

1.1 A bill for an act

1.2 relating to education finance; providing funding for prekindergarten through grade

1.3 12 education including general education, education excellence, special education,

1.4 teachers, school safety, facilities and technology, nutrition, libraries, early childhood

1.5 and family support, community education, self-sufficiency and lifelong learning,

1.6 and state agencies; appropriating money; amending Minnesota Statutes 2018,

1.7 sections 120A.20, subdivision 2; 120B.02, by adding a subdivision; 120B.024,

1.8 subdivision 1; 120B.125; 120B.21; 120B.30, subdivisions 1, 3; 120B.35,

1.9 subdivision 3; 120B.36, subdivision 1; 121A.035, by adding a subdivision;

1.10 121A.335, subdivisions 3, 5; 122A.07, by adding a subdivision; 122A.09,

1.11 subdivision 2; 122A.092, subdivision 5; 122A.14, subdivision 9; 122A.18,

1.12 subdivision 8; 122A.182, subdivision 1; 122A.187, subdivision 5; 122A.20,

1.13 subdivisions 1, 2; 122A.21, subdivision 1; 122A.30; 122A.61, by adding a

1.14 subdivision; 122A.63, subdivisions 1, 4, 5, 6, by adding a subdivision; 123B.02,

1.15 by adding a subdivision; 123B.06; 123B.41, subdivisions 2, 5; 123B.42, subdivision

1.16 3; 123B.44, subdivisions 1, 5, 6; 123B.49, subdivision 4; 123B.52, subdivision 6;

1.17 123B.61; 124D.09, subdivisions 3, 4, 5b, 7, 8, 9, 10, 14, 22; 124D.091, subdivision

1.18 3; 124D.111; 124D.151, subdivision 4, by adding a subdivision; 124D.162;

1.19 124D.165, subdivisions 2, 3, 4, by adding subdivisions; 124D.19, subdivision 2;

1.20 124D.20, subdivisions 8, 10; 124D.34, subdivisions 2, 3, 4, 5, 8, 12; 124D.531,

1.21 subdivision 1; 124D.78, subdivision 2; 124D.862, subdivision 1; 124D.98, by

1.22 adding subdivisions; 124D.99, subdivision 3; 124E.03, subdivision 2; 124E.20,

1.23 subdivision 1; 125A.08; 125A.091, subdivisions 3a, 7; 125A.71, subdivision 1;

1.24 125B.26, subdivisions 4, 5; 126C.10, subdivisions 2, 2e, 24; 126C.17, subdivisions

1.25 1, 2, 5, 6, 7, 7a, 9; 126C.19, subdivision 4; 126C.44; 127A.45, subdivisions 11,

1.26 16; 128C.03; 128C.20; 136A.1276, subdivision 2; 205A.07, subdivision 2; 299F.30,

1.27 subdivisions 1, 2; 471.59, subdivision 1; 475.58, subdivision 4; 475.59, subdivision

1.28 1; 626.556, subdivisions 2, 3b, 10; Laws 2016, chapter 189, article 25, section 62,

1.29 subdivisions 4, 15; Laws 2017, First Special Session chapter 5, article 1, section

1.30 19, subdivisions 2, 3, 4, 5, 6, 7, 9; article 2, sections 55, subdivisions 1, 6; 57,

1.31 subdivisions 2, 3, 4, 5, 6, 14, 21, 26; article 4, section 12, subdivisions 2, 3, 4, 5;

1.32 article 5, section 14, subdivisions 2, 3; article 6, section 3, subdivisions 2, 3, 4;

1.33 article 8, section 10, subdivisions 3, 4, 5a, 6, 12; article 9, section 2, subdivision

1.34 2; article 10, section 6, subdivision 2; article 11, sections 8, as amended; 9,

1.35 subdivision 2; 12; Laws 2018, chapter 211, article 21, section 4; proposing coding

1.36 for new law in Minnesota Statutes, chapters 120B; 121A; 122A; 123B; 124D;

1.37 125A; 245; repealing Minnesota Statutes 2018, sections 120B.299; 122A.09,

1.38 subdivision 1; 122A.175; 122A.63, subdivisions 7, 8; 123A.26, subdivision 3;

2.1 125A.75, subdivision 9; 126C.16, subdivisions 1, 3; 126C.17, subdivision 9a;  
2.2 127A.14; 128C.02, subdivision 6; Laws 2016, chapter 189, article 25, section 62,  
2.3 subdivision 16; Laws 2017, First Special Session chapter 5, article 2, section 57,  
2.4 subdivision 15; article 11, section 4; Minnesota Rules, part 8710.2100, subparts  
2.5 1, 2.

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

2.7 **ARTICLE 1**

2.8 **GENERAL EDUCATION**

2.9 Section 1. Minnesota Statutes 2018, section 120A.20, subdivision 2, is amended to read:

2.10 Subd. 2. **Education, residence, and transportation of homeless.** (a) Notwithstanding  
2.11 subdivision 1, a district must not deny free admission to a homeless pupil solely because  
2.12 the district cannot determine that the pupil is a resident of the district.

2.13 (b) The school district of residence for a homeless pupil shall be the school district in  
2.14 which the parent or legal guardian resides, unless: (1) parental rights have been terminated  
2.15 by court order; (2) the parent or guardian is not living within the state; or (3) the parent or  
2.16 guardian having legal custody of the child is an inmate of a Minnesota correctional facility  
2.17 or is a resident of a halfway house under the supervision of the commissioner of corrections.  
2.18 If any of clauses (1) to (3) apply, the school district of residence shall be the school district  
2.19 in which the pupil resided when the qualifying event occurred. If no other district of residence  
2.20 can be established, the school district of residence shall be the school district in which the  
2.21 pupil currently resides. If there is a dispute between school districts regarding residency,  
2.22 the district of residence is the district designated by the commissioner of education.

2.23 (c) Except as provided in paragraph (d), the serving district is responsible for transporting  
2.24 a homeless pupil to and from the pupil's district of residence. The district may transport  
2.25 from a permanent home in another district but only through the end of the academic school  
2.26 year. When a pupil is enrolled in a charter school, the district or school that provides  
2.27 transportation for other pupils enrolled in the charter school is responsible for providing  
2.28 transportation. When a homeless student with or without an individualized education program  
2.29 attends a public school other than an independent or special school district or charter school,  
2.30 the district of residence is responsible for transportation.

2.31 (d) For a homeless pupil with an individualized education program enrolled in a program  
2.32 authorized by an intermediate school district, special education cooperative, service  
2.33 cooperative, or education district, the serving district at the time of the pupil's enrollment  
2.34 in the program remains responsible for transporting that pupil for the remainder of the school

3.1 year, unless the initial serving district and the current serving district mutually agree that  
3.2 the current serving district is responsible for transporting the homeless pupil.

3.3 **EFFECTIVE DATE.** This section is effective July 1, 2019.

3.4 Sec. 2. Minnesota Statutes 2018, section 123B.41, subdivision 2, is amended to read:

3.5 Subd. 2. **Textbook.** (a) "Textbook" means any book or book substitute, including  
3.6 electronic books as well as other printed materials delivered electronically, which a pupil  
3.7 uses as a text or text substitute in a particular class or program in the school regularly  
3.8 attended and a copy of which is expected to be available for the individual use of each pupil  
3.9 in this class or program. Textbook includes an online book with an annual subscription cost.  
3.10 Textbook includes a teacher's edition, teacher's guide, or other materials that accompany a  
3.11 textbook that a pupil uses when the teacher's edition, teacher's guide, or other teacher  
3.12 materials are packaged physically or electronically with textbooks for student use.

3.13 (b) For purposes of calculating the annual nonpublic pupil aid entitlement for textbooks,  
3.14 the term shall be limited to books, workbooks, or manuals, whether bound or in loose-leaf  
3.15 form, as well as electronic books and other printed materials delivered electronically,  
3.16 intended for use as a principal source of study material for a given class or a group of  
3.17 students.

3.18 (c) For purposes of sections 123B.40 to 123B.48, the terms "textbook" and "software  
3.19 or other educational technology" include only such secular, neutral, and nonideological  
3.20 materials as are available, used by, or of benefit to Minnesota public school pupils.

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

3.22 Sec. 3. Minnesota Statutes 2018, section 123B.41, subdivision 5, is amended to read:

3.23 Subd. 5. **Individualized instructional or cooperative learning materials.** (a)

3.24 "Individualized instructional or cooperative learning materials" means educational materials  
3.25 which:

3.26 ~~(a)~~ (1) are designed primarily for individual pupil use or use by pupils in a cooperative  
3.27 learning group in a particular class or program in the school the pupil regularly attends,  
3.28 including teacher materials that accompany materials that a pupil uses;

3.29 ~~(b)~~ (2) are secular, neutral, nonideological and not capable of diversion for religious  
3.30 use; and

3.31 ~~(c)~~ (3) are available, used by, or of benefit to Minnesota public school pupils.

4.1 (b) Subject to the requirements in ~~clauses (a), (b), and (c)~~ paragraph (a), "individualized  
4.2 instructional or cooperative learning materials" include, but are not limited to, the following  
4.3 if they do not fall within the definition of "textbook" in subdivision 2: published materials;  
4.4 periodicals; documents; pamphlets; photographs; reproductions; pictorial or graphic works;  
4.5 prerecorded video programs; prerecorded tapes, cassettes and other sound recordings;  
4.6 manipulative materials; desk charts; games; study prints and pictures; desk maps; models;  
4.7 learning kits; blocks or cubes; flash cards; individualized multimedia systems; prepared  
4.8 instructional computer software programs; choral and band sheet music; electronic books  
4.9 and other printed materials delivered electronically; and CD-Rom.

4.10 (c) "Individualized instructional or cooperative learning materials" do not include  
4.11 instructional equipment, instructional hardware, or ordinary daily consumable classroom  
4.12 supplies.

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

4.14 Sec. 4. Minnesota Statutes 2018, section 123B.42, subdivision 3, is amended to read:

4.15 Subd. 3. **Cost; limitation.** (a) The cost per pupil of the textbooks, individualized  
4.16 instructional or cooperative learning materials, software or other educational technology,  
4.17 and standardized tests provided for in this section for each school year must not exceed the  
4.18 statewide average expenditure per pupil, adjusted pursuant to ~~clause~~ paragraph (b), by the  
4.19 Minnesota public elementary and secondary schools for textbooks, individualized  
4.20 instructional materials and standardized tests as computed and established by the department  
4.21 by February 1 of the preceding school year from the most recent public school year data  
4.22 then available.

4.23 (b) The cost computed in ~~clause~~ paragraph (a) shall be increased by an inflation  
4.24 adjustment equal to the percent of increase in the formula allowance, pursuant to section  
4.25 126C.10, subdivision 2, from the second preceding school year to the current school year.  
4.26 ~~Notwithstanding the amount of the formula allowance for fiscal years 2015 and 2016 in~~  
4.27 ~~section 126C.10, subdivision 2, the commissioner shall use the amount of the formula~~  
4.28 ~~allowance for the current year minus \$414 in determining the inflation adjustment for fiscal~~  
4.29 ~~years 2015 and 2016.~~

4.30 (c) The commissioner shall allot to the districts or intermediary service areas the total  
4.31 cost for each school year of providing or loaning the textbooks, individualized instructional  
4.32 or cooperative learning materials, software or other educational technology, and standardized  
4.33 tests for the pupils in each nonpublic school. The allotment shall not exceed the product of  
4.34 the statewide average expenditure per pupil, according to ~~clause~~ paragraph (a), adjusted

5.1 pursuant to ~~clause~~ paragraph (b), multiplied by the number of nonpublic school pupils who  
5.2 make requests pursuant to this section and who are enrolled as of September 15 of the current  
5.3 school year.

5.4 Sec. 5. Minnesota Statutes 2018, section 123B.44, subdivision 1, is amended to read:

5.5 Subdivision 1. **Provided services.** The commissioner of education shall promulgate  
5.6 rules under the provisions of chapter 14 requiring each district or other intermediary service  
5.7 area: (a) to provide each year upon formal request by a specific date by or on behalf of a  
5.8 nonpublic school pupil enrolled in a nonpublic school located in that district or area, the  
5.9 same specific health services as are provided for public school pupils by the district where  
5.10 the nonpublic school is located; and (b) to provide guidance and counseling services each  
5.11 year upon formal request by a specific date by or on behalf of a nonpublic school secondary  
5.12 pupil enrolled in a nonpublic school located in that district or area, ~~the same specific guidance~~  
5.13 ~~and counseling services as are provided for public school secondary pupils by the district~~  
5.14 ~~where the nonpublic school is located~~ or an elementary or secondary pupil enrolled in an  
5.15 American-Indian-controlled tribal contract or grant school. The district where the nonpublic  
5.16 school is located must provide the necessary transportation within the district boundaries  
5.17 between the nonpublic school and a public school or neutral site for nonpublic school pupils  
5.18 who are provided pupil support services under this section if the district elects to provide  
5.19 pupil support services at a site other than the nonpublic school. Each request for pupil  
5.20 support services must set forth the guidance and counseling or health services requested by  
5.21 or on behalf of all eligible nonpublic school pupils enrolled in a given nonpublic school.  
5.22 No district or intermediary service area must not expend an amount for these pupil support  
5.23 services which exceeds the amount allotted to it under this section.

5.24 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2020 and later.

5.25 Sec. 6. Minnesota Statutes 2018, section 123B.44, subdivision 5, is amended to read:

5.26 Subd. 5. **Guidance and counseling services; allotment.** Each school year the  
5.27 commissioner shall allot to the school districts or intermediary service areas for the provision  
5.28 of guidance and counseling services pursuant to this section the actual cost of the services  
5.29 provided for the pupils in each respective nonpublic school for that school year. The allotment  
5.30 for guidance and counseling services for the elementary pupils enrolled in an  
5.31 American-Indian-controlled tribal contract or grant school must not exceed the average  
5.32 expenditure per public school elementary pupil for these services by those Minnesota public  
5.33 schools that provide these services to their elementary pupils, multiplied by the number of

6.1 elementary pupils in that particular American-Indian-controlled tribal contract or grant  
6.2 school who request these services and who are enrolled as of September 15 of the current  
6.3 school year. The allotment for guidance and counseling services for the secondary pupils  
6.4 in each nonpublic school and American-Indian-controlled tribal contract or grant school  
6.5 must not exceed the average expenditure per public school secondary pupil for these services  
6.6 by those Minnesota public schools ~~which~~ that provide these services to their secondary  
6.7 pupils, multiplied by the number of secondary pupils in that particular nonpublic school  
6.8 and American-Indian-controlled tribal contract or grant school who request these services  
6.9 and who are enrolled as of September 15 of the current school year.

6.10 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2020 and later.

6.11 Sec. 7. Minnesota Statutes 2018, section 123B.44, subdivision 6, is amended to read:

6.12 Subd. 6. **Computation of maximum allotments.** For purposes of computing maximum  
6.13 allotments for each school year pursuant to this section, the average public school expenditure  
6.14 per pupil for health services and the average public school expenditure per elementary and  
6.15 secondary pupil for guidance and counseling services shall be computed and established  
6.16 by the department by February 1 of the preceding school year from the most recent public  
6.17 school year data then available.

6.18 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2020 and later.

6.19 Sec. 8. Minnesota Statutes 2018, section 123B.49, subdivision 4, is amended to read:

6.20 Subd. 4. **Board control of extracurricular activities.** (a) The board ~~may~~ must take  
6.21 charge of and control all extracurricular activities of the teachers and children of the public  
6.22 schools in the district. Extracurricular activities means all direct and personal services for  
6.23 pupils for their enjoyment that are managed and operated under the guidance of an adult or  
6.24 staff member. The board shall allow all resident pupils receiving instruction in a home  
6.25 school as defined in section 123B.36, subdivision 1, paragraph (a), to be eligible to fully  
6.26 participate in extracurricular activities on the same basis as public school students.

6.27 (b) Extracurricular activities have all of the following characteristics:

6.28 (1) they are not offered for school credit nor required for graduation;

6.29 (2) they are generally conducted outside school hours, or if partly during school hours,  
6.30 at times agreed by the participants, and approved by school authorities;

6.31 (3) the content of the activities is determined primarily by the pupil participants under  
6.32 the guidance of a staff member or other adult.

7.1 ~~(e) If the board does not take charge of and control extracurricular activities, these~~  
7.2 ~~activities shall be self-sustaining with all expenses, except direct salary costs and indirect~~  
7.3 ~~costs of the use of school facilities, met by dues, admissions, or other student fund-raising~~  
7.4 ~~events. The general fund must reflect only those salaries directly related to and readily~~  
7.5 ~~identified with the activity and paid by public funds. Other revenues and expenditures for~~  
7.6 ~~extra-curricular activities must be recorded according to the Manual for Activity Fund~~  
7.7 ~~Accounting. Extracurricular activities not under board control must have an annual financial~~  
7.8 ~~audit and must also be audited annually for compliance with this section.~~

7.9 ~~(d) If the board takes charge of and controls extracurricular activities;~~ (c) Any or all  
7.10 costs of these activities may be provided from school revenues and all revenues and  
7.11 expenditures for these activities shall be recorded in the same manner as other revenues and  
7.12 expenditures of the district.

7.13 ~~(e) If the board takes charge of and controls extracurricular activities;~~ (d) The teachers  
7.14 or pupils in the district must not participate in such activity, nor shall the school name or  
7.15 any allied name be used in connection therewith, except by consent and direction of the  
7.16 board.

7.17 (e) A school district must reserve revenue raised for extracurricular activities and spend  
7.18 the revenue only for extracurricular activities.

7.19 Sec. 9. Minnesota Statutes 2018, section 124D.09, subdivision 4, is amended to read:

7.20 Subd. 4. **Alternative pupil.** (a) "Alternative pupil" means an a 10th, 11th, or 12th grade  
7.21 student, subject to paragraph (b), who is not enrolled in a public school district, and includes.  
7.22 Alternative pupil includes students attending nonpublic schools and students who are home  
7.23 schooled. An alternative pupil is considered a pupil for purposes of this section only. An  
7.24 alternative pupil must register with the commissioner of education before participating in  
7.25 the postsecondary enrollment options program. The commissioner ~~shall~~ must prescribe the  
7.26 form and manner of the registration, in consultation with the Nonpublic Education Council  
7.27 under section 123B.445, and may request any necessary information from the alternative  
7.28 pupil.

7.29 (b) A 10th grade student qualifies as an alternative pupil if the student: (1) is enrolled  
7.30 in a career or technical education course offered by an eligible institution; and (2) received  
7.31 a passing score on the 8th grade Minnesota Comprehensive Assessment, or another reading  
7.32 assessment accepted by the enrolling postsecondary institution. A career or technical  
7.33 education course must meet the requirements under subdivision 5a. If an alternative pupil  
7.34 in 10th grade receives a grade of "C" or better in the career or technical education course

8.1 taken under this subdivision, the postsecondary institution must allow the student to take  
8.2 additional postsecondary courses for credit at that institution, not to exceed the limits in  
8.3 subdivision 8.

8.4 **EFFECTIVE DATE.** This section is effective for applications submitted on or after  
8.5 July 1, 2019.

8.6 Sec. 10. Minnesota Statutes 2018, section 124D.09, subdivision 7, is amended to read:

8.7 Subd. 7. **Dissemination of information; notification of intent to enroll.** By the earlier  
8.8 of (1) three weeks prior to the date by which a student must register for district courses for  
8.9 the following school year, or (2) March 1 of each year, a district must provide up-to-date  
8.10 information on the district's website and in materials that are distributed to parents and  
8.11 students about the program, including information about enrollment requirements and the  
8.12 ability to earn postsecondary credit to all pupils in grades 8, 9, 10, and 11. To assist the  
8.13 district in planning, a pupil ~~shall~~ must inform the district by May 30 of each year of the  
8.14 pupil's intent to enroll in postsecondary courses during the following school year. A pupil  
8.15 is bound by notifying or not notifying the district by May 30.

8.16 **EFFECTIVE DATE.** This section is effective July 1, 2019.

8.17 Sec. 11. Minnesota Statutes 2018, section 124D.09, subdivision 9, is amended to read:

8.18 Subd. 9. **Enrollment priority.** (a) A postsecondary institution ~~shall~~ must give priority  
8.19 to its postsecondary students when enrolling ~~10th, 11th, and 12th grade pupils~~ in grades 10,  
8.20 11, and 12 in its courses. A postsecondary institution may provide information about its  
8.21 programs to a secondary school or to a pupil or parent and it may advertise or otherwise  
8.22 recruit or solicit a secondary pupil to enroll in its programs on educational and programmatic  
8.23 grounds only except, notwithstanding other law to the contrary, and for the 2014-2015  
8.24 through 2019-2020 school years only, an eligible postsecondary institution may advertise  
8.25 or otherwise recruit or solicit a secondary pupil residing in a school district with 700 students  
8.26 or more in grades 10, 11, and 12, to enroll in its programs on educational, programmatic,  
8.27 or financial grounds.

8.28 (b) An institution must not enroll secondary pupils, for postsecondary enrollment options  
8.29 purposes, in remedial, developmental, or other courses that are not college level except  
8.30 when a student eligible to participate and enrolled in the graduation incentives program  
8.31 under section 124D.68 enrolls full time in a middle or early college program. A middle or  
8.32 early college program must be specifically designed to allow the student to earn dual high  
8.33 school and college credit with a well-defined pathway to allow the student to earn a

9.1 postsecondary degree or credential. In this case, the student ~~shall~~ must receive developmental  
9.2 college credit and not college credit for completing remedial or developmental courses.

9.3 (c) Once a pupil has been enrolled in any postsecondary course under this section, the  
9.4 pupil ~~shall~~ must not be displaced by another student.

9.5 (d) If a postsecondary institution enrolls a secondary school pupil in a course under this  
9.6 section, the postsecondary institution also must enroll in the same course an otherwise  
9.7 enrolled and qualified postsecondary student who qualifies as a veteran under section  
9.8 197.447, and demonstrates to the postsecondary institution's satisfaction that the institution's  
9.9 established enrollment timelines were not practicable for that student.

9.10 (e) A postsecondary institution must allow secondary pupils to enroll in online courses  
9.11 under this section consistent with the institution's policy regarding postsecondary pupil  
9.12 enrollment in online courses.

9.13 **EFFECTIVE DATE.** This section is effective July 1, 2019.

9.14 Sec. 12. Minnesota Statutes 2018, section 124D.09, subdivision 10, is amended to read:

9.15 Subd. 10. **Courses according to agreements.** (a) An eligible pupil, according to  
9.16 subdivision 5, may enroll in a nonsectarian course taught by a secondary teacher or a  
9.17 postsecondary faculty member and offered at a secondary school, or another location,  
9.18 according to an agreement between a public school board and the governing body of an  
9.19 eligible public postsecondary system or an eligible private postsecondary institution, as  
9.20 defined in subdivision 3. All provisions of this section ~~shall~~ apply to a pupil, public school  
9.21 board, district, and the governing body of a postsecondary institution, except as otherwise  
9.22 provided.

9.23 (b) To encourage students, especially American Indian students and students of color,  
9.24 to consider teaching as a profession, participating schools, school districts, and postsecondary  
9.25 institutions are encouraged to develop and offer an "Introduction to Teaching" or  
9.26 "Introduction to Education" course under this subdivision. ~~An institution that receives a~~ For  
9.27 the purpose of applying for grants under this paragraph, "eligible institution" includes schools  
9.28 and districts that partner with an accredited college or university in addition to postsecondary  
9.29 institutions identified in subdivision 3, paragraph (a). Grant to develop a course recipients  
9.30 under this paragraph must annually report to the commissioner in a form and manner  
9.31 determined by the commissioner on the participation rates of students in courses under this  
9.32 paragraph, including the number of students who apply for admission to colleges or  
9.33 universities with teacher preparation programs and the number of students of color and

10.1 American Indian students who earned postsecondary credit. Grant recipients must also  
10.2 describe recruiting efforts intended to ensure that the percentage of participating students  
10.3 who are of color or American Indian meets or exceeds the overall percentage of students  
10.4 of color or American Indian students in the school.

10.5 Sec. 13. Minnesota Statutes 2018, section 124D.09, subdivision 22, is amended to read:

10.6 Subd. 22. **Transportation.** (a) A parent or guardian of a pupil enrolled in a course for  
10.7 secondary credit may apply to the pupil's district of residence for reimbursement for  
10.8 transporting the pupil between the secondary school in which the pupil is enrolled or the  
10.9 pupil's home and the postsecondary institution that the pupil attends. The state shall provide  
10.10 state aid to a district in an amount sufficient to reimburse the parent or guardian for the  
10.11 necessary transportation costs when the ~~family's or guardian's income is at or below the~~  
10.12 ~~poverty level, as determined by the federal government~~ pupil is eligible for a free or  
10.13 reduced-price meal. The reimbursement shall be the pupil's actual cost of transportation or  
10.14 15 cents per mile traveled, whichever is less. Reimbursement may not be paid for more than  
10.15 250 miles per week. However, if the nearest postsecondary institution is more than 25 miles  
10.16 from the pupil's resident secondary school, the weekly reimbursement may not exceed the  
10.17 reimbursement rate per mile times the actual distance between the secondary school or the  
10.18 pupil's home and the nearest postsecondary institution times ten. The state must pay aid to  
10.19 the district according to this subdivision.

10.20 (b) A parent or guardian of an alternative pupil enrolled in a course for secondary credit  
10.21 may apply to the pupil's postsecondary institution for reimbursement for transporting the  
10.22 pupil between the secondary school in which the pupil is enrolled or the pupil's home and  
10.23 the postsecondary institution in an amount sufficient to reimburse the parent or guardian  
10.24 for the necessary transportation costs when the ~~family's or guardian's income is at or below~~  
10.25 ~~the poverty level, as determined by the federal government~~ pupil is eligible for a free or  
10.26 reduced-price meal. The amount of the reimbursement shall be determined as in paragraph  
10.27 (a). The state must pay aid to the postsecondary institution according to this subdivision.

10.28 (c) "Necessary transportation costs" under this subdivision includes the costs of  
10.29 transportation in a private vehicle, bus, taxi, or other shared vehicle.

10.30 **EFFECTIVE DATE.** This section is effective for fiscal year 2020 and later.

10.31 Sec. 14. Minnesota Statutes 2018, section 124E.20, subdivision 1, is amended to read:

10.32 Subdivision 1. **Revenue calculation.** (a) General education revenue must be paid to a  
10.33 charter school as though it were a district. The general education revenue for each adjusted

11.1 pupil unit is the state average general education revenue per pupil unit, plus the referendum  
 11.2 equalization aid allowance and first tier local optional aid allowance in the pupil's district  
 11.3 of residence, minus an amount equal to the product of the formula allowance according to  
 11.4 section 126C.10, subdivision 2, times .0466, calculated without declining enrollment revenue,  
 11.5 local optional revenue, basic skills revenue, extended time revenue, pension adjustment  
 11.6 revenue, transition revenue, and transportation sparsity revenue, plus declining enrollment  
 11.7 revenue, basic skills revenue, pension adjustment revenue, and transition revenue as though  
 11.8 the school were a school district.

11.9 (b) For a charter school operating an extended day, extended week, or summer program,  
 11.10 the general education revenue in paragraph (a) is increased by an amount equal to 25 percent  
 11.11 of the statewide average extended time revenue per adjusted pupil unit.

11.12 (c) Notwithstanding paragraph (a), the general education revenue for an eligible special  
 11.13 education charter school as defined in section 124E.21, subdivision 2, equals the sum of  
 11.14 the amount determined under paragraph (a) and the school's unreimbursed cost as defined  
 11.15 in section 124E.21, subdivision 2, for educating students not eligible for special education  
 11.16 services.

11.17 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

11.18 Sec. 15. Minnesota Statutes 2018, section 126C.10, subdivision 2, is amended to read:

11.19 Subd. 2. **Basic revenue.** The basic revenue for each district equals the formula allowance  
 11.20 times the adjusted pupil units for the school year. ~~The formula allowance for fiscal year~~  
 11.21 ~~2017 is \$6,067. The formula allowance for fiscal year 2018 is \$6,188.~~ The formula allowance  
 11.22 for fiscal year 2019 ~~and later~~ is \$6,312. The formula allowance for fiscal year 2020 is \$6,343  
 11.23 The formula allowance for fiscal year 2021 and later is \$6,375.

11.24 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2020 and later.

11.25 Sec. 16. Minnesota Statutes 2018, section 126C.10, subdivision 2e, is amended to read:

11.26 Subd. 2e. **Local optional revenue.** (a) For fiscal year 2020, local optional revenue for  
 11.27 a school district equals \$424 times the adjusted pupil units of the district for that school  
 11.28 year. For fiscal year 2021 and later, local optional revenue for a school district equals the  
 11.29 sum of the district's first tier local optional revenue and second tier local optional revenue.  
 11.30 A district's first tier local optional revenue equals \$300 times the adjusted pupil units of the  
 11.31 district for that school year. A district's second tier local optional revenue equals \$424 times  
 11.32 the adjusted pupil units of the district for that school year.

12.1 (b) For fiscal year 2020, a district's local optional levy equals its local optional revenue  
 12.2 times the lesser of one or the ratio of its referendum market value per resident pupil unit to  
 12.3 \$510,000. For fiscal year 2021 and later, a district's local optional levy equals the sum of  
 12.4 the first tier local optional levy and the second tier local optional levy. A district's first tier  
 12.5 local optional levy equals the district's first tier local optional revenue times the lesser of  
 12.6 one or the ratio of the district's referendum market value per resident pupil unit to \$880,000.  
 12.7 A district's second tier local optional levy equals the district's second tier local optional  
 12.8 revenue times the lesser of one or the ratio of the district's referendum market value per  
 12.9 resident pupil unit to \$510,000. The local optional revenue levy must be spread on referendum  
 12.10 market value. A district may levy less than the permitted amount.

12.11 (c) A district's local optional aid equals its local optional revenue ~~less~~ minus its local  
 12.12 optional levy, ~~times the ratio of the actual amount levied to the permitted levy.~~ If a district's  
 12.13 actual levy for first or second tier local optional revenue is less than its maximum levy limit  
 12.14 for that tier, its aid must be proportionately reduced.

12.15 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

12.16 Sec. 17. Minnesota Statutes 2018, section 126C.10, subdivision 24, is amended to read:

12.17 Subd. 24. **Equity revenue.** (a) A school district qualifies for equity revenue if:

12.18 (1) the school district's adjusted pupil unit amount of basic revenue, transition revenue,  
 12.19 first tier local optional revenue, and referendum revenue is less than the value of the school  
 12.20 district at or immediately above the 95th percentile of school districts in its equity region  
 12.21 for those revenue categories; and

12.22 (2) the school district's administrative offices are not located in a city of the first class  
 12.23 on July 1, 1999.

12.24 (b) ~~Equity revenue for a qualifying district that receives referendum revenue under~~  
 12.25 ~~section 126C.17, subdivision 4,~~ equals the product of (1) the district's adjusted pupil units  
 12.26 for that year; times (2) the sum of (i) \$14, plus (ii) \$80, times the school district's equity  
 12.27 index computed under subdivision 27.

12.28 (c) ~~Equity revenue for a qualifying district that does not receive referendum revenue~~  
 12.29 ~~under section 126C.17, subdivision 4, equals the product of the district's adjusted pupil units~~  
 12.30 ~~for that year times \$14.~~

12.31 ~~(d)~~ (c) A school district's equity revenue is increased by the greater of zero or an amount  
 12.32 equal to the district's adjusted pupil units times the difference between ten percent of the  
 12.33 statewide average amount of referendum revenue and first tier local optional revenue per

13.1 adjusted pupil unit for that year and the sum of the district's referendum revenue and first  
13.2 tier local optional revenue per adjusted pupil unit. A school district's revenue under this  
13.3 paragraph must not exceed \$100,000 for that year.

13.4 ~~(e)~~ (d) A school district's equity revenue for a school district located in the metro equity  
13.5 region equals the amount computed in paragraphs (b), and (c), ~~and (d)~~ multiplied by 1.25.

13.6 ~~(f)~~ For fiscal years 2017, 2018, and 2019 for a school district not included in paragraph  
13.7 ~~(e)~~, a district's equity revenue equals the amount computed in paragraphs (b), (c), and (d)  
13.8 ~~multiplied by 1.16~~. (e) For fiscal year 2020 and later for a school district not included in  
13.9 paragraph ~~(e)~~ (d), a district's equity revenue equals the amount computed in paragraphs (b),  
13.10 and (c), ~~and (d)~~ multiplied by 1.25.

13.11 ~~(g)~~ (f) A school district's additional equity revenue equals \$50 times its adjusted pupil  
13.12 units.

13.13 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

13.14 Sec. 18. Minnesota Statutes 2018, section 126C.17, subdivision 1, is amended to read:

13.15 Subdivision 1. **Referendum allowance.** (a) A district's initial referendum allowance for  
13.16 fiscal year 2021 and later equals the result of the following calculations:

13.17 ~~(1) multiply the referendum allowance the district would have received for fiscal year~~  
13.18 ~~2015 under Minnesota Statutes 2012, section 126C.17, subdivision 1, based on elections~~  
13.19 ~~held before July 1, 2013, by the resident marginal cost pupil units the district would have~~  
13.20 ~~counted for fiscal year 2015 under Minnesota Statutes 2012, section 126C.05;~~

13.21 ~~(2) add to the result of clause (1) the adjustment the district would have received under~~  
13.22 ~~Minnesota Statutes 2012, section 127A.47, subdivision 7, paragraphs (a), (b), and (c), based~~  
13.23 ~~on elections held before July 1, 2013;~~

13.24 ~~(3) divide the result of clause (2) by the district's adjusted pupil units for fiscal year~~  
13.25 ~~2015;~~

13.26 ~~(4) add to the result of clause (3) any additional referendum allowance per adjusted pupil~~  
13.27 ~~unit authorized by elections held between July 1, 2013, and December 31, 2013;~~

13.28 ~~(5) add to the result in clause (4) any additional referendum allowance resulting from~~  
13.29 ~~inflation adjustments approved by the voters prior to January 1, 2014;~~

13.30 ~~(6) subtract from the result of clause (5), the sum of a district's actual local optional levy~~  
13.31 ~~and local optional aid under section 126C.10, subdivision 2e, divided by the adjusted pupil~~  
13.32 ~~units of the district for that school year; and~~

14.1 (1) subtract \$424 from the district's allowance under Minnesota Statutes 2018, section  
14.2 126C.17, subdivision 1, paragraph (a), clause (5);

14.3 (2) if the result of clause (1) is less than zero, set the allowance to zero;

14.4 (3) add to the result in clause (2) any new referendum allowance authorized between  
14.5 July 1, 2013, and December 31, 2013, under Minnesota Statutes 2013, section 126C.17,  
14.6 subdivision 9a;

14.7 (4) add to the result in clause (3) any additional referendum allowance per adjusted pupil  
14.8 unit authorized between January 1, 2014, and June 30, 2019;

14.9 (5) subtract from the result in clause (4) any allowances expiring in fiscal year 2016,  
14.10 2017, 2018, 2019, or 2020;

14.11 (6) subtract \$300 from the result in clause (5); and

14.12 (7) if the result of clause (6) is less than zero, set the allowance to zero.

14.13 (b) A district's referendum allowance equals the sum of the district's initial referendum  
14.14 allowance, plus any new referendum allowance authorized ~~between July 1, 2013, and~~  
14.15 ~~December 31, 2013, under subdivision 9a, plus any additional referendum allowance per~~  
14.16 ~~adjusted pupil unit authorized after December 31, 2013~~ after July 1, 2019, minus any  
14.17 allowances expiring in fiscal year ~~2016~~ 2021 or later, plus any inflation adjustments for  
14.18 fiscal year 2021 and later approved by the voters prior to July 1, 2019, provided that the  
14.19 allowance may not be less than zero. ~~For a district with more than one referendum allowance~~  
14.20 ~~for fiscal year 2015 under Minnesota Statutes 2012, section 126C.17, the allowance calculated~~  
14.21 ~~under paragraph (a), clause (3), must be divided into components such that the same~~  
14.22 ~~percentage of the district's allowance expires at the same time as the old allowances would~~  
14.23 ~~have expired under Minnesota Statutes 2012, section 126C.17.~~ For a district with more than  
14.24 one allowance for fiscal year 2015 that expires in the same year, the reduction under  
14.25 paragraph (a), ~~clause~~ clauses (1) and (6), ~~to offset local optional revenue~~ shall be made first  
14.26 from any allowances that do not have an inflation adjustment approved by the voters.

14.27 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

14.28 Sec. 19. Minnesota Statutes 2018, section 126C.17, subdivision 2, is amended to read:

14.29 Subd. 2. **Referendum allowance limit.** (a) Notwithstanding subdivision 1, for fiscal  
14.30 year ~~2015~~ 2021 and later, a district's referendum allowance must not exceed ~~the annual~~  
14.31 ~~inflationary increase as calculated under paragraph (b)~~ times the greatest greater of:

15.1 (1) ~~\$1,845~~ the product of the annual inflationary increase as calculated under paragraph  
15.2 (b), and \$2,079.50, minus \$300;

15.3 (2) the product of the annual inflationary increase as calculated under paragraph (b),  
15.4 and the sum of the referendum revenue the district would have received for fiscal year 2015  
15.5 under Minnesota Statutes 2012, section 126C.17, subdivision 4, based on elections held  
15.6 before July 1, 2013, and the adjustment the district would have received under Minnesota  
15.7 Statutes 2012, section 127A.47, subdivision 7, paragraphs (a), (b), and (c), based on elections  
15.8 held before July 1, 2013, divided by the district's adjusted pupil units for fiscal year 2015,  
15.9 minus \$300;

15.10 (3) ~~the product of the referendum allowance limit the district would have received for~~  
15.11 ~~fiscal year 2015 under Minnesota Statutes 2012, section 126C.17, subdivision 2, and the~~  
15.12 ~~resident marginal cost pupil units the district would have received for fiscal year 2015 under~~  
15.13 ~~Minnesota Statutes 2012, section 126C.05, subdivision 6, plus the adjustment the district~~  
15.14 ~~would have received under Minnesota Statutes 2012, section 127A.47, subdivision 7,~~  
15.15 ~~paragraphs (a), (b), and (c), based on elections held before July 1, 2013, divided by the~~  
15.16 ~~district's adjusted pupil units for fiscal year 2015; minus \$424 for a newly reorganized~~  
15.17 ~~district created on July 1, 2020, the referendum revenue authority for each reorganizing~~  
15.18 ~~district in the year preceding reorganization divided by its adjusted pupil units for the year~~  
15.19 ~~preceding reorganization, minus \$300; or~~

15.20 (4) for a newly reorganized district created after July 1, ~~2013~~ 2021, the referendum  
15.21 revenue authority for each reorganizing district in the year preceding reorganization divided  
15.22 by its adjusted pupil units for the year preceding reorganization.

15.23 (b) For purposes of this subdivision, for fiscal year ~~2016~~ 2022 and later, "inflationary  
15.24 increase" means one plus the percentage change in the Consumer Price Index for urban  
15.25 consumers, as prepared by the United States Bureau of Labor ~~Standards~~ Statistics, for the  
15.26 current fiscal year to fiscal year 2015. ~~For fiscal year 2016 and later, for purposes of~~  
15.27 ~~paragraph (a), clause (3), the inflationary increase equals one-fourth of the percentage~~  
15.28 ~~increase in the formula allowance for that year compared with the formula allowance for~~  
15.29 ~~fiscal year 2015~~ 2021.

15.30 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

16.1 Sec. 20. Minnesota Statutes 2018, section 126C.17, subdivision 5, is amended to read:

16.2 Subd. 5. **Referendum equalization revenue.** (a) A district's referendum equalization  
16.3 revenue equals the sum of the first tier referendum equalization revenue and the second tier  
16.4 referendum equalization revenue, ~~and the third tier referendum equalization revenue.~~

16.5 (b) A district's first tier referendum equalization revenue equals the district's first tier  
16.6 referendum equalization allowance times the district's adjusted pupil units for that year.

16.7 (c) A district's first tier referendum equalization allowance equals the lesser of the  
16.8 district's referendum allowance under subdivision 1 or ~~\$300~~ \$460.

16.9 (d) A district's second tier referendum equalization revenue equals the district's second  
16.10 tier referendum equalization allowance times the district's adjusted pupil units for that year.

16.11 (e) A district's second tier referendum equalization allowance equals the lesser of the  
16.12 district's referendum allowance under subdivision 1 or ~~\$760, minus the district's first tier~~  
16.13 ~~referendum equalization allowance.~~

16.14 ~~(f) A district's third tier referendum equalization revenue equals the district's third tier~~  
16.15 ~~referendum equalization allowance times the district's adjusted pupil units for that year.~~

16.16 ~~(g) A district's third tier referendum equalization allowance equals the lesser of the~~  
16.17 ~~district's referendum allowance under subdivision 1 or 25 percent of the formula allowance,~~  
16.18 ~~minus the sum of \$300 and the district's first tier referendum equalization allowance and~~  
16.19 ~~second tier referendum equalization allowance.~~

16.20 ~~(h)~~ (f) Notwithstanding paragraph ~~(g)~~ (e), the ~~third~~ second tier referendum allowance  
16.21 for a district qualifying for secondary sparsity revenue under section 126C.10, subdivision  
16.22 7, or elementary sparsity revenue under section 126C.10, subdivision 8, equals the district's  
16.23 referendum allowance under subdivision 1 minus the ~~sum of the~~ district's first tier referendum  
16.24 equalization allowance ~~and second tier referendum equalization allowance.~~

16.25 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

16.26 Sec. 21. Minnesota Statutes 2018, section 126C.17, subdivision 6, is amended to read:

16.27 Subd. 6. **Referendum equalization levy.** (a) A district's referendum equalization levy  
16.28 equals the sum of the first tier referendum equalization levy; and the second tier referendum  
16.29 equalization levy, ~~and the third tier referendum equalization levy.~~

16.30 (b) A district's first tier referendum equalization levy equals the district's first tier  
16.31 referendum equalization revenue times the lesser of one or the ratio of the district's  
16.32 referendum market value per resident pupil unit to ~~\$880,000~~ \$510,000.

17.1 (c) A district's second tier referendum equalization levy equals the district's second tier  
17.2 referendum equalization revenue times the lesser of one or the ratio of the district's  
17.3 referendum market value per resident pupil unit to ~~\$510,000~~ \$290,000.

17.4 ~~(d) A district's third tier referendum equalization levy equals the district's third tier~~  
17.5 ~~referendum equalization revenue times the lesser of one or the ratio of the district's~~  
17.6 ~~referendum market value per resident pupil unit to \$290,000.~~

17.7 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

17.8 Sec. 22. Minnesota Statutes 2018, section 126C.17, subdivision 7, is amended to read:

17.9 Subd. 7. **Referendum equalization aid.** (a) A district's referendum equalization aid  
17.10 equals the difference between its referendum equalization revenue and levy.

