SCHOOL

- A. Funds
 - 1. The school, through its school board, has authority to raise funds for the operation and maintenance of its schools, and authority to manage and expend such funds, subject to applicable law.
 - 2. The school has wide discretion over the expenditure of funds under its control for public purposes, subject to the limitations provided by law.
 - 3. School officials occupy a fiduciary position in the management and expenditure of funds entrusted to them.
- B. Raising Funds
 - 1. The school shall, within the limitations specified by law, make payment of all indebtedness, and all proper expenses.
 - 2. The school may issue bonds in accordance with the provisions of Minn. Stat. Ch. 475, or other applicable law.

3. The school has authority to accept gifts and donations for school purposes, subject to applicable law.

C. Property

1. The school may acquire property for school purposes. It may sell, exchange, or otherwise dispose of property which is no longer needed for school purposes, subject to applicable law.
2. The school shall manage its property in a manner consistent with the educational functions of the school.
3. The school may permit the use of its facilities for community purposes which are not inconsistent with, nor disruptive of, its educational mission.
4. School officials hold school property as trustees for the use and benefit of students, taxpayers and the community.

D. Contracts

1. The school is empowered to enter into contracts in the manner provided by law.
2. The school has authority to enter into installment purchases and leases with an option to purchase, pursuant to Minn. Stat. § 465.71 or other applicable law.
3. The school has authority to make contracts with other governmental agencies and units for the purchase, lease or other acquisition of equipment, supplies, materials, or other property, including real property.
4. The school is a public employer and has authority to enter into employment contracts.

E. Textbooks, Educational Materials, and Studies

1. The school, through its school board and administrators, has the authority to determine what textbooks, educational materials, and studies should be pursued.
2. The school shall establish and apply the school curriculum.

F. Actions and Suits

The school has authority to sue and to be sued.

ADOPTED BY THE BOARD ON: February 2008

REVISED BY THE BOARD ON: