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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 3540

03/08/2018 Authored by Sandstede; Murphy, M.; Hornstein; Marquart; Davnie and others
The bill was read for the first time and referred to the Committee on Education Innovation Policy

1.1 A bill for an act
1.2 relating to education; addressing school safety and student support, including
1.3 modifications to crisis management information, review and comment submissions,
1.4 and allowable uses of safe schools levy; increasing safe schools levy authority;
1.5 codifying the support our students grant program; appropriating money; amending
1.6 Minnesota Statutes 2016, sections 121A.035, subdivision 2; 123B.71, subdivision
1.7 9; 126C.44.

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

1.9 Section 1. Minnesota Statutes 2016, section 121A.035, subdivision 2, is amended to read:

1.10 Subd. 2. **School district and charter school policy.** A school board and a charter school
1.11 must adopt a crisis management policy to address potential violent crisis situations in the
1.12 district or charter school. The policy must be developed cooperatively with administrators,
1.13 teachers, employees, students, parents, community members, law enforcement agencies,
1.14 other emergency management officials, county attorney offices, social service agencies,
1.15 emergency medical responders, and any other appropriate individuals or organizations. The
1.16 policy must include at least five school lock-down drills, five school fire drills consistent
1.17 with section 299F.30, and one tornado drill. The school board and charter school must
1.18 publish a summary of the policy in its student handbook and on the school's Web site.

1.19 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.

1.20 Sec. 2. Minnesota Statutes 2016, section 123B.71, subdivision 9, is amended to read:

1.21 Subd. 9. **Information required.** A school board proposing to construct, expand, or
1.22 remodel a facility that requires a review and comment under subdivision 8 shall submit to
1.23 the commissioner a proposal containing information including at least the following:

2.1 (1) the geographic area and population to be served, preschool through grade 12 student
2.2 enrollments for the past five years, and student enrollment projections for the next five
2.3 years;

2.4 (2) a list of existing facilities by year constructed, their uses, and an assessment of the
2.5 extent to which alternate facilities are available within the school district boundaries and in
2.6 adjacent school districts;

2.7 (3) a list of the specific deficiencies of the facility that demonstrate the need for a new
2.8 or renovated facility to be provided, the process used to determine the deficiencies, a list
2.9 of those deficiencies that will and will not be addressed by the proposed project, and a list
2.10 of the specific benefits that the new or renovated facility will provide to the students, teachers,
2.11 and community users served by the facility;

2.12 (4) a description of the project, including the specification of site and outdoor space
2.13 acreage and square footage allocations for classrooms, laboratories, and support spaces;
2.14 estimated expenditures for the major portions of the project; and the dates the project will
2.15 begin and be completed;

2.16 (5) a specification of the source of financing the project, including applicable statutory
2.17 citations; the scheduled date for a bond issue or school board action; a schedule of payments,
2.18 including debt service equalization aid; and the effect of a bond issue on local property
2.19 taxes by the property class and valuation; ~~and~~

2.20 (6) documents obligating the school district and contractors to comply with items (i) to
2.21 (vii) in planning and executing the project:

2.22 (i) section 471.345 governing municipal contracts;

2.23 (ii) sustainable design;

2.24 (iii) school facility commissioning under section 123B.72 certifying the plans and designs
2.25 for the heating, ventilating, air conditioning, and air filtration for an extensively renovated
2.26 or new facility meet or exceed current code standards, including the ASHRAE air filtration
2.27 standard 52.1;

2.28 (iv) American National Standards Institute Acoustical Performance Criteria, Design
2.29 Requirements and Guidelines for Schools on maximum background noise level and
2.30 reverberation times;

2.31 (v) State Fire Code;

2.32 (vi) chapter 326B governing building codes; and

3.1 (vii) consultation with affected government units about the impact of the project on
 3.2 utilities, roads, sewers, sidewalks, retention ponds, school bus and automobile traffic, access
 3.3 to mass transit, and safe access for pedestrians and cyclists; and

3.4 (7) a description of how the new or renovated facility will protect students and staff
 3.5 from violence.

3.6 **EFFECTIVE DATE.** This section is effective for proposals submitted to the
 3.7 commissioner of education after June 30, 2018.