17.11 (b) If a district's actual levy for first, second, or third tier referendum equalization revenue  
17.12 is less than its maximum levy limit for that tier, aid shall be proportionately reduced.

17.13 (c) Notwithstanding paragraph (a), the referendum equalization aid for a district, ~~where~~  
17.14 ~~the referendum equalization aid under paragraph (a) exceeds 90 percent of the referendum~~  
17.15 ~~revenue,~~ must not exceed: (1) 25 percent of the formula allowance minus \$300; times (2)  
17.16 the district's adjusted pupil units. A district's referendum levy is increased by the amount  
17.17 of any reduction in referendum aid under this paragraph.

17.18 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

17.19 Sec. 23. Minnesota Statutes 2018, section 126C.17, subdivision 7a, is amended to read:

17.20 Subd. 7a. **Referendum tax base replacement aid.** For each school district that had a  
17.21 referendum allowance for fiscal year 2002 exceeding \$415, for each separately authorized  
17.22 referendum levy, the commissioner of revenue, in consultation with the commissioner of  
17.23 education, shall certify the amount of the referendum levy in taxes payable year 2001  
17.24 attributable to the portion of the referendum allowance exceeding \$415 levied against  
17.25 property classified as class 2, noncommercial 4c(1), or 4c(4), under section 273.13, excluding  
17.26 the portion of the tax paid by the portion of class 2a property consisting of the house, garage,  
17.27 and surrounding one acre of land. The resulting amount must be used to reduce the district's  
17.28 referendum levy or first tier local optional levy amount otherwise determined, and must be  
17.29 paid to the district each year that the referendum or first tier local optional authority remains  
17.30 in effect, is renewed, or new referendum authority is approved. The aid payable under this  
17.31 subdivision must be subtracted from the district's referendum equalization aid under

18.1 subdivision 7. The referendum equalization aid and the first tier local optional aid after the  
18.2 subtraction must not be less than zero.

18.3 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

18.4 Sec. 24. Minnesota Statutes 2018, section 126C.17, subdivision 9, is amended to read:

18.5 Subd. 9. **Referendum revenue.** (a) The revenue authorized by section 126C.10,  
18.6 subdivision 1, may be increased in the amount approved by the voters of the district at a  
18.7 referendum called for the purpose. The referendum may be called by the board. The  
18.8 referendum must be conducted one or two calendar years before the increased levy authority,  
18.9 if approved, first becomes payable. Only one election to approve an increase may be held  
18.10 in a calendar year. Unless the referendum is conducted by mail under subdivision 11,  
18.11 paragraph (a), the referendum must be held on the first Tuesday after the first Monday in  
18.12 November. The ballot must state the maximum amount of the increased revenue per adjusted  
18.13 pupil unit. The ballot may state a schedule, determined by the board, of increased revenue  
18.14 per adjusted pupil unit that differs from year to year over the number of years for which the  
18.15 increased revenue is authorized or may state that the amount shall increase annually by the  
18.16 rate of inflation. For this purpose, the rate of inflation shall be the annual inflationary increase  
18.17 calculated under subdivision 2, paragraph (b). The ballot may state that existing referendum  
18.18 levy authority is expiring. In this case, the ballot may also compare the proposed levy  
18.19 authority to the existing expiring levy authority, and express the proposed increase as the  
18.20 amount, if any, over the expiring referendum levy authority. The ballot must designate the  
18.21 specific number of years, not to exceed ten, for which the referendum authorization applies.  
18.22 The ballot, including a ballot on the question to revoke or reduce the increased revenue  
18.23 amount under paragraph (c), must abbreviate the term "per adjusted pupil unit" as "per  
18.24 pupil." The notice required under section 275.60 may be modified to read, in cases of  
18.25 renewing existing levies at the same amount per pupil as in the previous year:

18.26 "BY VOTING "YES" ON THIS BALLOT QUESTION, YOU ARE VOTING TO  
18.27 EXTEND AN EXISTING PROPERTY TAX REFERENDUM THAT IS SCHEDULED  
18.28 TO EXPIRE."

18.29 The ballot may contain a textual portion with the information required in this subdivision  
18.30 and a question stating substantially the following:

18.31 "Shall the increase in the revenue proposed by (petition to) the board of ....., School  
18.32 District No. ..., be approved?"

19.1 If approved, an amount equal to the approved revenue per adjusted pupil unit times the  
19.2 adjusted pupil units for the school year beginning in the year after the levy is certified shall  
19.3 be authorized for certification for the number of years approved, if applicable, or until  
19.4 revoked or reduced by the voters of the district at a subsequent referendum.

19.5 (b) The board must deliver by mail at least 15 days but no more than ~~30~~45 days before  
19.6 the day of the referendum to each taxpayer a notice of the referendum and the proposed  
19.7 revenue increase. The board need not mail more than one notice to any taxpayer. For the  
19.8 purpose of giving mailed notice under this subdivision, owners must be those shown to be  
19.9 owners on the records of the county auditor or, in any county where tax statements are  
19.10 mailed by the county treasurer, on the records of the county treasurer. Every property owner  
19.11 whose name does not appear on the records of the county auditor or the county treasurer is  
19.12 deemed to have waived this mailed notice unless the owner has requested in writing that  
19.13 the county auditor or county treasurer, as the case may be, include the name on the records  
19.14 for this purpose. The notice must project the anticipated amount of tax increase in annual  
19.15 dollars for typical residential homesteads, agricultural homesteads, apartments, and  
19.16 commercial-industrial property within the school district.

19.17 The notice for a referendum may state that an existing referendum levy is expiring and  
19.18 project the anticipated amount of increase over the existing referendum levy in the first  
19.19 year, if any, in annual dollars for typical residential homesteads, agricultural homesteads,  
19.20 apartments, and commercial-industrial property within the district.

19.21 The notice must include the following statement: "Passage of this referendum will result  
19.22 in an increase in your property taxes." However, in cases of renewing existing levies, the  
19.23 notice may include the following statement: "Passage of this referendum extends an existing  
19.24 operating referendum at the same amount per pupil as in the previous year."

19.25 The notice, or any other school communication, must not advocate in favor of or against  
19.26 passage of the referendum.

19.27 (c) A referendum on the question of revoking or reducing the increased revenue amount  
19.28 authorized pursuant to paragraph (a) may be called by the board. A referendum to revoke  
19.29 or reduce the revenue amount must state the amount per adjusted pupil unit by which the  
19.30 authority is to be reduced. Revenue authority approved by the voters of the district pursuant  
19.31 to paragraph (a) must be available to the school district at least once before it is subject to  
19.32 a referendum on its revocation or reduction for subsequent years. Only one revocation or  
19.33 reduction referendum may be held to revoke or reduce referendum revenue for any specific  
19.34 year and for years thereafter.

20.1 (d) The approval of 50 percent plus one of those voting on the question is required to  
20.2 pass a referendum authorized by this subdivision.

20.3 (e) At least 15 days before the day of the referendum, the district must submit a copy of  
20.4 the notice required under paragraph (b) to the commissioner and to the county auditor of  
20.5 each county in which the district is located. Within 15 days after the results of the referendum  
20.6 have been certified by the board, or in the case of a recount, the certification of the results  
20.7 of the recount by the canvassing board, the district must notify the commissioner of the  
20.8 results of the referendum.

20.9 **EFFECTIVE DATE.** This section is effective for referendum elections held on or after  
20.10 July 1, 2019.

20.11 Sec. 25. Minnesota Statutes 2018, section 126C.19, subdivision 4, is amended to read:

20.12 Subd. 4. **Location of services.** (a) Public school programs that provide instruction in  
20.13 core curriculum may be provided to shared time pupils only at a public school building<sub>2</sub>  
20.14 except that digital learning as defined in section 124D.095, subdivision 2, paragraph (a),  
20.15 may be provided to shared time pupils at any suitable location. Public school programs,  
20.16 excluding programs that provide instruction in core curriculum, may be provided to shared  
20.17 time pupils at a public school building, a neutral site, the nonpublic school, or any other  
20.18 suitable location. Guidance and counseling and diagnostic and health services required  
20.19 under sections 125A.03 to 125A.24 and 125A.65 may be provided at a nonpublic school  
20.20 building. As used in this subdivision, "diagnostic services" means speech, hearing, vision,  
20.21 psychological, medical and dental diagnostic services and "health services" means physician,  
20.22 nursing or optometric services provided to pupils in the field of physical and mental health.

20.23 (b) For those children with a disability under sections 125A.03 to 125A.24 who attend  
20.24 nonpublic school at their parent's choice, a school district may provide special instruction  
20.25 and services at the nonpublic school building, a public school, or at a neutral site other than  
20.26 a nonpublic school as defined in section 123B.41, subdivision 13. The school district shall  
20.27 determine the location at which to provide services on a student-by-student basis, consistent  
20.28 with federal law.

20.29 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.

20.30 Sec. 26. Minnesota Statutes 2018, section 127A.45, subdivision 11, is amended to read:

20.31 Subd. 11. **Payment percentage for reimbursement aids.** One hundred percent of the  
20.32 aid for the previous fiscal year must be paid in the current year for the following aids:

21.1 telecommunications/Internet access equity ~~and~~ aid according to section 125B.26, special  
21.2 education special pupil aid according to section 125A.75, subdivision 3, ~~aid for litigation~~  
21.3 ~~costs according to section 125A.75, subdivision 9~~, aid for court-placed special education  
21.4 expenses according to section 125A.79, subdivision 4, and aid for special education  
21.5 out-of-state tuition according to section 125A.79, subdivision 8, and shared time aid  
21.6 according to section 126C.01, subdivision 7.

21.7 Sec. 27. Minnesota Statutes 2018, section 127A.45, subdivision 16, is amended to read:

21.8 Subd. 16. **Payments to third parties.** Notwithstanding subdivision 3, the current year  
21.9 aid payment percentage of the ~~amounts~~ amount under ~~sections 123A.26, subdivision 3, and~~  
21.10 section 124D.041; shall be paid in equal installments on August 30, December 30, and  
21.11 March 30, with a final adjustment payment on October 30 of the next fiscal year of the  
21.12 remaining amount.

21.13 Sec. 28. **BRECKENRIDGE SCHOOL DISTRICT; POSTSECONDARY**  
21.14 **ENROLLMENT OPTIONS.**

21.15 Notwithstanding Minnesota Statutes, section 124D.09, subdivision 3, Independent School  
21.16 District No. 846, Breckenridge, may enter into an agreement under Minnesota Statutes,  
21.17 section 124D.09, subdivision 10, with a higher education institution located outside of the  
21.18 state of Minnesota but within four miles of the high school. The higher education institution  
21.19 is an eligible institution only for the purposes of providing a postsecondary enrollment  
21.20 options program under Minnesota Statutes, section 124D.09.

21.21 **EFFECTIVE DATE.** This section is effective for revenue in the 2019-2020 school  
21.22 year and later.

21.23 Sec. 29. **KARLSTAD ELEMENTARY SCHOOL; SPARSITY AID.**

21.24 Notwithstanding the distance requirements of Minnesota Statutes, section 126C.10,  
21.25 subdivision 6, paragraph (f), Karlstad Elementary School in Independent School District  
21.26 No. 2358, Tri-County, is eligible to generate elementary sparsity aid for fiscal year 2020  
21.27 and 2021 only.

21.28 Sec. 30. **PUPIL TRANSPORTATION WORKING GROUP.**

21.29 Subdivision 1. **Duties.** (a) A working group on pupil transportation shall review pupil  
21.30 transportation and transportation efficiencies in Minnesota, consult with stakeholders, and

- 22.1 submit a written report to the legislature recommending policy and formula changes. The  
22.2 pupil transportation working group must examine and consider:
- 22.3 (1) how school districts, charter schools, intermediate school districts, special education  
22.4 cooperatives, education districts, and service cooperatives deliver pupil transportation  
22.5 services and the costs associated with each model;
- 22.6 (2) relevant state laws and rules;
- 22.7 (3) trends in pupil transportation services;
- 22.8 (4) strategies or programs that would be effective in funding necessary pupil  
22.9 transportation services; and
- 22.10 (5) the effect of the elimination of categorical funding for pupil transportation services.
- 22.11 (b) In making its recommendations, the pupil transportation working group must consider  
22.12 a ten-year strategic plan informed by the policy findings in paragraph (a) to help make pupil  
22.13 transportation funding more fair.
- 22.14 Subd. 2. **Members.** (a) By June 1, 2019, the executive director of each of the following  
22.15 organizations must appoint one representative of that organization to serve as a member of  
22.16 the working group:
- 22.17 (1) the Minnesota School Boards Association;
- 22.18 (2) the Minnesota Association of Charter Schools;
- 22.19 (3) Education Minnesota;
- 22.20 (4) the Minnesota Rural Education Association;
- 22.21 (5) the Association of Metropolitan School Districts;
- 22.22 (6) the Minnesota Association for Pupil Transportation;
- 22.23 (7) the Minnesota School Bus Operators Association;
- 22.24 (8) the Minnesota Association of School Administrators;
- 22.25 (9) the Minnesota Association of School Business Officials;
- 22.26 (10) Schools for Equity in Education;
- 22.27 (11) Service Employees International Union Local 284;
- 22.28 (12) the Minnesota Association of Secondary School Principals;
- 22.29 (13) the Minnesota Administrators of Special Education; and

23.1 (14) the Minnesota Transportation Alliance.

23.2 (b) The commissioner of education must solicit applications for membership in the  
23.3 working group. By June 25, 2019, the commissioner must designate from the applicants  
23.4 the following to serve as members of the working group:

23.5 (1) a representative from an intermediate school district;

23.6 (2) a representative from a special education cooperative, education district, or service  
23.7 cooperative;

23.8 (3) a representative from a school district in a city of the first class;

23.9 (4) a representative from a school district in a first tier suburb;

23.10 (5) a representative from a rural school district; and

23.11 (6) a representative from a statewide nonprofit advocacy organization serving students  
23.12 with disabilities and their parents.

23.13 Subd. 3. **Meetings.** The commissioner of education, or the commissioner's designee,  
23.14 must convene the first meeting of the working group no later than July 15, 2019. The working  
23.15 group must select a chair or cochairs from among its members at the first meeting. The  
23.16 working group must meet periodically. Meetings of the working group must be open to the  
23.17 public.

23.18 Subd. 4. **Compensation.** Working group members shall not be reimbursed for expenses  
23.19 or receive per diem payments for serving on the working group.

23.20 Subd. 5. **Administrative support.** The commissioner of education must provide technical  
23.21 and administrative assistance and meeting space to the working group upon request.

23.22 Subd. 6. **Report.** (a) By January 15, 2020, the working group must submit a report  
23.23 providing its findings and recommendations to the chairs and ranking minority members  
23.24 of the legislative committees with jurisdiction over kindergarten through grade 12 education.

23.25 (b) The legislature convening in January 2020 is encouraged to convene a legislative  
23.26 study group to review the recommendations and ten-year strategic plan to develop its own  
23.27 recommendations for legislative changes, as necessary.

23.28 Subd. 7. **Expiration.** The working group expires on January 16, 2020, unless extended  
23.29 by law.

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

24.1 Sec. 31. APPROPRIATIONS.

24.2 Subdivision 1. Department of Education. The sums indicated in this section are  
24.3 appropriated from the general fund to the Department of Education for the fiscal years  
24.4 designated.

24.5 Subd. 2. General education aid. For general education aid under Minnesota Statutes,  
24.6 section 126C.13, subdivision 4:

24.7 \$ 7,274,565,000 ..... 2020

24.8 \$ 7,344,480,000 ..... 2021

24.9 The 2020 appropriation includes \$700,383,000 for 2019 and \$6,574,182,000 for 2020.

24.10 The 2021 appropriation includes \$703,176,000 for 2020 and \$6,641,304,000 for 2021.

24.11 Subd. 3. Enrollment options transportation. For transportation of pupils attending  
24.12 postsecondary institutions under Minnesota Statutes, section 124D.09, or for transportation  
24.13 of pupils attending nonresident districts under Minnesota Statutes, section 124D.03:

24.14 \$ 1,775,000 ..... 2020

24.15 \$ 1,815,000 ..... 2021

24.16 Subd. 4. Abatement aid. For abatement aid under Minnesota Statutes, section 127A.49:

24.17 \$ 2,897,000 ..... 2020

24.18 \$ 2,971,000 ..... 2021

24.19 The 2020 appropriation includes \$274,000 for 2019 and \$2,623,000 for 2020.

24.20 The 2021 appropriation includes \$291,000 for 2020 and \$2,680,000 for 2021.

24.21 Subd. 5. Consolidation transition aid. For districts consolidating under Minnesota  
24.22 Statutes, section 123A.485:

24.23 \$ 0 ..... 2020

24.24 \$ 270,000 ..... 2021

24.25 The 2020 appropriation includes \$0 for 2019 and \$0 for 2020.

24.26 The 2021 appropriation includes \$0 for 2020 and \$270,000 for 2021.

24.27 Subd. 6. Nonpublic pupil education aid. For nonpublic pupil education aid under  
24.28 Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

24.29 \$ 18,150,000 ..... 2020

24.30 \$ 18,729,000 ..... 2021

25.1 The 2020 appropriation includes \$1,806,000 for 2019 and \$16,344,000 for 2020.

25.2 The 2021 appropriation includes \$1,816,000 for 2020 and \$16,913,000 for 2021.

25.3 Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid under  
25.4 Minnesota Statutes, section 123B.92, subdivision 9:

25.5 \$ 19,220,000 ..... 2020

25.6 \$ 19,179,000 ..... 2021

25.7 The 2020 appropriation includes \$1,961,000 for 2019 and \$17,259,000 for 2020.

25.8 The 2021 appropriation includes \$1,917,000 for 2020 and \$17,262,000 for 2021.

25.9 Subd. 8. **One-room schoolhouse.** For a grant to Independent School District No. 690,  
25.10 Warroad, to operate the Angle Inlet School:

25.11 \$ 65,000 ..... 2020

25.12 \$ 65,000 ..... 2021

25.13 Subd. 9. **Career and technical aid.** For career and technical aid under Minnesota  
25.14 Statutes, section 124D.4531, subdivision 1b:

25.15 \$ 3,751,000 ..... 2020

25.16 \$ 3,321,000 ..... 2021

25.17 The 2020 appropriation includes \$422,000 for 2019 and \$3,329,000 for 2020.

25.18 The 2021 appropriation includes \$369,000 for 2020 and \$2,952,000 for 2021.

25.19 Sec. 32. **REPEALER.**

25.20 Minnesota Statutes 2018, sections 123A.26, subdivision 3; 125A.75, subdivision 9;  
25.21 126C.16, subdivisions 1 and 3; 126C.17, subdivision 9a; and 127A.14, are repealed.

25.22 **ARTICLE 2**

25.23 **EDUCATION EXCELLENCE**

25.24 Section 1. Minnesota Statutes 2018, section 120B.02, is amended by adding a subdivision  
25.25 to read:

25.26 Subd. 1a. **Competency-based education.** (a) A school district or charter school may  
25.27 adopt a locally developed competency-based education plan to allow students to meet  
25.28 academic standards, earn credits, and advance to higher levels of learning by demonstrating  
25.29 mastery of required state standards, regardless of the time or pace of learning. The local  
25.30 plan may be implemented in individual school sites within a school district or districtwide.

26.1 Competency-based education is designed to improve educational outcomes for students by  
26.2 advancing their mastery of concepts and skills.

26.3 (b) A school district or charter school that adopts a competency-based education plan  
26.4 must include a description of the following in its long-term strategic plan under section  
26.5 120B.11 or annual public report under section 124E.16 and post on the website:

26.6 (1) how the plan's components align with required state standards and the goals included  
26.7 in its world's best workforce plan under section 120B.11;

26.8 (2) how competencies include explicit and measurable student learning objectives;

26.9 (3) how students master competencies along a personalized and flexible pathway. A  
26.10 student may demonstrate their mastery of competencies through their successful performance  
26.11 of the competencies, application of the competencies, or both;

26.12 (4) how local assessments are used to personalize learning experiences for a student;  
26.13 and

26.14 (5) how students receive timely and personalized support based on their individual  
26.15 learning needs.

26.16 (c) A school district or charter school with a competency-based education plan must  
26.17 administer the required statewide assessments to all of its students in the appropriate grade  
26.18 levels consistent with section 120B.30.

26.19 (d) Average daily membership for a student participating in a competency-based education  
26.20 is subject to the limits under section 126C.05, subdivision 8.

26.21 Sec. 2. Minnesota Statutes 2018, section 120B.024, subdivision 1, is amended to read:

26.22 Subdivision 1. **Graduation requirements.** Students ~~beginning 9th grade in the 2011-2012~~  
26.23 ~~school year and later~~ must successfully complete the following high school level credits for  
26.24 graduation:

26.25 (1) four credits of language arts sufficient to satisfy all of the academic standards in  
26.26 English language arts;

26.27 (2) three credits of mathematics, including an algebra II credit or its equivalent, sufficient  
26.28 to satisfy all of the academic standards in mathematics;

26.29 (3) an algebra I credit by the end of 8th grade sufficient to satisfy all of the 8th grade  
26.30 standards in mathematics;

27.1 (4) three credits of science, including at least one credit of biology, one credit of chemistry  
27.2 or physics, and one elective credit of science. The combination of credits under this clause  
27.3 must be sufficient to satisfy (i) all of the academic standards in either chemistry or physics  
27.4 and (ii) all other academic standards in science;

27.5 (5) three and one-half credits of social studies, including credit for a specific course in  
27.6 government and citizenship in either 11th or 12th grade for students beginning 9th grade  
27.7 in the 2020-2021 school year and later, and a combination of other credits encompassing  
27.8 at least United States history, geography, ~~government and citizenship~~, world history, and  
27.9 economics sufficient to satisfy all of the academic standards in social studies;

27.10 (6) one credit of the arts sufficient to satisfy all of the state or local academic standards  
27.11 in the arts; and

27.12 (7) a minimum of seven elective credits.

27.13 Sec. 3. Minnesota Statutes 2018, section 120B.125, is amended to read:

27.14 **120B.125 PLANNING FOR STUDENTS' SUCCESSFUL TRANSITION TO**  
27.15 **POSTSECONDARY EDUCATION AND EMPLOYMENT; PERSONAL LEARNING**  
27.16 **PLANS.**

27.17 (a) Consistent with sections 120B.13, 120B.131, 120B.132, 120B.14, 120B.15, 120B.30,  
27.18 subdivision 1, paragraph (c), 125A.08, and other related sections, school districts, beginning  
27.19 in the 2013-2014 school year, must assist all students by no later than grade 9 to explore  
27.20 their educational, college, and career interests, aptitudes, and aspirations and develop a plan  
27.21 for a smooth and successful transition to postsecondary education or employment. All  
27.22 students' plans must:

27.23 (1) provide a comprehensive plan to prepare for and complete a career and college ready  
27.24 curriculum by meeting state and local academic standards and developing career and  
27.25 employment-related skills such as team work, collaboration, creativity, communication,  
27.26 critical thinking, and good work habits;

27.27 (2) emphasize academic rigor and high expectations and inform the student, and the  
27.28 student's parent or guardian if the student is a minor, of the student's achievement level  
27.29 score on the Minnesota Comprehensive Assessments that are administered during high  
27.30 school;

27.31 (3) help students identify interests, aptitudes, aspirations, and personal learning styles  
27.32 that may affect their career and college ready goals and postsecondary education and  
27.33 employment choices;

28.1 (4) set appropriate career and college ready goals with timelines that identify effective  
28.2 means for achieving those goals;

28.3 (5) help students access education and career options, including armed forces career  
28.4 options;

28.5 (6) integrate strong academic content into career-focused courses and applied and  
28.6 experiential learning opportunities and integrate relevant career-focused courses and applied  
28.7 and experiential learning opportunities into strong academic content;

28.8 (7) help identify and access appropriate counseling and other supports and assistance  
28.9 that enable students to complete required coursework, prepare for postsecondary education  
28.10 and careers, and obtain information about postsecondary education costs and eligibility for  
28.11 financial aid and scholarship;

28.12 (8) help identify collaborative partnerships among prekindergarten through grade 12  
28.13 schools, postsecondary institutions, economic development agencies, and local and regional  
28.14 employers that support students' transition to postsecondary education and employment and  
28.15 provide students with applied and experiential learning opportunities; and

28.16 (9) be reviewed and revised at least annually by the student, the student's parent or  
28.17 guardian, and the school or district to ensure that the student's course-taking schedule keeps  
28.18 the student making adequate progress to meet state and local academic standards and high  
28.19 school graduation requirements and with a reasonable chance to succeed with employment  
28.20 or postsecondary education without the need to first complete remedial course work.

28.21 (b) A school district may develop grade-level curricula or provide instruction that  
28.22 introduces students to various careers, but must not require any curriculum, instruction, or  
28.23 employment-related activity that obligates an elementary or secondary student to involuntarily  
28.24 select or pursue a career, career interest, employment goals, or related job training.

28.25 (c) Educators must possess the knowledge and skills to effectively teach all English  
28.26 learners in their classrooms. School districts must provide appropriate curriculum, targeted  
28.27 materials, professional development opportunities for educators, and sufficient resources  
28.28 to enable English learners to become career and college ready.

28.29 (d) When assisting students in developing a plan for a smooth and successful transition  
28.30 to postsecondary education and employment, districts must recognize the unique possibilities  
28.31 of each student and ensure that the contents of each student's plan reflect the student's unique  
28.32 talents, skills, and abilities as the student grows, develops, and learns.

29.1 (e) If a student with a disability has an individualized education program (IEP) or  
29.2 standardized written plan that meets the plan components of this section, the IEP satisfies  
29.3 the requirement and no additional transition plan is needed.

29.4 (f) Students who do not meet or exceed Minnesota academic standards, as measured by  
29.5 the Minnesota Comprehensive Assessments that are administered during high school, shall  
29.6 be informed that admission to a public school is free and available to any resident under 21  
29.7 years of age or who meets the requirements of section 120A.20, subdivision 1, paragraph  
29.8 (c). A student's plan under this section shall continue while the student is enrolled.

29.9 (g) A school district must provide military recruiters and representatives of organizations  
29.10 promoting careers in the skilled trades and manufacturing the same access to secondary  
29.11 school students as the district provides to institutions of higher education or to prospective  
29.12 employers of students.

29.13 (h) School districts are encouraged to sponsor an armed forces career opportunity day  
29.14 each school year prior to the third Thursday of November. A school district that sponsors  
29.15 an armed forces career opportunity day must extend invitations to recruiters from each  
29.16 branch of the United States armed forces and allow the recruiters to make presentations to  
29.17 all interested secondary school students.

29.18 Sec. 4. **[120B.126] CONSTRUCTION AND SKILLED TRADES COUNSELING.**

29.19 The commissioner of education must collaborate with the commissioner of labor and  
29.20 industry to incorporate construction and skilled trades into career counseling services for  
29.21 middle and high school aged students. Career advisement should identify high-growth,  
29.22 in-demand skilled trades and include information on various career paths and associated  
29.23 jobs, the salary profiles of those jobs, and the credentials and other training desired by  
29.24 employers for those jobs.

29.25 Sec. 5. Minnesota Statutes 2018, section 120B.30, subdivision 1, is amended to read:

29.26 Subdivision 1. **Statewide testing.** (a) The commissioner, with advice from experts with  
29.27 appropriate technical qualifications and experience and stakeholders, consistent with  
29.28 subdivision 1a, shall must include in the comprehensive assessment system, for each grade  
29.29 level to be tested, state-constructed tests developed as computer-adaptive reading and  
29.30 mathematics assessments for students that are aligned with the state's required academic  
29.31 standards under section 120B.021, include multiple choice questions, and are administered  
29.32 annually to all students in grades 3 through 8. State-developed high school tests aligned  
29.33 with the state's required academic standards under section 120B.021 and administered to

30.1 all high school students in a subject other than writing must include multiple choice questions.  
30.2 The commissioner ~~shall~~ must establish ~~one or more months during which schools shall~~  
30.3 ~~administer the tests to students~~ a testing period as late as possible each school year- during  
30.4 which schools must administer the Minnesota Comprehensive Assessments to students. The  
30.5 commissioner must publish the testing schedule at least two years before the beginning of  
30.6 the testing period.

30.7 ~~(1) Students enrolled in grade 8 through the 2009-2010 school year are eligible to be~~  
30.8 ~~assessed under (i) the graduation required assessment for diploma in reading, mathematics,~~  
30.9 ~~or writing under Minnesota Statutes 2012, section 120B.30, subdivision 1, paragraphs (e),~~  
30.10 ~~clauses (1) and (2), and (d), (ii) the WorkKeys job skills assessment, (iii) the Compass~~  
30.11 ~~college placement test, (iv) the ACT assessment for college admission, (v) a nationally~~  
30.12 ~~recognized armed services vocational aptitude test.~~

30.13 ~~(2) Students enrolled in grade 8 in the 2010-2011 or 2011-2012 school year are eligible~~  
30.14 ~~to be assessed under (i) the graduation required assessment for diploma in reading,~~  
30.15 ~~mathematics, or writing under Minnesota Statutes 2012, section 120B.30, subdivision 1,~~  
30.16 ~~paragraph (e), clauses (1) and (2), (ii) the WorkKeys job skills assessment, (iii) the Compass~~  
30.17 ~~college placement test, (iv) the ACT assessment for college admission, (v) a nationally~~  
30.18 ~~recognized armed services vocational aptitude test.~~

30.19 ~~(3) For students under clause (1) or (2), a school district may substitute a score from an~~  
30.20 ~~alternative, equivalent assessment to satisfy the requirements of this paragraph.~~

30.21 (b) The state assessment system must be aligned to the most recent revision of academic  
30.22 standards as described in section 120B.023 in the following manner:

30.23 (1) mathematics;

30.24 (i) grades 3 through 8 beginning in the 2010-2011 school year; and

30.25 (ii) high school level beginning in the 2013-2014 school year;

30.26 (2) science; grades 5 and 8 and at the high school level beginning in the 2011-2012  
30.27 school year; and

30.28 (3) language arts and reading; grades 3 through 8 and high school level beginning in the  
30.29 2012-2013 school year.

30.30 (c) For students enrolled in grade 8 in the 2012-2013 school year and later, students'  
30.31 state graduation requirements, based on a longitudinal, systematic approach to student  
30.32 education and career planning, assessment, instructional support, and evaluation, include  
30.33 the following:

31.1 (1) achievement and career and college readiness in mathematics, reading, and writing,  
31.2 consistent with paragraph (k) and to the extent available, to monitor students' continuous  
31.3 development of and growth in requisite knowledge and skills; analyze students' progress  
31.4 and performance levels, identifying students' academic strengths and diagnosing areas where  
31.5 students require curriculum or instructional adjustments, targeted interventions, or  
31.6 remediation; and, based on analysis of students' progress and performance data, determine  
31.7 students' learning and instructional needs and the instructional tools and best practices that  
31.8 support academic rigor for the student; and

31.9 (2) consistent with this paragraph and section 120B.125, age-appropriate exploration  
31.10 and planning activities and career assessments to encourage students to identify personally  
31.11 relevant career interests and aptitudes and help students and their families develop a regularly  
31.12 reexamined transition plan for postsecondary education or employment without need for  
31.13 postsecondary remediation.

31.14 Based on appropriate state guidelines, students with an individualized education program  
31.15 may satisfy state graduation requirements by achieving an individual score on the  
31.16 state-identified alternative assessments.

31.17 (d) Expectations of schools, districts, and the state for career or college readiness under  
31.18 this subdivision must be comparable in rigor, clarity of purpose, and rates of student  
31.19 completion.

31.20 A student under paragraph (c), clause (1), must receive targeted, relevant, academically  
31.21 rigorous, and resourced instruction, which may include a targeted instruction and intervention  
31.22 plan focused on improving the student's knowledge and skills in core subjects so that the  
31.23 student has a reasonable chance to succeed in a career or college without need for  
31.24 postsecondary remediation. Consistent with sections 120B.13, 124D.09, 124D.091, 124D.49,  
31.25 and related sections, an enrolling school or district must actively encourage a student in  
31.26 grade 11 or 12 who is identified as academically ready for a career or college to participate  
31.27 in courses and programs awarding college credit to high school students. Students are not  
31.28 required to achieve a specified score or level of proficiency on an assessment under this  
31.29 subdivision to graduate from high school.

31.30 (e) Though not a high school graduation requirement, students are encouraged to  
31.31 participate in a nationally recognized college entrance exam. To the extent state funding  
31.32 for college entrance exam fees is available, a district must pay the cost, one time, for an  
31.33 interested student in grade 11 or 12 who is eligible for a free or reduced-price meal, to take  
31.34 a nationally recognized college entrance exam before graduating. A student must be able

32.1 to take the exam under this paragraph at the student's high school during the school day and  
 32.2 at any one of the multiple exam administrations available to students in the district. A district  
 32.3 may administer the ACT or SAT or both the ACT and SAT to comply with this paragraph.  
 32.4 If the district administers only one of these two tests and a free or reduced-price meal eligible  
 32.5 student opts not to take that test and chooses instead to take the other of the two tests, the  
 32.6 student may take the other test at a different time or location and remains eligible for the  
 32.7 examination fee reimbursement. Notwithstanding sections 123B.34 to 123B.39, a school  
 32.8 district may require a student that is not eligible for a free or reduced-price meal to pay the  
 32.9 cost of taking a nationally recognized college entrance exam. The district must waive the  
 32.10 cost for a student unable to pay.

32.11 (f) The commissioner and the chancellor of the Minnesota State Colleges and Universities  
 32.12 must collaborate in aligning instruction and assessments for adult basic education students  
 32.13 and English learners to provide the students with diagnostic information about any targeted  
 32.14 interventions, accommodations, modifications, and supports they need so that assessments  
 32.15 and other performance measures are accessible to them and they may seek postsecondary  
 32.16 education or employment without need for postsecondary remediation. When administering  
 32.17 formative or summative assessments used to measure the academic progress, including the  
 32.18 oral academic development, of English learners and inform their instruction, schools must  
 32.19 ensure that the assessments are accessible to the students and students have the modifications  
 32.20 and supports they need to sufficiently understand the assessments.

32.21 (g) Districts and schools, on an annual basis, must use career exploration elements to  
 32.22 help students, beginning no later than grade 9, and their families explore and plan for  
 32.23 postsecondary education or careers based on the students' interests, aptitudes, and aspirations.  
 32.24 Districts and schools must use timely regional labor market information and partnerships,  
 32.25 among other resources, to help students and their families successfully develop, pursue,  
 32.26 review, and revise an individualized plan for postsecondary education or a career. This  
 32.27 process must help increase students' engagement in and connection to school, improve  
 32.28 students' knowledge and skills, and deepen students' understanding of career pathways as  
 32.29 a sequence of academic and career courses that lead to an industry-recognized credential,  
 32.30 an associate's degree, or a bachelor's degree and are available to all students, whatever their  
 32.31 interests and career goals.

32.32 (h) A student who demonstrates attainment of required state academic standards, which  
 32.33 include career and college readiness benchmarks, on high school assessments under  
 32.34 subdivision 1a is academically ready for a career or college and is encouraged to participate  
 32.35 in courses awarding college credit to high school students. Such courses and programs may

33.1 include sequential courses of study within broad career areas and technical skill assessments  
33.2 that extend beyond course grades.

33.3 (i) As appropriate, students through grade 12 must continue to participate in targeted  
33.4 instruction, intervention, or remediation and be encouraged to participate in courses awarding  
33.5 college credit to high school students.

33.6 (j) In developing, supporting, and improving students' academic readiness for a career  
33.7 or college, schools, districts, and the state must have a continuum of empirically derived,  
33.8 clearly defined benchmarks focused on students' attainment of knowledge and skills so that  
33.9 students, their parents, and teachers know how well students must perform to have a  
33.10 reasonable chance to succeed in a career or college without need for postsecondary  
33.11 remediation. The commissioner, in consultation with local school officials and educators,  
33.12 and Minnesota's public postsecondary institutions must ensure that the foundational  
33.13 knowledge and skills for students' successful performance in postsecondary employment  
33.14 or education and an articulated series of possible targeted interventions are clearly identified  
33.15 and satisfy Minnesota's postsecondary admissions requirements.

33.16 (k) For students in grade 8 in the 2012-2013 school year and later, a school, district, or  
33.17 charter school must record on the high school transcript a student's progress toward career  
33.18 and college readiness, and for other students as soon as practicable.

33.19 (l) The school board granting students their diplomas may formally decide to include a  
33.20 notation of high achievement on the high school diplomas of those graduating seniors who,  
33.21 according to established school board criteria, demonstrate exemplary academic achievement  
33.22 during high school.

33.23 (m) The 3rd through 8th grade computer-adaptive assessment results and high school  
33.24 test results ~~shall~~ must be available to districts for diagnostic purposes affecting student  
33.25 learning and district instruction and curriculum, and for establishing educational  
33.26 accountability. ~~The commissioner must establish empirically derived benchmarks on adaptive~~  
33.27 ~~assessments in grades 3 through 8.~~ The commissioner, in consultation with the chancellor  
33.28 of the Minnesota State Colleges and Universities, must establish empirically derived  
33.29 benchmarks on the high school tests that reveal a trajectory toward career and college  
33.30 readiness consistent with section 136F.302, subdivision 1a. The commissioner must  
33.31 disseminate to the public the ~~computer-adaptive assessments and~~ high school test results  
33.32 upon receiving those results.

33.33 (n) The grades 3 through 8 computer-adaptive assessments and high school tests must  
33.34 be aligned with state academic standards. The commissioner ~~shall~~ must determine the testing

34.1 process and the order of administration. The statewide results ~~shall~~ must be aggregated at  
34.2 the site and district level, consistent with subdivision 1a.

34.3 (o) The commissioner ~~shall~~ must include the following components in the statewide  
34.4 public reporting system:

34.5 (1) uniform statewide computer-adaptive assessments of all students in grades 3 through  
34.6 8 and testing at the high school levels that provides appropriate, technically sound  
34.7 accommodations or alternate assessments;

34.8 (2) educational indicators that can be aggregated and compared across school districts  
34.9 and across time on a statewide basis, including average daily attendance, high school  
34.10 graduation rates, and high school drop-out rates by age and grade level;

34.11 (3) state results on the American College Test; and

34.12 (4) state results from participation in the National Assessment of Educational Progress  
34.13 so that the state can benchmark its performance against the nation and other states, and,  
34.14 where possible, against other countries, and contribute to the national effort to monitor  
34.15 achievement.

34.16 (p) For purposes of statewide accountability, "career and college ready" means a high  
34.17 school graduate has the knowledge, skills, and competencies to successfully pursue a career  
34.18 pathway, including postsecondary credit leading to a degree, diploma, certificate, or  
34.19 industry-recognized credential and employment. Students who are career and college ready  
34.20 are able to successfully complete credit-bearing coursework at a two- or four-year college  
34.21 or university or other credit-bearing postsecondary program without need for remediation.

34.22 (q) For purposes of statewide accountability, "cultural competence," "cultural  
34.23 competency," or "culturally competent" means the ability of families and educators to  
34.24 interact effectively with people of different cultures, native languages, and socioeconomic  
34.25 backgrounds.

34.26 **EFFECTIVE DATE.** Paragraph (a) is effective for testing calendars in the 2021-2022  
34.27 school year and later.

34.28 Sec. 6. Minnesota Statutes 2018, section 120B.30, subdivision 3, is amended to read:

34.29 Subd. 3. **Reporting.** (a) The commissioner ~~shall~~ must report test results publicly and to  
34.30 stakeholders, including the performance achievement levels developed from students'  
34.31 unweighted test scores in each tested subject and a listing of demographic factors that  
34.32 strongly correlate with student performance, including student homelessness, as data are

35.1 available, among other factors. The test results must not include personally identifiable  
35.2 information as defined in Code of Federal Regulations, title 34, section 99.3. The  
35.3 commissioner ~~shall~~ must also report data that compares performance results among school  
35.4 sites, school districts, Minnesota and other states, and Minnesota and other nations.

35.5 (b) The commissioner shall must disseminate to schools and school districts a more  
35.6 comprehensive report containing testing information that meets local needs for evaluating  
35.7 instruction and curriculum. The commissioner shall must disseminate to charter school  
35.8 authorizers a more comprehensive report containing testing information that contains  
35.9 anonymized data where cell count data are sufficient to protect student identity and that  
35.10 meets the authorizer's needs in fulfilling its obligations under chapter 124E.

35.11 (c) A school district must disseminate the individual student performance data and  
35.12 achievement report required under section 120B.30, subdivision 1a, paragraph (d), clause  
35.13 (1), to the parent and teacher of each student no more than 30 days after the district has  
35.14 administered the test to a student. The district must notify the parent and teacher that the  
35.15 data and report are preliminary and subject to validation.

35.16 (d) A school district must disseminate a testing report to the teacher and to the parent  
35.17 of each student before the beginning of the following school year. The testing report must:

35.18 (1) identify the student's achievement level in each content area; and

35.19 (2) track the student's performance history.

35.20 **EFFECTIVE DATE.** Paragraphs (a), (b), and (c) are effective for the 2019-2020 school  
35.21 year and later. Paragraph (d) is effective for the 2020-2021 school year and later.

35.22 Sec. 7. Minnesota Statutes 2018, section 120B.35, subdivision 3, is amended to read:

35.23 Subd. 3. **State growth target; other state measures.** (a)(1) The state's educational  
35.24 assessment system measuring individual students' educational growth is based on indicators  
35.25 of achievement growth that show an individual student's prior achievement. Indicators of  
35.26 achievement and prior achievement must be based on highly reliable statewide or districtwide  
35.27 assessments.

35.28 (2) For purposes of paragraphs (b), (c), and (d), the commissioner must analyze and  
35.29 report separate categories of information using the student categories identified under the  
35.30 federal Elementary and Secondary Education Act, as most recently reauthorized, and, in  
35.31 addition to "other" for each race and ethnicity, and the Karen community, seven of the most  
35.32 populous Asian and Pacific Islander groups, three of the most populous Native groups,  
35.33 seven of the most populous Hispanic/Latino groups, and five of the most populous Black

36.1 and African Heritage groups as determined by the total Minnesota population based on the  
36.2 most recent American Community Survey; English learners under section 124D.59; home  
36.3 language; free or reduced-price lunch; and all students enrolled in a Minnesota public school  
36.4 who are currently or were previously in foster care, except that such disaggregation and  
36.5 cross tabulation is not required if the number of students in a category is insufficient to yield  
36.6 statistically reliable information or the results would reveal personally identifiable information  
36.7 about an individual student.

