

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 960

(SENATE AUTHORS: CHAMBERLAIN and by request)

DATE	D-PG	OFFICIAL STATUS
02/11/2021	339	Introduction and first reading
		Referred to Education Finance and Policy
04/12/2021		Comm report: To pass as amended and re-refer to Taxes

1.1 A bill for an act

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

1.3 12 education; modifying provisions for general education, education excellence,

1.4 teachers, special education, facilities, nutrition and libraries, early childhood,

1.5 community education, and state agencies; requiring reports; appropriating money;

1.6 amending Minnesota Statutes 2020, sections 119A.52; 120A.22, subdivision 9;

1.7 120B.02, subdivision 1; 120B.021, subdivisions 1, 2, 4; 120B.024, subdivision 1;

1.8 120B.11, subdivision 2; 122A.21; 122A.63, subdivisions 6, 9; 123A.05, subdivision

1.9 2; 123B.53, subdivisions 4, 5, 6; 124D.09, subdivision 8; 124D.095, subdivision

1.10 7; 124D.1158; 124D.151, subdivision 6; 124D.165, subdivision 3; 124D.531,

1.11 subdivision 1; 124D.59, subdivision 2; 124D.65, subdivision 5; 124D.68,

1.12 subdivisions 2, 9; 124D.74, subdivision 3; 124D.81; 125A.76, subdivision 2e;

1.13 126C.05, subdivisions 1, 3, 15, 17; 126C.10, subdivisions 2, 2a, 2d, 2e, 4; 126C.15,

1.14 subdivisions 1, 2, 5; 126C.17, subdivisions 5, 6, 7; 126C.21, by adding a

1.15 subdivision; 126C.44; 127A.49, subdivision 3; Laws 2019, First Special Session

1.16 chapter 11, article 1, section 25, subdivision 2, as amended; article 10, section 5,

1.17 subdivision 2, as amended; proposing coding for new law in Minnesota Statutes,

1.18 chapters 120B; 122A; 124D.

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

1.20 style="text-align:center">**ARTICLE 1**

1.21 style="text-align:center">**GENERAL EDUCATION**

1.22 Section 1. Minnesota Statutes 2020, section 123A.05, subdivision 2, is amended to read:

1.23 Subd. 2. **Reserve revenue.** Each district that is a member of an area learning center or

1.24 alternative learning program must reserve revenue in an amount equal to the sum of (1) at

1.25 least 90 and no more than 100 percent of the district average general education revenue per

1.26 adjusted pupil unit, computed after the administrative transfer under section 126C.21,

1.27 subdivision 6, minus an amount equal to the product of the formula allowance according

1.28 to section 126C.10, subdivision 2, times .0466, calculated without basic skills revenue, local

1.29 optional revenue, and transportation sparsity revenue, times the number of pupil units

2.1 attending an area learning center or alternative learning program under this section, plus
2.2 (2) the amount of basic skills revenue generated by pupils attending the area learning center
2.3 or alternative learning program. The amount of reserved revenue under this subdivision
2.4 may only be spent on program costs associated with the area learning center or alternative
2.5 learning program.

2.6 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

2.7 Sec. 2. Minnesota Statutes 2020, section 124D.59, subdivision 2, is amended to read:

2.8 Subd. 2. **English learner.** (a) "English learner" means a pupil in kindergarten through
2.9 grade 12, an early childhood special education student under Part B, section 619 of IDEA,
2.10 or a prekindergarten student enrolled in an approved voluntary prekindergarten program
2.11 under section 124D.151 or a school readiness plus program who meets the requirements
2.12 under subdivision 2a or the following requirements:

2.13 (1) the pupil, as declared by a parent or guardian first learned a language other than
2.14 English, comes from a home where the language usually spoken is other than English, or
2.15 usually speaks a language other than English; and

2.16 (2) the pupil is determined by a valid assessment measuring the pupil's English language
2.17 proficiency and by developmentally appropriate measures, which might include observations,
2.18 teacher judgment, parent recommendations, or developmentally appropriate assessment
2.19 instruments, to lack the necessary English skills to participate fully in academic classes
2.20 taught in English.