3.8 Sec. 3. Minnesota Statutes 2016, section 126C.44, is amended to read:

3.9 **126C.44 SAFE SCHOOLS LEVY.**

3.10 (a) Each district may make a levy on all taxable property located within the district for
 3.11 the purposes specified in this section. The maximum amount which may be levied for all
 3.12 costs under this section shall be equal to ~~\$36~~ \$72 multiplied by the district's adjusted pupil
 3.13 units for the school year. The proceeds of the levy must be reserved and used for directly
 3.14 funding the following purposes or for reimbursing the cities and counties who contract with
 3.15 the district for the following purposes:

3.16 (1) to pay the costs incurred for the salaries, benefits, and transportation costs of peace
 3.17 officers and sheriffs for liaison in services in the district's schools;

3.18 (2) to pay the costs for a drug abuse prevention program as defined in section 609.101,
 3.19 subdivision 3, paragraph (e), in the elementary schools;

3.20 (3) to pay the costs for a gang resistance education training curriculum in the district's
 3.21 schools;

3.22 (4) to pay the costs for security in the district's schools and on school property;

3.23 (5) to pay the costs for other crime prevention, drug abuse, student and staff safety,
 3.24 voluntary opt-in suicide prevention tools, and violence prevention measures taken by the
 3.25 school district;

3.26 (6) to pay costs for licensed school counselors, licensed school nurses, licensed school
 3.27 social workers, licensed school psychologists, and licensed alcohol and chemical dependency
 3.28 counselors to help provide early responses to problems;

3.29 (7) to pay for facility security enhancements including laminated glass, public
 3.30 announcement systems, interior classroom security enhancements, emergency
 3.31 communications devices, and equipment and facility modifications related to violence
 3.32 prevention and facility security;

4.1 (8) to pay for costs associated with improving the school climate; ~~or~~

4.2 (9) to pay costs for colocating and collaborating with mental health professionals who
4.3 are not district employees or contractors; or

4.4 (10) to pay the costs of enhancing cybersecurity in the district's information systems.

4.5 (b) For expenditures under paragraph (a), clause (1), the district must initially attempt
4.6 to contract for services to be provided by peace officers or sheriffs with the police department
4.7 of each city or the sheriff's department of the county within the district containing the school
4.8 receiving the services. If a local police department or a county sheriff's department does
4.9 not wish to provide the necessary services, the district may contract for these services with
4.10 any other police or sheriff's department located entirely or partially within the school district's
4.11 boundaries.

4.12 (c) A school district that is a member of an intermediate school district may include in
4.13 its authority under this section the costs associated with safe schools activities authorized
4.14 under paragraph (a) for intermediate school district programs. This authority must not exceed
4.15 ~~\$15~~ \$..... times the adjusted pupil units of the member districts. This authority is in addition
4.16 to any other authority authorized under this section. Revenue raised under this paragraph
4.17 must be transferred to the intermediate school district.

4.18 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2019 and later.

4.19 Sec. 4. **APPROPRIATION.**

4.20 Subdivision 1. **Department of Education.** The sum indicated in this section is
4.21 appropriated from the general fund to the commissioner of education for the fiscal year
4.22 designated.

4.23 Subd. 2. **Support our students grant program.** (a) For grants to eligible schools under
4.24 the support our students grant program:

4.25 \$ 22,000,000 2019

4.26 (b) To the extent practicable, the commissioner should allot amounts in each year of the
4.27 six-year grant period to ensure that adequate funds are available for the entirety of the grant.
4.28 Up to \$100,000 in each fiscal year may be retained by the commissioner for administration
4.29 of the grant program. The base in fiscal year 2020 and later is \$22,000,000.

4.30 (c) Notwithstanding Minnesota Statutes, section 16A.28, the fiscal year 2019
4.31 appropriation is available until June 30, 2024. Any remaining balance shall cancel to the
4.32 general fund.

5.1 Sec. 5. **REVISOR'S INSTRUCTION.**

5.2 The revisor of statutes shall codify Laws 2016, chapter 189, article 25, section 56, in
5.3 the next publication of Minnesota Statutes.

5.4 **EFFECTIVE DATE.** This section is effective July 1, 2018.