36.8 (b) The commissioner, in consultation with a stakeholder group that includes assessment  
36.9 and evaluation directors, district staff, experts in culturally responsive teaching, and  
36.10 researchers, must implement a growth model ~~that uses a value-added growth indicator and~~  
36.11 ~~that compares the difference in students' achievement scores over time, and includes criteria~~  
36.12 ~~for identifying schools and school districts that demonstrate medium and high growth under~~  
36.13 ~~section 120B.299, subdivisions 8 and 9, and may recommend other value-added measures~~  
36.14 ~~under section 120B.299, subdivision 3~~ academic progress. The model may be used to advance  
36.15 educators' professional development and replicate programs that succeed in meeting students'  
36.16 diverse learning needs. Data on individual teachers generated under the model are personnel  
36.17 data under section 13.43. The model must allow users to:

36.18 (1) report student growth consistent with this paragraph; and

36.19 (2) for all student categories, report and compare aggregated and disaggregated state  
36.20 student growth and, under section 120B.11, subdivision 2, clause (2), student learning and  
36.21 outcome data using the student categories identified under the federal Elementary and  
36.22 Secondary Education Act, as most recently reauthorized, and other student categories under  
36.23 paragraph (a), clause (2).

36.24 The commissioner must report measures of student growth and, under section 120B.11,  
36.25 subdivision 2, clause (2), student learning and outcome data, consistent with this paragraph,  
36.26 including the English language development, academic progress, and oral academic  
36.27 development of English learners and their native language development if the native language  
36.28 is used as a language of instruction, and include data on all pupils enrolled in a Minnesota  
36.29 public school course or program who are currently or were previously counted as an English  
36.30 learner under section 124D.59.

36.31 (c) When reporting student performance under section 120B.36, subdivision 1, the  
36.32 commissioner annually, beginning July 1, 2011, must report two core measures indicating  
36.33 the extent to which current high school graduates are being prepared for postsecondary  
36.34 academic and career opportunities:

37.1 (1) a preparation measure indicating the number and percentage of high school graduates  
37.2 in the most recent school year who completed course work important to preparing them for  
37.3 postsecondary academic and career opportunities, consistent with the core academic subjects  
37.4 required for admission to Minnesota's public colleges and universities as determined by the  
37.5 Office of Higher Education under chapter 136A; and

37.6 (2) a rigorous coursework measure indicating the number and percentage of high school  
37.7 graduates in the most recent school year who successfully completed one or more  
37.8 college-level advanced placement, international baccalaureate, postsecondary enrollment  
37.9 options including concurrent enrollment, other rigorous courses of study under section  
37.10 120B.021, subdivision 1a, or industry certification courses or programs.

37.11 When reporting the core measures under clauses (1) and (2), the commissioner must also  
37.12 analyze and report separate categories of information using the student categories identified  
37.13 under the federal Elementary and Secondary Education Act, as most recently reauthorized,  
37.14 and other student categories under paragraph (a), clause (2).

37.15 (d) When reporting student performance under section 120B.36, subdivision 1, the  
37.16 commissioner annually, beginning July 1, 2014, must report summary data on school safety  
37.17 and students' engagement and connection at school, consistent with the student categories  
37.18 identified under paragraph (a), clause (2). The summary data under this paragraph are  
37.19 separate from and must not be used for any purpose related to measuring or evaluating the  
37.20 performance of classroom teachers. The commissioner, in consultation with qualified experts  
37.21 on student engagement and connection and classroom teachers, must identify highly reliable  
37.22 variables that generate summary data under this paragraph. The summary data may be used  
37.23 at school, district, and state levels only. Any data on individuals received, collected, or  
37.24 created that are used to generate the summary data under this paragraph are nonpublic data  
37.25 under section 13.02, subdivision 9.

37.26 (e) For purposes of statewide educational accountability, the commissioner must identify  
37.27 and report measures that demonstrate the success of learning year program providers under  
37.28 sections 123A.05 and 124D.68, among other such providers, in improving students'  
37.29 graduation outcomes. The commissioner, beginning July 1, 2015, must annually report  
37.30 summary data on:

37.31 (1) the four- and six-year graduation rates of students under this paragraph;

37.32 (2) the percent of students under this paragraph whose progress and performance levels  
37.33 are meeting career and college readiness benchmarks under section 120B.30, subdivision  
37.34 1; and

38.1 (3) the success that learning year program providers experience in:

38.2 (i) identifying at-risk and off-track student populations by grade;

38.3 (ii) providing successful prevention and intervention strategies for at-risk students;

38.4 (iii) providing successful recuperative and recovery or reenrollment strategies for off-track  
38.5 students; and

38.6 (iv) improving the graduation outcomes of at-risk and off-track students.

38.7 The commissioner may include in the annual report summary data on other education  
38.8 providers serving a majority of students eligible to participate in a learning year program.

38.9 (f) The commissioner, in consultation with recognized experts with knowledge and  
38.10 experience in assessing the language proficiency and academic performance of all English  
38.11 learners enrolled in a Minnesota public school course or program who are currently or were  
38.12 previously counted as an English learner under section 124D.59, must identify and report  
38.13 appropriate and effective measures to improve current categories of language difficulty and  
38.14 assessments, and monitor and report data on students' English proficiency levels, program  
38.15 placement, and academic language development, including oral academic language.

38.16 (g) When reporting four- and six-year graduation rates, the commissioner or school  
38.17 district must disaggregate the data by student categories according to paragraph (a), clause  
38.18 (2).

38.19 (h) A school district must inform parents and guardians that volunteering information  
38.20 on student categories not required by the most recent reauthorization of the Elementary and  
38.21 Secondary Education Act is optional and will not violate the privacy of students or their  
38.22 families, parents, or guardians. The notice must state the purpose for collecting the student  
38.23 data.

38.24 Sec. 8. Minnesota Statutes 2018, section 120B.36, subdivision 1, is amended to read:

38.25 Subdivision 1. **School performance reports and public reporting.** (a) The commissioner  
38.26 shall report:

38.27 (1) student academic performance data under section 120B.35, subdivisions 2 and 3;

38.28 ~~the percentages of students showing low, medium, and high growth under section~~  
38.29 ~~120B.35, subdivision 3, paragraph (b)~~ (2) academic progress consistent with federal  
38.30 expectations;

39.1       (3) school safety and student engagement and connection under section 120B.35,  
39.2 subdivision 3, paragraph (d);

39.3       (4) rigorous coursework under section 120B.35, subdivision 3, paragraph (c);

39.4       (5) the percentage of students under section 120B.35, subdivision 3, paragraph (b), clause  
39.5 (2), whose progress and performance levels are meeting career and college readiness  
39.6 benchmarks under sections 120B.30, subdivision 1, and 120B.35, subdivision 3, paragraph  
39.7 (e);

39.8       (6) longitudinal data on the progress of eligible districts in reducing disparities in students'  
39.9 academic achievement and realizing racial and economic integration under section 124D.861;

39.10      (7) the acquisition of English, and where practicable, native language academic literacy,  
39.11 including oral academic language, and the academic progress of all English learners enrolled  
39.12 in a Minnesota public school course or program who are currently or were previously counted  
39.13 as English learners under section 124D.59;

39.14      (8) two separate student-to-teacher ratios that clearly indicate the definition of teacher  
39.15 consistent with sections 122A.06 and 122A.15 for purposes of determining these ratios;

39.16      (9) staff characteristics excluding salaries;

39.17      (10) student enrollment demographics;

39.18      (11) foster care status, including all students enrolled in a Minnesota public school course  
39.19 or program who are currently or were previously in foster care, student homelessness, and  
39.20 district mobility; and

39.21      (12) extracurricular activities.

39.22      (b) The school performance report for a school site and a school district must include  
39.23 school performance reporting information and calculate proficiency rates as required by the  
39.24 most recently reauthorized Elementary and Secondary Education Act.

39.25      (c) The commissioner shall develop, annually update, and post on the department website  
39.26 school performance reports consistent with paragraph (a) and section 120B.11.

39.27      (d) The commissioner must make available performance reports by the beginning of  
39.28 each school year.

39.29      (e) A school or district may appeal its results in a form and manner determined by the  
39.30 commissioner and consistent with federal law. The commissioner's decision to uphold or  
39.31 deny an appeal is final.

40.1 (f) School performance data are nonpublic data under section 13.02, subdivision 9, until  
40.2 the commissioner publicly releases the data. The commissioner shall annually post school  
40.3 performance reports to the department's public website no later than September 1, except  
40.4 that in years when the reports reflect new performance standards, the commissioner shall  
40.5 post the school performance reports no later than October 1.

40.6 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.

40.7 Sec. 9. **[121A.223] POSSESSION AND USE OF SUNSCREEN.**

40.8 A school district must allow a student to possess and apply a topical sunscreen product  
40.9 during the school day, while on school property, or at a school-sponsored event without a  
40.10 prescription, physician's note, or other documentation from a licensed health care  
40.11 professional. A school district may adopt a policy related to student possession and use of  
40.12 sunscreen consistent with this section. Nothing in this section requires school personnel to  
40.13 provide sunscreen or assist students in applying sunscreen.

40.14 Sec. 10. Minnesota Statutes 2018, section 123B.06, is amended to read:

40.15 **123B.06 EVALUATION OF PUPIL GROWTH AND PROGRESS; PERMANENT**  
40.16 **RECORDS.**

40.17 Each school district shall provide ~~a testing~~ an assessment program for the purpose of  
40.18 measuring pupil growth and for curriculum evaluation, as well as a system for grading and  
40.19 making reports to parents. Each district shall develop an appropriate program of pupil  
40.20 progress and promotion that may include competency-based education as described in  
40.21 section 120B.02, subdivision 1a, for its elementary, middle, and secondary schools. Each  
40.22 district shall keep accurate and complete individual, permanent, cumulative personal records  
40.23 for all pupils.

40.24 Sec. 11. Minnesota Statutes 2018, section 124D.09, subdivision 3, is amended to read:

40.25 Subd. 3. **Definitions.** For purposes of this section, the following terms have the meanings  
40.26 given to them.

40.27 (a) "Eligible institution" means a Minnesota public postsecondary institution, a private,  
40.28 nonprofit two-year trade and technical school granting associate degrees, an opportunities  
40.29 industrialization center accredited by ~~the North Central Association of Colleges and Schools~~  
40.30 an accreditor recognized by the United States Department of Education, or a private,  
40.31 residential, two-year or four-year, liberal arts, degree-granting college or university located  
40.32 in Minnesota.

41.1 (b) "Course" means a course or program.

41.2 (c) "Concurrent enrollment" means nonsectarian courses in which an eligible pupil under  
41.3 subdivision 5 or 5b enrolls to earn both secondary and postsecondary credits, are taught by  
41.4 a secondary teacher or a postsecondary faculty member, and are offered at a high school  
41.5 for which the district is eligible to receive concurrent enrollment program aid under section  
41.6 124D.091.

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

41.8 Sec. 12. Minnesota Statutes 2018, section 124D.09, subdivision 5b, is amended to read:

41.9 Subd. 5b. **Authorization; 9th or 10th grade pupil.** Notwithstanding any other law to  
41.10 the contrary, a 9th or 10th grade pupil enrolled in a district or an American Indian-controlled  
41.11 tribal contract or grant school eligible for aid under section 124D.83, except a foreign  
41.12 exchange pupil enrolled in a district under a cultural exchange program, may apply to enroll  
41.13 in nonsectarian courses offered under subdivision 10, if:

41.14 (1) the school district and the eligible postsecondary institution providing the course  
41.15 agree to the student's enrollment; ~~or~~

41.16 (2) the course is a world language course currently available to 11th and 12th grade  
41.17 students, and consistent with section 120B.022 governing world language standards,  
41.18 certificates, and seals; or

41.19 (3) the course is offered as part of a commissioner-approved P-TECH school under  
41.20 section 124D.093.

41.21 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.

41.22 Sec. 13. Minnesota Statutes 2018, section 124D.09, subdivision 8, is amended to read:

41.23 Subd. 8. **Limit on participation.** (a) A pupil who first enrolls in grade 9 may not enroll  
41.24 in postsecondary courses under this section for secondary credit for more than the equivalent  
41.25 of four academic years. A pupil who first enrolls in grade 10 may not enroll in postsecondary  
41.26 courses under this section for secondary credit for more than the equivalent of three academic  
41.27 years. A pupil who first enrolls in grade 11 may not enroll in postsecondary courses under  
41.28 this section for secondary credit for more than the equivalent of two academic years. A  
41.29 pupil who first enrolls in grade 12 may not enroll in postsecondary courses under this section  
41.30 for secondary credit for more than the equivalent of one academic year. If a pupil in grade  
41.31 9, 10, 11, or 12 first enrolls in a postsecondary course for secondary credit during the school  
41.32 year, the time of participation shall be reduced proportionately. If a pupil is in a learning

42.1 year or other year-round program and begins each grade in the summer session, summer  
42.2 sessions shall not be counted against the time of participation. If a school district determines  
42.3 a pupil is not on track to graduate, the limit on participation does not apply to that pupil. A  
42.4 pupil who has graduated from high school cannot participate in a program under this section.

42.5 (b) A pupil who has completed course requirements for graduation but who has not  
42.6 received a diploma may participate in the program under this section.

42.7 (c) Subdivision 8, paragraph (a), does not apply to pupils enrolled in a P-TECH school  
42.8 under section 124D.093.

42.9 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.

42.10 Sec. 14. Minnesota Statutes 2018, section 124D.09, subdivision 14, is amended to read:

42.11 Subd. 14. **Grants and financial aid prohibited.** A pupil enrolled in a postsecondary  
42.12 course for secondary credit is not eligible for any state student financial aid under chapter  
42.13 136A for that course.

42.14 **EFFECTIVE DATE.** This section is effective for fiscal year 2020 and later.

42.15 Sec. 15. Minnesota Statutes 2018, section 124D.091, subdivision 3, is amended to read:

42.16 Subd. 3. **Aid.** An eligible district shall receive \$150 per pupil enrolled in a concurrent  
42.17 enrollment course, including a P-TECH school under section 124D.093. The money must  
42.18 be used to defray the cost of delivering the course at the high school. The commissioner  
42.19 ~~shall~~ must establish application procedures and deadlines for receipt of aid payments.

42.20 **EFFECTIVE DATE.** This section is effective for fiscal year 2020 and later.

42.21 Sec. 16. **[124D.093] P-TECH SCHOOLS.**

42.22 Subdivision 1. **Establishment.** (a) P-TECH schools are established as a public-private  
42.23 partnership that will prepare students for high-skill jobs of the future in identified growth  
42.24 industries.

42.25 (b) The P-TECH school model must deliver five core benefits to students:

42.26 (1) a rigorous, relevant, and cost-free education in grades 9 to 14, inclusive, focused on  
42.27 knowledge and skills that students need for science, technology, engineering, and  
42.28 mathematics (STEM) careers;

42.29 (2) workplace learning that includes mentoring by industry professionals, worksite visits,  
42.30 speakers, and internships;

43.1 (3) intensive, individualized academic support by both secondary and postsecondary  
43.2 faculty within an academic year or school day that enables students to progress through the  
43.3 program at their own pace;

43.4 (4) an opportunity to earn an associate's degree; and

43.5 (5) a commitment to students who complete the program to be first in line for a job with  
43.6 participating business partners following completion of the program.

43.7 Subd. 2. Objectives. (a) P-TECH schools must accomplish the following:

43.8 (1) develop programs of study in high-wage, high-skill, and high-demand career areas;

43.9 (2) align school, college, and community systems in the programs of study developed  
43.10 under this section;

43.11 (3) support strong academic performance by program participants;

43.12 (4) promote informed and appropriate career choices and preparation; and

43.13 (5) ensure that employers in key technical fields have access to a talented and skilled  
43.14 workforce.

43.15 (b) Through the programs of study developed under this section, participating students  
43.16 must be able to earn college course credit toward an associate's degree. Career pathways  
43.17 will begin in grade 9 and must include workplace learning, high school, and postsecondary  
43.18 coursework. These pathways will provide a seamless sequence of study, extending through  
43.19 two years of postsecondary career and technical education, and culminating in an associate's  
43.20 degree.

43.21 Subd. 3. Application process. The commissioner must determine the form and manner  
43.22 of application for a school to be designated a P-TECH school. The application must contain  
43.23 at least the following information:

43.24 (1) the written agreement between a public school, a higher education institution under  
43.25 section 124D.09, subdivision 3, paragraph (a), and a business partner to jointly develop and  
43.26 support a P-TECH school;

43.27 (2) a proposed school design consistent with subdivisions 1 and 2;

43.28 (3) a description of how the P-TECH school supports the needs of the economic  
43.29 development region in which the P-TECH school is to be located;

43.30 (4) a description of the facilities to be used by the P-TECH school;

44.1 (5) a description of proposed budgets, curriculum, transportation plans, and other  
44.2 operating procedures for the P-TECH school;

44.3 (6) the process by which students will be enrolled in the P-TECH school;

44.4 (7) the qualifications required for individuals employed in the P-TECH school; and

44.5 (8) any additional information that the commissioner requires.

44.6 Subd. 4. **Approval process.** (a) The commissioner of education must appoint an advisory  
44.7 committee to review the applications and to recommend approval for those applications  
44.8 that meet the requirements of this section. The commissioner of education has final authority  
44.9 over application approvals.

44.10 (b) To the extent practicable, the commissioner must ensure an equitable geographic  
44.11 distribution of approved P-TECH schools.

44.12 (c) The commissioner must first begin approving applications for a P-TECH school  
44.13 enrolling students in the 2020-2021 school year or later.

44.14 Subd. 5. **P-TECH support grants.** When an appropriation is available, each P-TECH  
44.15 school is eligible for a grant to support start-up and ongoing program costs, which may  
44.16 include, but are not limited to, recruitment, student support, program materials, and P-TECH  
44.17 school liaisons. An approved P-TECH school is eligible to receive a grant to support start-up  
44.18 costs the year before first enrolling P-TECH students.

44.19 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.

44.20 Sec. 17. Minnesota Statutes 2018, section 124D.34, subdivision 2, is amended to read:

44.21 Subd. 2. **Creation of foundation.** There is created the Minnesota Foundation for Student  
44.22 Organizations. The purpose of the foundation is to promote ~~vocational~~ career and technical  
44.23 student organizations and applied leadership opportunities in Minnesota public and nonpublic  
44.24 schools through public-private partnerships. The foundation is a nonprofit organization.  
44.25 The board of directors of the foundation and activities of the foundation are under the  
44.26 direction of the commissioner of education.

44.27 Sec. 18. Minnesota Statutes 2018, section 124D.34, subdivision 3, is amended to read:

44.28 Subd. 3. **Board of directors.** The board of directors of the Minnesota Foundation for  
44.29 Student Organizations consists of:

44.30 (1) seven members appointed by the board of directors of the ~~school-to-work~~ career and  
44.31 technical student organizations and chosen so that each represents one of the following

45.1 career areas: agriculture, family and consumer sciences, service occupations, health  
45.2 occupations, marketing, business, and technical/industrial;

45.3 (2) seven members from business, industry, and labor appointed by the governor to  
45.4 staggered terms and chosen so that each represents one of the following career areas:  
45.5 agriculture, family and consumer sciences, service occupations, health occupations,  
45.6 marketing, business, and technical/industrial;

45.7 (3) five students or alumni of ~~school-to-work~~ career and technical student organizations  
45.8 representing diverse career areas, three from secondary student organizations, and two from  
45.9 postsecondary student organizations. The students or alumni shall be appointed by the  
45.10 criteria and process agreed upon by the executive directors of the ~~student-to-work~~ career  
45.11 and technical organizations; and

45.12 (4) four members from education appointed by the governor to staggered terms and  
45.13 chosen so that each represents one of the following groups: school district level  
45.14 administrators, secondary school administrators, middle school administrators, and  
45.15 postsecondary administrators.

45.16 Executive directors of ~~vocational~~ career and technical education student organizations  
45.17 are ex officio, nonvoting members of the board.

45.18 Sec. 19. Minnesota Statutes 2018, section 124D.34, subdivision 4, is amended to read:

45.19 Subd. 4. **Foundation programs.** The foundation shall advance applied leadership and  
45.20 intracurricular ~~vocational~~ career and technical learning experiences for students. These may  
45.21 include, but are not limited to:

45.22 (1) recognition programs and awards for students demonstrating excellence in applied  
45.23 leadership;

45.24 (2) summer programs for student leadership, career development, applied academics,  
45.25 and mentorship programs with business and industry;

45.26 (3) recognition programs for teachers, administrators, and others who make outstanding  
45.27 contributions to ~~school-to-work~~ career and technical programs;

45.28 (4) outreach programs to increase the involvement of urban and suburban students;

45.29 (5) organized challenges requiring cooperation and competition for secondary and  
45.30 postsecondary students;

45.31 (6) assistance and training to community teams to increase career awareness and  
45.32 empowerment of youth as community leaders; and

46.1 (7) assessment and activities in order to plan for and implement continuous improvement.

46.2 To the extent possible, the foundation shall make these programs available to students  
46.3 in all parts of the state.

46.4 Sec. 20. Minnesota Statutes 2018, section 124D.34, subdivision 5, is amended to read:

46.5 Subd. 5. **Powers and duties.** The foundation may:

46.6 (1) identify and plan common goals and priorities for the various ~~school-to-work~~ career  
46.7 and technical student organizations in Minnesota;

46.8 (2) publish brochures or booklets relating to the purposes of the foundation and collect  
46.9 reasonable fees for the publications;

46.10 (3) seek and receive public and private money, grants, and in-kind services and goods  
46.11 from nonstate sources for the purposes of the foundation, without complying with section  
46.12 16A.013, subdivision 1;

46.13 (4) contract with consultants on behalf of the ~~school-to-work~~ career and technical student  
46.14 organizations;

46.15 (5) plan, implement, and expend money for awards and other forms of recognition for  
46.16 ~~school-to-work~~ career and technical student programs; and

46.17 (6) identifying an appropriate name for the foundation.

46.18 Sec. 21. Minnesota Statutes 2018, section 124D.34, subdivision 8, is amended to read:

46.19 Subd. 8. **Public funding.** The state shall identify and secure appropriate funding for the  
46.20 basic staffing of the foundation and individual student ~~school-to-work~~ career and technical  
46.21 student organizations at the state level.

46.22 Sec. 22. Minnesota Statutes 2018, section 124D.34, subdivision 12, is amended to read:

46.23 Subd. 12. **Student organizations.** Individual boards of ~~vocational~~ career and technical  
46.24 education student organizations shall continue their operations in accordance with section  
46.25 124D.355 and applicable federal law.

46.26 Sec. 23. Minnesota Statutes 2018, section 124D.78, subdivision 2, is amended to read:

46.27 Subd. 2. **Resolution of concurrence.** Prior to March 1, the school board or American  
46.28 Indian school must submit to the department a copy of a resolution adopted by the American  
46.29 Indian education parent advisory committee. The copy must be signed by the chair of the

47.1 committee and must state whether the committee concurs with the educational programs  
47.2 for American Indian students offered by the school board or American Indian school. If the  
47.3 committee does not concur with the educational programs, the reasons for nonconcurrence  
47.4 and recommendations shall be submitted directly to the school board with the resolution.  
47.5 By resolution, the board must respond in writing within 60 days, in cases of nonconcurrence,  
47.6 to each recommendation made by the committee and state its reasons for not implementing  
47.7 the recommendations.

47.8 Sec. 24. Minnesota Statutes 2018, section 124D.862, subdivision 1, is amended to read:

47.9 Subdivision 1. **Initial achievement and integration revenue.** (a) An eligible district's  
47.10 initial achievement and integration revenue equals the lesser of 100.3 percent of the district's  
47.11 expenditures under the budget approved by the commissioner under section 124D.861,  
47.12 subdivision 3, paragraph (c), excluding expenditures used to generate incentive revenue  
47.13 under subdivision 2, or the sum of (1) \$350 times the district's adjusted pupil units for that  
47.14 year times the ratio of the district's enrollment of protected students for the previous school  
47.15 year to total enrollment for the previous school year and (2) the greater of zero or 66 percent  
47.16 of the difference between the district's integration revenue for fiscal year 2013 and the  
47.17 district's integration revenue for fiscal year 2014 under clause (1).

47.18 (b) In each year, an amount equal to 0.3 percent of each district's initial achievement  
47.19 and integration revenue for the second prior fiscal year is transferred to the department for  
47.20 the oversight and accountability activities required under this section and section 124D.861.

47.21 Sec. 25. Minnesota Statutes 2018, section 124D.98, is amended by adding a subdivision  
47.22 to read:

47.23 Subd. 4. **Medium and high growth.** (a) The definitions in this subdivision apply to this  
47.24 section.

47.25 (b) "Medium growth" is an assessment score within one-half standard deviation above  
47.26 or below the average year-two assessment scores for students with similar year-one  
47.27 assessment scores.

47.28 (c) "High growth" is an assessment score one-half standard deviation or more above the  
47.29 average year-two assessment scores for students with similar year-one assessment scores.

47.30 Sec. 26. Laws 2016, chapter 189, article 25, section 62, subdivision 15, is amended to  
47.31 read:

47.32 Subd. 15. **Certificate incentive funding.** (a) For the certificate incentive program:

48.1		<del>1,000,000</del>		
48.2	\$	<u>139,000</u>	.....	2017

48.3       **(b)** This is a onetime appropriation. This appropriation is available until June 30, 2019.  
 48.4       \$861,000 of the initial fiscal year 2017 appropriation is canceled to the general fund on June  
 48.5       29, 2019.

48.6       Sec. 27. Laws 2017, First Special Session chapter 5, article 2, section 55, subdivision 1,  
 48.7       is amended to read:

48.8       Subdivision 1. **Definition.** (a) "Rural career and technical education (CTE) consortium"  
 48.9       means a voluntary collaboration of a at least one service cooperative and other regional  
 48.10       public and private partners, including school districts and higher education institutions, that  
 48.11       work together to provide career and technical education opportunities within the service  
 48.12       cooperative's multicounty service area.

48.13       (b) A consortium that includes more than one service cooperative must designate one  
 48.14       service cooperative to serve as fiscal host for the consortium.

48.15       Sec. 28. Laws 2017, First Special Session chapter 5, article 2, section 55, subdivision 6,  
 48.16       is amended to read:

48.17       Subd. 6. **Grant recipients.** For fiscal years 2018 and 2019, the commissioner shall award  
 48.18       a two-year grant to the consortium that is a collaboration of the Southwest/West Central  
 48.19       Service Cooperative (SWWC), Southwest Minnesota State University, Minnesota West  
 48.20       Community and Technical College, Ridgewater College, and other regional public and  
 48.21       private partners. For fiscal years 2020 and 2021, the commissioner shall award a two-year  
 48.22       grant to an applicant consortium that includes at least one of the South Central Service  
 48.23       Cooperative or Southeast Service Cooperative and a two-year grant to an applicant  
 48.24       consortium that includes at least one of the Northwest Service Cooperative or Northeast  
 48.25       Service Cooperative.

48.26       Sec. 29. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 14,  
 48.27       is amended to read:

48.28       Subd. 14. **Singing-based pilot program to improve student reading.** (a) For a grant  
 48.29       to pilot a research-supported, computer-based educational program that uses singing to  
 48.30       improve the reading ability of students in grades 2 through 5:

48.31	\$	<del>500,000</del> <u>270,000</u>	.....	2018
48.32	\$	0	.....	2019

49.1 (b) The commissioner of education shall award a grant to the Rock 'n' Read Project to  
 49.2 implement a research-supported, computer-based educational program that uses singing to  
 49.3 improve the reading ability of students in grades 2 through 5. The grantee shall be responsible  
 49.4 for selecting participating school sites; providing any required hardware and software,  
 49.5 including software licenses, for the duration of the grant period; providing technical support,  
 49.6 training, and staff to install required project hardware and software; providing on-site  
 49.7 professional development and instructional monitoring and support for school staff and  
 49.8 students; administering preintervention and postintervention reading assessments; evaluating  
 49.9 the impact of the intervention; and other project management services as required. To the  
 49.10 extent practicable, the grantee must select participating schools in urban, suburban, and  
 49.11 greater Minnesota, and give priority to schools in which a high proportion of students do  
 49.12 not read proficiently at grade level and are eligible for free or reduced-price lunch.

49.13 (c) By February 15, 2019, the grantee must submit a report detailing expenditures and  
 49.14 outcomes of the grant to the commissioner of education and the chairs and ranking minority  
 49.15 members of the legislative committees with primary jurisdiction over kindergarten through  
 49.16 grade 12 education policy and finance.

49.17 (d) This is a onetime appropriation. \$230,000 of the initial fiscal year 2018 appropriation  
 49.18 is canceled to the general fund on June 30, 2019.

49.19 **Sec. 30. COLLABORATIVE SUMMER INTENSIVE PROGRAM.**

49.20 An intensive summer school program for students in grades 5 through 8 is established  
 49.21 in six school districts. The school districts of Ely, Independent School District No. 696; St.  
 49.22 Louis County, Independent School District No. 2142; Mesabi East, Independent School  
 49.23 District No. 2711; Mountain Iron-Buhl, Independent School District No. 712; Chisholm,  
 49.24 Independent School District No. 695; and Hibbing, Independent School District No. 701;  
 49.25 must collaborate to provide a summer school program that includes vocational, academic,  
 49.26 fine arts, and recreational programming in each of the school districts over a three-week  
 49.27 period spread throughout the summer, as long as appropriated grant funds are available.

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

49.29 **Sec. 31. CURSIVE HANDWRITING.**

49.30 As part of the English language arts standards review during the 2019-2020 school year,  
 49.31 the commissioner of education must develop an elementary English language arts model  
 49.32 curriculum that is designed to enable students to develop legible cursive handwriting skills

50.1 by the end of grade 5. The commissioner must include instructional materials in the model  
50.2 curriculum.

50.3 Sec. 32. MINNESOTA READS ACTION COUNCIL.

50.4 Subdivision 1. Establishment. The commissioner of education may establish the  
50.5 Minnesota Reads action council.

50.6 Subd. 2. Membership. The Minnesota Reads action council must consist of 26 public  
50.7 members.

50.8 Subd. 3. Public members. (a) The commissioner must appoint, in the manner provided  
50.9 in Minnesota Statutes, section 15.0597, 26 public members, including the following:

50.10 (1) two early childhood teachers;

50.11 (2) three reading specialists;

50.12 (3) two adult basic education literacy teachers;

50.13 (4) one licensed school media specialist;

50.14 (5) one school board member;

50.15 (6) one member representing public libraries;

50.16 (7) two literacy researchers;

50.17 (8) one member representing Minnesota teacher preparation programs;

50.18 (9) one member representing the Minnesota Parent Teacher Association;

50.19 (10) one member representing public health;

50.20 (11) one member representing Decoding Dyslexia;

50.21 (12) two school administrators;

50.22 (13) two parents or guardians of elementary-aged children;

50.23 (14) two students;

50.24 (15) one member representing the Minnesota Literacy Council;

50.25 (16) one member representing Minnesota Reading Corps; and

50.26 (17) two members representing Minnesota businesses.

50.27 (b) Council membership must include, where possible, representation that is racially,  
50.28 culturally, linguistically, geographically, and economically diverse.

51.1 (c) The first appointments must be made by August 15, 2019.

51.2 Subd. 4. **Term.** Members of the council must serve until the council's expiration.

51.3 Subd. 5. **Administration.** The commissioner or the commissioner's designee must  
51.4 provide meeting space and administrative services for the council. The Department of  
51.5 Education dyslexia specialist must provide technical assistance to the action council on  
51.6 request. The commissioner or the commissioner's designee must convene the first meeting  
51.7 of the council no later than September 15, 2019.

51.8 Subd. 6. **Chairs.** At the council's first meeting, the members must elect a chair and a  
51.9 vice-chair whose duties shall be established by the council. The council's chair must be a  
51.10 member with substantial professional and academic expertise in literacy pedagogy or  
51.11 research.

51.12 Subd. 7. **Meeting.** The council must meet periodically.

51.13 Subd. 8. **No compensation; expenses.** Public members of the council serve without  
51.14 compensation but are eligible for reimbursement for expenses consistent with Minnesota  
51.15 Statutes, section 15.059, subdivision 6.

51.16 Subd. 9. **Duties.** The council must consult with and advise the commissioner on matters  
51.17 related to the development, implementation, and evaluation of programs designed to increase  
51.18 the reading proficiency of children and adults, including early childhood programs, programs  
51.19 for school-age children, and programs for adult learners. The council must advise the  
51.20 commissioner on strategies to (1) meet or exceed a 90 percent rate of reading proficiency  
51.21 on the Minnesota Comprehensive Assessments no later than 2025, and (2) meet the  
51.22 legislature's goal of every student reading at or above grade level no later than the end of  
51.23 grade 3 under Minnesota Statutes, section 120B.12.

51.24 Subd. 10. **Report.** (a) By February 15, 2020, the council must submit to the chairs and  
51.25 ranking minority members of the committees of the senate and the house of representatives  
51.26 with primary jurisdiction over prekindergarten through grade 12 education a report  
51.27 containing:

51.28 (1) the council's rigorous assessment of the state's literacy programs for children and  
51.29 adults;

51.30 (2) the council's rigorous assessment of the state's literacy outcomes for children and  
51.31 adults;

51.32 (3) recommendations for legislative action, with draft legislation to implement the  
51.33 recommendations; and

52.1 (4) a plan for a strategic statewide campaign to eliminate child and adult illiteracy.

52.2 (b) The Department of Education must publish the report on the department's website.

52.3 Subd. 11. **Agency coordination.** The council must consult with other state agencies and  
52.4 organizations with an interest in child and adult literacy and advise the commissioner on  
52.5 strategies to better coordinate state literacy programs and resources.

52.6 Subd. 12. **Open meetings.** The council is subject to the requirements of Minnesota  
52.7 Statutes, chapter 13D.

52.8 Subd. 13. **Expiration.** The council expires on February 16, 2020.

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

52.10 Sec. 33. **REPORT ON THE SAFETY OF YOUTH IN SKILLED TRADES.**

52.11 The commissioner of labor and industry must study ways to allow for the safety of  
52.12 middle and high school aged students who receive hands-on training in skilled trades,  
52.13 including on location at construction sites. The report must identify safety precautions that  
52.14 should be undertaken, including proposed legislation, if any. The commissioner must report  
52.15 to the chairs and ranking minority members of legislative committees with jurisdiction over  
52.16 labor and industry and kindergarten through grade 12 by January 15, 2020.

52.17 Sec. 34. **APPROPRIATIONS.**

52.18 Subdivision 1. **Department of Education.** The sums indicated in this section are  
52.19 appropriated from the general fund to the Department of Education for the fiscal years  
52.20 designated.

52.21 Subd. 2. **Achievement and integration aid.** For achievement and integration aid under  
52.22 Minnesota Statutes, section 124D.862:

52.23     \$    80,201,000    .....    2020

52.24     \$    83,003,000    .....    2021

52.25 The 2020 appropriation includes \$7,059,000 for 2019 and \$73,142,000 for 2020.

52.26 The 2021 appropriation includes \$8,091,000 for 2020 and \$74,912,000 for 2021.

52.27 Subd. 3. **Literacy incentive aid.** For literacy incentive aid under Minnesota Statutes,  
52.28 section 124D.98:

52.29     \$    45,304,000    .....    2020

52.30     \$    45,442,000    .....    2021

53.1 The 2020 appropriation includes \$4,582,000 for 2019 and \$40,722,000 for 2020.

53.2 The 2021 appropriation includes \$4,524,000 for 2020 and \$40,918,000 for 2021.

53.3 Subd. 4. **Interdistrict desegregation or integration transportation grants.** For  
53.4 interdistrict desegregation or integration transportation grants under Minnesota Statutes,  
53.5 section 124D.87:

53.6 \$ 13,874,000 ..... 2020

53.7 \$ 14,589,000 ..... 2021

53.8 Subd. 5. **Tribal contract schools.** For tribal contract school aid under Minnesota Statutes,  
53.9 section 124D.83:

53.10 \$ 1,825,000 ..... 2020

53.11 \$ 1,779,000 ..... 2021

53.12 The 2020 appropriation includes \$299,000 for 2019 and \$1,526,000 for 2020.

53.13 The 2021 appropriation includes \$169,000 for 2020 and \$1,610,000 for 2021.

53.14 Subd. 6. **American Indian education aid.** For American Indian education aid under  
53.15 Minnesota Statutes, section 124D.81, subdivision 2a:

53.16 \$ 9,515,000 ..... 2020

53.17 \$ 9,673,000 ..... 2021

53.18 The 2020 appropriation includes \$960,000 for 2019 and \$8,555,000 for 2020.

53.19 The 2021 appropriation includes \$950,000 for 2020 and \$8,723,000 for 2021.

53.20 Subd. 7. **Early childhood literacy programs.** (a) For early childhood literacy programs  
53.21 under Minnesota Statutes, section 119A.50, subdivision 3:

53.22 \$ 7,953,000 ..... 2020

53.23 \$ 7,953,000 ..... 2021

53.24 (b) Up to \$7,953,000 each year is for leveraging federal and private funding to support  
53.25 AmeriCorps members serving in the Minnesota reading corps program established by  
53.26 ServeMinnesota, including costs associated with training and teaching early literacy skills  
53.27 to children ages three through grade 3 and evaluating the impact of the program under  
53.28 Minnesota Statutes, sections 124D.38, subdivision 2, and 124D.42, subdivision 6.

53.29 (c) Any balance in the first year does not cancel but is available in the second year.

53.30 (d) The base for fiscal year 2022 is \$8,106,000.

53.31 (e) The base for fiscal year 2023 and later is \$8,103,000.

54.1 Subd. 8. **Concurrent enrollment program.** (a) For concurrent enrollment programs  
54.2 under Minnesota Statutes, section 124D.091:

54.3 \$ 4,000,000 ..... 2020

54.4 \$ 4,000,000 ..... 2021

54.5 (b) If the appropriation is insufficient, the commissioner must proportionately reduce  
54.6 the aid payment to each district.

54.7 (c) Any balance in the first year does not cancel but is available in the second year.

54.8 Subd. 9. **ServeMinnesota program.** (a) For funding ServeMinnesota programs under  
54.9 Minnesota Statutes, sections 124D.37 to 124D.45:

54.10 \$ 900,000 ..... 2020

54.11 \$ 900,000 ..... 2021

54.12 (b) A grantee organization may provide health and child care coverage to the dependents  
54.13 of each participant enrolled in a full-time ServeMinnesota program to the extent such  
54.14 coverage is not otherwise available.

54.15 Subd. 10. **Student organizations.** (a) For student organizations:

54.16 \$ 768,000 ..... 2020

54.17 \$ 768,000 ..... 2021

54.18 (b) \$46,000 each year is for student organizations serving health occupations (HOSA).

54.19 (c) \$100,000 each year is for student organizations serving trade and industry occupations  
54.20 (Skills USA, secondary and postsecondary).

54.21 (d) \$95,000 each year is for student organizations serving business occupations (BPA,  
54.22 secondary and postsecondary).

54.23 (e) \$193,000 each year is for student organizations serving agriculture occupations (FFA,  
54.24 PAS).

54.25 (f) \$185,000 each year is for student organizations serving family and consumer science  
54.26 occupations (FCCLA). Notwithstanding Minnesota Rules, part 3505.1000, subparts 28 and  
54.27 31, the student organizations serving FCCLA shall continue to serve students younger than  
54.28 grade 9.

54.29 (g) \$109,000 each year is for student organizations serving marketing occupations (DECA  
54.30 and DECA collegiate).

54.31 (h) \$40,000 each year is for the Minnesota Foundation for Student Organizations.

55.1 (i) Any balance in the first year does not cancel but is available in the second year.

55.2 Subd. 11. **Museums and education centers.** (a) For grants to museums and education  
55.3 centers:

55.4 \$ 541,000 ..... 2020

55.5 \$ 541,000 ..... 2021

55.6 (b) \$319,000 each year is for the Minnesota Children's Museum. Of the amount in this  
55.7 paragraph, \$50,000 each year is for the Minnesota Children's Museum, Rochester.

55.8 (c) \$50,000 each year is for the Duluth Children's Museum.

55.9 (d) \$41,000 each year is for the Minnesota Academy of Science.

55.10 (e) \$50,000 each year is for the Headwaters Science Center.

55.11 (f) \$31,000 in fiscal years 2020 and 2021 only is for the Judy Garland Museum for the  
55.12 Children's Discovery Museum of Grand Rapids.

55.13 (g) \$50,000 in fiscal years 2020 and 2021 only is for the Children's Museum of Southern  
55.14 Minnesota.

55.15 (h) Any balance in the first year does not cancel but is available in the second year.

55.16 (i) The base for fiscal year 2022 is \$460,000.

55.17 Subd. 12. **Recovery program grants.** For recovery program grants under Minnesota  
55.18 Statutes, section 124D.695:

55.19 \$ 750,000 ..... 2020

55.20 \$ 750,000 ..... 2021

55.21 Any balance in the first year does not cancel but is available in the second year.

55.22 Subd. 13. **Minnesota math corps program.** (a) For the Minnesota math corps program  
55.23 under Minnesota Statutes, section 124D.42, subdivision 9:

55.24 \$ 500,000 ..... 2020

55.25 \$ 500,000 ..... 2021

55.26 (b) The base for fiscal year 2022 is \$650,000. Any balance in the first year does not  
55.27 cancel but is available in the second year.

55.28 Subd. 14. **Minnesota Principals Academy.** (a) For grants to the University of Minnesota  
55.29 College of Education and Human Development for the operation of the Minnesota Principals  
55.30 Academy:

56.1           \$        200,000     .....  2020

56.2           \$        200,000     .....  2021

56.3           (b) Of these amounts, \$50,000 must be used to pay the costs of attendance for principals  
 56.4 and school leaders from schools identified for intervention under the state's accountability  
 56.5 system as implemented to comply with the federal Every Student Succeeds Act. To the  
 56.6 extent funds are available, the Department of Education is encouraged to use up to \$200,000  
 56.7 of federal Title II funds to support additional participation in the Principals Academy by  
 56.8 principals and school leaders from schools identified for intervention under the state's  
 56.9 accountability system as implemented to comply with the federal Every Student Succeeds  
 56.10 Act.

56.11           (c) Any balance in the first year does not cancel but is available in the second year.

56.12           Subd. 15. Charter school building lease aid. For building lease aid under Minnesota  
 56.13 Statutes, section 124E.22:

56.14           \$        85,279,000     .....  2020

56.15           \$        90,843,000     .....  2021

56.16           The 2020 appropriation includes \$8,021,000 for 2019 and \$77,258,000 for 2020.

56.17           The 2021 appropriation includes \$8,584,000 for 2020 and \$82,259,000 for 2021.

56.18           Subd. 16. Statewide testing and reporting system. For the statewide testing and  
 56.19 reporting system under Minnesota Statutes, section 120B.30:

56.20           \$        10,892,000     .....  2020

56.21           \$        10,892,000     .....  2021

56.22           Any balance in the first year does not cancel but is available in the second year.

56.23           Subd. 17. College entrance examination reimbursement. To reimburse districts for  
 56.24 students who qualify under Minnesota Statutes, section 120B.30, subdivision 1, paragraph  
 56.25 (e), for payment of their college entrance examination fee:

56.26           \$        1,511,000     .....  2020

56.27           \$        1,511,000     .....  2021

56.28           The commissioner must reimburse school districts for the costs for free or reduced-price  
 56.29 meal eligible students who take the ACT or SAT test under Minnesota Statutes, section  
 56.30 120B.30, subdivision 1.