2.21 (b) A pupil enrolled in a Minnesota public school in any grade 4 through 12 who in the
2.22 previous school year took a commissioner-provided assessment measuring the pupil's
2.23 emerging academic English, shall be counted as an English learner in calculating English
2.24 learner pupil units under section 126C.05, subdivision 17, and shall generate state English
2.25 learner aid under section 124D.65, subdivision 5, if the pupil scored below the state cutoff
2.26 score or is otherwise counted as a nonproficient participant on the assessment measuring
2.27 the pupil's emerging academic English, or, in the judgment of the pupil's classroom teachers,
2.28 consistent with section 124D.61, clause (1), the pupil is unable to demonstrate academic
2.29 language proficiency in English, including oral academic language, sufficient to successfully
2.30 and fully participate in the general core curriculum in the regular classroom.

2.31 (c) Notwithstanding paragraphs (a) and (b), a pupil in early childhood special education
2.32 or prekindergarten under section 124D.151, through grade 12 shall not be counted as an
2.33 English learner in calculating English learner pupil units under section 126C.05, subdivision

3.1 17, and shall not generate state English learner aid under section 124D.65, subdivision 5,
3.2 if:

3.3 (1) the pupil is not enrolled during the current fiscal year in an educational program for
3.4 English learners under sections 124D.58 to 124D.64; or

3.5 (2) the pupil has generated seven or more years of average daily membership in Minnesota
3.6 public schools since July 1, 1996.

3.7 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

3.8 Sec. 3. Minnesota Statutes 2020, section 124D.65, subdivision 5, is amended to read:

3.9 Subd. 5. **School district EL revenue.** (a) The English learner programs initial allowance
3.10 equals \$704 for fiscal years 2021 and 2022. The English learner programs allowance equals
3.11 \$755 for fiscal year 2023. The English learner programs initial allowance for fiscal year
3.12 2024 and later equals the product of \$755 times the ratio of the formula allowance under
3.13 section 126C.10, subdivision 2, for the current fiscal year to the formula allowance under
3.14 section 126C.10, subdivision 2, for fiscal year 2023.

3.15 (b) The English learner programs concentration allowance equals \$250 for fiscal years
3.16 2021 and 2022. The English learner programs concentration allowance equals \$536 for
3.17 fiscal year 2023. The English learner programs concentration allowance for fiscal year 2024
3.18 and later equals the product of \$536 times the ratio of the formula allowance under section
3.19 126C.10, subdivision 2, for the current fiscal year to the formula allowance under section
3.20 126C.10, subdivision 2, for fiscal year 2023.

3.21 ~~(a)~~ (c) A district's English learner programs initial revenue equals the product of (1)
3.22 \$704 the English learner programs initial allowance times (2) the greater of 20 or the adjusted
3.23 average daily membership of eligible English learners enrolled in the district during the
3.24 current fiscal year.

3.25 (d) A district's English learner programs concentration revenue equals the product of
3.26 the English learner programs concentration allowance times the English learner pupil units
3.27 under section 126C.05, subdivision 17.

3.28 (e) A district's English learner programs revenue equals the sum of the initial revenue
3.29 under paragraph (c) and the concentration revenue under paragraph (d).

3.30 ~~(b)~~ (f) A pupil ceases to generate state English learner aid in the school year following
3.31 the school year in which the pupil attains the state cutoff score on a commissioner-provided
3.32 assessment that measures the pupil's emerging academic English.

4.1 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

4.2 Sec. 4. Minnesota Statutes 2020, section 124D.68, subdivision 9, is amended to read:

4.3 Subd. 9. **Enrollment verification.** (a) For a pupil attending an eligible program full
4.4 time under subdivision 3, paragraph (d), the department must pay 90 percent of the district's
4.5 average general education revenue less basic skills revenue, computed after the administrative
4.6 transfer under section 126C.21, subdivision 6, to the eligible program and ten percent of
4.7 the district's average general education revenue less basic skills revenue, computed after
4.8 the administrative transfer under section 126C.21, subdivision 6, to the contracting district
4.9 within 30 days after the eligible program verifies enrollment using the form provided by
4.10 the department. For a pupil attending an eligible program part time, revenue, excluding
4.11 compensatory revenue, shall be reduced proportionately, according to the amount of time
4.12 the pupil attends the program, and the payments to the eligible program and the contracting
4.13 district shall be reduced accordingly. A pupil for whom payment is made according to this
4.14 section may not be counted by any district for any purpose other than computation of general
4.15 education revenue. If payment is made for a pupil under this subdivision, a district shall not
4.16 reimburse a program under section 124D.69 for the same pupil. The basic skills revenue
4.17 generated by pupils attending the eligible program according to section 126C.10, subdivision
4.18 4, shall be paid to the eligible program.