56.31           Any balance in the first year does not cancel but is available in the second year.

57.1 Subd. 18. Examination fees; teacher training and support programs. (a) For students'  
 57.2 advanced placement and international baccalaureate examination fees under Minnesota  
 57.3 Statutes, section 120B.13, subdivision 3, and the training and related costs for teachers and  
 57.4 other interested educators under Minnesota Statutes, section 120B.13, subdivision 1:

57.5 \$ 4,500,000 ..... 2020

57.6 \$ 4,500,000 ..... 2021

57.7 (b) The advanced placement program shall receive 75 percent of the appropriation each  
 57.8 year and the international baccalaureate program shall receive 25 percent of the appropriation  
 57.9 each year. The department, in consultation with representatives of the advanced placement  
 57.10 and international baccalaureate programs selected by the Advanced Placement Advisory  
 57.11 Council and International Baccalaureate Minnesota, respectively, shall determine the amounts  
 57.12 of the expenditures each year for examination fees and training and support programs for  
 57.13 each program.

57.14 (c) Notwithstanding Minnesota Statutes, section 120B.13, subdivision 1, at least \$500,000  
 57.15 each year is for teachers to attend subject matter summer training programs and follow-up  
 57.16 support workshops approved by the advanced placement or international baccalaureate  
 57.17 programs. The amount of the subsidy for each teacher attending an advanced placement or  
 57.18 international baccalaureate summer training program or workshop shall be the same. The  
 57.19 commissioner shall determine the payment process and the amount of the subsidy.

57.20 (d) The commissioner shall pay all examination fees for all students of low-income  
 57.21 families under Minnesota Statutes, section 120B.13, subdivision 3, and to the extent of  
 57.22 available appropriations, shall also pay examination fees for students sitting for an advanced  
 57.23 placement examination, international baccalaureate examination, or both.

57.24 (e) Any balance in the first year does not cancel but is available in the second year.

57.25 Subd. 19. Grants to increase science, technology, engineering, and math course  
 57.26 offerings. (a) For grants to schools to encourage low-income and other underserved students  
 57.27 to participate in advanced placement and international baccalaureate programs according  
 57.28 to Minnesota Statutes, section 120B.132:

57.29 \$ 250,000 ..... 2020

57.30 \$ 250,000 ..... 2021

57.31 (b) Any balance in the first year does not cancel but is available in the second year.

57.32 Subd. 20. Rural career and technical education consortium. (a) For rural career and  
 57.33 technical education consortium grants:

58.1           \$        3,000,000   ..... 2020

58.2           \$        3,000,000   ..... 2021

58.3           (b) If the appropriation in the first year is insufficient, the 2021 appropriation is available.

58.4           (c) The base for fiscal year 2022 is \$0.

58.5           Subd. 21. **Online access to music education.** (a) For a grant to the MacPhail Center for  
58.6 Music to broaden access to music education in rural Minnesota:

58.7           \$        100,000   ..... 2020

58.8           \$        100,000   ..... 2021

58.9           (b) The MacPhail Center must use the grants received under paragraph (a) to broaden  
58.10 access to music education in rural Minnesota. The program must supplement and enhance  
58.11 an existing program and may provide individual instruction, sectional ensembles, other  
58.12 group activities, workshops, and early childhood music activities. The MacPhail Center  
58.13 must design its program in consultation with music educators who teach in rural Minnesota.  
58.14 The grant may be used by the MacPhail Center for costs related to delivering online access  
58.15 to music education including employee costs, program evaluation, and technology expenses.

58.16           (c) Upon request from a school's music educator, the MacPhail Center may enter into  
58.17 an agreement with the school to provide a program according to paragraph (b). In an early  
58.18 childhood setting, the MacPhail Center may provide a program upon a request initiated by  
58.19 an early childhood educator.

58.20           (d) By January 15 of each year, the MacPhail Center must prepare and submit a report  
58.21 to the legislature describing the online programs offered, program outcomes, the students  
58.22 served, an estimate of the unmet need for music education, and for calendar years 2020 and  
58.23 later, a detailed list of expenditures for the previous year.

58.24           (e) The base in fiscal year 2024 is \$0.

58.25           Subd. 22. **ServeMinnesota programs at tribal contract and grant schools.** (a) For  
58.26 grants to ServeMinnesota to enhance reading and math corps programming at American  
58.27 Indian-controlled tribal contract and grant schools eligible for aid under Minnesota Statutes,  
58.28 section 124D.83:

58.29           \$        208,000   ..... 2020

58.30           \$        208,000   ..... 2021

58.31           (b) Any balance in the first year does not cancel, but is available in the second year. The  
58.32 base in fiscal year 2022 is \$0.

59.1 Subd. 23. Educational stability for students living in foster care. For a pilot project  
59.2 to promote educational stability for students living in foster care under Laws 2017, First  
59.3 Special Session chapter 5, article 2, section 54:

59.4 \$ 1,000,000 ..... 2020

59.5 \$ 0 ..... 2021

59.6 Up to five percent of the appropriation may be used for state and local administrative costs  
59.7 such as reporting, technical support, and establishing a title IV-E reimbursement claiming  
59.8 process. This is a onetime appropriation and is available until June 30, 2021.

59.9 Subd. 24. P-TECH schools. (a) For P-TECH support grants under Minnesota Statutes,  
59.10 section 124D.093, subdivision 5:

59.11 \$ 1,500,000 ..... 2020

59.12 \$ 1,500,000 ..... 2021

59.13 (b) Grants must not exceed \$500,000 per P-TECH school, per fiscal year.

59.14 (c) Any balance in the first year does not cancel but is available in the second year.

59.15 Subd. 25. Sanneh Foundation. (a) For a grant to the Sanneh Foundation:

59.16 \$ 1,000,000 ..... 2020

59.17 \$ 1,000,000 ..... 2021

59.18 (b) The grant must be used for programs for low-performing and chronically absent  
59.19 students with a focus on low-income students and students of color. The goals of the grants  
59.20 include decreasing absenteeism, encouraging school engagement, improving grades, and  
59.21 improving graduation rates. The grants may be used to:

59.22 (1) provide all-day, in-school academic and behavioral interventions and social and  
59.23 emotional learning throughout the school year;

59.24 (2) provide year-round, out-of-school behavioral, social, and emotional learning  
59.25 interventions and enrichment activities;

59.26 (3) enhance career exploration opportunities, including exposure to businesses and  
59.27 business activities; and

59.28 (4) develop pathways in cooperation with business higher education partners for  
59.29 participants to pursue careers in education and youth development.

59.30 (c) The base for fiscal year 2022 is \$0.

60.1 Subd. 26. Collaborative summer intensive program. (a) For the collaborative summer  
60.2 intensive program:

60.3 \$ 802,000 ..... 2020

60.4 (b) The six collaborating school districts must provide matching funds equal to the grant  
60.5 amount. The matching funds may be in cash or in-kind contributions.

60.6 (c) This is a onetime appropriation and is available until June 30, 2021.

60.7 Subd. 27. Vocational enrichment grant. (a) For a vocational enrichment grant to  
60.8 Independent School District No. 252, Fairmont:

60.9 \$ 87,000 ..... 2020

60.10 (b) The grant must be used for a vocational enrichment program that operates outside  
60.11 of the regular school day, including over weekends or the summer, to provide instruction  
60.12 in vocational courses, including courses in welding and construction trades.

60.13 (c) This is a onetime appropriation and is available until June 30, 2021.

60.14 Subd. 28. Race 2 Reduce. (a) For grants to support Race 2 Reduce water conservation  
60.15 programming in Minnesota schools:

60.16 \$ 50,000 ..... 2020

60.17 \$ 50,000 ..... 2021

60.18 (b) In each fiscal year, \$10,000 is for H2O for Life to provide project management and  
60.19 support, Minnesota GreenCorps member hosting, curriculum development and classroom  
60.20 instruction assistance, school outreach, and community volunteer training.

60.21 (c) In each fiscal year, \$30,000 is for Independent School District No. 624, White Bear  
60.22 Lake, for Race 2 Reduce curriculum development, teacher in-service training, service  
60.23 learning activities, and community public awareness events.

60.24 (d) In each fiscal year, \$10,000 is for competitive grants to schools to implement the  
60.25 water conservation curriculum and co-develop the central platform. Minnesota school  
60.26 districts or charter schools may apply to the commissioner in the form and manner determined  
60.27 by the commissioner.

60.28 (e) The base in fiscal year 2022 is \$0.

60.29 Subd. 29. Construction and skilled trades counseling and report. (a) For transfer to  
60.30 the commissioner of labor and industry for staff collaboration with the Department of  
60.31 Education on construction and skilled trades counseling under Minnesota Statutes, section  
60.32 120B.126:



62.1 (e) A teacher must not use professional relationships with students, parents, and  
62.2 colleagues to personal advantage.

62.3 (f) A teacher must delegate authority for teaching responsibilities only to licensed  
62.4 personnel or as otherwise provided by law.

62.5 (g) A teacher must not deliberately suppress or distort subject matter.

62.6 (h) A teacher must not knowingly falsify or misrepresent records or facts relating to that  
62.7 teacher's own qualifications or to other teachers' qualifications.

62.8 (i) A teacher must not knowingly make false or malicious statements about students or  
62.9 colleagues.

62.10 (j) A teacher must accept a contract for a teaching position that requires licensing only  
62.11 if properly or provisionally licensed for that position.

62.12 (k) A teacher must not engage in any sexual conduct or contact with a student.

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

62.14 Sec. 2. Minnesota Statutes 2018, section 122A.07, is amended by adding a subdivision to  
62.15 read:

62.16 Subd. 6. **Public employer compensation reduction prohibited.** The public employer  
62.17 of a member shall not reduce the member's compensation or benefits because of the member's  
62.18 absence from employment when engaging in the business of the board.

62.19 Sec. 3. Minnesota Statutes 2018, section 122A.09, subdivision 2, is amended to read:

62.20 Subd. 2. **Advise members of profession.** (a) The Professional Educator Licensing and  
62.21 Standards Board must act in an advisory capacity to members of the profession in matters  
62.22 of interpretation of the code of ethics in section 122A.051.

62.23 (b) The board must develop a process for a school district or charter school to receive  
62.24 a written complaint about a teacher under the code of ethics and forward the complaint to  
62.25 the board. A school board must inform parents and guardians of students in the school  
62.26 district or charter school of their ability to submit a complaint to the school board under  
62.27 this section.

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

63.1 Sec. 4. Minnesota Statutes 2018, section 122A.092, subdivision 5, is amended to read:

63.2 Subd. 5. **Reading strategies.** (a) ~~All colleges and universities~~ A teacher preparation  
63.3 program approved by the Professional Educator Licensing and Standards Board to prepare  
63.4 persons for classroom teacher licensure must include in their teacher preparation programs  
63.5 research-based best practices in reading, consistent with section 122A.06, subdivision 4,  
63.6 that enables the licensure candidate to teach reading in the candidate's content areas. Teacher  
63.7 candidates must be instructed in using students' native languages as a resource in creating  
63.8 effective differentiated instructional strategies for English learners developing literacy skills.  
63.9 These colleges and universities also must prepare early childhood and elementary teacher  
63.10 candidates for Tier 3 and Tier 4 teaching licenses under sections 122A.183 and 122A.184,  
63.11 respectively, for the portion of the examination under section 122A.185, subdivision 1,  
63.12 paragraph (c), covering assessment of reading instruction.

63.13 (b) Board-approved teacher preparation programs for teachers of elementary education  
63.14 must require instruction in applying comprehensive, ~~scientifically based~~ evidence-based,  
63.15 and ~~balanced~~ structured reading instruction programs that:

63.16 (1) teach students to read using foundational knowledge, practices, and strategies  
63.17 consistent with section 122A.06, subdivision 4, so that all students achieve continuous  
63.18 progress in reading; and

63.19 (2) teach specialized instruction in reading strategies, interventions, and remediations  
63.20 that enable students of all ages and proficiency levels to become proficient readers.

63.21 (c) Board-approved teacher preparation programs for teachers of elementary education,  
63.22 early childhood education, special education, and reading intervention must include  
63.23 instruction on dyslexia, as defined in section 125A.01, subdivision 2. Teacher preparation  
63.24 programs may consult with the Department of Education, including the dyslexia specialist  
63.25 under section 120B.122, to develop instruction under this paragraph. Instruction on dyslexia  
63.26 must be modeled on practice standards of the International Dyslexia Association, and must  
63.27 address:

63.28 (1) the nature and symptoms of dyslexia;

63.29 (2) resources available for students who show characteristics of dyslexia;

63.30 (3) evidence-based instructional strategies for students who show characteristics of  
63.31 dyslexia, including the structured literacy approach; and

63.32 (4) outcomes of intervention and lack of intervention for students who show  
63.33 characteristics of dyslexia.

64.1 ~~(e)~~ (d) Nothing in this section limits the authority of a school district to select a school's  
64.2 reading program or curriculum.

64.3 **EFFECTIVE DATE.** This section is effective June 1, 2020.

64.4 Sec. 5. Minnesota Statutes 2018, section 122A.182, subdivision 1, is amended to read:

64.5 Subdivision 1. **Requirements.** (a) The Professional Educator Licensing and Standards  
64.6 Board must approve a request from a district or charter school to issue a Tier 2 license in a  
64.7 specified content area to a candidate if:

64.8 (1) the candidate meets the educational or professional requirements in paragraph (b)  
64.9 or (c);

64.10 (2) the candidate:

64.11 (i) has completed the coursework required under subdivision 2;

64.12 (ii) is enrolled in a Minnesota-approved teacher preparation program or a state-approved  
64.13 teacher preparation program if no licensure program exists in Minnesota; or

64.14 (iii) has a master's degree in the specified content area; and

64.15 (3) the district or charter school demonstrates that a criminal background check under  
64.16 section 122A.18, subdivision 8, has been completed on the candidate.

64.17 (b) A candidate for a Tier 2 license must have a bachelor's degree to teach a class outside  
64.18 a career and technical education or career pathways course of study.

64.19 (c) A candidate for a Tier 2 license must have one of the following credentials in a  
64.20 relevant content area to teach a class or course in a career and technical education or career  
64.21 pathways course of study:

64.22 (1) an associate's degree;

64.23 (2) a professional certification; or

64.24 (3) five years of relevant work experience.

64.25 Sec. 6. Minnesota Statutes 2018, section 122A.187, subdivision 5, is amended to read:

64.26 Subd. 5. **Reading preparation.** (a) The Professional Educator Licensing and Standards  
64.27 Board must adopt rules that require ~~all~~ early childhood through grade 8 licensed teachers  
64.28 who are renewing a Tier 3 or Tier 4 teaching license under sections 122A.183 and 122A.184,  
64.29 respectively, to include in the renewal requirements further reading preparation, consistent  
64.30 with section 122A.06, subdivision 4.

65.1 (b) The reading preparation under this subdivision must include training to enable a  
65.2 teacher to:

65.3 (1) understand dyslexia as defined in section 125A.01, subdivision 2, and recognize  
65.4 dyslexia characteristics in students; and

65.5 (2) identify and access Department of Education personnel and professional resources  
65.6 using dyslexia best practices in each license renewal period that are evidence-based.

65.7 (c) The Department of Education must provide guidance on evidence-based approaches  
65.8 and best practices for trainings.

65.9 (d) The rules adopted under this subdivision do not take effect until they are approved  
65.10 by law. Teachers who do not provide direct instruction including, at least, counselors, school  
65.11 psychologists, school nurses, school social workers, audiovisual directors and coordinators,  
65.12 and recreation personnel are exempt from this ~~section~~ subdivision.

65.13 Sec. 7. Minnesota Statutes 2018, section 122A.20, subdivision 1, is amended to read:

65.14 Subdivision 1. **Grounds for revocation, suspension, or denial.** (a) The Professional  
65.15 Educator Licensing and Standards Board or Board of School Administrators, whichever  
65.16 has jurisdiction over a teacher's licensure, may, on the written complaint of the school board  
65.17 employing a teacher, a teacher organization, or any other interested person, refuse to issue,  
65.18 refuse to renew, suspend, or revoke a teacher's license to teach for any of the following  
65.19 causes:

65.20 (1) immoral character or conduct;

65.21 (2) failure, without justifiable cause, to teach for the term of the teacher's contract;

65.22 (3) gross inefficiency or willful neglect of duty;

65.23 (4) failure to meet licensure requirements; ~~or~~

65.24 (5) fraud or misrepresentation in obtaining a license; or

65.25 (6) engagement in any sexual conduct or contact with a student, such as intentional and  
65.26 inappropriate patting, touching, pinching, or other physical contact with a student that is  
65.27 sexually motivated.

65.28 The written complaint must specify the nature and character of the charges.

65.29 (b) The Professional Educator Licensing and Standards Board or Board of School  
65.30 Administrators, whichever has jurisdiction over a teacher's licensure, shall refuse to issue,  
65.31 refuse to renew, or automatically revoke a teacher's license to teach without the right to a

66.1 hearing upon receiving a certified copy of a conviction showing that the teacher has been  
66.2 convicted of:

66.3 (1) child abuse, as defined in section 609.185;

66.4 (2) sex trafficking in the first degree under section 609.322, subdivision 1;

66.5 (3) sex trafficking in the second degree under section 609.322, subdivision 1a;

66.6 (4) engaging in hiring, or agreeing to hire a minor to engage in prostitution, or housing  
66.7 an unrelated minor engaged in prostitution under section 609.324, subdivision subdivisions  
66.8 1, or 1a;

66.9 (5) criminal sexual abuse conduct under section 609.342, 609.343, 609.344, 609.345,  
66.10 or 609.3451, subdivision 3, or

66.11 (6) indecent exposure under section 617.23, subdivision subdivisions 2 and 3;

66.12 (7) solicitation of children to engage in sexual conduct or communication of sexually  
66.13 explicit materials to children under section 609.352;

66.14 (8) interference with privacy under section 609.746 or stalking under section 609.749  
66.15 and the victim was a minor;

66.16 (9) using minors in a sexual performance under section 617.246;

66.17 (10) possessing pornographic works involving a minor under section 617.247; or

66.18 (11) any other offense not listed in this paragraph that requires the person to register as  
66.19 a predatory offender under section 243.166, or a crime under a similar law of another state  
66.20 or the United States. The board shall send notice of this licensing action to the district in  
66.21 which the teacher is currently employed.

66.22 (c) A person whose license to teach has been revoked, not issued, or not renewed under  
66.23 paragraph (b), may petition the board to reconsider the licensing action if the person's  
66.24 conviction for child abuse or sexual abuse is reversed by a final decision of the court of  
66.25 appeals or the supreme court or if the person has received a pardon for the offense. The  
66.26 petitioner shall attach a certified copy of the appellate court's final decision or the pardon  
66.27 to the petition. Upon receiving the petition and its attachment, the board shall schedule and  
66.28 hold a disciplinary hearing on the matter under section 214.10, subdivision 2, unless the  
66.29 petitioner waives the right to a hearing. If the board finds that, notwithstanding the reversal  
66.30 of the petitioner's criminal conviction or the issuance of a pardon, the petitioner is disqualified  
66.31 from teaching under paragraph (a), clause (1), the board shall affirm its previous licensing

67.1 action. If the board finds that the petitioner is not disqualified from teaching under paragraph  
67.2 (a), clause (1), it shall reverse its previous licensing action.

67.3 (d) The Professional Educator Licensing and Standards Board or Board of School  
67.4 Administrators, whichever has jurisdiction over a teacher's licensure, must refuse to issue,  
67.5 refuse to renew, or automatically revoke a teacher's license if the teacher has engaged in  
67.6 sexual penetration as defined in section 609.321, subdivision 11, with a student enrolled in  
67.7 a school where the teacher works or volunteers.

67.8 (e) The Professional Educator Licensing and Standards Board or the Board of School  
67.9 Administrators, whichever has jurisdiction over a teacher's licensure, must review and may  
67.10 refuse to issue, refuse to renew, or revoke a teacher's license to teach upon receiving a  
67.11 certified copy of a conviction showing that the teacher has been convicted of:

67.12 (1) a qualified, domestic violence-related offense as defined in section 609.02, subdivision  
67.13 16;

67.14 (2) embezzlement of public funds under section 609.54, clause (1) or (2); or

67.15 (3) a felony involving a minor as the victim.

67.16 If an offense included in clause (1), (2), or (3) is already included in paragraph (b), the  
67.17 provisions of paragraph (b) apply to the conduct.

67.18 (f) Section 122A.188 does not apply to a decision by the board to refuse to issue, refuse  
67.19 to renew, or revoke a license under this subdivision. A person whose license has been  
67.20 revoked, not issued, or not renewed under this subdivision may appeal the decision by filing  
67.21 a written request with the Professional Educator Licensing and Standards Board or the Board  
67.22 of School Administrators, as appropriate, within 30 days of notice of the licensing action.  
67.23 The board must then initiate a contested case under the Administrative Procedure Act,  
67.24 sections 14.001 to 14.69.

67.25 (g) The Professional Educator Licensing and Standards Board or the Board of School  
67.26 Administrators, whichever has jurisdiction over a teacher's licensure, may suspend a teacher's  
67.27 license pending an investigation into a report of conduct that would be grounds for revocation  
67.28 under paragraph (b), (d), or (e). The teacher's license is suspended until the licensing board  
67.29 completes its disciplinary investigation and determines whether disciplinary action is  
67.30 necessary.

67.31 ~~(d)~~ (h) For purposes of this subdivision, the Professional Educator Licensing and  
67.32 Standards Board is delegated the authority to suspend or revoke coaching licenses.

68.1 Sec. 8. Minnesota Statutes 2018, section 122A.20, subdivision 2, is amended to read:

68.2 Subd. 2. **Mandatory reporting.** (a) A school board, superintendent, charter school  
68.3 board, charter school executive director, or charter school authorizer must report to the  
68.4 Professional Educator Licensing and Standards Board, the Board of School Administrators,  
68.5 or the Board of Trustees of the Minnesota State Colleges and Universities, whichever has  
68.6 jurisdiction over the teacher's or administrator's license, when its teacher or administrator  
68.7 is discharged or resigns from employment after a charge is filed with the school board under  
68.8 section 122A.41, subdivisions 6, clauses (1), (2), and (3), and 7, or after charges are filed  
68.9 that are grounds for discharge under section 122A.40, subdivision 13, paragraph (a), clauses  
68.10 (1) to (5), or when a teacher or administrator is suspended or resigns while an investigation  
68.11 is pending under section 122A.40, subdivision 13, paragraph (a), clauses (1) to (5); 122A.41,  
68.12 subdivisions 6, clauses (1), (2), and (3), and 7; or 626.556, or when a teacher or administrator  
68.13 is suspended without an investigation under section 122A.41, subdivisions 6, paragraph (a),  
68.14 clauses (1), (2), and (3), and 7; or 626.556. The report must be made to the appropriate  
68.15 licensing board within ten days after the discharge, suspension, or resignation has occurred.  
68.16 The licensing board to which the report is made must investigate the report for violation of  
68.17 subdivision 1 and the reporting board, administrator, or authorizer must cooperate in the  
68.18 investigation. Notwithstanding any provision in chapter 13 or any law to the contrary, upon  
68.19 written request from the licensing board having jurisdiction over the license, a board, charter  
68.20 school, authorizer, charter school executive director, or school superintendent shall provide  
68.21 the licensing board with information about the teacher or administrator from the district's  
68.22 files, any termination or disciplinary proceeding, any settlement or compromise, or any  
68.23 investigative file. Upon written request from the appropriate licensing board, a board or  
68.24 school superintendent may, at the discretion of the board or school superintendent, solicit  
68.25 the written consent of a student and the student's parent to provide the licensing board with  
68.26 information that may aid the licensing board in its investigation and license proceedings.  
68.27 The licensing board's request need not identify a student or parent by name. The consent  
68.28 of the student and the student's parent must meet the requirements of chapter 13 and Code  
68.29 of Federal Regulations, title 34, section 99.30. The licensing board may provide a consent  
68.30 form to the district. Any data transmitted to any board under this section is private data  
68.31 under section 13.02, subdivision 12, notwithstanding any other classification of the data  
68.32 when it was in the possession of any other agency.

68.33 (b) The licensing board to which a report is made must transmit to the Attorney General's  
68.34 Office any record or data it receives under this subdivision for the sole purpose of having  
68.35 the Attorney General's Office assist that board in its investigation. When the Attorney

69.1 General's Office has informed an employee of the appropriate licensing board in writing  
69.2 that grounds exist to suspend or revoke a teacher's license to teach, that licensing board  
69.3 must consider suspending or revoking or decline to suspend or revoke the teacher's or  
69.4 administrator's license within 45 days of receiving a stipulation executed by the teacher or  
69.5 administrator under investigation or a recommendation from an administrative law judge  
69.6 that disciplinary action be taken.

69.7 (c) The Professional Educator Licensing and Standards Board and Board of School  
69.8 Administrators must report to the appropriate law enforcement authorities a revocation,  
69.9 suspension, or agreement involving a loss of license, relating to a teacher or administrator's  
69.10 inappropriate sexual conduct with a minor. For purposes of this section, "law enforcement  
69.11 authority" means a police department, county sheriff, or tribal police department. A report  
69.12 by the Professional Educator Licensing and Standards Board to appropriate law enforcement  
69.13 authorities does not diminish, modify, or otherwise affect the responsibilities of a school  
69.14 board or any person mandated to report abuse under section 626.556.

69.15 Sec. 9. Minnesota Statutes 2018, section 122A.30, is amended to read:

69.16 **122A.30 EXEMPTION FOR CAREER AND TECHNICAL EDUCATION**  
69.17 **INSTRUCTORS.**

69.18 ~~(a)~~ Notwithstanding section 122A.15, subdivision 1, and upon approval of the local  
69.19 employer school board, a person who teaches in a ~~part-time~~ vocational or career and technical  
69.20 education program and demonstrates occupational competency based on work experience  
69.21 in business or industry is exempt from a license requirement. Nothing in this section shall  
69.22 exclude licensed career and technical educators from the definition of "teacher" in section  
69.23 122A.40, 122A.41, or 179A.03.

69.24 ~~(b) This section expires June 30, 2020. After this section expires, persons who teach in~~  
69.25 ~~a part-time vocational or career and technical education program may apply for a teaching~~  
69.26 ~~license provided in sections 122A.18 to 122A.184.~~

69.27 Sec. 10. Minnesota Statutes 2018, section 122A.61, is amended by adding a subdivision  
69.28 to read:

69.29 Subd. 4. Reading preparation. A school district may use the revenue reserved under  
69.30 subdivision 1 for grants to teachers to take courses from accredited providers. The providers  
69.31 must be a Wilson Language Training accredited partner, accredited by the International  
69.32 Multisensory Structured Language Education Council, or an Academy of Orton-Gillingham  
69.33 Practitioners and Educators accredited training program.

70.1 Sec. 11. [122A.615] READING PROFESSIONAL DEVELOPMENT BY  
70.2 ACCREDITED PROVIDERS.

70.3 A school district may grant an elementary teacher's request for reimbursement for  
70.4 successfully completing training provided by a Wilson Language Training accredited partner,  
70.5 an International Multisensory Structured Language Education Council accredited provider,  
70.6 or an Academy of Orton-Gillingham Practitioners and Educators accredited training program.  
70.7 The school district may use literacy incentive aid under section 124D.98, or the reserved  
70.8 revenue for staff development under section 122A.61, or other district resources to reimburse  
70.9 the teacher.

70.10 Sec. 12. Minnesota Statutes 2018, section 122A.63, subdivision 1, is amended to read:

70.11 Subdivision 1. **Establishment.** (a) A grant program is established to assist American  
70.12 Indian people to become teachers and to provide additional education for American Indian  
70.13 teachers. The commissioner may award a joint grant to each of the following:

70.14 (1) the Duluth campus of the University of Minnesota and Independent School District  
70.15 No. 709, Duluth;

70.16 (2) Bemidji State University and Independent School District No. 38, Red Lake;

70.17 (3) Moorhead State University and one of the school districts located within the White  
70.18 Earth Reservation; and

70.19 (4) Augsburg College, Independent School District No. 625, St. Paul, and Special School  
70.20 District No. 1, Minneapolis.

70.21 (b) If additional funds are available, the commissioner may award additional joint grants  
70.22 to other postsecondary institutions and school districts.

70.23 (c) Grantees may enter into contracts with tribal, technical, and community colleges and  
70.24 four-year postsecondary institutions to identify and provide grants to students at those  
70.25 institutions interested in the field of education. Each grantee is eligible to and may contract  
70.26 with partner institutions to provide professional development and supplemental services to  
70.27 a tribal, technical, or community college or four-year postsecondary institution, including  
70.28 identification of prospective students, provision of instructional supplies and materials, and  
70.29 provision of grant money to students. A contract with a tribal, technical, or community  
70.30 college or four-year postsecondary institution includes coordination of student identification,  
70.31 professional development, and mentorship services.

71.1 Sec. 13. Minnesota Statutes 2018, section 122A.63, subdivision 4, is amended to read:

71.2 Subd. 4. **Grant amount.** The commissioner may award a joint grant in the amount it  
71.3 determines to be appropriate. The grant shall include money for the postsecondary institution,  
71.4 school district, and student scholarships, and student loans grants.

71.5 Sec. 14. Minnesota Statutes 2018, section 122A.63, subdivision 5, is amended to read:

71.6 Subd. 5. **Information to student applicants.** At the time a student applies for a  
71.7 ~~scholarship and loan grant~~, the student shall be provided information about the fields of  
71.8 licensure needed by school districts in the part of the state within which the district receiving  
71.9 the joint grant is located. The information shall be acquired and periodically updated by the  
71.10 recipients of the joint grant and their contracted partner institutions. Information provided  
71.11 to students shall clearly state that scholarship and loan decisions are not based upon the  
71.12 field of licensure selected by the student.

71.13 Sec. 15. Minnesota Statutes 2018, section 122A.63, subdivision 6, is amended to read:

71.14 Subd. 6. **Eligibility for ~~scholarships and loans~~ student grants.** The following Indian  
71.15 people are eligible for ~~scholarships~~ student grants:

71.16 (1) a student having origins in any of the original peoples of North America and  
71.17 maintaining cultural identification through tribal affiliation or community recognition;

71.18 ~~(2)~~ (2) a student, including a teacher aide employed by a district receiving a joint grant  
71.19 or their contracted partner school, who intends to become a teacher or who is interested in  
71.20 the field of education and who is enrolled in a postsecondary institution or their contracted  
71.21 partner institutions receiving a joint grant;

71.22 ~~(2)~~ (3) a licensed employee of a district receiving a joint grant or a contracted partner  
71.23 school, who is enrolled in a master of education program; and

71.24 ~~(3)~~ (4) a student who, after applying for federal and state financial aid and an Indian  
71.25 scholarship according to section 136A.126, has financial needs that remain unmet. Financial  
71.26 need shall be determined according to the congressional methodology for needs determination  
71.27 or as otherwise set in federal law.

71.28 ~~A person who has actual living expenses in addition to those addressed by the~~  
71.29 ~~congressional methodology for needs determination, or as otherwise set in federal law, may~~  
71.30 ~~receive a loan according to criteria established by the commissioner. A contract shall be~~  
71.31 ~~executed between the state and the student for the amount and terms of the loan. Priority~~ Priority

72.1 shall be given to a student who is tribally enrolled and then to first- and second-generation  
72.2 descendants.

72.3 Sec. 16. Minnesota Statutes 2018, section 122A.63, is amended by adding a subdivision  
72.4 to read:

72.5 Subd. 9. **Eligible programming.** (a) The grantee institutions and the contracted partner  
72.6 institutions may provide grants to students progressing toward educational goals in any area  
72.7 of teacher licensure, including an associate of arts, bachelor's, master's, or doctoral degree  
72.8 in the following:

72.9 (1) any educational certification necessary for employment;

72.10 (2) early childhood family education or prekindergarten licensure;

72.11 (3) elementary and secondary education;

72.12 (4) school administration; or

72.13 (5) any educational program that provides services to American Indian students in  
72.14 prekindergarten through grade 12.

72.15 The grantee institutions and the contracted partner institutions must give priority to grants  
72.16 for students progressing towards an associate of arts or a bachelor's degree. Students  
72.17 progressing towards a master's or doctoral degree may be awarded a grant if they were  
72.18 enrolled in the degree granting program before May 1, 2019.

72.19 (b) For purposes of recruitment, the grantees or their partner contracted institutions must  
72.20 agree to work with their respective organizations to hire an American Indian work-study  
72.21 student or other American Indian staff to conduct initial information queries and to contact  
72.22 persons working in schools to provide programming regarding education professions to a  
72.23 high school student who may be interested in education as a profession.

72.24 (c) At least 80 percent of the grants awarded under this section must be used for student  
72.25 grants. No more than 20 percent of the grants awarded under this section may be used for  
72.26 recruitment or administration of the student grants.

72.27 Sec. 17. [122A.76] LITERACY PROFESSIONAL DEVELOPMENT FOR  
72.28 TEACHERS.

72.29 Subdivision 1. **Program.** A teacher licensed by the Professional Educator Licensing  
72.30 and Standards Board, whose duties include providing instruction to students, may participate  
72.31 in a literacy professional development program offered by an eligible training provider

73.1 under subdivision 2. An online or in-person training program offered by an eligible training  
73.2 provider qualifies for reimbursement. The commissioner may pay a portion of the tuition,  
73.3 room, board, and travel costs a teacher incurs in participating in literacy professional  
73.4 development. The teacher reimbursements must not exceed the amount appropriated for  
73.5 this purpose. In order to be eligible for expense reimbursement, a teacher must submit a  
73.6 request in the form and manner required by the commissioner.

73.7 Subd. 2. **Eligible training providers.** An eligible training provider must be:

73.8 (1) a Wilson Language Training accredited partner;

73.9 (2) accredited by the International Multisensory Structured Language Education Council;

73.10 or

73.11 (3) an accredited site of the Academy of Orton-Gillingham Practitioners and Educators.

73.12 Subd. 3. **Training information report.** By February 1 of each year, the commissioner  
73.13 must report the following information to the legislative committees having jurisdiction over  
73.14 kindergarten through grade 12 education:

73.15 (1) the number of participating teachers;

73.16 (2) each school represented by the teachers in the trainings;

73.17 (3) the amounts expended in the most recent calendar year for tuition, room, board, and  
73.18 travel costs; and

73.19 (4) recommendations to improve training for teachers.

73.20 Sec. 18. Minnesota Statutes 2018, section 123B.02, is amended by adding a subdivision  
73.21 to read:

73.22 Subd. 14b. **Hiring bonuses.** The board may give a hiring bonus to a teacher licensed in  
73.23 or working in a shortage area as defined in section 122A.06, subdivision 6. For the purposes  
73.24 of hiring bonuses under this subdivision only, a teacher trained by a Wilson Language  
73.25 Training accredited partner, an International Multisensory Structured Language Education  
73.26 Council accredited provider, or an Academy of Orton-Gillingham Practitioners and Educators  
73.27 accredited training program is a teacher licensed in or working in a shortage area. The school  
73.28 board must establish criteria for the repayment of a hiring bonus if the employee does not  
73.29 complete two years of teaching in the district after receiving the bonus. The board must  
73.30 decide if the bonus is a onetime bonus or an ongoing bonus included in the teacher's salary  
73.31 as long as they teach in the district.

74.1 Sec. 19. Minnesota Statutes 2018, section 124D.98, is amended by adding a subdivision  
74.2 to read:

74.3 Subd. 5. **Allowed use.** A school may use literacy incentive aid under this section for  
74.4 staff development by accredited providers or any other school-related purpose. The providers  
74.5 must be a Wilson Language Training accredited partner, accredited by the International  
74.6 Multisensory Structured Language Education Council, or an Academy of Orton-Gillingham  
74.7 Practitioners and Educators accredited training program.

74.8 Sec. 20. Minnesota Statutes 2018, section 136A.1276, subdivision 2, is amended to read:

74.9 Subd. 2. **Establishment; eligibility.** (a) The commissioner, in consultation with the  
74.10 Professional Educator Licensing and Standards Board, must establish and administer a  
74.11 program annually awarding grants to eligible alternative teacher preparation programs  
74.12 consistent with this section.

74.13 (b) To be eligible to receive a grant, an alternative teacher preparation program must  
74.14 certify that it:

74.15 (1) is working to fill Minnesota's teacher shortage areas; and

74.16 (2) is a school district, charter school, or nonprofit corporation organized under chapter  
74.17 317A or under section 501(c)(3) of the Internal Revenue Code of 1986 for an  
74.18 education-related purpose that has been operating continuously for at least three years in  
74.19 Minnesota or any other state.

74.20 (c) The commissioner must give priority to applicants based in Minnesota when awarding  
74.21 grants under this section.

74.22 (d) The commissioner may award a grant to an alternative teacher preparation program  
74.23 that has previously received a grant under this section.

74.24 **EFFECTIVE DATE.** This section is effective July 1, 2019.

74.25 Sec. 21. Laws 2016, chapter 189, article 25, section 62, subdivision 4, is amended to read:

74.26 Subd. 4. **Northwest Regional Partnership concurrent enrollment program.** (a) For  
74.27 a grant to the Lakes Country Service Cooperative to operate a continuing education program:

74.28 \$ ~~3,000,000~~  
74.29 \$ 1,500,000 ..... 2017

75.1 (b) This is a onetime appropriation. This appropriation is available until June 30, 2019.  
75.2 \$1,500,000 of the initial fiscal year 2017 appropriation is canceled to the general fund on  
75.3 June 29, 2019.

75.4 Sec. 22. **REPORT; TEACHER PREPARATION DEVELOPMENT.**

75.5 No later than January 15, 2021, the Professional Educator Licensing and Standards  
75.6 Board must provide a preliminary report to the members of the senate and house of  
75.7 representatives committees with jurisdiction over kindergarten through grade 12 education  
75.8 and higher education on teacher preparation development under Minnesota Statutes, section  
75.9 122A.092, subdivision 5, paragraph (c).

75.10 Sec. 23. **APPROPRIATIONS.**

75.11 Subdivision 1. Department of Education. The sums indicated in this section are  
75.12 appropriated from the general fund to the Department of Education in the fiscal year  
75.13 designated.

75.14 Subd. 2. Literacy professional development for teachers. For literacy professional  
75.15 development for teachers under Minnesota Statutes, section 122A.76:

75.16 \$ 250,000 ..... 2020

75.17 \$ 250,000 ..... 2021

75.18 Any balance in the first year does not cancel but is available in the second year.

75.19 Subd. 3. Curriculum best practices sharing. (a) For a grant to Intermediate School  
75.20 District No. 287 for the Minnesota Partnership for Collaborative Curriculum to provide  
75.21 sample curricula aligned to the state academic standards for teachers throughout the state:

75.22 \$ 250,000 ..... 2020

75.23 \$ 250,000 ..... 2021

75.24 (b) The Minnesota Partnership for Collaborative curriculum must post sample curricula  
75.25 to its website as an open resource. The website must include a feedback mechanism for  
75.26 teachers to provide comments and ratings on the sample curricula.

75.27 (c) The Department of Education's website must contain a link to the Minnesota  
75.28 Partnership for Collaborative Curriculum website with the sample curricula. The website  
75.29 must indicate that the selected curricula are examples aligned to appropriate standards and  
75.30 benchmarks, but the examples are not considered endorsements by the department. The first  
75.31 shared curricula must be posted by January 1, 2020.

76.1 (d) The base for fiscal year 2024 is \$0.

76.2 Subd. 4. **Expanded concurrent enrollment grants.** (a) For grants to institutions offering  
76.3 "Introduction to Teaching" or "Introduction to Education" college in the schools courses  
76.4 under Minnesota Statutes, section 124D.09, subdivision 10, paragraph (b):

76.5 \$ 375,000 ..... 2020

76.6 \$ 375,000 ..... 2021

76.7 (b) The department may retain up to five percent of the appropriation amount to monitor  
76.8 and administer the grant program.

76.9 Subd. 5. **Paraprofessional pathway to teacher licensure.** (a) For grants to school  
76.10 districts for Grow Your Own new teacher programs:

76.11 \$ 1,500,000 ..... 2020

76.12 \$ 1,500,000 ..... 2021

76.13 (b) Grants are for school districts and charter schools for a nonconventional teacher  
76.14 residency pilot program approved by the Professional Educator Licensing and Standards  
76.15 Board. The program must provide tuition scholarships or stipends to enable school district  
76.16 employees or community members affiliated with a school district who seek an education  
76.17 license to participate in a nonconventional teacher preparation program. School districts  
76.18 that receive funds under this subdivision must ensure a majority of candidates are of color  
76.19 or American Indian to participate in the Grow Your Own new teacher programs. School  
76.20 districts or charter schools providing financial support may require a commitment as  
76.21 determined by the district to teach in the district or school for a reasonable amount of time  
76.22 that does not exceed five years.

76.23 (c) School districts and charter schools may apply for grants to develop innovative,  
76.24 expanded Grow Your Own programs that encourage secondary school students to pursue  
76.25 teaching, including developing and offering dual-credit postsecondary course options in  
76.26 schools for "Introduction to Teaching" or "Introduction to Education" courses consistent  
76.27 with Minnesota Statutes, section 124D.09, subdivision 10.

76.28 (d) Programs must annually report to the commissioner by the date determined by the  
76.29 commissioner on their activities under this section, including the number of participants,  
76.30 the percentage of participants who are of color or American Indian, and an assessment of  
76.31 program effectiveness including participant feedback, areas for improvement, the percentage  
76.32 of participants continuing to pursue teacher licensure, and the number of participants hired  
76.33 in the school or district as teachers after completing preparation programs.

77.1 (e) The department may retain up to three percent of the appropriation amount to monitor  
77.2 and administer the grant program.

77.3 (f) Any balance in the first year does not cancel but is available in the second year.

77.4 Subd. 6. **Alternative teacher compensation aid.** For alternative teacher compensation  
77.5 aid under Minnesota Statutes, section 122A.415, subdivision 4:

77.6 \$ 89,196,000 ..... 2020

77.7 \$ 88,841,000 ..... 2021

77.8 The 2020 appropriation includes \$8,974,000 for 2019 and \$80,222,000 for 2020.

77.9 The 2021 appropriation includes \$8,913,000 for 2020 and \$79,928,000 for 2021.

77.10 Subd. 7. **Collaborative urban and greater Minnesota educators of color program**  
77.11 grants. (a) For collaborative urban and greater Minnesota educators of color program grants:

77.12 \$ 1,000,000 ..... 2020

77.13 \$ 1,000,000 ..... 2021

77.14 (b) By January 15 of each year, each institution shall prepare for the legislature a detailed  
77.15 report regarding the funds used to recruit, retain, and induct teacher candidates who are of  
77.16 color or who are American Indian. The report must include the total number of teacher  
77.17 candidates of color disaggregated by race or ethnic group, who are recruited to the institution,  
77.18 are newly admitted to the licensure program, are enrolled in the licensure program, have  
77.19 completed student teaching, have graduated, and are licensed and newly employed as  
77.20 Minnesota teachers in their licensure field. The total number of teacher candidates who are  
77.21 of color or American Indian at each stage from recruitment to licensed teaching must be  
77.22 reported as a percentage of total candidates seeking the same licensure at the institution.  
77.23 The report must include the graduation rate for each cohort of teacher candidates, the  
77.24 placement rate for each graduating cohort of teacher candidates, and the retention rate for  
77.25 each graduating cohort of teacher candidates, among other program outcomes.

77.26 (c) The commissioner must award all collaborative urban educator grants through a  
77.27 competitive grant process. The competitive process must award grants based on program  
77.28 benchmarks, including licensure rates, participation rates, on-time graduation rates, and a  
77.29 score of "B" or higher in the most recent National Council on Teacher Quality program  
77.30 grade for early reading instruction. Grants must only be awarded to teacher preparation  
77.31 programs approved by the Professional Educator Licensing and Standards Board, including  
77.32 alternative teacher preparation programs.

77.33 (d) Any balance in the first year does not cancel but is available in the second year.

78.1 Subd. 8. **Agricultural educator grants.** (a) For agricultural educator grants under Laws  
78.2 2017, First Special Session chapter 5, article 2, section 51:

78.3 \$ 275,000 ..... 2020

78.4 \$ 275,000 ..... 2021

78.5 (b) Any balance in the first year does not cancel but is available in the second year.

78.6 Subd. 9. **American Indian teacher preparation grants.** For joint grants to assist people  
78.7 who are American Indian to become teachers under Minnesota Statutes, section 122A.63:

78.8 \$ 460,000 ..... 2020

78.9 \$ 460,000 ..... 2021

78.10 Subd. 10. **Statewide concurrent enrollment teacher training program.** (a) For the  
78.11 statewide concurrent enrollment teacher training program under Laws 2016, chapter 189,  
78.12 article 25, section 58, as amended:

78.13 \$ 375,000 ..... 2020

78.14 \$ 375,000 ..... 2021

78.15 (b) Any balance in the first year does not cancel but is available in the second year.

78.16 Subd. 11. **Alternative teacher preparation grant program.** (a) For transfer to the  
78.17 commissioner of the Office of Higher Education for alternative teacher preparation program  
78.18 grants under Minnesota Statutes, section 136A.1276:

78.19 \$ 1,000,000 ..... 2020

78.20 \$ 0 ..... 2021

78.21 (b) Any balance in the first year does not cancel but is available in the second year.

78.22 (c) The commissioner may use no more than three percent of this appropriation to  
78.23 administer the program under this subdivision.

78.24 (d) A grant recipient must submit a report to the commissioner and Professional Educator  
78.25 Licensing and Standards Board by January 31, 2020, in accordance with Minnesota Statutes,  
78.26 section 136A.1276, subdivision 4.

78.27 Sec. 24. **REPEALER.**

78.28 (a) Minnesota Statutes 2018, sections 122A.09, subdivision 1; and 122A.63, subdivisions  
78.29 7 and 8, are repealed.

78.30 (b) Minnesota Rules, part 8710.2100, subparts 1 and 2, are repealed.

79.1 **ARTICLE 4**

79.2 **SPECIAL EDUCATION**

79.3 Section 1. Minnesota Statutes 2018, section 125A.08, is amended to read:

79.4 **125A.08 INDIVIDUALIZED EDUCATION PROGRAMS.**

79.5 (a) At the beginning of each school year, each school district shall have in effect, for  
79.6 each child with a disability, an individualized education program.

79.7 (b) As defined in this section, every district must ensure the following:

79.8 (1) all students with disabilities are provided the special instruction and services which  
79.9 are appropriate to their needs. Where the individualized education program team has  
79.10 determined appropriate goals and objectives based on the student's needs, including the  
79.11 extent to which the student can be included in the least restrictive environment, and where  
79.12 there are essentially equivalent and effective instruction, related services, or assistive  
79.13 technology devices available to meet the student's needs, cost to the district may be among  
79.14 the factors considered by the team in choosing how to provide the appropriate services,  
79.15 instruction, or devices that are to be made part of the student's individualized education  
79.16 program. The individualized education program team shall consider and may authorize  
79.17 services covered by medical assistance according to section 256B.0625, subdivision 26.  
79.18 Before a school district evaluation team makes a determination of other health disability  
79.19 under Minnesota Rules, part 3525.1335, subparts 1 and 2, item A, subitem (1), the evaluation  
79.20 team must seek written documentation of the student's medically diagnosed chronic or acute  
79.21 health condition signed by a licensed physician or a licensed health care provider acting  
79.22 within the scope of the provider's practice. The student's needs and the special education  
79.23 instruction and services to be provided must be agreed upon through the development of  
79.24 an individualized education program. The program must address the student's need to develop  
79.25 skills to live and work as independently as possible within the community. The individualized  
79.26 education program team must consider positive behavioral interventions, strategies, and  
79.27 supports that address behavior needs for children. During grade 9, the program must address  
79.28 the student's needs for transition from secondary services to postsecondary education and  
79.29 training, employment, community participation, recreation, and leisure and home living. In  
79.30 developing the program, districts must inform parents of the full range of transitional goals  
79.31 and related services that should be considered. The program must include a statement of  
79.32 the needed transition services, including a statement of the interagency responsibilities or  
79.33 linkages or both before secondary services are concluded. If the individualized education  
79.34 program meets the plan components in section 120B.125, the individualized education

80.1 program satisfies the requirement and no additional transition plan is needed; The  
80.2 individualized education program may report the student's performance on general state or  
80.3 districtwide assessments related to the student's educational needs;

80.4 (2) children with a disability under age five and their families are provided special  
80.5 instruction and services appropriate to the child's level of functioning and needs;

80.6 (3) children with a disability and their parents or guardians are guaranteed procedural  
80.7 safeguards and the right to participate in decisions involving identification, assessment  
80.8 including assistive technology assessment, and educational placement of children with a  
80.9 disability;

80.10 (4) eligibility and needs of children with a disability are determined by an initial  
80.11 evaluation or reevaluation, which may be completed using existing data under United States  
80.12 Code, title 20, section 33, et seq.;

80.13 (5) to the maximum extent appropriate, children with a disability, including those in  
80.14 public or private institutions or other care facilities, are educated with children who are not  
80.15 disabled, and that special classes, separate schooling, or other removal of children with a  
80.16 disability from the regular educational environment occurs only when and to the extent that  
80.17 the nature or severity of the disability is such that education in regular classes with the use  
80.18 of supplementary services cannot be achieved satisfactorily;

80.19 (6) in accordance with recognized professional standards, testing and evaluation materials,  
80.20 and procedures used for the purposes of classification and placement of children with a  
80.21 disability are selected and administered so as not to be racially or culturally discriminatory;  
80.22 and

80.23 (7) the rights of the child are protected when the parents or guardians are not known or  
80.24 not available, or the child is a ward of the state.

80.25 (c) For all paraprofessionals employed to work in programs whose role in part is to  
80.26 provide direct support to students with disabilities, the school board in each district shall  
80.27 ensure that:

80.28 (1) before or beginning at the time of employment, each paraprofessional must develop  
80.29 sufficient knowledge and skills in emergency procedures, building orientation, roles and  
80.30 responsibilities, confidentiality, vulnerability, and reportability, among other things, to begin  
80.31 meeting the needs, especially disability-specific and behavioral needs, of the students with  
80.32 whom the paraprofessional works;

81.1 (2) annual training opportunities are required to enable the paraprofessional to continue  
81.2 to further develop the knowledge and skills that are specific to the students with whom the  
81.3 paraprofessional works, including understanding disabilities, the unique and individual  
81.4 needs of each student according to the student's disability and how the disability affects the  
81.5 student's education and behavior, following lesson plans, and implementing follow-up  
81.6 instructional procedures and activities; and

81.7 (3) a districtwide process obligates each paraprofessional to work under the ongoing  
81.8 direction of a licensed teacher and, where appropriate and possible, the supervision of a  
81.9 school nurse.

81.10 (d) A school district may conduct a functional behavior assessment as defined in  
81.11 Minnesota Rules, part 3525.0210, subpart 22, as a stand-alone evaluation without conducting  
81.12 a comprehensive evaluation of the student. A parent may request a school district to conduct  
81.13 a comprehensive evaluation.

81.14 **Sec. 2. [125A.081] SPECIAL EDUCATION SUPPLEMENTAL INFORMATION.**

81.15 A school district is encouraged to include check boxes on all special education forms  
81.16 and other materials identifying students who are:

81.17 (1) twice-exceptional;

81.18 (2) print disabled;

81.19 (3) served under a standards-based individualized education program; or

81.20 (4) served under an individualized education program with modifications.

81.21 **Sec. 3. Minnesota Statutes 2018, section 125A.091, subdivision 3a, is amended to read:**

81.22 **Subd. 3a. **Additional requirements for prior written notice.**** In addition to federal law  
81.23 requirements, a prior written notice shall:

81.24 (1) inform the parent that except for the initial placement of a child in special education,  
81.25 the school district will proceed with its proposal for the child's placement or for providing  
81.26 special education services unless the child's parent notifies the district of an objection within  
81.27 14 days of when the district sends the prior written notice to the parent; and

81.28 (2) state that a parent who objects to a proposal or refusal in the prior written notice  
81.29 may:

81.30 (i) request a conciliation conference under subdivision 7 or 8; another alternative dispute  
81.31 resolution procedure under subdivision 8 or 9; or

82.1 (ii) identify the specific part of the proposal or refusal the parent objects to and request  
82.2 a meeting of the individualized education program team.

82.3 Sec. 4. Minnesota Statutes 2018, section 125A.091, subdivision 7, is amended to read:

82.4 Subd. 7. **Conciliation conference.** A parent must have an opportunity to request a  
82.5 meeting with appropriate members of the individualized education program team or meet  
82.6 with appropriate district staff in at least one conciliation conference if the parent objects to  
82.7 any proposal of which the parent receives notice under subdivision 3a. A district must hold  
82.8 a conciliation conference within ten calendar days from the date the district receives a  
82.9 parent's objection to a proposal or refusal in the prior written notice request for a conciliation  
82.10 conference. Except as provided in this section, all discussions held during a conciliation  
82.11 conference are confidential and are not admissible in a due process hearing. Within five  
82.12 school days after the final conciliation conference, the district must prepare and provide to  
82.13 the parent a conciliation conference memorandum that describes the district's final proposed  
82.14 offer of service. This memorandum is admissible in evidence in any subsequent proceeding.

82.15 Sec. 5. **APPROPRIATIONS.**

82.16 Subdivision 1. Department of Education. The sums indicated in this section are  
82.17 appropriated from the general fund to the Department of Education for the fiscal years  
82.18 designated.

82.19 Subd. 2. Special education; regular. For special education aid under Minnesota Statutes,  
82.20 section 125A.75:

82.21 \$ 1,592,153,000 ..... 2020

82.22 \$ 1,706,195,000 ..... 2021

82.23 The 2020 appropriation includes \$184,363,000 for 2019 and \$1,407,790,000 for 2020.

82.24 The 2021 appropriation includes \$198,176,000 for 2020 and \$1,508,019,000 for 2021.

82.25 Subd. 3. Aid for children with disabilities. (a) For aid under Minnesota Statutes, section  
82.26 125A.75, subdivision 3, for children with disabilities placed in residential facilities within  
82.27 the district boundaries for whom no district of residence can be determined:

82.28 \$ 1,382,000 ..... 2020

82.29 \$ 1,564,000 ..... 2021

82.30 (b) If the appropriation for either year is insufficient, the appropriation for the other year  
82.31 is available.

83.1 Subd. 4. Travel for home-based services. For aid for teacher travel for home-based  
83.2 services under Minnesota Statutes, section 125A.75, subdivision 1:

83.3 \$ 422,000 ..... 2020

83.4 \$ 442,000 ..... 2021

83.5 The 2020 appropriation includes \$40,000 for 2019 and \$382,000 for 2020.

83.6 The 2021 appropriation includes \$42,000 for 2020 and \$400,000 for 2021.

83.7 Subd. 5. Court-placed special education revenue. For reimbursing serving school  
83.8 districts for unreimbursed eligible expenditures attributable to children placed in the serving  
83.9 school district by court action under Minnesota Statutes, section 125A.79, subdivision 4:

83.10 \$ 31,000 ..... 2020

83.11 \$ 32,000 ..... 2021

83.12 Subd. 6. Special education out-of-state tuition. For special education out-of-state  
83.13 tuition under Minnesota Statutes, section 125A.79, subdivision 8:

83.14 \$ 250,000 ..... 2020

83.15 \$ 250,000 ..... 2021

83.16 **ARTICLE 5**  
83.17 **SCHOOL SAFETY**

83.18 Section 1. Minnesota Statutes 2018, section 120B.21, is amended to read:

83.19 **120B.21 MENTAL HEALTH EDUCATION.**

83.20 School districts and charter schools are encouraged to provide mental health instruction  
83.21 for students in grades ~~6~~ 4 through 12 aligned with local health standards and integrated into  
83.22 existing programs, curriculum, or the general school environment of a district or charter  
83.23 school. The commissioner, in consultation with ~~the commissioner of human services and a~~  
83.24 ~~mental health organizations~~ organization, ~~is encouraged to~~ must, by July 1, 2020, and July  
83.25 1 of each even-numbered year thereafter, provide districts and charter schools with resources  
83.26 gathered by Minnesota mental health advocates, including:

83.27 (1) age-appropriate model learning activities for grades ~~6~~ 4 through 12 that encompass  
83.28 the mental health components of the National Health Education Standards and the  
83.29 benchmarks developed by the department's quality teaching network in health and best  
83.30 practices in mental health education; and

84.1 (2) a directory of resources for planning and implementing age-appropriate mental health  
84.2 curriculum and instruction in grades ~~6~~ 4 through 12 that includes resources on suicide and  
84.3 self-harm prevention.

84.4 Sec. 2. Minnesota Statutes 2018, section 121A.035, is amended by adding a subdivision  
84.5 to read:

84.6 Subd. 3. **School floor plans.** A school district and charter school must provide the law  
84.7 enforcement agency or other emergency management officials servicing the school district  
84.8 or charter school with a school floor plan or map that shows doors, windows, stairways,  
84.9 room numbers, and other information useful to first responders in crisis situations.

84.10 Sec. 3. [121A.35] SAFETY ASSESSMENT POLICY.

84.11 A school board and a charter school must adopt a safety assessment policy that establishes  
84.12 a process for the assessment of and intervention with students whose behavior may pose a  
84.13 threat to the safety of school staff or students. The policy must be consistent with the  
84.14 Minnesota school safety center's recommendations. The policy must include procedures for  
84.15 parent notification and student referrals as appropriate. Nothing in this section precludes  
84.16 school personnel from acting immediately to address an imminent threat.

84.17 Sec. 4. Minnesota Statutes 2018, section 123B.61, is amended to read:

84.18 **123B.61 PURCHASE OF CERTAIN EQUIPMENT.**

84.19 (a) The board of a district may issue general obligation certificates of indebtedness or  
84.20 capital notes subject to the district debt limits to:

84.21 ~~(a)~~ (1) purchase vehicles, computers, telephone systems, cable equipment, photocopy  
84.22 and office equipment, technological equipment for instruction, public announcement systems,  
84.23 emergency communications devices, other equipment related to violence prevention and  
84.24 facility security, and other capital equipment having an expected useful life at least as long  
84.25 as the terms of the certificates or notes;

84.26 ~~(b)~~ (2) purchase computer hardware and software, without regard to its expected useful  
84.27 life, whether bundled with machinery or equipment or unbundled, together with application  
84.28 development services and training related to the use of the computer; and

84.29 ~~(c)~~ (3) prepay special assessments.

84.30 (b) The certificates or notes must be payable in not more than ten years and must be  
84.31 issued on the terms and in the manner determined by the board, except that certificates or

85.1 notes issued to prepay special assessments must be payable in not more than 20 years. The  
85.2 certificates or notes may be issued by resolution and without the requirement for an election.  
85.3 The certificates or notes are general obligation bonds for purposes of section 126C.55.

85.4 (c) A tax levy must be made for the payment of the principal and interest on the  
85.5 certificates or notes, in accordance with section 475.61, as in the case of bonds. The sum  
85.6 of the tax levies under this section and section 123B.62 for each year must not exceed the  
85.7 lesser of the sum of the amount of the district's total operating capital revenue and safe  
85.8 schools revenue or the sum of the district's levy in the general and community service funds  
85.9 excluding the adjustments under this section for the year preceding the year the initial debt  
85.10 service levies are certified.

85.11 (d) The district's general fund levy for each year must be reduced by the sum of:

85.12 (1) the amount of the tax levies for debt service certified for each year for payment of  
85.13 the principal and interest on the certificates or notes issued under this section as required  
85.14 by section 475.61<sub>2</sub>;

85.15 (2) the amount of the tax levies for debt service certified for each year for payment of  
85.16 the principal and interest on bonds issued under section 123B.62<sub>2</sub>; and

85.17 (3) any excess amount in the debt redemption fund used to retire bonds, certificates, or  
85.18 notes issued under this section or section 123B.62 after April 1, 1997, other than amounts  
85.19 used to pay capitalized interest.

85.20 (e) If the district's general fund levy is less than the amount of the reduction, the balance  
85.21 shall be deducted first from the district's community service fund levy, and next from the  
85.22 district's general fund or community service fund levies for the following year.

85.23 (f) A district using an excess amount in the debt redemption fund to retire the certificates  
85.24 or notes shall report the amount used for this purpose to the commissioner by July 15 of the  
85.25 following fiscal year. A district having an outstanding capital loan under section 126C.69  
85.26 or an outstanding debt service loan under section 126C.68 must not use an excess amount  
85.27 in the debt redemption fund to retire the certificates or notes.

85.28 **EFFECTIVE DATE.** This section is effective July 1, 2019.

85.29 Sec. 5. Minnesota Statutes 2018, section 124E.03, subdivision 2, is amended to read:

85.30 Subd. 2. **Certain federal, state, and local requirements.** (a) A charter school shall  
85.31 meet all federal, state, and local health and safety requirements applicable to school districts.

86.1 (b) A school must comply with statewide accountability requirements governing standards  
86.2 and assessments in chapter 120B.

86.3 (c) A charter school must comply with the Minnesota Public School Fee Law, sections  
86.4 123B.34 to 123B.39.

86.5 (d) A charter school is a district for the purposes of tort liability under chapter 466.

86.6 (e) A charter school must comply with the Pledge of Allegiance requirement under  
86.7 section 121A.11, subdivision 3.

86.8 (f) A charter school and charter school board of directors must comply with chapter 181  
86.9 governing requirements for employment.

86.10 (g) A charter school must comply with continuing truant notification under section  
86.11 260A.03.

86.12 (h) A charter school must develop and implement a teacher evaluation and peer review  
86.13 process under section 122A.40, subdivision 8, paragraph (b), clauses (2) to (13), and place  
86.14 students in classrooms in accordance with section 122A.40, subdivision 8, paragraph (d).  
86.15 The teacher evaluation process in this paragraph does not create any additional employment  
86.16 rights for teachers.

86.17 (i) A charter school must adopt a policy, plan, budget, and process, consistent with  
86.18 section 120B.11, to review curriculum, instruction, and student achievement and strive for  
86.19 the world's best workforce.

86.20 (j) A charter school is subject to and must comply with the Pupil Fair Dismissal Act,  
86.21 sections 121A.40 to 121A.56.

86.22 (k) A charter school must adopt a safety assessment policy consistent with section  
86.23 121A.35.

86.24 Sec. 6. Minnesota Statutes 2018, section 126C.44, is amended to read:

86.25 **126C.44 SAFE SCHOOLS ~~LEVY~~ REVENUE.**

86.26 Subdivision 1. Safe schools revenue. (a) ~~Each district may make a levy on all taxable~~  
86.27 ~~property located within the district for the purposes specified in this section. The maximum~~  
86.28 ~~amount which may be levied for all costs under this section shall be equal to \$36 multiplied~~  
86.29 ~~by the district's adjusted pupil units for the school year. For fiscal year 2020 and later, safe~~  
86.30 schools revenue for a school district equals the sum of its safe schools levy and its safe  
86.31 schools aid.

87.1 Subd. 2. **Safe schools levy.** (a) For fiscal year 2020 and later, a district's safe schools  
87.2 levy equals the sum of its initial safe schools levy and its intermediate safe schools levy.

87.3 (b) For fiscal year 2020 and later, the initial safe schools levy for a district equals \$36  
87.4 times the district's adjusted pupil units for the school year.

87.5 (c) For fiscal year 2020 and later, the intermediate safe schools levy for a school district  
87.6 that is a member of an intermediate school district equals \$15 times the district's adjusted  
87.7 pupil units for the school year.

87.8 Subd. 3. **Safe schools aid.** For fiscal year 2020 and 2021, a district's safe schools aid  
87.9 equals the greater of (1) \$32,000 minus the permitted levy under subdivision 2, paragraph  
87.10 (b), or (2) \$38 times the district's adjusted pupil units for the school year. For fiscal year  
87.11 2022 and later, a district's safe schools aid equals zero.

87.12 Subd. 3a. **Intermediate district revenue transfer.** Revenue raised under subdivision  
87.13 2, paragraph (c), must be transferred to the intermediate school district of which the district  
87.14 is a member and used only for costs associated with safe schools activities authorized under  
87.15 subdivision 5, paragraph (a), clauses (1) to (10).

87.16 Subd. 4. **Safe schools revenue for a charter school.** (a) For fiscal year 2020 and 2021,  
87.17 safe schools revenue for a charter school equals \$38 times the adjusted pupil units for the  
87.18 school year. For fiscal year 2022 and later, safe schools revenue for a charter school equals  
87.19 zero.

87.20 (b) The revenue must be reserved and used only for costs associated with safe schools  
87.21 activities authorized under subdivision 5, paragraph (a), clauses (1) to (10), or for building  
87.22 lease expenses not funded by charter school building lease aid that are attributable to facility  
87.23 security enhancements made by the landlord after March 1, 2019.

87.24 Subd. 5. **Uses of safe schools revenue.** (a) ~~The proceeds of the levy revenue~~ must be  
87.25 reserved and used for directly funding the following purposes or for reimbursing the cities  
87.26 and counties who contract with the district for the following purposes:

87.27 (1) to pay the costs incurred for the salaries, benefits, and transportation costs of peace  
87.28 officers and sheriffs for liaison in services in the district's schools;

87.29 (2) to pay the costs for a drug abuse prevention program as defined in section 609.101,  
87.30 subdivision 3, paragraph (e), in the elementary schools;

87.31 (3) to pay the costs for a gang resistance education training curriculum in the district's  
87.32 schools;

88.1 (4) to pay the costs for security in the district's schools and on school property;

88.2 (5) to pay the costs for other crime prevention, drug abuse, student and staff safety,  
88.3 voluntary opt-in suicide prevention tools, and violence prevention measures taken by the  
88.4 school district;

88.5 (6) to pay costs for licensed school counselors, licensed school nurses, licensed school  
88.6 social workers, licensed school psychologists, and licensed alcohol and chemical dependency  
88.7 counselors to help provide early responses to problems;

88.8 (7) to pay for facility security enhancements including laminated glass, public  
88.9 announcement systems, emergency communications devices, and equipment and facility  
88.10 modifications related to violence prevention and facility security;

88.11 (8) to pay for costs associated with improving the school climate; ~~or~~

88.12 (9) to pay costs for colocating and collaborating with mental health professionals who  
88.13 are not district employees or contractors or for school-linked mental health services delivered  
88.14 by telemedicine;

88.15 (10) to pay the costs of enhancing cybersecurity in the district's information systems; or

88.16 (11) by board resolution, to transfer money into the debt redemption fund to pay the  
88.17 amounts needed to meet, when due, principal and interest payments on obligations issued  
88.18 under sections 123B.61 and 123B.62 for purposes included in clause (7).

88.19 (b) For expenditures under paragraph (a), clause (1), the district must initially attempt  
88.20 to contract for services to be provided by peace officers or sheriffs with the police department  
88.21 of each city or the sheriff's department of the county within the district containing the school  
88.22 receiving the services. If a local police department or a county sheriff's department does  
88.23 not wish to provide the necessary services, the district may contract for these services with  
88.24 any other police or sheriff's department located entirely or partially within the school district's  
88.25 boundaries.

88.26 ~~(c) A school district that is a member of an intermediate school district may include in~~  
88.27 ~~its authority under this section the costs associated with safe schools activities authorized~~  
88.28 ~~under paragraph (a) for intermediate school district programs. This authority must not exceed~~  
88.29 ~~\$15 times the adjusted pupil units of the member districts. This authority is in addition to~~  
88.30 ~~any other authority authorized under this section. Revenue raised under this paragraph must~~  
88.31 ~~be transferred to the intermediate school district.~~

88.32 Subd. 6. Report. By January 15 of each year, the commissioner of education must deliver  
88.33 to the chairs and ranking minority members of the legislative committees with jurisdiction

89.1 over kindergarten through grade 12 education a report detailing district-level expenditures  
89.2 of safe schools revenue for the prior fiscal year for each of the authorized purposes under  
89.3 subdivision 5.

89.4 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2020 and later.

89.5 Sec. 7. **[245.4901] SCHOOL-LINKED MENTAL HEALTH GRANTS.**

89.6 Subdivision 1. **Establishment.** The commissioner of human services shall establish a  
89.7 school-linked mental health grant program to provide early identification and intervention  
89.8 for students with mental health needs and to build the capacity of schools to support students  
89.9 with mental health needs in the classroom.

89.10 Subd. 2. **Eligible applicants.** An eligible applicant for school-linked mental health grants  
89.11 is an entity that is:

89.12 (1) certified under Minnesota Rules, parts 9520.0750 to 9520.0870;

89.13 (2) a community mental health center under section 256B.0625, subdivision 5;

89.14 (3) an Indian health service facility or a facility owned and operated by a tribe or tribal  
89.15 organization operating under United States Code, title 25, section 5321;

89.16 (4) a provider of children's therapeutic services and supports as defined in section  
89.17 256B.0943; or

89.18 (5) enrolled in medical assistance as a mental health or substance use disorder provider  
89.19 agency and employs at least two full-time equivalent mental health professionals as defined  
89.20 in section 245.4871, subdivision 27, clauses (1) to (6), or two alcohol and drug counselors  
89.21 licensed or exempt from licensure under chapter 148F who are qualified to provide clinical  
89.22 services to children and families.

89.23 Subd. 3. **Allowable grant activities and related expenses.** (a) Allowable grant activities  
89.24 and related expenses may include but are not limited to:

89.25 (1) identifying and diagnosing mental health conditions of students;

89.26 (2) delivering mental health treatment and services to students and their families,  
89.27 including via telemedicine consistent with section 256B.0625, subdivision 3b;

89.28 (3) supporting families in meeting their child's needs, including navigating health care,  
89.29 social service, and juvenile justice systems;

89.30 (4) providing transportation for students receiving school-linked mental health services  
89.31 when school is not in session;

90.1 (5) building the capacity of schools to meet the needs of students with mental health  
90.2 concerns, including school staff development activities for licensed and nonlicensed staff;  
90.3 and

90.4 (6) purchasing equipment, connection charges, on-site coordination, set-up fees, and  
90.5 site fees in order to deliver school-linked mental health services via telemedicine.

90.6 (b) Grantees shall obtain all available third-party reimbursement sources as a condition  
90.7 of receiving a grant. For purposes of this grant program, a third-party reimbursement source  
90.8 excludes a public school as defined in section 120A.20, subdivision 1. Grantees shall serve  
90.9 students regardless of health coverage status or ability to pay.

90.10 Subd. 4. **Data collection and outcome measurement.** Grantees shall provide data to  
90.11 the commissioner for the purpose of evaluating the effectiveness of the school-linked mental  
90.12 health grant program.

90.13 Subd. 5. **Specialized grants.** (a) Specialized grants must be made available to eligible  
90.14 applicants under subdivision 2, serving a public school program that provides instruction  
90.15 to students in a setting of federal instructional level 4 or higher. Specialized grants must  
90.16 first be awarded to providers working in conjunction with school programs that received a  
90.17 grant under Laws 2016, chapter 189, article 25, section 62, subdivision 2, and Laws 2017,  
90.18 First Special Session chapter 5, article 2, section 56. Additional specialized grants may be  
90.19 made available to eligible applicants under subdivision 2, who cooperate with programs  
90.20 operated by:

90.21 (1) a school district or charter school; or

90.22 (2) a special education cooperative or other cooperative unit under section 123A.24,  
90.23 subdivision 2.

90.24 (b) In addition to allowable grant expenses under subdivision 3, grant funds awarded  
90.25 under this subdivision may be used to develop innovative therapeutic teaching models.

90.26 Sec. 8. Minnesota Statutes 2018, section 299F.30, subdivision 1, is amended to read:

90.27 Subdivision 1. **Duties of fire marshal.** Consistent with sections 121A.035, 121A.037,  
90.28 and this section, it ~~shall be~~ is the duty of the state fire marshal, deputies and assistants, to  
90.29 require public and private schools and educational institutions to have at least five fire drills  
90.30 each school year, including at least four drills as provided under subdivision 2, paragraph  
90.31 (a), and to keep all doors and exits unlocked from the inside of the building during school  
90.32 hours.

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

91.2 Sec. 9. Minnesota Statutes 2018, section 299F.30, subdivision 2, is amended to read:

91.3 Subd. 2. **Fire drill.** (a) Each superintendent, principal, or other person in charge of a  
91.4 public or private school, educational institution, children's home or orphanage housing 20  
91.5 or more students or other persons, ~~shall~~ must instruct and train such students or other persons  
91.6 to quickly and expeditiously quit the premises in case of fire or other emergency by means  
91.7 of drills or rapid dismissals while such school, institution, home, or orphanage is in operation.

91.8 (b) In addition to the drills required under paragraph (a), a public or private school or  
91.9 educational institution may implement an alternative fire drill that does not require students  
91.10 or other persons to quit the premises. A school or educational institution choosing to develop  
91.11 and implement nonevacuating fire drill protocols must work in partnership with the local  
91.12 fire chief or the fire chief's designee and chief law enforcement officers or their designee.

91.13 (c) Records of ~~such~~ fire drills ~~shall~~ must be posted so that such records are available for  
91.14 review by the state fire marshal at all times and ~~shall~~ must include the type of drill conducted,  
91.15 nonevacuation or evacuation, and drill date and the time required to evacuate the building,  
91.16 if the drill required an evacuation.

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

91.18 Sec. 10. Minnesota Statutes 2018, section 626.556, subdivision 2, is amended to read:

91.19 Subd. 2. **Definitions.** As used in this section, the following terms have the meanings  
91.20 given them unless the specific content indicates otherwise:

91.21 (a) "Accidental" means a sudden, not reasonably foreseeable, and unexpected occurrence  
91.22 or event which:

91.23 (1) is not likely to occur and could not have been prevented by exercise of due care; and

91.24 (2) if occurring while a child is receiving services from a facility, happens when the  
91.25 facility and the employee or person providing services in the facility are in compliance with  
91.26 the laws and rules relevant to the occurrence or event.

91.27 (b) "Commissioner" means the commissioner of human services.

91.28 (c) "Facility" means:

91.29 (1) a licensed or unlicensed day care facility, certified license-exempt child care center,  
91.30 residential facility, agency, hospital, sanitarium, or other facility or institution required to

92.1 be licensed under sections 144.50 to 144.58, 241.021, or 245A.01 to 245A.16, or chapter  
92.2 144H, 245D, or 245H;

92.3 (2) a school as defined in section 120A.05, subdivisions 9, 11, and 13; and chapter 124E;  
92.4 or

92.5 (3) a nonlicensed personal care provider organization as defined in section 256B.0625,  
92.6 subdivision 19a.

92.7 (d) "Family assessment" means a comprehensive assessment of child safety, risk of  
92.8 subsequent child maltreatment, and family strengths and needs that is applied to a child  
92.9 maltreatment report that does not allege sexual abuse or substantial child endangerment.  
92.10 Family assessment does not include a determination as to whether child maltreatment  
92.11 occurred but does determine the need for services to address the safety of family members  
92.12 and the risk of subsequent maltreatment.

92.13 (e) "Investigation" means fact gathering related to the current safety of a child and the  
92.14 risk of subsequent maltreatment that determines whether child maltreatment occurred and  
92.15 whether child protective services are needed. An investigation must be used when reports  
92.16 involve sexual abuse or substantial child endangerment, and for reports of maltreatment in  
92.17 facilities required to be licensed or certified under chapter 245A, 245D, or 245H; under  
92.18 sections 144.50 to 144.58 and 241.021; in a school as defined in section 120A.05,  
92.19 subdivisions 9, 11, and 13, and chapter 124E; or in a nonlicensed personal care provider  
92.20 association as defined in section 256B.0625, subdivision 19a.

92.21 (f) "Mental injury" means an injury to the psychological capacity or emotional stability  
92.22 of a child as evidenced by an observable or substantial impairment in the child's ability to  
92.23 function within a normal range of performance and behavior with due regard to the child's  
92.24 culture.

92.25 (g) "Neglect" means the commission or omission of any of the acts specified under  
92.26 clauses (1) to (9), other than by accidental means:

92.27 (1) failure by a person responsible for a child's care to supply a child with necessary  
92.28 food, clothing, shelter, health, medical, or other care required for the child's physical or  
92.29 mental health when reasonably able to do so;

92.30 (2) failure to protect a child from conditions or actions that seriously endanger the child's  
92.31 physical or mental health when reasonably able to do so, including a growth delay, which  
92.32 may be referred to as a failure to thrive, that has been diagnosed by a physician and is due  
92.33 to parental neglect;

93.1 (3) failure to provide for necessary supervision or child care arrangements appropriate  
93.2 for a child after considering factors as the child's age, mental ability, physical condition,  
93.3 length of absence, or environment, when the child is unable to care for the child's own basic  
93.4 needs or safety, or the basic needs or safety of another child in their care;

93.5 (4) failure to ensure that the child is educated as defined in sections 120A.22 and  
93.6 260C.163, subdivision 11, which does not include a parent's refusal to provide the parent's  
93.7 child with sympathomimetic medications, consistent with section 125A.091, subdivision  
93.8 5;

93.9 (5) nothing in this section shall be construed to mean that a child is neglected solely  
93.10 because the child's parent, guardian, or other person responsible for the child's care in good  
93.11 faith selects and depends upon spiritual means or prayer for treatment or care of disease or  
93.12 remedial care of the child in lieu of medical care; except that a parent, guardian, or caretaker,  
93.13 or a person mandated to report pursuant to subdivision 3, has a duty to report if a lack of  
93.14 medical care may cause serious danger to the child's health. This section does not impose  
93.15 upon persons, not otherwise legally responsible for providing a child with necessary food,  
93.16 clothing, shelter, education, or medical care, a duty to provide that care;

93.17 (6) prenatal exposure to a controlled substance, as defined in section 253B.02, subdivision  
93.18 2, used by the mother for a nonmedical purpose, as evidenced by withdrawal symptoms in  
93.19 the child at birth, results of a toxicology test performed on the mother at delivery or the  
93.20 child at birth, medical effects or developmental delays during the child's first year of life  
93.21 that medically indicate prenatal exposure to a controlled substance, or the presence of a  
93.22 fetal alcohol spectrum disorder;

93.23 (7) "medical neglect" as defined in section 260C.007, subdivision 6, clause (5);

93.24 (8) chronic and severe use of alcohol or a controlled substance by a parent or person  
93.25 responsible for the care of the child that adversely affects the child's basic needs and safety;  
93.26 or

93.27 (9) emotional harm from a pattern of behavior which contributes to impaired emotional  
93.28 functioning of the child which may be demonstrated by a substantial and observable effect  
93.29 in the child's behavior, emotional response, or cognition that is not within the normal range  
93.30 for the child's age and stage of development, with due regard to the child's culture.

93.31 (h) "Nonmaltreatment mistake" means:

93.32 (1) at the time of the incident, the individual was performing duties identified in the  
93.33 center's child care program plan required under Minnesota Rules, part 9503.0045;

94.1 (2) the individual has not been determined responsible for a similar incident that resulted  
94.2 in a finding of maltreatment for at least seven years;

94.3 (3) the individual has not been determined to have committed a similar nonmaltreatment  
94.4 mistake under this paragraph for at least four years;

94.5 (4) any injury to a child resulting from the incident, if treated, is treated only with  
94.6 remedies that are available over the counter, whether ordered by a medical professional or  
94.7 not; and

94.8 (5) except for the period when the incident occurred, the facility and the individual  
94.9 providing services were both in compliance with all licensing requirements relevant to the  
94.10 incident.

94.11 This definition only applies to child care centers licensed under Minnesota Rules, chapter  
94.12 9503. If clauses (1) to (5) apply, rather than making a determination of substantiated  
94.13 maltreatment by the individual, the commissioner of human services shall determine that a  
94.14 nonmaltreatment mistake was made by the individual.

94.15 (i) "Operator" means an operator or agency as defined in section 245A.02.

94.16 (j) "Person responsible for the child's care" means (1) an individual functioning within  
94.17 the family unit and having responsibilities for the care of the child such as a parent, guardian,  
94.18 or other person having similar care responsibilities, or (2) an individual functioning outside  
94.19 the family unit and having responsibilities for the care of the child such as a teacher, school  
94.20 administrator, other school employees or agents, or other lawful custodian of a child having  
94.21 either full-time or short-term care responsibilities including, but not limited to, day care,  
94.22 babysitting whether paid or unpaid, counseling, teaching, and coaching.

94.23 (k) "Physical abuse" means any physical injury, mental injury, or threatened injury,  
94.24 inflicted by a person responsible for the child's care on a child other than by accidental  
94.25 means, or any physical or mental injury that cannot reasonably be explained by the child's  
94.26 history of injuries, or any aversive or deprivation procedures, or regulated interventions,  
94.27 that have not been authorized under section 125A.0942 or 245.825.

94.28 Abuse does not include reasonable and moderate physical discipline of a child  
94.29 administered by a parent or legal guardian which does not result in an injury. Abuse does  
94.30 not include the use of reasonable force by a teacher, principal, or school employee as allowed  
94.31 by section 121A.582. Actions which are not reasonable and moderate include, but are not  
94.32 limited to, any of the following:

94.33 (1) throwing, kicking, burning, biting, or cutting a child;

- 95.1 (2) striking a child with a closed fist;
- 95.2 (3) shaking a child under age three;
- 95.3 (4) striking or other actions which result in any nonaccidental injury to a child under 18  
95.4 months of age;
- 95.5 (5) unreasonable interference with a child's breathing;
- 95.6 (6) threatening a child with a weapon, as defined in section 609.02, subdivision 6;
- 95.7 (7) striking a child under age one on the face or head;
- 95.8 (8) striking a child who is at least age one but under age four on the face or head, which  
95.9 results in an injury;
- 95.10 (9) purposely giving a child poison, alcohol, or dangerous, harmful, or controlled  
95.11 substances which were not prescribed for the child by a practitioner, in order to control or  
95.12 punish the child; or other substances that substantially affect the child's behavior, motor  
95.13 coordination, or judgment or that results in sickness or internal injury, or subjects the child  
95.14 to medical procedures that would be unnecessary if the child were not exposed to the  
95.15 substances;
- 95.16 (10) unreasonable physical confinement or restraint not permitted under section 609.379,  
95.17 including but not limited to tying, caging, or chaining; or
- 95.18 (11) in a school facility or school zone, an act by a person responsible for the child's  
95.19 care that is a violation under section 121A.58.
- 95.20 (l) "Practice of social services," for the purposes of subdivision 3, includes but is not  
95.21 limited to employee assistance counseling and the provision of guardian ad litem and  
95.22 parenting time expeditor services.
- 95.23 (m) "Report" means any communication received by the local welfare agency, police  
95.24 department, county sheriff, or agency responsible for child protection pursuant to this section  
95.25 that describes neglect or physical or sexual abuse of a child and contains sufficient content  
95.26 to identify the child and any person believed to be responsible for the neglect or abuse, if  
95.27 known.
- 95.28 (n) "Sexual abuse" means the subjection of a child by a person responsible for the child's  
95.29 care, by a person who has a significant relationship to the child, as defined in section 609.341,  
95.30 or by a person in a position of authority, as defined in section 609.341, subdivision 10, to  
95.31 any act which constitutes a violation of section 609.342 (criminal sexual conduct in the first  
95.32 degree), 609.343 (criminal sexual conduct in the second degree), 609.344 (criminal sexual

96.1 conduct in the third degree), 609.345 (criminal sexual conduct in the fourth degree), ~~or~~  
 96.2 609.3451 (criminal sexual conduct in the fifth degree), or 609.352 (solicitation of children  
 96.3 to engage in sexual conduct; communication of sexually explicit materials to children).

96.4 Sexual abuse also includes any act which involves a minor which constitutes a violation of  
 96.5 prostitution offenses under sections 609.321 to 609.324 or 617.246. Effective May 29, 2017,  
 96.6 sexual abuse includes all reports of known or suspected child sex trafficking involving a  
 96.7 child who is identified as a victim of sex trafficking. Sexual abuse includes child sex  
 96.8 trafficking as defined in section 609.321, subdivisions 7a and 7b. Sexual abuse includes  
 96.9 threatened sexual abuse which includes the status of a parent or household member who  
 96.10 has committed a violation which requires registration as an offender under section 243.166,  
 96.11 subdivision 1b, paragraph (a) or (b), or required registration under section 243.166,  
 96.12 subdivision 1b, paragraph (a) or (b).

96.13 (o) "Substantial child endangerment" means a person responsible for a child's care, by  
 96.14 act or omission, commits or attempts to commit an act against a child under their care that  
 96.15 constitutes any of the following:

96.16 (1) egregious harm as defined in section 260C.007, subdivision 14;

96.17 (2) abandonment under section 260C.301, subdivision 2;

96.18 (3) neglect as defined in paragraph (g), clause (2), that substantially endangers the child's  
 96.19 physical or mental health, including a growth delay, which may be referred to as failure to  
 96.20 thrive, that has been diagnosed by a physician and is due to parental neglect;

96.21 (4) murder in the first, second, or third degree under section 609.185, 609.19, or 609.195;

96.22 (5) manslaughter in the first or second degree under section 609.20 or 609.205;

96.23 (6) assault in the first, second, or third degree under section 609.221, 609.222, or 609.223;

96.24 (7) solicitation, inducement, and promotion of prostitution under section 609.322;

96.25 (8) criminal sexual conduct under sections 609.342 to 609.3451;

96.26 (9) solicitation of children to engage in sexual conduct under section 609.352;

96.27 (10) malicious punishment or neglect or endangerment of a child under section 609.377  
 96.28 or 609.378;

96.29 (11) use of a minor in sexual performance under section 617.246; or

96.30 (12) parental behavior, status, or condition which mandates that the county attorney file  
 96.31 a termination of parental rights petition under section 260C.503, subdivision 2.