4.19 (b) The department must pay up to 100 percent of the revenue to the eligible program
4.20 if there is an agreement to that effect between the school district and the eligible program.

4.21 (c) Notwithstanding paragraphs (a) and (b), for an eligible program that provides chemical
4.22 treatment services to students, the department must pay 100 percent of the revenue to the
4.23 eligible program.

4.24 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

4.25 Sec. 5. Minnesota Statutes 2020, section 126C.05, subdivision 1, is amended to read:

4.26 Subdivision 1. **Pupil unit.** Pupil units for each Minnesota resident pupil under the age
4.27 of 21 or who meets the requirements of section 120A.20, subdivision 1, paragraph (c), in
4.28 average daily membership enrolled in the district of residence, in another district under
4.29 sections 123A.05 to 123A.08, 124D.03, 124D.08, or 124D.68; in a charter school under
4.30 chapter 124E; or for whom the resident district pays tuition under section 123A.18, 123A.22,
4.31 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05, 125A.03
4.32 to 125A.24, 125A.51, or 125A.65, shall be counted according to this subdivision.

5.1 (a) A prekindergarten pupil with a disability who is enrolled in a program approved by
 5.2 the commissioner and has an individualized education program is counted as the ratio of
 5.3 the number of hours of assessment and education service to 825 times 1.0 with a minimum
 5.4 average daily membership of 0.28, but not more than 1.0 pupil unit.

5.5 (b) A prekindergarten pupil who is assessed but determined not to be disabled is counted
 5.6 as the ratio of the number of hours of assessment service to 825 times 1.0.

5.7 ~~(c) A kindergarten pupil with a disability who is enrolled in a program approved by the~~
 5.8 ~~commissioner is counted as the ratio of the number of hours of assessment and education~~
 5.9 ~~services required in the fiscal year by the pupil's individualized education program to 875,~~
 5.10 ~~but not more than one.~~

5.11 ~~(d)~~ (c) A prekindergarten pupil who is not included in paragraph (a) or (b) and is enrolled
 5.12 in an approved voluntary prekindergarten program under section 124D.151 is counted as
 5.13 the ratio of the number of hours of instruction to 850 times 1.0, but not more than 0.6 pupil
 5.14 units.

5.15 ~~(e)~~ (d) A kindergarten pupil who is not included in paragraph ~~(e)~~ is counted as 1.0 pupil
 5.16 unit if the pupil is enrolled in a free all-day, every day kindergarten program available to
 5.17 all kindergarten pupils at the pupil's school that meets the minimum hours requirement in
 5.18 section 120A.41, or is counted as .55 pupil unit, if the pupil is not enrolled in a free all-day,
 5.19 every day kindergarten program available to all kindergarten pupils at the pupil's school.

5.20 ~~(f)~~ (e) A pupil who is in any of grades 1 to 6 is counted as 1.0 pupil unit.

5.21 ~~(g)~~ (f) A pupil who is in any of grades 7 to 12 is counted as 1.2 pupil units.

5.22 ~~(h)~~ (g) A pupil who is in the postsecondary enrollment options program is counted as
 5.23 1.2 pupil units.

5.24 ~~(i) For fiscal years 2018 through 2021,~~ (h) A prekindergarten pupil who:

5.25 (1) is not included in paragraph (a), (b), or ~~(d)~~ (c);

5.26 (2) is enrolled in a school readiness plus program under Laws 2017, First Special Session
 5.27 chapter 5, article 8, section 9; and

5.28 (3) has one or more of the risk factors specified by the eligibility requirements for a
 5.29 school readiness plus program,

5.30 is counted as the ratio of the number of hours of instruction to 850 times 1.0, but not more
 5.31 than 0.6 pupil units. A pupil qualifying under this paragraph must be counted in the same

6.1 manner as a voluntary prekindergarten student for all general education and other school
6.2 funding formulas.

6.3 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

6.4 Sec. 6. Minnesota Statutes 2020, section 126C.05, subdivision 3, is amended to read:

6.5 Subd. 3. **Compensation revenue pupil units.** Compensation revenue pupil units for
6.6 fiscal year 1998 and thereafter must be computed according to this subdivision.

6.7 (a) The compensation revenue concentration percentage for each building in a district
6.8 equals the product of 100 times the ratio of:

6.9 (1) the sum of the number of pupils enrolled in the building eligible to receive free lunch
6.10 plus one-half of the pupils eligible to receive reduced priced lunch on October 1 of the
6.11 previous fiscal year; to

6.12 (2) the number of pupils enrolled in the building on October 1 of the previous fiscal
6.13 year.