97.1 (p) "Threatened injury" means a statement, overt act, condition, or status that represents  
97.2 a substantial risk of physical or sexual abuse or mental injury. Threatened injury includes,  
97.3 but is not limited to, exposing a child to a person responsible for the child's care, as defined  
97.4 in paragraph (j), clause (1), who has:

97.5 (1) subjected a child to, or failed to protect a child from, an overt act or condition that  
97.6 constitutes egregious harm, as defined in section 260C.007, subdivision 14, or a similar law  
97.7 of another jurisdiction;

97.8 (2) been found to be palpably unfit under section 260C.301, subdivision 1, paragraph  
97.9 (b), clause (4), or a similar law of another jurisdiction;

97.10 (3) committed an act that has resulted in an involuntary termination of parental rights  
97.11 under section 260C.301, or a similar law of another jurisdiction; or

97.12 (4) committed an act that has resulted in the involuntary transfer of permanent legal and  
97.13 physical custody of a child to a relative under Minnesota Statutes 2010, section 260C.201,  
97.14 subdivision 11, paragraph (d), clause (1), section 260C.515, subdivision 4, or a similar law  
97.15 of another jurisdiction.

97.16 A child is the subject of a report of threatened injury when the responsible social services  
97.17 agency receives birth match data under paragraph (q) from the Department of Human  
97.18 Services.

97.19 (q) Upon receiving data under section 144.225, subdivision 2b, contained in a birth  
97.20 record or recognition of parentage identifying a child who is subject to threatened injury  
97.21 under paragraph (p), the Department of Human Services shall send the data to the responsible  
97.22 social services agency. The data is known as "birth match" data. Unless the responsible  
97.23 social services agency has already begun an investigation or assessment of the report due  
97.24 to the birth of the child or execution of the recognition of parentage and the parent's previous  
97.25 history with child protection, the agency shall accept the birth match data as a report under  
97.26 this section. The agency may use either a family assessment or investigation to determine  
97.27 whether the child is safe. All of the provisions of this section apply. If the child is determined  
97.28 to be safe, the agency shall consult with the county attorney to determine the appropriateness  
97.29 of filing a petition alleging the child is in need of protection or services under section  
97.30 260C.007, subdivision 6, clause (16), in order to deliver needed services. If the child is  
97.31 determined not to be safe, the agency and the county attorney shall take appropriate action  
97.32 as required under section 260C.503, subdivision 2.

97.33 (r) Persons who conduct assessments or investigations under this section shall take into  
97.34 account accepted child-rearing practices of the culture in which a child participates and

98.1 accepted teacher discipline practices, which are not injurious to the child's health, welfare,  
98.2 and safety.

98.3 Sec. 11. Minnesota Statutes 2018, section 626.556, subdivision 3b, is amended to read:

98.4 Subd. 3b. **Agency responsible for assessing or investigating reports of**  
98.5 **maltreatment.** The Department of Education is the agency responsible for assessing or  
98.6 investigating allegations of child maltreatment in schools as defined in section 120A.05,  
98.7 subdivisions 9, 11, and 13; and chapter 124E. The Department of Education's responsibility  
98.8 to assess and investigate includes allegations of maltreatment involving students 18 to 21  
98.9 years of age, including students receiving special education services, up to and until  
98.10 graduation and the issuance of a secondary or high school diploma.

98.11 Sec. 12. Minnesota Statutes 2018, section 626.556, subdivision 10, is amended to read:

98.12 Subd. 10. **Duties of local welfare agency and local law enforcement agency upon**  
98.13 **receipt of report; mandatory notification between police or sheriff and agency.** (a) The  
98.14 police department or the county sheriff shall immediately notify the local welfare agency  
98.15 or agency responsible for child protection reports under this section orally and in writing  
98.16 when a report is received. The local welfare agency or agency responsible for child protection  
98.17 reports shall immediately notify the local police department or the county sheriff orally and  
98.18 in writing when a report is received. The county sheriff and the head of every local welfare  
98.19 agency, agency responsible for child protection reports, and police department shall each  
98.20 designate a person within their agency, department, or office who is responsible for ensuring  
98.21 that the notification duties of this paragraph are carried out. When the alleged maltreatment  
98.22 occurred on tribal land, the local welfare agency or agency responsible for child protection  
98.23 reports and the local police department or the county sheriff shall immediately notify the  
98.24 tribe's social services agency and tribal law enforcement orally and in writing when a report  
98.25 is received. When a police department or county sheriff determines that a child has been  
98.26 the subject of physical abuse, sexual abuse, or neglect by a person licensed by the  
98.27 Professional Educator Licensing and Standards Board or the Board of School Administrators,  
98.28 the department or sheriff shall, in addition to its other duties under this section, immediately  
98.29 inform the licensing board.

98.30 (b) Upon receipt of a report, the local welfare agency shall determine whether to conduct  
98.31 a family assessment or an investigation as appropriate to prevent or provide a remedy for  
98.32 child maltreatment. The local welfare agency:

99.1 (1) shall conduct an investigation on reports involving sexual abuse or substantial child  
99.2 endangerment;

99.3 (2) shall begin an immediate investigation if, at any time when it is using a family  
99.4 assessment response, it determines that there is reason to believe that sexual abuse or  
99.5 substantial child endangerment or a serious threat to the child's safety exists;

99.6 (3) may conduct a family assessment for reports that do not allege sexual abuse or  
99.7 substantial child endangerment. In determining that a family assessment is appropriate, the  
99.8 local welfare agency may consider issues of child safety, parental cooperation, and the need  
99.9 for an immediate response;

99.10 (4) may conduct a family assessment on a report that was initially screened and assigned  
99.11 for an investigation. In determining that a complete investigation is not required, the local  
99.12 welfare agency must document the reason for terminating the investigation and notify the  
99.13 local law enforcement agency if the local law enforcement agency is conducting a joint  
99.14 investigation; and

99.15 (5) shall provide immediate notice, according to section 260.761, subdivision 2, to an  
99.16 Indian child's tribe when the agency has reason to believe the family assessment or  
99.17 investigation may involve an Indian child. For purposes of this clause, "immediate notice"  
99.18 means notice provided within 24 hours.

99.19 If the report alleges neglect, physical abuse, or sexual abuse by a parent, guardian, or  
99.20 individual functioning within the family unit as a person responsible for the child's care, or  
99.21 sexual abuse by a person with a significant relationship to the child when that person resides  
99.22 in the child's household or by a sibling, the local welfare agency shall immediately conduct  
99.23 a family assessment or investigation as identified in clauses (1) to (4). In conducting a family  
99.24 assessment or investigation, the local welfare agency shall gather information on the existence  
99.25 of substance abuse and domestic violence and offer services for purposes of preventing  
99.26 future child maltreatment, safeguarding and enhancing the welfare of the abused or neglected  
99.27 minor, and supporting and preserving family life whenever possible. If the report alleges a  
99.28 violation of a criminal statute involving sexual abuse, physical abuse, or neglect or  
99.29 endangerment, under section 609.378, the local law enforcement agency and local welfare  
99.30 agency shall coordinate the planning and execution of their respective investigation and  
99.31 assessment efforts to avoid a duplication of fact-finding efforts and multiple interviews.  
99.32 Each agency shall prepare a separate report of the results of its investigation or assessment.  
99.33 In cases of alleged child maltreatment resulting in death, the local agency may rely on the  
99.34 fact-finding efforts of a law enforcement investigation to make a determination of whether

100.1 or not maltreatment occurred. When necessary the local welfare agency shall seek authority  
100.2 to remove the child from the custody of a parent, guardian, or adult with whom the child is  
100.3 living. In performing any of these duties, the local welfare agency shall maintain appropriate  
100.4 records.

100.5 If the family assessment or investigation indicates there is a potential for abuse of alcohol  
100.6 or other drugs by the parent, guardian, or person responsible for the child's care, the local  
100.7 welfare agency shall conduct a chemical use assessment pursuant to Minnesota Rules, part  
100.8 9530.6615.

100.9 (c) When a local agency receives a report or otherwise has information indicating that  
100.10 a child who is a client, as defined in section 245.91, has been the subject of physical abuse,  
100.11 sexual abuse, or neglect at an agency, facility, or program as defined in section 245.91, it  
100.12 shall, in addition to its other duties under this section, immediately inform the ombudsman  
100.13 established under sections 245.91 to 245.97. The commissioner of education shall inform  
100.14 the ombudsman established under sections 245.91 to 245.97 of reports regarding a child  
100.15 defined as a client in section 245.91 that maltreatment occurred at a school as defined in  
100.16 section 120A.05, subdivisions 9, 11, and 13, and chapter 124E.

100.17 (d) Authority of the local welfare agency responsible for assessing or investigating the  
100.18 child abuse or neglect report, the agency responsible for assessing or investigating the report,  
100.19 and of the local law enforcement agency for investigating the alleged abuse or neglect  
100.20 includes, but is not limited to, authority to interview, without parental consent, the alleged  
100.21 victim and any other minors who currently reside with or who have resided with the alleged  
100.22 offender. The interview may take place at school or at any facility or other place where the  
100.23 alleged victim or other minors might be found or the child may be transported to, and the  
100.24 interview conducted at, a place appropriate for the interview of a child designated by the  
100.25 local welfare agency or law enforcement agency. The interview may take place outside the  
100.26 presence of the alleged offender or parent, legal custodian, guardian, or school official. For  
100.27 family assessments, it is the preferred practice to request a parent or guardian's permission  
100.28 to interview the child prior to conducting the child interview, unless doing so would  
100.29 compromise the safety assessment. Except as provided in this paragraph, the parent, legal  
100.30 custodian, or guardian shall be notified by the responsible local welfare or law enforcement  
100.31 agency no later than the conclusion of the investigation or assessment that this interview  
100.32 has occurred. Notwithstanding rule 32 of the Minnesota Rules of Procedure for Juvenile  
100.33 Courts, the juvenile court may, after hearing on an ex parte motion by the local welfare  
100.34 agency, order that, where reasonable cause exists, the agency withhold notification of this  
100.35 interview from the parent, legal custodian, or guardian. If the interview took place or is to

101.1 take place on school property, the order shall specify that school officials may not disclose  
101.2 to the parent, legal custodian, or guardian the contents of the notification of intent to interview  
101.3 the child on school property, as provided under this paragraph, and any other related  
101.4 information regarding the interview that may be a part of the child's school record. A copy  
101.5 of the order shall be sent by the local welfare or law enforcement agency to the appropriate  
101.6 school official.

101.7 (e) When the local welfare, local law enforcement agency, or the agency responsible  
101.8 for assessing or investigating a report of maltreatment determines that an interview should  
101.9 take place on school property, written notification of intent to interview the child on school  
101.10 property must be received by school officials prior to the interview. The notification shall  
101.11 include the name of the child to be interviewed, the purpose of the interview, and a reference  
101.12 to the statutory authority to conduct an interview on school property. For interviews  
101.13 conducted by the local welfare agency, the notification shall be signed by the chair of the  
101.14 local social services agency or the chair's designee. The notification shall be private data  
101.15 on individuals subject to the provisions of this paragraph. School officials may not disclose  
101.16 to the parent, legal custodian, or guardian the contents of the notification or any other related  
101.17 information regarding the interview until notified in writing by the local welfare or law  
101.18 enforcement agency that the investigation or assessment has been concluded, unless a school  
101.19 employee or agent is alleged to have maltreated the child. Until that time, the local welfare  
101.20 or law enforcement agency or the agency responsible for assessing or investigating a report  
101.21 of maltreatment shall be solely responsible for any disclosures regarding the nature of the  
101.22 assessment or investigation.

101.23 Except where the alleged offender is believed to be a school official or employee, the  
101.24 time and place, and manner of the interview on school premises shall be within the discretion  
101.25 of school officials, but the local welfare or law enforcement agency shall have the exclusive  
101.26 authority to determine who may attend the interview. The conditions as to time, place, and  
101.27 manner of the interview set by the school officials shall be reasonable and the interview  
101.28 shall be conducted not more than 24 hours after the receipt of the notification unless another  
101.29 time is considered necessary by agreement between the school officials and the local welfare  
101.30 or law enforcement agency. Where the school fails to comply with the provisions of this  
101.31 paragraph, the juvenile court may order the school to comply. Every effort must be made  
101.32 to reduce the disruption of the educational program of the child, other students, or school  
101.33 staff when an interview is conducted on school premises.

101.34 (f) Where the alleged offender or a person responsible for the care of the alleged victim  
101.35 or other minor prevents access to the victim or other minor by the local welfare agency, the

102.1 juvenile court may order the parents, legal custodian, or guardian to produce the alleged  
102.2 victim or other minor for questioning by the local welfare agency or the local law  
102.3 enforcement agency outside the presence of the alleged offender or any person responsible  
102.4 for the child's care at reasonable places and times as specified by court order.

102.5 (g) Before making an order under paragraph (f), the court shall issue an order to show  
102.6 cause, either upon its own motion or upon a verified petition, specifying the basis for the  
102.7 requested interviews and fixing the time and place of the hearing. The order to show cause  
102.8 shall be served personally and shall be heard in the same manner as provided in other cases  
102.9 in the juvenile court. The court shall consider the need for appointment of a guardian ad  
102.10 litem to protect the best interests of the child. If appointed, the guardian ad litem shall be  
102.11 present at the hearing on the order to show cause.

102.12 (h) The commissioner of human services, the ombudsman for mental health and  
102.13 developmental disabilities, the local welfare agencies responsible for investigating reports,  
102.14 the commissioner of education, and the local law enforcement agencies have the right to  
102.15 enter facilities as defined in subdivision 2 and to inspect and copy the facility's records,  
102.16 including medical records, as part of the investigation. Notwithstanding the provisions of  
102.17 chapter 13, they also have the right to inform the facility under investigation that they are  
102.18 conducting an investigation, to disclose to the facility the names of the individuals under  
102.19 investigation for abusing or neglecting a child, and to provide the facility with a copy of  
102.20 the report and the investigative findings.

102.21 (i) The local welfare agency responsible for conducting a family assessment or  
102.22 investigation shall collect available and relevant information to determine child safety, risk  
102.23 of subsequent child maltreatment, and family strengths and needs and share not public  
102.24 information with an Indian's tribal social services agency without violating any law of the  
102.25 state that may otherwise impose duties of confidentiality on the local welfare agency in  
102.26 order to implement the tribal state agreement. The local welfare agency or the agency  
102.27 responsible for investigating the report shall collect available and relevant information to  
102.28 ascertain whether maltreatment occurred and whether protective services are needed.  
102.29 Information collected includes, when relevant, information with regard to the person reporting  
102.30 the alleged maltreatment, including the nature of the reporter's relationship to the child and  
102.31 to the alleged offender, and the basis of the reporter's knowledge for the report; the child  
102.32 allegedly being maltreated; the alleged offender; the child's caretaker; and other collateral  
102.33 sources having relevant information related to the alleged maltreatment. The local welfare  
102.34 agency or the agency responsible for investigating the report may make a determination of

103.1 no maltreatment early in an investigation, and close the case and retain immunity, if the  
103.2 collected information shows no basis for a full investigation.

103.3 Information relevant to the assessment or investigation must be asked for, and may  
103.4 include:

103.5 (1) the child's sex and age; prior reports of maltreatment, including any maltreatment  
103.6 reports that were screened out and not accepted for assessment or investigation; information  
103.7 relating to developmental functioning; credibility of the child's statement; and whether the  
103.8 information provided under this clause is consistent with other information collected during  
103.9 the course of the assessment or investigation;

103.10 (2) the alleged offender's age, a record check for prior reports of maltreatment, and  
103.11 criminal charges and convictions. The local welfare agency or the agency responsible for  
103.12 assessing or investigating the report must provide the alleged offender with an opportunity  
103.13 to make a statement. The alleged offender may submit supporting documentation relevant  
103.14 to the assessment or investigation;

103.15 (3) collateral source information regarding the alleged maltreatment and care of the  
103.16 child. Collateral information includes, when relevant: (i) a medical examination of the child;  
103.17 (ii) prior medical records relating to the alleged maltreatment or the care of the child  
103.18 maintained by any facility, clinic, or health care professional and an interview with the  
103.19 treating professionals; and (iii) interviews with the child's caretakers, including the child's  
103.20 parent, guardian, foster parent, child care provider, teachers, counselors, family members,  
103.21 relatives, and other persons who may have knowledge regarding the alleged maltreatment  
103.22 and the care of the child; and

103.23 (4) information on the existence of domestic abuse and violence in the home of the child,  
103.24 and substance abuse.

103.25 Nothing in this paragraph precludes the local welfare agency, the local law enforcement  
103.26 agency, or the agency responsible for assessing or investigating the report from collecting  
103.27 other relevant information necessary to conduct the assessment or investigation.

103.28 Notwithstanding sections 13.384 or 144.291 to 144.298, the local welfare agency has access  
103.29 to medical data and records for purposes of clause (3). Notwithstanding the data's  
103.30 classification in the possession of any other agency, data acquired by the local welfare  
103.31 agency or the agency responsible for assessing or investigating the report during the course  
103.32 of the assessment or investigation are private data on individuals and must be maintained  
103.33 in accordance with subdivision 11. Data of the commissioner of education collected or  
103.34 maintained during and for the purpose of an investigation of alleged maltreatment in a school

104.1 are governed by this section, notwithstanding the data's classification as educational,  
104.2 licensing, or personnel data under chapter 13.

104.3 In conducting an assessment or investigation involving a school facility as defined in  
104.4 subdivision 2, paragraph (c), the commissioner of education shall collect investigative  
104.5 reports and data that are relevant to a report of maltreatment and are from local law  
104.6 enforcement and the school facility.

104.7 (j) Upon receipt of a report, the local welfare agency shall conduct a face-to-face contact  
104.8 with the child reported to be maltreated and with the child's primary caregiver sufficient to  
104.9 complete a safety assessment and ensure the immediate safety of the child. The face-to-face  
104.10 contact with the child and primary caregiver shall occur immediately if sexual abuse or  
104.11 substantial child endangerment is alleged and within five calendar days for all other reports.  
104.12 If the alleged offender was not already interviewed as the primary caregiver, the local welfare  
104.13 agency shall also conduct a face-to-face interview with the alleged offender in the early  
104.14 stages of the assessment or investigation. At the initial contact, the local child welfare agency  
104.15 or the agency responsible for assessing or investigating the report must inform the alleged  
104.16 offender of the complaints or allegations made against the individual in a manner consistent  
104.17 with laws protecting the rights of the person who made the report. The interview with the  
104.18 alleged offender may be postponed if it would jeopardize an active law enforcement  
104.19 investigation.

104.20 (k) When conducting an investigation, the local welfare agency shall use a question and  
104.21 answer interviewing format with questioning as nondirective as possible to elicit spontaneous  
104.22 responses. For investigations only, the following interviewing methods and procedures must  
104.23 be used whenever possible when collecting information:

104.24 (1) audio recordings of all interviews with witnesses and collateral sources; and

104.25 (2) in cases of alleged sexual abuse, audio-video recordings of each interview with the  
104.26 alleged victim and child witnesses.

104.27 (l) In conducting an assessment or investigation involving a school facility as defined  
104.28 in subdivision 2, paragraph (c), the commissioner of education shall collect available and  
104.29 relevant information and use the procedures in paragraphs (j) and (k), and subdivision 3d,  
104.30 except that the requirement for face-to-face observation of the child and face-to-face interview  
104.31 of the alleged offender is to occur in the initial stages of the assessment or investigation  
104.32 provided that the commissioner may also base the assessment or investigation on investigative  
104.33 reports and data received from the school facility and local law enforcement, to the extent  
104.34 those investigations satisfy the requirements of paragraphs (j) and (k), and subdivision 3d.

105.1 Sec. 13. APPROPRIATIONS.

105.2 Subdivision 1. Department of Education. The sums indicated in this section are  
105.3 appropriated from the general fund to the Department of Education for the fiscal years  
105.4 designated.

105.5 Subd. 2. Suicide prevention training for teachers. (a) For a grant to a  
105.6 nationally-recognized provider of evidence-based online training on suicide prevention and  
105.7 engagement of students experiencing mental distress:

105.8 \$ 480,000 ..... 2020

105.9 (b) Training funded by the grant must be accessible to teachers in every school district,  
105.10 charter school, intermediate school district, service cooperative, and tribal school in  
105.11 Minnesota.

105.12 (c) The grant recipient must report to the commissioner of education the number of  
105.13 teachers completing the online training, average length of time to complete training, and  
105.14 length of average stay using the online training. The commissioner must survey online  
105.15 training users to determine their perception of the online training. By January 8, 2021, the  
105.16 commissioner must report the grant recipient's information and the survey results to the  
105.17 chairs and ranking minority members of the legislative committees having jurisdiction over  
105.18 kindergarten through grade 12 education.

105.19 (d) This is a onetime appropriation and is available until June 30, 2021.

105.20 Subd. 3. Safe schools aid. (a) For safe schools aid under Minnesota Statutes, section  
105.21 126C.44:

105.22 \$ 37,097,000 ..... 2020

105.23 \$ 37,426,000 ..... 2021

105.24 (b) One hundred percent of the aid under Minnesota Statutes, section 126C.44, must be  
105.25 paid in the current year.

105.26 Subd. 4. School-linked mental health grants. (a) For transfer to the commissioner of  
105.27 human services for school-linked mental health grants under Minnesota Statutes, section  
105.28 245.4901, subdivisions 1 to 5:

105.29 \$ 2,500,000 ..... 2020

105.30 \$ 2,500,000 ..... 2021

105.31 (b) Any balance in the first year is available in the second year. The base for fiscal year  
105.32 2022 is \$2,500,000. The base for fiscal year 2024 is \$0.

106.1 **ARTICLE 6**

106.2 **FACILITIES, FUND TRANSFERS, AND ACCOUNTING**

106.3 Section 1. Minnesota Statutes 2018, section 121A.335, subdivision 3, is amended to read:

106.4 Subd. 3. **Frequency of testing.** (a) The plan under subdivision 2 must include a testing  
106.5 schedule for every building serving prekindergarten through grade 12 students. The schedule  
106.6 must require that each building be tested at least once every five years. A school district or  
106.7 charter school must begin testing school buildings by July 1, 2018, and complete testing of  
106.8 all buildings that serve students within five years.

106.9 (b) A school district or charter school that finds lead at a specific location providing  
106.10 cooking or drinking water within a facility must formulate, make publicly available, and  
106.11 implement a plan that is consistent with established guidelines and recommendations to  
106.12 ensure that student exposure to lead is minimized. This includes, when a school district or  
106.13 charter school finds the presence of lead at a level where action should be taken as set by  
106.14 the guidance in any water source that can provide cooking or drinking water, immediately  
106.15 shutting off the water source or making it unavailable until the hazard has been minimized.

106.16 Sec. 2. Minnesota Statutes 2018, section 121A.335, subdivision 5, is amended to read:

106.17 Subd. 5. **Reporting.** A school district or charter school that has tested its buildings for  
106.18 the presence of lead shall make the results of the testing available to the public for review  
106.19 and must notify parents of the availability of the information. School districts and charter  
106.20 schools must follow the actions outlined in guidance from the commissioners of health and  
106.21 education. If a test conducted under subdivision 3, paragraph (a), reveals the presence of  
106.22 lead above a level where action should be taken as set by the guidance, the school district  
106.23 or charter must, within 30 days of receiving the test result, either remediate the presence of  
106.24 lead to below the level set in guidance, verified by retest, or directly notify parents of the  
106.25 test result. The school district or charter school must make the water source unavailable  
106.26 until the hazard has been minimized.

106.27 Sec. 3. **[121A.337] NOTIFICATION OF ENVIRONMENTAL HAZARDS.**

106.28 If the Department of Health or Pollution Control Agency notifies a school district, charter  
106.29 school, or nonpublic school of environmental hazards that may affect the health of students  
106.30 or school staff, the school must notify school staff, students, and parents of the hazards as  
106.31 soon as practicable. The notice must include direction on how to obtain additional information  
106.32 about the hazard, including any actions that may reduce potential harm to those affected by  
106.33 the hazard.

107.1 Sec. 4. Minnesota Statutes 2018, section 123B.52, subdivision 6, is amended to read:

107.2 Subd. 6. **Disposing of surplus school computers.** (a) Notwithstanding section 471.345,  
107.3 governing school district contracts made upon sealed bid or otherwise complying with the  
107.4 requirements for competitive bidding, other provisions of this section governing school  
107.5 district contracts, or other law to the contrary, a school district under this subdivision may  
107.6 dispose of school computers, including a tablet device.

107.7 (b) A school district may dispose of a surplus school computer and related equipment  
107.8 if the district disposes of the surplus property by conveying the property and title to:

107.9 (1) another school district;

107.10 (2) the state Department of Corrections;

107.11 (3) the Board of Trustees of the Minnesota State Colleges and Universities; ~~or~~

107.12 (4) the family of a student residing in the district whose total family income meets the  
107.13 federal definition of poverty; or

107.14 (5) a charitable organization under section 501(c)(3) of the Internal Revenue Code that  
107.15 is registered with the attorney general's office for educational use.

107.16 (c) If surplus school computers are not disposed of under paragraph (b), upon adoption  
107.17 of a written resolution of the school board, when updating or replacing school computers,  
107.18 including tablet devices, used primarily by students, a school district may sell or give used  
107.19 computers or tablets to qualifying students at the price specified in the written resolution.

107.20 A student is eligible to apply to the school board for a computer or tablet under this  
107.21 subdivision if the student is currently enrolled in the school and intends to enroll in the  
107.22 school in the year following the receipt of the computer or tablet. If more students apply  
107.23 for computers or tablets than are available, the school must first qualify students whose  
107.24 families are eligible for free or reduced-price meals, and then dispose of the remaining  
107.25 computers or tablets by lottery.

107.26 **EFFECTIVE DATE.** This section is effective July 1, 2019.

107.27 Sec. 5. **[123B.651] ENERGY USE REDUCTION AND REPORTING FOR PUBLIC**  
107.28 **SCHOOLS.**

107.29 Beginning October 1, 2019, each public school or school district reporting on behalf of  
107.30 a public school must enter and maintain monthly utility consumption data into the Minnesota  
107.31 B3 benchmarking program for all buildings under its custodial control. Reporting by a third  
107.32 party, including automatic reporting by an electric or gas utility, may be used to meet this

108.1 requirement. A school or school district must not be penalized for failure to comply with  
108.2 this section.

108.3 Sec. 6. Minnesota Statutes 2018, section 125B.26, subdivision 4, is amended to read:

108.4 Subd. 4. **District aid.** ~~For fiscal year 2006 and later,~~ A district, charter school, or  
108.5 intermediate school district's Internet access equity aid equals the district, charter school,  
108.6 or intermediate school district's approved cost for the previous fiscal year according to  
108.7 subdivision 1 ~~exceeding \$16 times the district's adjusted pupil units for the previous fiscal~~  
108.8 ~~year or no reduction if the district is part of an organized telecommunications access cluster.~~  
108.9 Equity aid must be distributed to the telecommunications access cluster for districts, charter  
108.10 schools, or intermediate school districts that are members of the cluster or to individual  
108.11 districts, charter schools, or intermediate school districts not part of a telecommunications  
108.12 access cluster.

108.13 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2020 and later.

108.14 Sec. 7. Minnesota Statutes 2018, section 125B.26, subdivision 5, is amended to read:

108.15 Subd. 5. **Telecommunications/Internet access services for nonpublic schools.** (a)  
108.16 Districts shall provide each year upon formal request by or on behalf of a nonpublic school,  
108.17 not including home schools, located in that district or area, ongoing or recurring  
108.18 telecommunications access services to the nonpublic school either through existing district  
108.19 providers or through separate providers.

108.20 (b) The amount of district aid for telecommunications access services for each nonpublic  
108.21 school under this subdivision equals the lesser of:

108.22 (1) ~~90 percent of the nonpublic school's approved cost for the previous fiscal year~~  
108.23 ~~according to subdivision 1 exceeding \$10 for fiscal year 2006 and later times the number~~  
108.24 ~~of weighted pupils enrolled at the nonpublic school as of October 1 of the previous school~~  
108.25 ~~year;~~ or

108.26 (2) the product of the district's aid per pupil unit according to subdivision 4 times the  
108.27 number of weighted pupils enrolled at the nonpublic school as of October 1 of the previous  
108.28 school year.

108.29 (c) For purposes of this subdivision, nonpublic school pupils shall be weighted by grade  
108.30 level using the weighting factors defined in section 126C.05, subdivision 1.

108.31 (d) Each year, a district providing services under paragraph (a) may claim up to five  
108.32 percent of the aid determined in paragraph (b) for costs of administering this subdivision.

109.1 No district may expend an amount for these telecommunications access services which  
109.2 exceeds the amount allocated under this subdivision. The nonpublic school is responsible  
109.3 for the Internet access costs not covered by this section.

109.4 (e) At the request of a nonpublic school, districts may allocate the amount determined  
109.5 in paragraph (b) directly to the nonpublic school to pay for or offset the nonpublic school's  
109.6 costs for telecommunications access services; however, the amount allocated directly to the  
109.7 nonpublic school may not exceed the actual amount of the school's ongoing or recurring  
109.8 telecommunications access costs.

109.9 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2020 and later.

109.10 Sec. 8. Minnesota Statutes 2018, section 205A.07, subdivision 2, is amended to read:

109.11 Subd. 2. **Sample ballot, posting.** (a) For every school district primary, general, or special  
109.12 election, the school district clerk ~~shall~~ must at least four days before the primary, general,  
109.13 or special election, post a sample ballot in the administrative offices of the school district  
109.14 for public inspection, and ~~shall~~ must post a sample ballot in each polling place on election  
109.15 day.

109.16 (b) For a school district general or special election held to authorize the issuance of  
109.17 bonds to finance a capital project requiring review and comment under section 123B.71,  
109.18 the summary of the commissioner's review and comment and supplemental information  
109.19 required under section 123B.71, subdivision 12, paragraph (a), must be posted in the same  
109.20 manner as the sample ballot under paragraph (a).

109.21 **EFFECTIVE DATE.** This section is effective for elections held on or after August 1,  
109.22 2019.

109.23 Sec. 9. Minnesota Statutes 2018, section 471.59, subdivision 1, is amended to read:

109.24 Subdivision 1. **Agreement.** (a) Two or more governmental units, by agreement entered  
109.25 into through action of their governing bodies, may jointly or cooperatively exercise any  
109.26 power common to the contracting parties or any similar powers, including those which are  
109.27 the same except for the territorial limits within which they may be exercised. The agreement  
109.28 may provide for the exercise of such powers by one or more of the participating governmental  
109.29 units on behalf of the other participating units.

109.30 (b) The term "governmental unit" as used in this section includes every city, county,  
109.31 town, school district, service cooperative under section 123A.21, charter school under  
109.32 chapter 124E, independent nonprofit firefighting corporation, other political subdivision of

110.1 this or another state, another state, federally recognized Indian tribe, the University of  
 110.2 Minnesota, the Minnesota Historical Society, nonprofit hospitals licensed under sections  
 110.3 144.50 to 144.56, rehabilitation facilities and extended employment providers that are  
 110.4 certified by the commissioner of employment and economic development, day and supported  
 110.5 employment services licensed under chapter 245D, and any agency of the state of Minnesota  
 110.6 or the United States, and includes any instrumentality of a governmental unit. For the purpose  
 110.7 of this section, an instrumentality of a governmental unit means an instrumentality having  
 110.8 independent policy-making and appropriating authority.

110.9 Sec. 10. Minnesota Statutes 2018, section 475.58, subdivision 4, is amended to read:

110.10 Subd. 4. **Proper use of bond proceeds.** The proceeds of obligations issued after approval  
 110.11 of the electors under this section ~~may~~ must only be spent: (1) for the purposes stated in the  
 110.12 ballot language; or (2) to pay, redeem, or defease obligations and interest, penalties,  
 110.13 premiums, and costs of issuance of the obligations. The proceeds ~~may~~ must not be spent  
 110.14 for a different purpose or for an expansion of the original purpose without the approval by  
 110.15 a majority of the electors voting on the question of changing or expanding the purpose of  
 110.16 the obligations.

110.17 Sec. 11. Minnesota Statutes 2018, section 475.59, subdivision 1, is amended to read:

110.18 Subdivision 1. **Generally; notice.** (a) When the governing body of a municipality resolves  
 110.19 to issue bonds for any purpose requiring the approval of the electors, it shall provide for  
 110.20 submission of the proposition of their issuance at a general or special election or town or  
 110.21 school district meeting. Notice of such election or meeting shall be given in the manner  
 110.22 required by law and shall state the maximum amount and the purpose of the proposed issue.

110.23 (b) In any school district, the school board or board of education may, according to its  
 110.24 judgment and discretion, submit as a single ballot question or as two or more separate  
 110.25 questions in the notice of election and ballots the proposition of their issuance for any one  
 110.26 or more of the following, stated conjunctively or in the alternative: acquisition or enlargement  
 110.27 of sites, acquisition, betterment, erection, furnishing, equipping of one or more new  
 110.28 schoolhouses, remodeling, repairing, improving, adding to, betterment, furnishing, equipping  
 110.29 of one or more existing schoolhouses. The ballot question or questions submitted by a school  
 110.30 board must state the name of the plan or plans being proposed by the district as submitted  
 110.31 to the commissioner of education for review and comment under section 123B.71.

110.32 (c) In any city, town, or county, the governing body may, according to its judgment and  
 110.33 discretion, submit as a single ballot question or as two or more separate questions in the

111.1 notice of election and ballots the proposition of their issuance, stated conjunctively or in  
111.2 the alternative, for the acquisition, construction, or improvement of any facilities at one or  
111.3 more locations.

111.4 **EFFECTIVE DATE.** This section is effective for elections held on or after August 1,  
111.5 2019.

111.6 Sec. 12. **FUND TRANSFERS.**

111.7 Subdivision 1. **Truman.** (a) Notwithstanding Minnesota Statutes, section 123B.79,  
111.8 123B.80, or 124D.135, on June 30, 2019, Independent School District No. 458, Truman,  
111.9 may permanently transfer up to \$65,000 from the early childhood and family education  
111.10 reserve account in the community service fund to the undesignated general fund.

111.11 (b) Notwithstanding Minnesota Statutes, section 123B.79, 123B.80, or 124D.16, on June  
111.12 30, 2019, Independent School District No. 458, Truman, may permanently transfer up to  
111.13 \$45,000 from the school readiness reserve account in the community service fund to the  
111.14 undesignated general fund.

111.15 Subd. 2. **Minnetonka.** Notwithstanding Minnesota Statutes, section 123B.79, 123B.80,  
111.16 or 124D.20, subdivision 10, on June 30, 2019, Independent School District No. 276,  
111.17 Minnetonka, may permanently transfer up to \$3,300,000 from its community education  
111.18 reserve fund balance to its reserved for operating capital account in the general fund. The  
111.19 transferred funds must be used only to design, construct, furnish, and equip an early childhood  
111.20 or community education classroom addition.

111.21 Subd. 3. **Hopkins.** (a) Notwithstanding Minnesota Statutes, section 123B.79, 123B.80,  
111.22 or 124D.20, subdivision 10, on June 30, 2019, Independent School District No. 270, Hopkins,  
111.23 may permanently transfer up to \$500,000 from its community education reserve fund balance  
111.24 to its reserved for operating capital account in the general fund.

111.25 (b) The transfer funds must be used only to design, construct, furnish, and equip an early  
111.26 childhood classroom addition.

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

111.28 Sec. 13. **APPROPRIATIONS.**

111.29 Subdivision 1. **Department of Education.** The sum indicated in this section is  
111.30 appropriated from the general fund to the Department of Education for the fiscal year  
111.31 designated.

112.1 Subd. 2. Debt service equalization aid. For debt service equalization aid under  
112.2 Minnesota Statutes, section 123B.53, subdivision 6:

112.3 \$ 20,684,000 ..... 2020

112.4 \$ 20,363,000 ..... 2021

112.5 The 2020 appropriation includes \$2,292,000 for 2019 and \$18,392,000 for 2020.

112.6 The 2021 appropriation includes \$2,043,000 for 2020 and \$18,320,000 for 2021.

112.7 Subd. 3. Long-term facilities maintenance equalized aid. For long-term facilities  
112.8 maintenance equalized aid under Minnesota Statutes, section 123B.595, subdivision 9:

112.9 \$ 105,144,000 ..... 2020

112.10 \$ 107,850,000 ..... 2021

112.11 The 2020 appropriation includes \$10,464,000 for 2019 and \$94,680,000 for 2020.

112.12 The 2021 appropriation includes \$10,520,000 for 2020 and \$97,330,000 for 2021.

112.13 Subd. 4. Equity in telecommunications access. (a) For equity in telecommunications  
112.14 access:

112.15 \$ 4,250,000 ..... 2020

112.16 \$ 4,250,000 ..... 2021

112.17 (b) If the appropriation amount is insufficient, the commissioner shall reduce the  
112.18 reimbursement rate in Minnesota Statutes, section 125B.26, subdivisions 4 and 5, and the  
112.19 revenue for fiscal years 2020 and 2021 shall be prorated.

112.20 (c) Any balance in the first year does not cancel but is available in the second year.

112.21 Subd. 5. Early repayment aid incentive. (a) For incentive grants for a district that  
112.22 repays the full outstanding original principal on its capital loan by November 30, 2016,  
112.23 under Laws 2011, First Special Session chapter 11, article 4, section 8, as amended by Laws  
112.24 2016, chapter 189, article 30, section 22:

112.25 \$ 2,350,000 ..... 2020

112.26 \$ 2,350,000 ..... 2021

112.27 (b) Of this amount, \$150,000 is for a grant to Independent School District No. 36,  
112.28 Kelliher; \$180,000 is for a grant to Independent School District No. 95, Cromwell; \$495,000  
112.29 is for a grant to Independent School District No. 299, Caledonia; \$220,000 is for a grant to  
112.30 Independent School District No. 306, Laporte; \$150,000 is for a grant to Independent School  
112.31 District No. 362, Littlefork; \$650,000 is for a grant to Independent School District No. 682,  
112.32 Roseau; and \$505,000 is for a grant to Independent School District No. 2580, East Central.

113.1 (c) The grant may be used for any school-related purpose.

113.2 (d) The base for fiscal year 2022 is \$0.

113.3 Subd. 6. **Maximum effort loan aid.** (a) For aid payments to schools with outstanding  
113.4 capital loans under Minnesota Statutes, section 477A.09.

113.5 \$ 3,291,000 ..... 2020

113.6 \$ 3,291,000 ..... 2021

113.7 (b) The base for fiscal year 2022 is \$3,291,000 and the base for fiscal year 2023 is \$0.

113.8 **ARTICLE 7**

113.9 **NUTRITION AND LIBRARIES**

113.10 Section 1. Minnesota Statutes 2018, section 124D.111, is amended to read:

113.11 **124D.111 SCHOOL MEALS POLICIES; LUNCH AID; FOOD SERVICE**  
113.12 **ACCOUNTING.**

113.13 Subdivision 1. ~~School lunch aid computation~~ **meals policies.** (a) Each Minnesota  
113.14 participant in the national school lunch program must adopt and post to its website, or the  
113.15 website of the organization where the meal is served, a school meals policy.

113.16 (b) The policy must be in writing and clearly communicate student meal charges when  
113.17 payment cannot be collected at the point of service. The policy must be reasonable and  
113.18 well-defined and maintain the dignity of students by prohibiting lunch shaming.

113.19 Subd. 1a. **School lunch aid amounts.** Each school year, the state must pay participants  
113.20 in the national school lunch program the amount of 12.5 cents for each full paid and free  
113.21 student lunch and 52.5 cents for each reduced-price lunch served to students.

113.22 Subd. 2. **Application.** A school district, charter school, nonpublic school, or other  
113.23 participant in the national school lunch program shall apply to the department for this  
113.24 payment on forms provided by the department.

113.25 Subd. 2a. **Federal Child and Adult Care Food Program; criteria and notice.** The  
113.26 commissioner must post on the department's website eligibility criteria and application  
113.27 information for nonprofit organizations interested in applying to the commissioner for  
113.28 approval as a multisite sponsoring organization under the federal Child and Adult Care  
113.29 Food Program. The posted criteria and information must inform interested nonprofit  
113.30 organizations about:

114.1 (1) the criteria the commissioner uses to approve or disapprove an application, including  
114.2 how an applicant demonstrates financial viability for the Minnesota program, among other  
114.3 criteria;

114.4 (2) the commissioner's process and time line for notifying an applicant when its  
114.5 application is approved or disapproved and, if the application is disapproved, the explanation  
114.6 the commissioner provides to the applicant; and

114.7 (3) any appeal or other recourse available to a disapproved applicant.

114.8 Subd. 3. **School food service fund.** (a) The expenses described in this subdivision must  
114.9 be recorded as provided in this subdivision.

114.10 (b) In each district, the expenses for a school food service program for pupils must be  
114.11 attributed to a school food service fund. Under a food service program, the school food  
114.12 service may prepare or serve milk, meals, or snacks in connection with school or community  
114.13 service activities.

114.14 (c) Revenues and expenditures for food service activities must be recorded in the food  
114.15 service fund. The costs of processing applications, accounting for meals, preparing and  
114.16 serving food, providing kitchen custodial services, and other expenses involving the preparing  
114.17 of meals or the kitchen section of the lunchroom may be charged to the food service fund  
114.18 or to the general fund of the district. The costs of lunchroom supervision, lunchroom custodial  
114.19 services, lunchroom utilities, and other administrative costs of the food service program  
114.20 must be charged to the general fund.

114.21 That portion of superintendent and fiscal manager costs that can be documented as  
114.22 attributable to the food service program may be charged to the food service fund provided  
114.23 that the school district does not employ or contract with a food service director or other  
114.24 individual who manages the food service program, or food service management company.  
114.25 If the cost of the superintendent or fiscal manager is charged to the food service fund, the  
114.26 charge must be at a wage rate not to exceed the statewide average for food service directors  
114.27 as determined by the department.

114.28 (d) Capital expenditures for the purchase of food service equipment must be made from  
114.29 the general fund and not the food service fund, unless the restricted balance in the food  
114.30 service fund at the end of the last fiscal year is greater than the cost of the equipment to be  
114.31 purchased.

114.32 (e) If the condition set out in paragraph (d) applies, the equipment may be purchased  
114.33 from the food service fund.

115.1 (f) If a deficit in the food service fund exists at the end of a fiscal year, and the deficit  
 115.2 is not eliminated by revenues from food service operations in the next fiscal year, then the  
 115.3 deficit must be eliminated by a permanent fund transfer from the general fund at the end of  
 115.4 that second fiscal year. However, if a district contracts with a food service management  
 115.5 company during the period in which the deficit has accrued, the deficit must be eliminated  
 115.6 by a payment from the food service management company.

115.7 (g) Notwithstanding paragraph (f), a district may incur a deficit in the food service fund  
 115.8 for up to three years without making the permanent transfer if the district submits to the  
 115.9 commissioner by January 1 of the second fiscal year a plan for eliminating that deficit at  
 115.10 the end of the third fiscal year.

115.11 (h) If a surplus in the food service fund exists at the end of a fiscal year for three  
 115.12 successive years, a district may recode for that fiscal year the costs of lunchroom supervision,  
 115.13 lunchroom custodial services, lunchroom utilities, and other administrative costs of the food  
 115.14 service program charged to the general fund according to paragraph (c) and charge those  
 115.15 costs to the food service fund in a total amount not to exceed the amount of surplus in the  
 115.16 food service fund.

115.17 Subd. 4. **No fees.** A participant that receives school lunch aid under this section must  
 115.18 make lunch available without charge to all participating students who qualify for free or  
 115.19 reduced-price meals. The participant must also ensure that any reminders for payment of  
 115.20 outstanding student meal balances do not demean or stigmatize any child participating in  
 115.21 the school lunch program.

115.22 Sec. 2. **APPROPRIATIONS.**

115.23 Subdivision 1. **Department of Education.** The sums indicated in this section are  
 115.24 appropriated from the general fund to the Department of Education for the fiscal years  
 115.25 designated.

115.26 Subd. 2. **School lunch.** For school lunch aid under Minnesota Statutes, section 124D.111,  
 115.27 and Code of Federal Regulations, title 7, section 210.17:

115.28	\$	<u>16,215,000</u>	.....	<u>2020</u>
115.29	\$	<u>16,484,000</u>	.....	<u>2021</u>

115.30 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,  
 115.31 section 124D.1158:

115.32	\$	<u>11,073,000</u>	.....	<u>2020</u>
115.33	\$	<u>11,534,000</u>	.....	<u>2021</u>

116.1 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
116.2 section 124D.118:

116.3 \$ 691,000 ..... 2020

116.4 \$ 691,000 ..... 2021

116.5 Subd. 5. **Summer school food service replacement aid.** For summer school food service  
116.6 replacement aid under Minnesota Statutes, section 124D.119:

116.7 \$ 150,000 ..... 2020

116.8 \$ 150,000 ..... 2021

116.9 Subd. 6. **Basic system support.** For basic system support aid under Minnesota Statutes,  
116.10 section 134.355:

116.11 \$ 13,570,000 ..... 2020

116.12 \$ 13,570,000 ..... 2021

116.13 The 2020 appropriation includes \$1,357,000 for 2019 and \$12,213,000 for 2020.

116.14 The 2021 appropriation includes \$1,357,000 for 2020 and \$12,213,000 for 2021.

116.15 Subd. 7. **Multicounty, multitype library systems.** For aid under Minnesota Statutes,  
116.16 sections 134.353 and 134.354, to multicounty, multitype library systems:

116.17 \$ 1,300,000 ..... 2020

116.18 \$ 1,300,000 ..... 2021

116.19 The 2020 appropriation includes \$130,000 for 2019 and \$1,170,000 for 2020.

116.20 The 2021 appropriation includes \$130,000 for 2020 and \$1,170,000 for 2021.

116.21 Subd. 8. **Electronic library for Minnesota.** (a) For statewide licenses to online databases  
116.22 selected in cooperation with the Minnesota Office of Higher Education for school media  
116.23 centers, public libraries, state government agency libraries, and public or private college or  
116.24 university libraries:

116.25 \$ 900,000 ..... 2020

116.26 \$ 900,000 ..... 2021

116.27 (b) Any balance in the first year does not cancel but is available in the second year.

116.28 Subd. 9. **Regional library telecommunications aid.** For regional library  
116.29 telecommunications aid under Minnesota Statutes, section 134.355:

116.30 \$ 2,300,000 ..... 2020

116.31 \$ 2,300,000 ..... 2021

117.1 The 2020 appropriation includes \$230,000 for 2019 and \$2,070,000 for 2020.

117.2 The 2021 appropriation includes \$230,000 for 2020 and \$2,070,000 for 2021.

117.3 **ARTICLE 8**

117.4 **EARLY CHILDHOOD**

117.5 Section 1. Minnesota Statutes 2018, section 124D.151, subdivision 4, is amended to read:

117.6 Subd. 4. **Eligibility.** A child who is four years of age as of September 1 in the calendar  
117.7 year in which the school year commences is eligible to participate in a voluntary  
117.8 prekindergarten program free of charge. An eligible four-year-old child served in a  
117.9 mixed-delivery system by a child care center, family child care program licensed under  
117.10 section 245A.03, or community-based organization may be charged a fee as long as the  
117.11 mixed-delivery partner was not awarded a seat for that child. Each eligible child must  
117.12 complete a health and developmental screening within 90 days of program enrollment under  
117.13 sections 121A.16 to 121A.19, and provide documentation of required immunizations under  
117.14 section 121A.15.

117.15 Sec. 2. Minnesota Statutes 2018, section 124D.151, is amended by adding a subdivision  
117.16 to read:

117.17 Subd. 7. **Financial accounting.** An eligible school district or charter school must record  
117.18 expenditures attributable to voluntary prekindergarten pupils according to guidelines prepared  
117.19 by the commissioner under section 127A.17.

117.20 Sec. 3. Minnesota Statutes 2018, section 124D.162, is amended to read:

117.21 **124D.162 KINDERGARTEN READINESS ASSESSMENT.**

117.22 Subdivision 1. **Implementation.** (a) The commissioner of education ~~may~~ must implement  
117.23 a kindergarten readiness assessment representative of incoming kindergartners to:

117.24 (1) identify preparedness of a child for success in school;

117.25 (2) inform instructional decision-making;

117.26 (3) improve understanding of connections between kindergarten readiness and later  
117.27 academic achievement; and

117.28 (4) produce data that can assist in evaluation of the effectiveness of early childhood  
117.29 programs.

118.1 (b) The commissioner must provide districts with a process for measuring on a  
118.2 comparable basis the kindergarten readiness of incoming kindergartners. A district is  
118.3 encouraged to use the commissioner-provided measurement process under this section.

118.4 Subd. 2. **Assessment development.** The measurement tools used for assessment must  
118.5 be research based, developmentally appropriate, valid and reliable, aligned to the state early  
118.6 childhood indicators of progress and kindergarten academic standards, and based on the  
118.7 Department of Education Kindergarten Readiness Assessment at kindergarten entrance  
118.8 study.

118.9 Subd. 3. **Reporting.** Beginning in the 2020-2021 school year, a district that uses the  
118.10 commissioner-provided process must annually report kindergarten readiness results under  
118.11 this section to the department in the form and manner determined by the commissioner  
118.12 concurrent with the district's world's best workforce report under section 120B.11. The  
118.13 commissioner must publicly report kindergarten readiness results as part of the performance  
118.14 reports required under section 120B.36 and consistent with section 120B.35, subdivision  
118.15 3, paragraph (a), clause (2).

118.16 Subd. 4. **Longitudinal data system.** Beginning for data reported on incoming  
118.17 kindergartners in the 2020-2021 school year, the commissioner must integrate kindergarten  
118.18 readiness data under this section into statewide longitudinal educational data systems.

118.19 Sec. 4. Minnesota Statutes 2018, section 124D.165, subdivision 2, is amended to read:

118.20 Subd. 2. **Family eligibility.** (a) For a family to receive an early learning scholarship,  
118.21 parents or guardians must meet the following eligibility requirements:

118.22 (1) have an eligible child; ~~and~~

118.23 (2) have income equal to or less than 185 percent of federal poverty level income in the  
118.24 current calendar year, or be able to document their child's current participation in the free  
118.25 and reduced-price lunch program or Child and Adult Care Food Program, National School  
118.26 Lunch Act, United States Code, title 42, sections 1751 and 1766; the Food Distribution  
118.27 Program on Indian Reservations, Food and Nutrition Act, United States Code, title 7, sections  
118.28 2011-2036; Head Start under the federal Improving Head Start for School Readiness Act  
118.29 of 2007; Minnesota family investment program under chapter 256J; child care assistance  
118.30 programs under chapter 119B; the supplemental nutrition assistance program; or placement  
118.31 in foster care under section 260C.212. Parents or guardians are not required to provide  
118.32 income verification under this clause if the child is an eligible child under paragraph (b),  
118.33 clause (4) or (5); and

119.1 (3) must not currently be disqualified from the child care assistance program under  
119.2 chapter 119B, as provided under section 256.98, subdivision 8, paragraph (b).

119.3 (b) An "eligible child" means a child who has not yet enrolled in kindergarten and is:

119.4 (1) at least three but not yet ~~five~~ six years of age on September 1 of the current school  
119.5 year;

119.6 (2) a sibling from birth to age ~~five~~ six of a child who has been awarded a scholarship  
119.7 under this section provided the sibling attends the same program as long as funds are  
119.8 available;

119.9 (3) the child of a parent under age 21 who is pursuing a high school degree or a course  
119.10 of study for a high school equivalency test; ~~or~~

119.11 (4) ~~homeless, in foster care, or in need of child protective services.~~ a child in need of  
119.12 protective services or in foster care as defined under section 260C.007; or

119.13 (5) designated as homeless under the federal McKinney-Vento Homeless Assistance  
119.14 Act, United States Code, title 42, section 11434a.

119.15 (c) A child who has received a scholarship under this section must continue to receive  
119.16 a scholarship each year until that child is eligible for kindergarten under section 120A.20  
119.17 and as long as funds are available.

119.18 (d) Early learning scholarships may not be counted as earned income for the purposes  
119.19 of medical assistance under chapter 256B, MinnesotaCare under chapter 256L, Minnesota  
119.20 family investment program under chapter 256J, child care assistance programs under chapter  
119.21 119B, or Head Start under the federal Improving Head Start for School Readiness Act of  
119.22 2007.

119.23 (e) A child from an adjoining state whose family resides at a Minnesota address as  
119.24 assigned by the United States Postal Service, who has received developmental screening  
119.25 under sections 121A.16 to 121A.19, who intends to enroll in a Minnesota school district,  
119.26 and whose family meets the criteria of paragraph (a) is eligible for an early learning  
119.27 scholarship under this section.

119.28 **EFFECTIVE DATE.** This section is effective July 1, 2019.

119.29 Sec. 5. Minnesota Statutes 2018, section 124D.165, subdivision 3, is amended to read:

119.30 Subd. 3. **Administration.** (a) The commissioner shall establish application timelines  
119.31 and determine the schedule for awarding scholarships that meets operational needs of eligible

120.1 families and programs. The commissioner must give highest priority to applications from  
120.2 children who: are eligible under subdivision 2, paragraph (b), clause (3), (4), or (5).

120.3 ~~(1) have a parent under age 21 who is pursuing a high school diploma or a course of~~  
120.4 ~~study for a high school equivalency test;~~

120.5 ~~(2) are in foster care or otherwise in need of protection or services; or~~

120.6 ~~(3) have experienced homelessness in the last 24 months, as defined under the federal~~  
120.7 ~~McKinney-Vento Homeless Assistance Act, United States Code, title 42, section 11434a.~~

120.8 The commissioner may prioritize applications on additional factors including family  
120.9 income, geographic location, and whether the child's family is on a waiting list for a publicly  
120.10 funded program providing early education or child care services.

120.11 (b) The commissioner shall establish a target for the average scholarship amount per  
120.12 child based on the results of the rate survey conducted under section 119B.02.

120.13 (c) A four-star rated program that has children eligible for a scholarship enrolled in or  
120.14 on a waiting list for a program beginning in July, August, or September may notify the  
120.15 commissioner, in the form and manner prescribed by the commissioner, each year of the  
120.16 program's desire to enhance program services or to serve more children than current funding  
120.17 provides. The commissioner may designate a predetermined number of scholarship slots  
120.18 for that program and notify the program of that number. For fiscal year 2018 and later, the  
120.19 statewide amount of funding directly designated by the commissioner must not exceed the  
120.20 funding directly designated for fiscal year 2017. For fiscal year 2020 and later, the number  
120.21 of scholarship slots designated for a program under this paragraph must not exceed the  
120.22 number of scholarship slots designated for that program in fiscal year 2019. Beginning July  
120.23 1, 2016, a school district or Head Start program qualifying under this paragraph may use  
120.24 its established registration process to enroll scholarship recipients and may verify a  
120.25 scholarship recipient's family income in the same manner as for other program participants.

120.26 (d) A scholarship is awarded for a 12-month period. If the scholarship recipient has not  
120.27 been accepted and subsequently enrolled in a rated program within ten months of the  
120.28 awarding of the scholarship, the scholarship cancels and the recipient must reapply in order  
120.29 to be eligible for another scholarship. A child may not be awarded more than one scholarship  
120.30 in a 12-month period.

120.31 (e) A child who is at least three years of age who receives a scholarship ~~who~~ and has  
120.32 not completed development screening under sections 121A.16 to 121A.19 must complete  
120.33 that screening within 90 days of first attending an eligible program. A child who receives

121.1 a scholarship before the age of three must complete the developmental screening no later  
121.2 than 90 days after the child's third birthday.

121.3 (f) For fiscal year 2017 and later, a school district or Head Start program enrolling  
121.4 scholarship recipients under paragraph (c) may apply to the commissioner, in the form and  
121.5 manner prescribed by the commissioner, for direct payment of state aid. Upon receipt of  
121.6 the application, the commissioner must pay each program directly for each approved  
121.7 scholarship recipient enrolled under paragraph (c) according to the metered payment system  
121.8 or another schedule established by the commissioner.

121.9 Sec. 6. Minnesota Statutes 2018, section 124D.165, is amended by adding a subdivision  
121.10 to read:

121.11 Subd. 3a. **Transitional scholarship seats.** (a) For fiscal years 2020 and 2021 only,  
121.12 consistent with the commissioner's authority to prioritize applications based on geographic  
121.13 location under subdivision 3, paragraph (a), the commissioner must give priority to an  
121.14 otherwise eligible child who is resident to a school district with a transition seat count greater  
121.15 than zero. The commissioner must not directly designate a scholarship under this subdivision  
121.16 to any particular program.

121.17 (b) For purposes of this subdivision, a school district's "transition seat count" equals (1)  
121.18 the total number of seats approved for the school district and any charter school located in  
121.19 that district for fiscal year 2019 under section 124D.151 and the school readiness plus  
121.20 program under Laws 2017, First Special Session chapter 5, article 8, section 9, minus (2)  
121.21 the number of seats approved for the school district and any charter school located in that  
121.22 district for fiscal year 2017 under section 124D.151.

121.23 (c) Notwithstanding paragraph (a), the commissioner must not give priority under this  
121.24 subdivision to more applicants resident to any school district than that school district's  
121.25 transition seat count.

121.26 **EFFECTIVE DATE.** This section is effective for scholarships awarded after June 30,  
121.27 2019.

121.28 Sec. 7. Minnesota Statutes 2018, section 124D.165, subdivision 4, is amended to read:

121.29 Subd. 4. **Early childhood program eligibility.** (a) In order to be eligible to accept an  
121.30 for early learning scholarship funds, a program must:

121.31 (1) participate in the quality rating and improvement system under section 124D.142;  
121.32 and

122.1 (2) beginning July 1, ~~2020~~ 2021, have a three- or four-star rating in the quality rating  
122.2 and improvement system, except that a program must remain eligible to accept an early  
122.3 learning scholarship for a child who was attending that program prior to July 1, 2021.

122.4 (b) Any program accepting scholarships must use the revenue to supplement and not  
122.5 supplant federal funding.

122.6 (c) ~~Notwithstanding paragraph (a), all Minnesota early learning foundation scholarship~~  
122.7 ~~program pilot sites are eligible to accept an early learning scholarship under this section. A~~  
122.8 program is not eligible for early learning scholarship funds if:

122.9 (1) it is disqualified from receiving payment for child care services from the child care  
122.10 assistance program under chapter 119B, as provided under section 256.98, subdivision 8,  
122.11 paragraph (c); or

122.12 (2) the commissioner of human services or county agency refuses to issue a child care  
122.13 authorization, revokes an existing child care authorization, stops payment issued to a program,  
122.14 or refuses to pay a bill under section 119B.13, subdivision 6, paragraph (d), clause (2).

122.15 **EFFECTIVE DATE.** This section is effective July 1, 2019.

122.16 Sec. 8. Minnesota Statutes 2018, section 124D.165, is amended by adding a subdivision  
122.17 to read:

122.18 **Subd. 4a. Data sharing.** The commissioner of human services may disseminate to the  
122.19 commissioner of education data on child care assistance program disqualification for purposes  
122.20 of determining family eligibility under subdivision 2, paragraph (a), clause (3), and program  
122.21 eligibility under subdivision 4, paragraph (c). The commissioner of education may  
122.22 disseminate the data to an early learning scholarship area administrator.

122.23 **EFFECTIVE DATE.** This section is effective July 1, 2019.

122.24 Sec. 9. Minnesota Statutes 2018, section 124D.165, is amended by adding a subdivision  
122.25 to read:

122.26 **Subd. 6. Early learning scholarship account.** (a) An account is established in the  
122.27 special revenue fund known as the "early learning scholarship account."

122.28 (b) Funds appropriated for early learning scholarships under this section shall be  
122.29 transferred to the early learning scholarship account in the special revenue fund.

122.30 (c) Money in this account is annually appropriated to the commissioner for early learning  
122.31 scholarships under this section. Any returned funds are available to be regranted. Any funds

123.1 remaining unspent at the close of the fiscal year four years after the initial transfer from the  
123.2 general fund cancel to the general fund.

123.3 (d) Up to \$950,000 annually is appropriated to the commissioner for costs associated  
123.4 with administering and monitoring early learning scholarships.

123.5 Sec. 10. Laws 2017, First Special Session chapter 5, article 8, section 10, subdivision 4,  
123.6 is amended to read:

123.7 Subd. 4. **Early learning scholarships.** (a) For the early learning scholarship program  
123.8 under Minnesota Statutes, section 124D.165:

123.9	\$	70,209,000	.....	2018
123.10		<del>70,209,000</del>		
123.11	\$	<u>60,559,000</u>	.....	2019

123.12 (b) Up to \$950,000 each year is in fiscal year 2018 and \$800,000 in fiscal year 2019 are  
123.13 for administration of this program.

123.14 (c) Any balance in the first year does not cancel but is available in the second year.

123.15 (d) The base for fiscal year 2020 is \$70,709,000 \$9,650,000 of the initial fiscal year  
123.16 2019 appropriation is canceled to the general fund on June 30, 2019.

123.17 Sec. 11. **APPROPRIATIONS.**

123.18 Subdivision 1. Department of Education. The sums indicated in this section are  
123.19 appropriated from the general fund to the Department of Education for the fiscal years  
123.20 designated.

123.21 Subd. 2. School readiness. (a) For revenue for school readiness programs under  
123.22 Minnesota Statutes, sections 124D.15 and 124D.16:

123.23	\$	<u>33,683,000</u>	.....	<u>2020</u>
123.24	\$	<u>33,683,000</u>	.....	<u>2021</u>

123.25 (b) The 2020 appropriation includes \$3,368,000 for 2019 and \$30,315,000 for 2020.

123.26 (c) The 2021 appropriation includes \$3,368,000 for 2020 and \$30,315,000 for 2021.

123.27 Subd. 3. Early learning scholarships. (a) For the early learning scholarship program  
123.28 under Minnesota Statutes, section 124D.165:

123.29	\$	<u>92,959,000</u>	.....	<u>2020</u>
123.30	\$	<u>92,959,000</u>	.....	<u>2021</u>

124.1 (b) Money appropriated for the early learning scholarship program under Minnesota  
124.2 Statutes, section 124D.165, is transferred to the early learning scholarship account in the  
124.3 special revenue fund.

124.4 (c) The base for fiscal year 2022 is \$70,709,000.

124.5 Subd. 4. **Head Start program.** For Head Start programs under Minnesota Statutes,  
124.6 section 119A.52:

124.7       \$       25,100,000   ..... 2020

124.8       \$       25,100,000   ..... 2021

124.9 Subd. 5. **Early childhood family education aid.** (a) For early childhood family education  
124.10 aid under Minnesota Statutes, section 124D.135:

124.11       \$       31,454,000   ..... 2020

124.12       \$       31,988,000   ..... 2021

124.13 (b) The 2020 appropriation includes \$3,098,000 for 2019 and \$28,356,000 for 2020.

124.14 (c) The 2021 appropriation includes \$3,150,000 for 2020 and \$28,838,000 for 2021.

124.15 Subd. 6. **Developmental screening aid.** (a) For developmental screening aid under  
124.16 Minnesota Statutes, sections 121A.17 and 121A.19:

124.17       \$       3,639,000   ..... 2020

124.18       \$       3,625,000   ..... 2021

124.19 (b) The 2020 appropriation includes \$363,000 for 2019 and \$3,276,000 for 2020.

124.20 (c) The 2021 appropriation includes \$363,000 for 2020 and \$3,262,000 for 2021.

124.21 Subd. 7. **Parent-child home program.** (a) For a grant to the parent-child home program:

124.22       \$       900,000   ..... 2020

124.23       \$       900,000   ..... 2021

124.24 (b) The grant must be used for an evidence-based and research-validated early childhood  
124.25 literacy and school readiness program for children ages 16 months to four years. The program  
124.26 must serve at least one location within the 11-county metropolitan region and at least one  
124.27 location outside of the 11-county metropolitan region.

124.28 Subd. 8. **Kindergarten entrance assessment initiative and intervention program.** For  
124.29 the kindergarten entrance assessment initiative and intervention program under Minnesota  
124.30 Statutes, section 124D.162:

125.1           \$           281,000   ..... 2020

125.2           \$           281,000   ..... 2021

125.3           Subd. 9. **Quality rating and improvement system.** (a) For transfer to the commissioner  
 125.4 of human services for the purposes of expanding the quality rating and improvement system  
 125.5 under Minnesota Statutes, section 124D.142, in greater Minnesota and increasing supports  
 125.6 for providers participating in the quality rating and improvement system:

125.7           \$           1,750,000   ..... 2020

125.8           \$           1,750,000   ..... 2021

125.9           (b) The amounts in paragraph (a) must be in addition to any federal funding under the  
 125.10 child care and development block grant authorized under Public Law 101-508 in that year  
 125.11 for the system under Minnesota Statutes, section 124D.142.

125.12          (c) Any balance in the first year does not cancel but is available in the second year.

125.13          Subd. 10. **Early childhood programs at tribal contract schools.** For early childhood  
 125.14 family education programs at tribal contract schools under Minnesota Statutes, section  
 125.15 124D.83, subdivision 4:

125.16          \$           68,000   ..... 2020

125.17          \$           68,000   ..... 2021

125.18          Subd. 11. **Educate parents partnership.** For the educate parents partnership under  
 125.19 Minnesota Statutes, section 124D.129:

125.20          \$           49,000   ..... 2020

125.21          \$           49,000   ..... 2021

125.22          Subd. 12. **Home visiting aid.** (a) For home visiting aid under Minnesota Statutes, section  
 125.23 124D.135:

125.24          \$           521,000   ..... 2020

125.25          \$           503,000   ..... 2021

125.26          (b) The 2020 appropriation includes \$54,000 for 2019 and \$467,000 for 2020.

125.27          (c) The 2021 appropriation includes \$51,000 for 2020 and \$452,000 for 2021.

126.1

**ARTICLE 9**

126.2

**COMMUNITY EDUCATION AND LIFELONG LEARNING**

126.3 Section 1. Minnesota Statutes 2018, section 124D.19, subdivision 2, is amended to read:

126.4 Subd. 2. **Advisory council.** (a) Each board must provide for an advisory council to  
126.5 consist of members who represent: various service organizations; churches; public and  
126.6 nonpublic schools; local government including elected officials; public and private nonprofit  
126.7 agencies serving youth and families; parents; youth; park, recreation or forestry services of  
126.8 municipal or local government units located in whole or in part within the boundaries of  
126.9 the school district; and any other groups participating in the community education program  
126.10 in the school district.

126.11 (b) The advisory council must make written recommendations to the community education  
126.12 director and to the school board on the use of general community education revenue under  
126.13 section 124D.20, subdivision 3. A school board must take public testimony on the advisory  
126.14 council's written recommendations.

126.15 **EFFECTIVE DATE.** This section is effective July 1, 2019.

126.16 Sec. 2. Minnesota Statutes 2018, section 124D.20, subdivision 8, is amended to read:

126.17 Subd. 8. **Uses of general revenue.** (a) General community education revenue may be  
126.18 used for:

126.19 (1) nonvocational, recreational, and leisure time activities and programs;

126.20 (2) programs for adults with disabilities, if the programs and budgets are approved by  
126.21 the department;

126.22 (3) adult basic education programs, according to section 124D.52;

126.23 (4) summer programs for elementary and secondary pupils;

126.24 (5) implementation of a youth development plan;

126.25 (6) implementation of a youth service program;

126.26 (7) early childhood family education programs, according to section 124D.13;

126.27 (8) school readiness programs, according to section 124D.15; ~~and~~

126.28 (9) school-age care programs, according to section 124D.19, subdivision 11; and

127.1 (10) a mutually beneficial program or service, including programs offered by nonschool  
127.2 organizations, that promotes the goals of both general education and community education  
127.3 and serves the needs of school district staff, students, and residents.

127.4 (b) In addition to money from other sources, a district may use up to ten percent of its  
127.5 community education revenue for equipment that is used ~~exclusively~~ primarily in community  
127.6 education programs. This revenue may be used only for the following purposes:

127.7 (1) to purchase or lease computers and related materials;

127.8 (2) to purchase or lease equipment for instructional programs; and

127.9 (3) to purchase textbooks and library books.

127.10 (c) General community education revenue must not be used to subsidize the direct activity  
127.11 costs for adult enrichment programs. Direct activity costs include, but are not limited to,  
127.12 the cost of the activity leader or instructor, cost of materials, or transportation costs.

127.13 Sec. 3. Minnesota Statutes 2018, section 124D.20, subdivision 10, is amended to read:

127.14 Subd. 10. **Reserve account.** (a) Community education revenue, which includes aids,  
127.15 levies, fees, grants, and all other revenues received by the school district for community  
127.16 education programs, must be maintained in a reserve account within the community service  
127.17 fund, except as provided in paragraph (b).

127.18 (b) A school board may transfer funds from the community education reserve account  
127.19 to either the operating capital account in the general fund or the building construction fund  
127.20 for capital and facility needs that are to be used primarily by community education programs.

127.21 Sec. 4. Minnesota Statutes 2018, section 124D.531, subdivision 1, is amended to read:

127.22 Subdivision 1. **State total adult basic education aid.** (a) The state total adult basic  
127.23 education aid for fiscal year 2011 equals \$44,419,000, plus any amount that is not paid  
127.24 during the previous fiscal year as a result of adjustments under subdivision 4, paragraph  
127.25 (a), or section 124D.52, subdivision 3. The state total adult basic education aid for later  
127.26 fiscal years equals:

127.27 (1) the state total adult basic education aid for the preceding fiscal year plus any amount  
127.28 that is not paid for during the previous fiscal year, as a result of adjustments under subdivision  
127.29 4, paragraph (a), or section 124D.52, subdivision 3; times

127.30 (2) the greater of 1.00 or the lesser of:

127.31 (i) 1.03; or

128.1 (ii) the average growth in state total contact hours over the prior ten program years.

128.2 Three percent of the state total adult basic education aid must be set aside for adult basic  
128.3 education supplemental service grants under section 124D.522.

128.4 (b) The state total adult basic education aid, excluding basic population aid, equals the  
128.5 difference between the amount computed in paragraph (a), and the state total basic population  
128.6 aid under subdivision 2.

128.7 Sec. 5. Minnesota Statutes 2018, section 124D.99, subdivision 3, is amended to read:

128.8 Subd. 3. **Administration; design.** (a) The commissioner shall establish program  
128.9 requirements, an application process and timeline for each tier of grants specified in  
128.10 subdivision 4, criteria for evaluation of applications, and a grant awards process. The  
128.11 commissioner's process must minimize administrative costs, minimize burdens for applicants  
128.12 and grant recipients, and provide a framework that permits flexibility in program design  
128.13 and implementation among grant recipients.

128.14 (b) To the extent practicable, the commissioner shall design the program to align with  
128.15 programs implemented or proposed by organizations in Minnesota that:

128.16 (1) identify and increase the capacity of organizations that are focused on achieving  
128.17 data-driven, locally controlled positive outcomes for children and youth throughout an entire  
128.18 neighborhood or geographic area through programs such as Strive Together, Promise  
128.19 Neighborhood, and the Education Partnerships Coalition members;

128.20 (2) build a continuum of educational family and community supports with academically  
128.21 rigorous schools at the center;

128.22 (3) maximize program efficiencies by integrating programmatic activities and eliminating  
128.23 administrative barriers;

128.24 (4) develop local infrastructure needed to sustain and scale up proven and effective  
128.25 solutions beyond the initial neighborhood or geographic area; ~~and~~

128.26 (5) utilize appropriate outcome measures based on unique community needs and interests  
128.27 and apply rigorous evaluation on a periodic basis to be used to both monitor outcomes and  
128.28 allow for continuous improvements to systems;

128.29 (6) collect and utilize data to improve student outcomes;

128.30 (7) share disaggregated performance data with the community to set community-level  
128.31 outcomes;

- 129.1 (8) employ continuous improvement processes;
- 129.2 (9) have an anchor entity which shall be a tribal entity, community foundation, higher
- 129.3 education institution, or community-based organization to manage the partnership;
- 129.4 (10) convene a cross-sector leadership group and have a documented accountability
- 129.5 structure; and
- 129.6 (11) demonstrate use of nonstate funds, from multiple sources, including in-kind
- 129.7 contributions.
- 129.8 (c) A grant recipient's supportive services programming must address:
- 129.9 (1) kindergarten readiness and youth development;
- 129.10 (2) grade 3 reading proficiency;
- 129.11 (3) middle school mathematics;
- 129.12 (4) high school graduation;
- 129.13 ~~(4)~~ (5) postsecondary educational attainment enrollment;
- 129.14 (6) postsecondary education completion or attainment;
- 129.15 ~~(5)~~ (7) physical and mental health;
- 129.16 ~~(6)~~ (8) development of career skills and readiness;
- 129.17 ~~(7)~~ (9) parental engagement and development;
- 129.18 ~~(8)~~ (10) community engagement and programmatic alignment; and
- 129.19 ~~(9)~~ (11) reduction of remedial education.
- 129.20 (d) The commissioner, in consultation with grant recipients, must:
- 129.21 (1) develop and revise core indicators of progress toward outcomes specifying impacts
- 129.22 for each tier identified under subdivision 4;
- 129.23 (2) establish a reporting system for grant recipients to measure program outcomes using
- 129.24 data sources and program goals; and
- 129.25 (3) evaluate effectiveness based on the core indicators established by each partnership
- 129.26 for each tier.

130.1 Sec. 6. **APPROPRIATIONS.**

130.2 **Subdivision 1. Department of Education.** The sums indicated in this section are  
130.3 appropriated from the general fund to the Department of Education for the fiscal years  
130.4 designated.

130.5 **Subd. 2. Community education aid.** For community education aid under Minnesota  
130.6 Statutes, section 124D.20:

130.7 \$ 330,000 ..... 2020

130.8 \$ 257,000 ..... 2021

130.9 The 2020 appropriation includes \$40,000 for 2019 and \$290,000 for 2020.

130.10 The 2021 appropriation includes \$32,000 for 2020 and \$225,000 for 2021.

130.11 **Subd. 3. Adults with disabilities program aid.** For adults with disabilities programs  
130.12 under Minnesota Statutes, section 124D.56:

130.13 \$ 710,000 ..... 2020

130.14 \$ 710,000 ..... 2021

130.15 The 2020 appropriation includes \$71,000 for 2019 and \$639,000 for 2020.

130.16 The 2021 appropriation includes \$71,000 for 2020 and \$639,000 for 2021.

130.17 **Subd. 4. Hearing-impaired adults.** For programs for hearing-impaired adults under  
130.18 Minnesota Statutes, section 124D.57:

130.19 \$ 70,000 ..... 2020

130.20 \$ 70,000 ..... 2021

130.21 **Subd. 5. School-age care aid.** For school-age care aid under Minnesota Statutes, section  
130.22 124D.22:

130.23 \$ 1,000 ..... 2020

130.24 \$ 1,000 ..... 2021

130.25 The 2020 appropriation includes \$0 for 2019 and \$1,000 for 2020.

130.26 The 2021 appropriation includes \$0 for 2020 and \$1,000 for 2021.

130.27 **Subd. 6. Tier 1 grants.** (a) For education partnership program Tier 1 sustaining grants  
130.28 under Minnesota Statutes, section 124D.99:

130.29 \$ 2,600,000 ..... 2020

130.30 \$ 2,600,000 ..... 2021

131.1 (b) Of the amounts in paragraph (a), \$1,300,000 each year is for the Northside  
131.2 Achievement Zone and \$1,300,000 each year is for the St. Paul Promise Neighborhood.

131.3 (c) Any balance in the first year does not cancel but is available in the second year.

131.4 Subd. 7. **Tier 2 implementing grants.** (a) For Tier 2 implementing grants under  
131.5 Minnesota Statutes, section 124D.99:

131.6 \$ 1,250,000 ..... 2020

131.7 \$ 1,250,000 ..... 2021

131.8 (b) Of the amounts in paragraph (a), \$250,000 each year is for the Northfield Healthy  
131.9 Community Initiative in Northfield; \$250,000 is for the Jones Family Foundation for the  
131.10 Every Hand Joined program in Red Wing; \$250,000 is for the United Way of Central  
131.11 Minnesota for the Partners for Student Success program; \$250,000 is for Austin Aspires;  
131.12 and \$250,000 is for the Rochester Area Foundation for the Cradle to Career program.

131.13 (c) The base for fiscal year 2022 is \$1,250,000. The base includes \$250,000 each year  
131.14 for each of the following programs: the Northfield Healthy Community Initiative, the Every  
131.15 Hand Joined program, the Partners for Student Success program, Austin Aspires, and the  
131.16 Cradle to Career program.

131.17 (d) Any balance in the first year does not cancel but is available in the second year.

131.18 Subd. 8. **Adult basic education aid.** For adult basic education aid under Minnesota  
131.19 Statutes, section 124D.531:

131.20 \$ 50,106,000 ..... 2020

131.21 \$ 51,620,000 ..... 2021

131.22 The 2020 appropriation includes \$4,868,000 for 2019 and \$45,238,000 for 2020.

131.23 The 2021 appropriation includes \$5,026,000 for 2020 and \$46,594,000 for 2021.

131.24 Subd. 9. **High school equivalency tests.** For payment of 60 percent of the costs of the  
131.25 commissioner-selected high school equivalency tests under Minnesota Statutes, section  
131.26 124D.55:

131.27 \$ 125,000 ..... 2020

131.28 \$ 125,000 ..... 2021

132.1

**ARTICLE 10**

132.2

**STATE AGENCIES**

132.3 Section 1. Minnesota Statutes 2018, section 122A.14, subdivision 9, is amended to read:

132.4 Subd. 9. **Fee.** Each person licensed by the Board of School Administrators shall pay the  
132.5 board a fee of ~~\$75~~ \$100, collected each fiscal year. When transmitting notice of the license  
132.6 fee, the board also must notify the licensee of the penalty for failing to pay the fee within  
132.7 the time specified by the board. The board may provide a lower fee for persons on retired  
132.8 or inactive status. After receiving notice from the board, any licensed school administrator  
132.9 who does not pay the fee in the given fiscal year shall have all administrative licenses held  
132.10 by the person automatically suspended, without the right to a hearing, until the fee has been  
132.11 paid to the board. If the board suspends a licensed school administrator for failing to pay  
132.12 the fee, it must immediately notify the district currently employing the school administrator  
132.13 of the school administrator's suspension. The executive secretary shall deposit the fees in  
132.14 ~~the educator licensure account in the special revenue fund in the state treasury~~ general fund.

132.15 Sec. 2. Minnesota Statutes 2018, section 122A.18, subdivision 8, is amended to read:

132.16 Subd. 8. **Background checks.** (a) The Professional Educator Licensing and Standards  
132.17 Board and the Board of School Administrators must request a criminal history background  
132.18 check from the superintendent of the Bureau of Criminal Apprehension on all first-time  
132.19 teaching applicants for licenses under their jurisdiction. Applicants must include with their  
132.20 licensure applications:

132.21 (1) an executed criminal history consent form, including fingerprints; and

132.22 (2) ~~a money order or cashier's check payable to the Bureau of Criminal Apprehension~~  
132.23 ~~for the fee for conducting~~ payment to conduct the criminal history background check. The  
132.24 Professional Educator Licensing and Standards Board must deposit payments received under  
132.25 this subdivision in the general fund.

132.26 (b) The superintendent of the Bureau of Criminal Apprehension shall perform the  
132.27 background check required under paragraph (a) by retrieving criminal history data as defined  
132.28 in section 13.87 and shall also conduct a search of the national criminal records repository.  
132.29 The superintendent is authorized to exchange fingerprints with the Federal Bureau of  
132.30 Investigation for purposes of the criminal history check. The superintendent shall recover  
132.31 the cost to the bureau of a background check through the fee charged to the applicant under  
132.32 paragraph (a).

133.1 (c) The Professional Educator Licensing and Standards Board or the Board of School  
133.2 Administrators may issue a license pending completion of a background check under this  
133.3 subdivision, but must notify the individual and the school district or charter school employing  
133.4 the individual that the individual's license may be revoked based on the result of the  
133.5 background check.

133.6 Sec. 3. Minnesota Statutes 2018, section 122A.21, subdivision 1, is amended to read:

133.7 Subdivision 1. **Licensure applications.** Each applicant submitting an application to the  
133.8 Professional Educator Licensing and Standards Board to issue, renew, or extend a teaching  
133.9 license, including applications for licensure via portfolio under subdivision 2, must include  
133.10 a processing fee of \$57. The processing fee for a teacher's license and for the licenses of  
133.11 supervisory personnel must be paid to the executive secretary of the appropriate board and  
133.12 deposited in the ~~educator licensure account in the special revenue fund~~ state treasury. The  
133.13 fees as set by the board are nonrefundable for applicants not qualifying for a license.  
133.14 However, the commissioner of management and budget must refund a fee in any case in  
133.15 which the applicant already holds a valid unexpired license. The board may waive or reduce  
133.16 fees for applicants who apply at the same time for more than one license.

133.17 Sec. 4. Minnesota Statutes 2018, section 125A.71, subdivision 1, is amended to read:

133.18 Subdivision 1. **Rental income; appropriation.** Rental income, ~~excluding rent for land~~  
133.19 ~~and living residences~~, must be deposited in the state treasury and credited to a revolving  
133.20 fund of the academies. Money in the revolving fund for rental income is annually  
133.21 appropriated to the academies for staff development purposes. Payment from the revolving  
133.22 fund for rental income may be made only according to vouchers authorized by the  
133.23 administrator of the academies.

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

133.25 Sec. 5. Minnesota Statutes 2018, section 128C.03, is amended to read:

133.26 **128C.03 ELIGIBILITY BYLAWS, POLICIES, AND PROCEDURES.**

133.27 **Subdivision 1. Public input and access to proposed eligibility bylaws, policies, and**  
133.28 **procedures.** (a) The league shall adopt procedures to ensure public notice of all eligibility  
133.29 ~~rules and bylaws, policies, and procedures~~ that will afford the opportunity for public hearings  
133.30 on proposed eligibility ~~rules~~ bylaws, policies, and procedures. If requested by ~~100~~ 25 or  
133.31 more parents or guardians of students, the public hearing must be conducted by an  
133.32 administrative law judge from the Office of Administrative Hearings, or by a person hired

134.1 under contract by the Office of Administrative Hearings, ~~or by an independent hearing~~  
134.2 ~~officer appointed by the commissioner of education from a list maintained for that purpose.~~

134.3 At the conclusion of a public hearing requested by 100 or more parents or guardians of  
134.4 students, the person conducting the hearing shall write a report evaluating the extent to  
134.5 which the league has shown that the proposed ~~rule is~~ bylaws, policies, and procedures are  
134.6 needed and reasonable and the legality of the proposed rule bylaws, policies, and procedures.

134.7 The league shall pay for hearings under this section.

134.8 (b) The league shall:

134.9 (1) maintain a public docket on the league's website that includes historical and proposed  
134.10 changes in eligibility bylaws, policies, and procedures;

134.11 (2) post notice and final versions of all proposed changes to eligibility policies,  
134.12 procedures, and definitions to the league website for at least 30 days prior to board meetings;

134.13 (3) include publication dates on all versions of the league's official handbook or other  
134.14 advisory documents regarding league eligibility bylaws, policies, procedures, and definitions;

134.15 and

134.16 (4) reconcile and remove duplicate eligibility policies and procedures.

134.17 **Subd. 2. Eligibility review process.** (a) The league must establish a process for student  
134.18 eligibility review that provides students and parents with a reasonable opportunity to present  
134.19 information regarding the student's eligibility. The league must:

134.20 (1) publish general criteria by which a request for review may qualify for a review by  
134.21 the league's eligibility committee;

134.22 (2) publish general criteria by which a review may qualify for further review by an  
134.23 independent hearing officer;

134.24 (3) indicate the conditions, timelines, and procedures for administering any review under  
134.25 clause (1) or (2); and

134.26 (4) provide specific reasons for any request the league denies.

134.27 (b) The eligibility review process contained in this section does not create a property  
134.28 right or liberty interest in extracurricular varsity athletic competition.

135.1 Sec. 6. Minnesota Statutes 2018, section 128C.20, is amended to read:

135.2 **128C.20 LEAGUE INFORMATION REVIEW AND REPORT; COMMISSIONER**  
135.3 **REVIEW OF LEAGUE RECOMMENDATIONS.**

135.4 Subdivision 1. **Annually.** (a) Each year, the commissioner of education league shall  
135.5 ~~obtain and~~ review the following information ~~about the league~~:

135.6 (1) an accurate and concise summary of the annual financial and compliance audit  
135.7 prepared by the state auditor that includes information about the compensation of and the  
135.8 expenditures by the executive director of the league and league staff;

135.9 (2) a list of all complaints filed with the league and all lawsuits filed against the league  
135.10 and the disposition of those complaints and lawsuits;

135.11 (3) an explanation of the executive director's performance review;

135.12 (4) information about the extent to which the league has implemented its affirmative  
135.13 action policy, its comparable worth plan, and its sexual harassment and violence policy and  
135.14 rules; ~~and~~

135.15 (5) an evaluation of ~~any proposed changes in league policy~~ bylaws, policies, procedures,  
135.16 and definitions, including those that have been proposed, for compliance with Department  
135.17 of Education programs and applicable state and federal law; and

135.18 (6) an explanation of recent and proposed changes to eligibility bylaws, policies, and  
135.19 procedures, including the eligibility review process under section 128C.03, subdivision 2.

135.20 The league shall post the review on the league's website and present written copies of  
135.21 the review to the commissioner of education and the chairs and ranking minority members  
135.22 of the legislative committees with jurisdiction over kindergarten through grade 12 education.

135.23 (b) The commissioner may examine any league activities or league-related issues when  
135.24 the commissioner believes this review is warranted.

135.25 Subd. 2. **Recommend laws.** The commissioner may recommend to the legislature  
135.26 whether any legislation is made necessary by league activities.

136.1 Sec. 7. Laws 2017, First Special Session chapter 5, article 11, section 8, as amended by  
136.2 Laws 2018, chapter 182, article 1, section 106, is amended to read:

136.3 Sec. 8. **TRANSFERS.**

136.4 ~~Subdivision 1. **Portfolio account.** On July 1, 2019, the commissioner of management~~  
136.5 ~~and budget shall transfer any balances in the education licensure portfolio account in the~~  
136.6 ~~special revenue fund to the educator licensure account in the special revenue fund.~~

136.7 Subd. 2. **Background check.** ~~Any balance in an account that holds fees collected under~~  
136.8 ~~Minnesota Statutes, section 122A.18, subdivision 8, is transferred to the educator licensure~~  
136.9 ~~background check account in the special revenue fund under Minnesota Statutes, section~~  
136.10 ~~122A.175, subdivision 2. On July 2, 2019, \$80,000 is transferred from the educator licensure~~  
136.11 ~~background check account in the special revenue fund to the educator licensure account in~~  
136.12 ~~the special revenue fund. any unspent balance in an account that holds fees under Minnesota~~  
136.13 ~~Statutes, section 122A.18, subdivision 8, is transferred to the general fund.~~

136.14 Sec. 8. Laws 2017, First Special Session chapter 5, article 11, section 9, subdivision 2, is  
136.15 amended to read:

136.16 Subd. 2. **Department.** (a) For the Department of Education:

136.17	\$	27,158,000	.....	2018
136.18		<del>24,874,000</del>		
136.19	\$	<u>22,874,000</u>	.....	2019

136.20 Of these amounts:

136.21 (1) \$231,000 each year is for the Board of School Administrators, ~~and beginning in fiscal~~  
136.22 ~~year 2020, the amount indicated is from the educator licensure account in the special revenue~~  
136.23 ~~fund;~~

136.24 (2) \$1,000,000 each year is for regional centers of excellence under Minnesota Statutes,  
136.25 section 120B.115;

136.26 (3) \$500,000 each year is for the school safety technical assistance center under Minnesota  
136.27 Statutes, section 127A.052;

136.28 (4) \$250,000 each year is for the School Finance Division to enhance financial data  
136.29 analysis;

136.30 (5) \$720,000 each year is for implementing Minnesota's Learning for English Academic  
136.31 Proficiency and Success Act under Laws 2014, chapter 272, article 1, as amended;

137.1 (6) \$2,750,000 in fiscal year 2018 and \$500,000 in fiscal year 2019 are for the Department  
137.2 of Education's mainframe update;

137.3 (7) \$123,000 each year is for a dyslexia specialist; and

137.4 (8) \$2,000,000 ~~each year~~ in fiscal year 2018 is for legal fees and costs associated with  
137.5 litigation.

137.6 (b) Any balance in the first year does not cancel but is available in the second year.

137.7 (c) None of the amounts appropriated under this subdivision may be used for Minnesota's  
137.8 Washington, D.C. office.

137.9 (d) The expenditures of federal grants and aids as shown in the biennial budget document  
137.10 and its supplements are approved and appropriated and shall be spent as indicated.

137.11 (e) This appropriation includes funds for information technology project services and  
137.12 support subject to the provisions of Minnesota Statutes, section 16E.0466. Any ongoing  
137.13 information technology costs will be incorporated into the service level agreement and will  
137.14 be paid to the Office of MN.IT Services by the Department of Education under the rates  
137.15 and mechanism specified in that agreement.

137.16 (f) The agency's base is \$22,054,000 for fiscal year 2020 and \$21,965,000 for 2021.

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

137.18 Sec. 9. Laws 2017, First Special Session chapter 5, article 11, section 12, is amended to  
137.19 read:

137.20 **Sec. 12. APPROPRIATIONS; PERPICH CENTER FOR ARTS EDUCATION.**

137.21 (a) The sums in this section are appropriated from the general fund to the Perpich Center  
137.22 for Arts Education for the fiscal years designated:

137.23		<del>8,173,000</del>		
137.24	\$	<u>7,373,000</u>	.....	2018
137.25	\$	6,973,000	.....	2019

137.26 (b) Of the amounts appropriated in paragraph (a), \$370,000 is for fiscal years 2018 or  
137.27 2019 only for arts integration and Turnaround Arts programs.

137.28 (c) ~~\$1,200,000~~ \$400,000 in fiscal year 2018 is for severance payments related to the  
137.29 closure of Crosswinds school and is available until June 30, 2019. \$800,000 of the initial  
137.30 fiscal year 2018 appropriation for severance payments is canceled to the general fund on  
137.31 June 29, 2019.

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

138.2 Sec. 10. **APPROPRIATIONS; DEPARTMENT OF EDUCATION.**

138.3 Subdivision 1. **Department of Education.** Unless otherwise indicated, the sums indicated  
138.4 in this section are appropriated from the general fund to the Department of Education for  
138.5 the fiscal years designated.

138.6 Subd. 2. **Department.** (a) For the Department of Education:

138.7 \$ 20,809,000 ..... 2020

138.8 \$ 20,740,000 ..... 2021

138.9 Of these amounts:

138.10 (1) \$319,000 each year is for the Board of School Administrators;

138.11 (2) \$1,000,000 each year is for the regional centers of excellence under Minnesota  
138.12 Statutes, section 120B.115;

138.13 (3) \$250,000 each year is for the School Finance Division to enhance financial data  
138.14 analysis;

138.15 (4) \$720,000 each year is for implementing Minnesota's Learning for English Academic  
138.16 Proficiency and Success Act under Laws 2014, chapter 272, article 1, as amended; and

138.17 (5) \$123,000 each year is for a dyslexia specialist.

138.18 (b) Any balance in the first year does not cancel but is available in the second year.

138.19 (c) None of the amounts appropriated under this subdivision may be used for Minnesota's  
138.20 Washington, D.C. office.

138.21 (d) The expenditures of federal grants and aids as shown in the biennial budget document  
138.22 and its supplements are approved and appropriated and shall be spent as indicated.

138.23 (e) This appropriation includes funds for information technology project services and  
138.24 support subject to the provisions of Minnesota Statutes, section 16E.0466. Any ongoing  
138.25 information technology costs will be incorporated into the service level agreement and will  
138.26 be paid to the Office of MN.IT Services by the Department of Education under the rates  
138.27 and mechanism specified in that agreement.

138.28 (f) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,  
138.29 section 1, paragraph (a), and section 3, paragraph (a), the base for fiscal year 2022 is  
138.30 \$20,810,000 The base for fiscal year 2023 is \$20,830,000.

139.1 **Sec. 11. APPROPRIATIONS; PERPICH CENTER FOR ARTS EDUCATION.**

139.2 (a) The sums in this section are appropriated from the general fund to the Perpich Center  
139.3 for Arts Education for the fiscal years designated:

139.4 \$ 4,558,000 ..... 2020

139.5 \$ 4,558,000 ..... 2021

139.6 (b) For fiscal year 2020 and later, the appropriation is calculated with an operational  
139.7 fixed cost of \$3,175,000 and a variable cost of \$12,344 times the estimated number of pupil  
139.8 units served. Operational fixed costs include the base adjustments provided in Laws 2018,  
139.9 chapter 211, article 21, section 1, paragraph (a), and section 3, paragraph (c).

139.10 (c) Any balance in the first year does not cancel and is available in the second year.

139.11 **Sec. 12. APPROPRIATIONS; PROFESSIONAL EDUCATOR LICENSING AND**  
139.12 **STANDARDS BOARD.**

139.13 Subdivision 1. Professional Educator Licensing and Standards Board. (a) The sums  
139.14 indicated in this section are appropriated from the general fund to the Professional Educator  
139.15 Licensing and Standards Board for the fiscal years designated:

139.16 \$ 2,744,000 ..... 2020

139.17 \$ 2,719,000 ..... 2021

139.18 (b) Any balance in the first year does not cancel but is available in the second year.

139.19 (c) The base for fiscal year 2022 and later is \$2,719,000.

139.20 Subd. 2. Licensure by portfolio. For licensure by portfolio:

139.21 \$ 34,000 ..... 2020

139.22 \$ 34,000 ..... 2021

139.23 This appropriation is from the education licensure portfolio account in the special revenue  
139.24 fund.

139.25 **Sec. 13. APPROPRIATIONS; MINNESOTA STATE ACADEMIES.**

139.26 (a) The sums indicated in this section are appropriated from the general fund to the  
139.27 Minnesota State Academies for the Deaf and the Blind for the fiscal years designated:

139.28 \$ 13,231,000 ..... 2020

139.29 \$ 13,237,000 ..... 2021

139.30 (b) Any balance in the first year does not cancel but is available in the second year.

140.1 (c) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,  
140.2 section 1, paragraph (a), and section 3, paragraph (b), the base for fiscal year 2022 is  
140.3 \$13,244,000 and the base for fiscal year 2023 is \$13,251,000.

140.4 Sec. 14. **REPEALER.**

140.5 (a) Minnesota Statutes 2018, sections 122A.175; and 128C.02, subdivision 6, are repealed.

140.6 (b) Laws 2017, First Special Session chapter 5, article 11, section 4, is repealed.

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

140.8 **ARTICLE 11**

140.9 **FORECAST ADJUSTMENTS**

140.10 **A. GENERAL EDUCATION**

140.11 Section 1. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision  
140.12 2, is amended to read:

140.13 Subd. 2. **General education aid.** For general education aid under Minnesota Statutes,  
140.14 section 126C.13, subdivision 4:

140.15 \$ 7,032,051,000 ..... 2018

140.16 ~~7,227,809,000~~

140.17 \$ 7,253,606,000 ..... 2019

140.18 The 2018 appropriation includes \$686,828,000 for 2017 and \$6,345,223,000 for 2018.

140.19 The 2019 appropriation includes \$705,024,000 for 2018 and ~~\$6,522,785,000~~

140.20 \$6,548,582,000 for 2019.

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

140.22 Sec. 2. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 3, is  
140.23 amended to read:

140.24 Subd. 3. **Enrollment options transportation.** For transportation of pupils attending  
140.25 postsecondary institutions under Minnesota Statutes, section 124D.09, or for transportation  
140.26 of pupils attending nonresident districts under Minnesota Statutes, section 124D.03:

140.27 \$ 29,000 ..... 2018

140.28 ~~31,000~~

140.29 \$ 22,000 ..... 2019

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

141.1 Sec. 3. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 4, is  
141.2 amended to read:

141.3 Subd. 4. **Abatement aid.** For abatement aid under Minnesota Statutes, section 127A.49:

141.4 \$ 2,374,000 ..... 2018

141.5 ~~2,163,000~~

141.6 \$ 2,939,000 ..... 2019

141.7 The 2018 appropriation includes \$262,000 for 2017 and \$2,112,000 for 2018.

141.8 The 2019 appropriation includes ~~\$234,000~~ \$468,000 for 2018 and ~~\$1,929,000~~ \$2,471,000  
141.9 for 2019.

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

141.11 Sec. 4. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 5, is  
141.12 amended to read:

141.13 Subd. 5. **Consolidation transition aid.** For districts consolidating under Minnesota  
141.14 Statutes, section 123A.485:

141.15 \$ 185,000 ..... 2018

141.16 ~~382,000~~

141.17 \$ 20,000 ..... 2019

141.18 The 2018 appropriation includes \$0 for 2017 and \$185,000 for 2018.

141.19 The 2019 appropriation includes \$20,000 for 2018 and ~~\$362,000~~ \$0 for 2019.

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

141.21 Sec. 5. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 6, is  
141.22 amended to read:

141.23 Subd. 6. **Nonpublic pupil education aid.** For nonpublic pupil education aid under  
141.24 Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

141.25 \$ 18,197,000 ..... 2018

141.26 ~~19,225,000~~

141.27 \$ 18,093,000 ..... 2019

141.28 The 2018 appropriation includes \$1,687,000 for 2017 and \$16,510,000 for 2018.

141.29 The 2019 appropriation includes \$1,834,000 for 2018 and ~~\$17,391,000~~ \$16,259,000 for  
141.30 2019.

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

142.1 Sec. 6. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 7, is  
142.2 amended to read:

142.3 Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid under  
142.4 Minnesota Statutes, section 123B.92, subdivision 9:

142.5 \$ 18,372,000 ..... 2018

142.6 ~~18,541,000~~

142.7 \$ 19,492,000 ..... 2019

142.8 The 2018 appropriation includes \$1,835,000 for 2017 and \$16,537,000 for 2018.

142.9 The 2019 appropriation includes \$1,837,000 for 2018 and ~~\$16,704,000~~ \$17,655,000 for  
142.10 2019.

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

142.12 Sec. 7. Laws 2017, First Special Session chapter 5, article 1, section 19, subdivision 9, is  
142.13 amended to read:

142.14 Subd. 9. **Career and technical aid.** For career and technical aid under Minnesota  
142.15 Statutes, section 124D.4531, subdivision 1b:

142.16 \$ 4,561,000 ..... 2018

142.17 ~~4,125,000~~

142.18 \$ 4,260,000 ..... 2019

142.19 The 2018 appropriation includes \$476,000 for 2017 and \$4,085,000 for 2018.

142.20 The 2019 appropriation includes \$453,000 for 2018 and ~~\$3,672,000~~ \$3,807,000 for  
142.21 2019.

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

142.23 **B. EDUCATION EXCELLENCE**

142.24 Sec. 8. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 2, is  
142.25 amended to read:

142.26 Subd. 2. **Achievement and integration aid.** For achievement and integration aid under  
142.27 Minnesota Statutes, section 124D.862:

142.28 \$ 71,249,000 ..... 2018

142.29 ~~73,267,000~~

142.30 \$ 70,980,000 ..... 2019

142.31 The 2018 appropriation includes \$6,725,000 for 2017 and \$64,524,000 for 2018.

143.1 The 2019 appropriation includes \$7,169,000 for 2018 and ~~\$66,098,000~~ \$63,811,000 for  
143.2 2019.

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

143.4 Sec. 9. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 3, is  
143.5 amended to read:

143.6 Subd. 3. **Literacy incentive aid.** For literacy incentive aid under Minnesota Statutes,  
143.7 section 124D.98:

143.8 \$ 47,264,000 ..... 2018

143.9 ~~47,763,000~~

143.10 \$ 45,987,000 ..... 2019

143.11 The 2018 appropriation includes \$4,597,000 for 2017 and \$42,667,000 for 2018.

143.12 The 2019 appropriation includes \$4,740,000 for 2018 and ~~\$43,023,000~~ \$41,247,000 for  
143.13 2019.

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

143.15 Sec. 10. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 4,  
143.16 is amended to read:

143.17 Subd. 4. **Interdistrict desegregation or integration transportation grants.** For  
143.18 interdistrict desegregation or integration transportation grants under Minnesota Statutes,  
143.19 section 124D.87:

143.20 \$ 13,337,000 ..... 2018

143.21 ~~14,075,000~~

143.22 \$ 13,193,000 ..... 2019

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

143.24 Sec. 11. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 5,  
143.25 is amended to read:

143.26 Subd. 5. **Tribal contract schools.** For tribal contract school aid under Minnesota Statutes,  
143.27 section 124D.83:

143.28 \$ 3,623,000 ..... 2018

143.29 ~~4,018,000~~

143.30 \$ 3,059,000 ..... 2019

143.31 The 2018 appropriation includes \$323,000 for 2017 and \$3,300,000 for 2018.

144.1 The 2019 appropriation includes \$366,000 for 2018 and ~~\$3,652,000~~ \$2,693,000 for  
144.2 2019.

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

144.4 Sec. 12. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 6,  
144.5 is amended to read:

144.6 Subd. 6. **American Indian education aid.** For American Indian education aid under  
144.7 Minnesota Statutes, section 124D.81, subdivision 2a:

144.8 \$ 9,244,000 ..... 2018

144.9 ~~9,464,000~~

144.10 \$ 9,573,000 ..... 2019

144.11 The 2018 appropriation includes \$886,000 for 2017 and \$8,358,000 for 2018.

144.12 The 2019 appropriation includes \$928,000 for 2018 and ~~\$8,536,000~~ \$8,645,000 for  
144.13 2019.

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

144.15 Sec. 13. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 21,  
144.16 is amended to read:

144.17 Subd. 21. **Charter school building lease aid.** For building lease aid under Minnesota  
144.18 Statutes, section 124E.22:

144.19 \$ 73,341,000 ..... 2018

144.20 ~~78,802,000~~

144.21 \$ 79,646,000 ..... 2019

144.22 The 2018 appropriation includes \$6,850,000 for 2017 and \$66,491,000 for 2018.

144.23 The 2019 appropriation includes ~~\$7,387,000~~ \$7,448,000 for 2018 and ~~\$71,415,000~~  
144.24 \$72,198,000 for 2019.

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

144.26 Sec. 14. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 26,  
144.27 is amended to read:

144.28 Subd. 26. **Alternative teacher compensation aid.** For alternative teacher compensation  
144.29 aid under Minnesota Statutes, section 122A.415, subdivision 4:

145.1 \$ 89,863,000 ..... 2018

145.2 ~~89,623,000~~

145.3 \$ 89,783,000 ..... 2019

145.4 The 2018 appropriation includes \$8,917,000 for 2017 and \$80,946,000 for 2018.

145.5 The 2019 appropriation includes ~~\$8,994,000~~ \$9,015,000 for 2018 and ~~\$80,629,000~~

145.6 \$80,768,000 for 2019.

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

145.8 **C. SPECIAL EDUCATION**

145.9 Sec. 15. Laws 2017, First Special Session chapter 5, article 4, section 12, subdivision 2,  
145.10 as amended by Laws 2017, First Special Session chapter 7, section 12, is amended to read:

145.11 Subd. 2. **Special education; regular.** For special education aid under Minnesota Statutes,  
145.12 section 125A.75:

145.13 \$ 1,341,161,000 ..... 2018

145.14 ~~1,426,827,000~~

145.15 \$ 1,513,013,000 ..... 2019

145.16 The 2018 appropriation includes \$156,403,000 for 2017 and \$1,184,758,000 for 2018.

145.17 The 2019 appropriation includes ~~\$166,667,000~~ \$204,145,000 for 2018 and

145.18 ~~\$1,260,160,000~~ \$1,308,868,000 for 2019.

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

145.20 Sec. 16. Laws 2017, First Special Session chapter 5, article 4, section 12, subdivision 3,  
145.21 is amended to read:

145.22 Subd. 3. **Aid for children with disabilities.** For aid under Minnesota Statutes, section  
145.23 125A.75, subdivision 3, for children with disabilities placed in residential facilities within  
145.24 the district boundaries for whom no district of residence can be determined:

145.25 \$ 1,597,000 ..... 2018

145.26 ~~1,830,000~~

145.27 \$ 1,217,000 ..... 2019

145.28 If the appropriation for either year is insufficient, the appropriation for the other year is  
145.29 available.

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

146.1 Sec. 17. Laws 2017, First Special Session chapter 5, article 4, section 12, subdivision 4,  
146.2 is amended to read:

146.3 Subd. 4. **Travel for home-based services.** For aid for teacher travel for home-based  
146.4 services under Minnesota Statutes, section 125A.75, subdivision 1:

146.5 \$ 508,000 ..... 2018

146.6 ~~532,000~~

146.7 \$ 417,000 ..... 2019

146.8 The 2018 appropriation includes \$48,000 for 2017 and \$460,000 for 2018.

146.9 The 2019 appropriation includes \$51,000 for 2018 and ~~\$481,000~~ \$366,000 for 2019.

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

146.11 Sec. 18. Laws 2017, First Special Session chapter 5, article 4, section 12, subdivision 5,  
146.12 is amended to read:

146.13 Subd. 5. **Court-placed special education revenue.** For reimbursing serving school  
146.14 districts for unreimbursed eligible expenditures attributable to children placed in the serving  
146.15 school district by court action under Minnesota Statutes, section 125A.79, subdivision 4:

146.16 \$ 46,000 ..... 2018

146.17 ~~47,000~~

146.18 \$ 30,000 ..... 2019

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

146.20 **D. FACILITIES AND TECHNOLOGY**

146.21 Sec. 19. Laws 2017, First Special Session chapter 5, article 5, section 14, subdivision 2,  
146.22 is amended to read:

146.23 Subd. 2. **Debt service equalization aid.** For debt service equalization aid under  
146.24 Minnesota Statutes, section 123B.53, subdivision 6:

146.25 \$ 24,908,000 ..... 2018

146.26 ~~22,360,000~~

146.27 \$ 23,137,000 ..... 2019

146.28 The 2018 appropriation includes \$2,324,000 for 2017 and \$22,584,000 for 2018.

146.29 The 2019 appropriation includes \$2,509,000 for 2018 and ~~\$19,851,000~~ \$20,628,000 for  
146.30 2019.

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

147.1 Sec. 20. Laws 2017, First Special Session chapter 5, article 5, section 14, subdivision 3,  
147.2 is amended to read:

147.3 Subd. 3. **Long-term facilities maintenance equalized aid.** For long-term facilities  
147.4 maintenance equalized aid under Minnesota Statutes, section 123B.595, subdivision 9:

147.5 \$ 80,179,000 ..... 2018

147.6 ~~103,460,000~~

147.7 \$ 102,823,000 ..... 2019

147.8 The 2018 appropriation includes \$5,815,000 for 2017 and \$74,364,000 for 2018.

147.9 The 2019 appropriation includes ~~\$8,262,000~~ \$8,645,000 for 2018 and ~~\$95,198,000~~  
147.10 \$94,178,000 for 2019.

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

147.12 **E. NUTRITION**

147.13 Sec. 21. Laws 2017, First Special Session chapter 5, article 6, section 3, subdivision 2, is  
147.14 amended to read:

147.15 Subd. 2. **School lunch.** For school lunch aid under Minnesota Statutes, section 124D.111,  
147.16 and Code of Federal Regulations, title 7, section 210.17:

147.17 \$ 16,721,000 ..... 2018

147.18 ~~17,223,000~~

147.19 \$ 15,990,000 ..... 2019

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

147.21 Sec. 22. Laws 2017, First Special Session chapter 5, article 6, section 3, subdivision 3, is  
147.22 amended to read:

147.23 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,  
147.24 section 124D.1158:

147.25 \$ 10,601,000 ..... 2018

147.26 ~~11,359,000~~

147.27 \$ 10,660,000 ..... 2019

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

148.1 Sec. 23. Laws 2017, First Special Session chapter 5, article 6, section 3, subdivision 4, is  
148.2 amended to read:

148.3 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
148.4 section 124D.118:

148.5 \$ 758,000 ..... 2018

148.6 ~~758,000~~

148.7 \$ 691,000 ..... 2019

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

148.9 **F. EARLY CHILDHOOD AND FAMILY SUPPORT**

148.10 Sec. 24. Laws 2017, First Special Session chapter 5, article 8, section 10, subdivision 3,  
148.11 is amended to read:

148.12 Subd. 3. **Mixed delivery prekindergarten programs.** (a) For mixed delivery  
148.13 prekindergarten programs and school readiness plus programs:

148.14 \$ 21,429,000 ..... 2018

148.15 ~~28,571,000~~

148.16 \$ 2,381,000 ..... 2019

148.17 (b) The fiscal year 2018 appropriation includes \$0 for 2017 and \$21,429,000 for 2018.

148.18 (c) The fiscal year 2019 appropriation includes \$2,381,000 for 2018 and ~~\$26,190,000~~  
148.19 \$0 for 2019.

148.20 (d) The commissioner must proportionately allocate the amounts appropriated in this  
148.21 subdivision among each education funding program affected by the enrollment of mixed  
148.22 delivery system prekindergarten pupils.

148.23 (e) The appropriation under this subdivision is reduced by any other amounts specifically  
148.24 appropriated for those purposes.

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

148.26 Sec. 25. Laws 2017, First Special Session chapter 5, article 8, section 10, subdivision 5a,  
148.27 is amended to read:

148.28 Subd. 5a. **Early childhood family education aid.** For early childhood family education  
148.29 aid under Minnesota Statutes, section 124D.135:

148.30 \$ 30,405,000 ..... 2018

148.31 ~~31,977,000~~

148.32 \$ 30,942,000 ..... 2019

149.1 The 2018 appropriation includes \$2,904,000 for 2017 and \$27,501,000 for 2018.

149.2 The 2019 appropriation includes \$3,055,000 for 2018 and ~~\$28,922,000~~ \$27,887,000 for  
149.3 2019.

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

149.5 Sec. 26. Laws 2017, First Special Session chapter 5, article 8, section 10, subdivision 6,  
149.6 is amended to read:

149.7 Subd. 6. **Developmental screening aid.** For developmental screening aid under  
149.8 Minnesota Statutes, sections 121A.17 and 121A.19:

149.9 \$ 3,606,000 ..... 2018

149.10 ~~3,629,000~~

149.11 \$ 3,632,000 ..... 2019

149.12 The 2018 appropriation includes \$358,000 for 2017 and \$3,248,000 for 2018.

149.13 The 2019 appropriation includes \$360,000 for 2018 and ~~\$3,269,000~~ \$3,272,000 for  
149.14 2019.

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

149.16 Sec. 27. Laws 2017, First Special Session chapter 5, article 8, section 10, subdivision 12,  
149.17 is amended to read:

149.18 Subd. 12. **Home visiting aid.** For home visiting aid under Minnesota Statutes, section  
149.19 124D.135:

149.20 \$ 527,000 ..... 2018

149.21 ~~571,000~~

149.22 \$ 553,000 ..... 2019

149.23 The 2018 appropriation includes \$0 for 2017 and \$527,000 for 2018.

149.24 The 2019 appropriation includes \$58,000 for 2018 and ~~\$513,000~~ \$495,000 for 2019.

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

149.26 **G. COMMUNITY EDUCATION AND PREVENTION**

149.27 Sec. 28. Laws 2017, First Special Session chapter 5, article 9, section 2, subdivision 2, is  
149.28 amended to read:

149.29 Subd. 2. **Community education aid.** For community education aid under Minnesota  
149.30 Statutes, section 124D.20:

150.1 \$ 483,000 ..... 2018

150.2 ~~393,000~~

150.3 \$ 410,000 ..... 2019

150.4 The 2018 appropriation includes \$53,000 for 2017 and \$430,000 for 2018.

150.5 The 2019 appropriation includes \$47,000 for 2018 and ~~\$346,000~~ \$363,000 for 2019.

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

150.7 **H. SELF-SUFFICIENCY AND LIFELONG LEARNING**

150.8 Sec. 29. Laws 2017, First Special Session chapter 5, article 10, section 6, subdivision 2,  
150.9 is amended to read:

150.10 Subd. 2. **Adult basic education aid.** For adult basic education aid under Minnesota

150.11 Statutes, section 124D.531:

150.12 \$ 50,010,000 ..... 2018

150.13 ~~51,497,000~~

150.14 \$ 48,831,000 ..... 2019

150.15 The 2018 appropriation includes \$4,881,000 for 2017 and \$45,129,000 for 2018.

150.16 The 2019 appropriation includes \$5,014,000 for 2018 and ~~\$46,483,000~~ \$43,817,000 for  
150.17 2019.

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

150.19 Sec. 30. Laws 2018, chapter 211, article 21, section 4, is amended to read:

150.20 Sec. 4. **EDUCATION APPROPRIATIONS.**

150.21 Subdivision 1. **Department of Education.** The sums indicated are appropriated from  
150.22 the general fund to the Department of Education for the fiscal years designated. These sums  
150.23 are in addition to appropriations made for the same purpose in any other law.

150.24 Subd. 2. **General education aid.** For general education aid under Minnesota Statutes,  
150.25 section 126C.13, subdivision 4:

150.26 \$ ~~10,863,000~~ 0 ..... 2019

150.27 The 2019 appropriation includes \$0 for 2018 and ~~\$10,863,000~~ \$0 for 2019.

**120B.299 DEFINITIONS.**

Subdivision 1. **Definitions.** The definitions in this section apply to this chapter.

Subd. 2. **Growth.** "Growth" compares the difference in a student's achievement score at two or more distinct points in time.

Subd. 3. **Value added.** "Value added" is the amount of achievement a student demonstrates above an established baseline. The difference between the student's score and the baseline defines value added.

Subd. 4. **Value-added growth.** "Value-added growth" is based on a student's growth score. In a value-added growth system, the student's first test is the baseline, and the difference between the student's first and next test scores within a defined period is the measure of value added. Value-added growth models use student-level data to measure what portion of a student's growth can be explained by inputs related to the educational environment.

Subd. 5. **Adequate yearly progress.** A school or district makes "adequate yearly progress" if, for every student subgroup under the federal 2001 No Child Left Behind Act in the school or district, its proficiency index or other approved adjustments for performance, based on statewide assessment scores, meets or exceeds federal expectations. To make adequate yearly progress, the school or district also must satisfy applicable federal requirements related to student attendance, graduation, and test participation rates.

Subd. 6. **State growth target.** (a) "State growth target" is the average year-two assessment scores for students with similar year-one assessment scores.

(b) The state growth targets for each grade and subject are benchmarked as follows until the assessment scale changes:

(1) beginning in the 2008-2009 school year, the state growth target for grades 3 through 8 is benchmarked to 2006-2007 and 2007-2008 school year data;

(2) beginning in the 2008-2009 school year the state growth target for grade 10 is benchmarked to 2005-2006 and 2006-2007 school year data;

(3) for the 2008-2009 school year, the state growth target for grade 11 is benchmarked to 2005-2006 school year data; and

(4) beginning in the 2009-2010 school year, the state growth target for grade 11 is benchmarked to 2005-2006 and 2006-2007 school year data.

(c) Each time before the assessment scale changes, a stakeholder group that includes assessment and evaluation directors and staff and researchers must recommend a new state growth target that the commissioner must consider when revising standards under section 120B.021, subdivision 4.

Subd. 7. **Low growth.** "Low growth" is an assessment score one-half standard deviation below the state growth target.

Subd. 8. **Medium growth.** "Medium growth" is an assessment score within one-half standard deviation above or below the state growth target.

Subd. 9. **High growth.** "High growth" is an assessment score one-half standard deviation or more above the state growth target.

Subd. 10. **Proficiency.** "Proficiency" for purposes of reporting growth on school performance report cards under section 120B.36, subdivision 1, means those students who, in the previous school year, scored at or above "meets standards" on the statewide assessments under section 120B.30. Each year, school performance report cards must separately display: (1) the numbers and percentages of students who achieved low growth, medium growth, and high growth and achieved proficiency in the previous school year; and (2) the numbers and percentages of students who achieved low growth, medium growth, and high growth and did not achieve proficiency in the previous school year.

Subd. 11. **Growth and progress toward proficiency.** The categories of low growth, medium growth, and high growth shall be used to indicate both (1) growth and (2) progress toward grade-level proficiency that is consistent with subdivision 10.

**122A.09 DUTIES.**

Subdivision 1. **Code of ethics.** The Professional Educator Licensing and Standards Board must develop by rule a code of ethics covering standards of professional teaching practices, including areas of ethical conduct and professional performance and methods of enforcement.

**122A.175 SPECIAL REVENUE FUND ACCOUNTS; EDUCATOR LICENSURE AND BACKGROUND CHECKS.**

Subdivision 1. **Educator licensure account.** An educator licensure account is created in the special revenue fund. Applicant licensure fees received by the Department of Education, the Professional Educator Licensing and Standards Board, or the Board of School Administrators must be deposited in the educator licensure account. Any funds appropriated from this account that remain unexpended at the end of the biennium cancel to the educator licensure account in the special revenue fund.

Subd. 2. **Background check account.** An educator licensure background check account is created in the special revenue fund. The Department of Education, the Professional Educator Licensing and Standards Board, and the Board of School Administrators must deposit all payments submitted by license applicants for criminal background checks conducted by the Bureau of Criminal Apprehension in the educator licensure background check account. Amounts in the account are annually appropriated to the commissioner of education for payment to the superintendent of the Bureau of Criminal Apprehension for the costs of background checks on applicants for licensure.

**122A.63 GRANTS TO PREPARE INDIAN TEACHERS.**

Subd. 7. **Loan forgiveness.** The loan may be forgiven if the recipient is employed as a teacher, as defined in section 122A.40 or 122A.41, in an eligible school or program in Minnesota. One-fourth of the principal of the outstanding loan amount shall be forgiven for each year of eligible employment, or a pro rata amount for eligible employment during part of a school year, part-time employment as a substitute teacher, or other eligible part-time teaching. Loans for \$2,500 or less may be forgiven at the rate of up to \$1,250 per year. The following schools and programs are eligible for the purposes of loan forgiveness:

- (1) a school or program operated by a school district;
- (2) a tribal contract school eligible to receive aid according to section 124D.83;
- (3) a Head Start program;
- (4) an early childhood family education program;
- (5) a program providing educational services to children who have not entered kindergarten;

or

- (6) a program providing educational enrichment services to American Indian students in grades kindergarten through 12.

If a person has an outstanding loan obtained through this program, the duty to make payments of principal and interest may be deferred during any time period the person is enrolled at least one-half time in an advanced degree program in a field that leads to employment by a school district. To defer loan obligations, the person shall provide written notification to the commissioner of education and the recipients of the joint grant that originally authorized the loan. Upon approval by the commissioner and the joint grant recipients, payments shall be deferred.

The Minnesota Office of Higher Education shall approve the loan forgiveness program, loan deferral, and procedures to administer the program.

Subd. 8. **Revolving fund.** The Indian teacher preparation loan repayment revolving account is established in the state treasury. Any amounts repaid or contributed by a teacher who received a scholarship or loan under this program shall be deposited in the account. All money in the account is annually appropriated to the commissioner of education and shall be used to enable Indian students to participate in the program.

**123A.26 COOPERATIVE UNITS; PROHIBITED AID AND LEVIES.**

Subd. 3. **Allocation from members.** By July 15 of each year, a school district may, by board resolution, request the department to make a payment to a third party. The total sum of the payments for the year may not exceed the lesser of (a) the district's general education aid for the fiscal year beginning July 1, according to sections 127A.47, subdivision 7, and 126C.13, subdivision 4, or (b)

an amount equal to \$100 times the adjusted pupil units for the fiscal year beginning July 1. By July 30 of each year, the school district must report to the commissioner the amount allocated. The amount shall be paid to the third party according to section 127A.45, subdivision 16. Amounts paid to third parties under this subdivision shall be recognized and reported as revenues and expenditures on the school district's books of account under sections 123B.75 and 123B.76.

**125A.75 SPECIAL EDUCATION PROGRAMS; APPROVAL; AID PAYMENTS; TRAVEL AID; LITIGATION COSTS.**

Subd. 9. **Litigation costs; annual report.** (a) By November 30 of each year, a school district must annually report the district's special education litigation costs, including attorney fees and costs of due process hearings, to the commissioner of education, consistent with the Uniform Financial Accounting and Reporting Standards.

(b) By February 1 of each year, the commissioner shall report school district special education litigation costs to the house of representatives and the senate committees having jurisdiction over kindergarten through grade 12 education finance.

**126C.16 REFERENDUM AND DESEGREGATION REVENUE CONVERSION.**

Subdivision 1. **Revenue conversion.** Except as provided under subdivision 3, the referendum authority under section 126C.17 of a district must be converted by the department according to this section.

Subd. 3. **Per pupil revenue conversion.** (a) The department must convert each district's referendum revenue authority for fiscal year 2002 and later years to an allowance per pupil unit as follows: the revenue allowance equals the amount determined by dividing the district's maximum revenue under section 126C.17, for fiscal year 2001 by the district's 2000-2001 resident marginal cost pupil units. A district's maximum revenue for all later years for which the revenue is authorized equals the revenue allowance times the district's resident marginal cost pupil units for that year.

(b) The referendum allowance reduction must be applied first to the authority with the earliest expiration date.

**126C.17 REFERENDUM REVENUE.**

Subd. 9a. **Board-approved referendum allowance.** Notwithstanding subdivision 9, a school district may convert up to \$300 per adjusted pupil unit of referendum authority from voter approved to board approved by a board vote. A district with less than \$300 per adjusted pupil unit of referendum authority after the local optional revenue subtraction under subdivision 1 may authorize new referendum authority up to the difference between \$300 per adjusted pupil unit and the district's referendum authority. The board may authorize this levy for up to five years and may subsequently reauthorize that authority in increments of up to five years.

**127A.14 COMMISSIONER PURCHASE OF ANNUITY FOR EMPLOYEES.**

Subdivision 1. **Purchase of annuity contract; allocation of portion of employee compensation.** At the request of an employee, the commissioner of education may negotiate and purchase an individual annuity contract from a company licensed to do business in the state of Minnesota for an employee for retirement or other purposes and may allocate a portion of the compensation otherwise payable to the employee as salary for the purpose of paying the entire premium due or to become due under such contract. The allocation shall be made in a manner which will qualify the annuity premiums, or a portion thereof, for the benefit afforded under section 403(b) of the current federal Internal Revenue Code or any equivalent provision of subsequent federal income tax law. The employee shall own such contract and the employee's rights thereunder shall be nonforfeitable except for failure to pay premiums.

Subd. 2. **Annuity account; appropriation.** All amounts so allocated shall be deposited in an annuity account which is hereby established in the state treasury. There is annually appropriated from the annuity account in the state treasury to the commissioner of education all moneys deposited therein for the payment of annuity premiums when due or for other application in accordance with the salary agreement entered into between the employee and the commissioner of education. The moneys in the annuity account in the state treasury are not subject to the budget, allotment, and incumbrance system provided for in chapter 16A and any act amendatory thereof.

**128C.02 DUTIES, POLICIES, CRITERIA, RULES OF BOARD.**

Subd. 6. **Annual report.** The board annually shall prepare a written report containing the information about the league that the commissioner is required to obtain and review under section

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128C.20. The board shall present copies of the report in a timely manner to the education committees of the legislature.

*Laws 2016, chapter 189, article 25, section 62, subdivision 16*

Sec. 62. **APPROPRIATIONS.**

Subd. 16. Grants for vision therapy pilot project. (a) For a grant to Independent School District No. 12, Centennial, to implement a neuro-optometric vision therapy pilot project:

§            200,000    .....    2017

This is a onetime appropriation and is available until June 30, 2019.

(b) In each year of the pilot project, second and third grade students identified by a set of criteria created by the district shall be admitted into the pilot study. Identified students shall have a comprehensive eye examination with written standard requirements of testing. Students identified with a diagnosis of convergence insufficiency must undergo a vision efficiency evaluation by a licensed optometrist or ophthalmologist trained in the evaluation of learning-related vision problems. The results of this examination shall determine whether a student will qualify for neuro-optometric vision therapy funded by the grant. The parent or guardian of a student who qualifies for the pilot program under this paragraph may submit a written notification to the school opting the student out of the program. The district must establish guidelines to provide quality standards and measures to ensure an appropriate diagnosis and treatment plan that is consistent with the convergence insufficiency treatment trial study.

(c) The commissioner of education must provide for an evaluation of the pilot project and make a report to the legislative committees with jurisdiction over kindergarten through grade 12 education policy and finance by January 15, 2020.

*Laws 2017, First Special Session chapter 5, article 11, section 4*

Sec. 4. Minnesota Statutes 2016, section 122A.18, subdivision 8, is amended to read:

Subd. 8. **Background checks.** (a) The Board of Teaching and the commissioner of education must request a criminal history background check from the superintendent of the Bureau of Criminal Apprehension on all first-time teaching applicants for licenses under their jurisdiction. Applicants must include with their licensure applications:

(1) an executed criminal history consent form, including fingerprints; and

(2) a money order or cashier's check payable to the Bureau of Criminal Apprehension for the fee for conducting payment to conduct the criminal history background check. The Board of Teaching and the commissioner of education must deposit payments received under this subdivision in the educator licensure background check account in the special revenue fund.

(b) The superintendent of the Bureau of Criminal Apprehension shall perform the background check required under paragraph (a) by retrieving criminal history data as defined in section 13.87 and shall also conduct a search of the national criminal records repository. The superintendent is authorized to exchange fingerprints with the Federal Bureau of Investigation for purposes of the criminal history check. The superintendent shall recover the cost to the bureau of a background check through the fee charged to the applicant under paragraph (a).

(c) The Board of Teaching or the commissioner of education may issue a license pending completion of a background check under this subdivision, but must notify the individual that the individual's license may be revoked based on the result of the background check.

**EFFECTIVE DATE.** This section is effective July 1, 2019.

*Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 15*

Sec. 57. **APPROPRIATIONS.**

Subd. 15. Starbase MN. (a) For a grant to Starbase MN for a rigorous science, technology, engineering, and math (STEM) program providing students in grades 4 through 6 with a multisensory learning experience and a hands-on curriculum in an aerospace environment using state-of-the-art technology:

§            1,350,000    .....    2018

§            0            .....    2019

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(b) Any balance in the first year does not cancel but is available in the second year. The base for fiscal year 2020 is \$500,000.

(c) All unspent funds, estimated at \$850,000 from the Starbase MN appropriation under Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 17, are canceled the day following final enactment.

**8710.2100 CODE OF ETHICS FOR MINNESOTA TEACHERS.**

Subpart 1. **Scope.** Each teacher, upon entering the teaching profession, assumes a number of obligations, one of which is to adhere to a set of principles which defines professional conduct. These principles are reflected in the following code of ethics, which sets forth to the education profession and the public it serves standards of professional conduct and procedures for implementation.

This code shall apply to all persons licensed according to rules established by the Professional Educator Licensing and Standards Board.

Subp. 2. **Standards of professional conduct.** The standards of professional conduct are as follows:

A. A teacher shall provide professional education services in a nondiscriminatory manner.

B. A teacher shall make reasonable effort to protect the student from conditions harmful to health and safety.

C. In accordance with state and federal laws, a teacher shall disclose confidential information about individuals only when a compelling professional purpose is served or when required by law.

D. A teacher shall take reasonable disciplinary action in exercising the authority to provide an atmosphere conducive to learning.

E. A teacher shall not use professional relationships with students, parents, and colleagues to private advantage.

F. A teacher shall delegate authority for teaching responsibilities only to licensed personnel.

G. A teacher shall not deliberately suppress or distort subject matter.

H. A teacher shall not knowingly falsify or misrepresent records or facts relating to that teacher's own qualifications or to other teachers' qualifications.

I. A teacher shall not knowingly make false or malicious statements about students or colleagues.

J. A teacher shall accept a contract for a teaching position that requires licensing only if properly or provisionally licensed for that position.