6.14 (b) The compensation revenue pupil weighting factor for a building equals the lesser of
6.15 one or the quotient obtained by dividing the building's compensation revenue concentration
6.16 percentage by 80.0.

6.17 (c) The compensation revenue pupil units for a building equals the product of:

6.18 (1) the sum of the number of pupils enrolled in the building eligible to receive free lunch
6.19 and one-half of the pupils eligible to receive reduced priced lunch on October 1 of the
6.20 previous fiscal year; times

6.21 (2) the compensation revenue pupil weighting factor for the building; times

6.22 (3) .60.

6.23 (d) Notwithstanding paragraphs (a) to (c), for voluntary prekindergarten programs under
6.24 section 124D.151, charter schools, and contracted alternative programs in the first year of
6.25 operation, compensation revenue pupil units shall be computed using data for the current
6.26 fiscal year. If the voluntary prekindergarten program, charter school, or contracted alternative
6.27 program begins operation after October 1, compensatory revenue pupil units shall be
6.28 computed based on pupils enrolled on an alternate date determined by the commissioner,
6.29 and the compensation revenue pupil units shall be prorated based on the ratio of the number
6.30 of days of student instruction to 170 days.

7.1 ~~(e) Notwithstanding paragraphs (a) to (c), for voluntary prekindergarten seats discontinued~~
7.2 ~~in fiscal year 2022 due to the reduction in the participation limit under section 124D.151,~~
7.3 ~~subdivision 6, those discontinued seats must not be used to calculate compensation revenue~~
7.4 ~~pupil units for fiscal year 2022.~~

7.5 ~~(f)~~ (e) The percentages in this subdivision must be based on the count of individual
7.6 pupils and not on a building average or minimum.

7.7 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

7.8 Sec. 7. Minnesota Statutes 2020, section 126C.05, subdivision 15, is amended to read:

7.9 Subd. 15. **Learning year pupil units.** (a) When a pupil is enrolled in a learning year
7.10 program under section 124D.128, an area learning center or an alternative learning program
7.11 approved by the commissioner under sections 123A.05 and 123A.06, or a contract alternative
7.12 program under section 124D.68, subdivision 3, paragraph (d), or subdivision 4, for more
7.13 than 1,020 hours in a school year for a secondary student, more than 935 hours in a school
7.14 year for an elementary student, more than 850 hours in a school year for a kindergarten
7.15 student without a disability in an all-day kindergarten program, or more than 425 hours in
7.16 a school year for a half-day kindergarten student without a disability, that pupil may be
7.17 counted as more than one pupil in average daily membership for purposes of section 126C.10,
7.18 subdivision 2a. The amount in excess of one pupil must be determined by the ratio of the
7.19 number of hours of instruction provided to that pupil in excess of: (i) the greater of 1,020
7.20 hours or the number of hours required for a full-time secondary pupil in the district to 1,020
7.21 for a secondary pupil; (ii) the greater of 935 hours or the number of hours required for a
7.22 full-time elementary pupil in the district to 935 for an elementary pupil in grades 1 through
7.23 6; and (iii) the greater of 850 hours or the number of hours required for a full-time
7.24 kindergarten student without a disability in the district to 850 for a kindergarten student
7.25 without a disability. Hours that occur after the close of the instructional year in June shall
7.26 be attributable to the following fiscal year. A student in kindergarten or grades 1 through
7.27 12 must not be counted as more than 1.2 pupils in average daily membership under this
7.28 subdivision.

7.29 (b)(i) To receive general education revenue for a pupil in an area learning center or
7.30 alternative learning program that has an independent study component, a district must meet
7.31 the requirements in this paragraph. The district must develop, for the pupil, a continual
7.32 learning plan consistent with section 124D.128, subdivision 3. Each school district that has
7.33 an area learning center or alternative learning program must reserve revenue in an amount
7.34 equal to at least 90 and not more than 100 percent of the district average general education

8.1 revenue per pupil unit, computed after the administrative transfer under section 126C.21,
8.2 subdivision 6, minus an amount equal to the product of the formula allowance according
8.3 to section 126C.10, subdivision 2, times .0466, calculated without basic skills revenue, local
8.4 optional revenue, and transportation sparsity revenue, times the number of pupil units
8.5 generated by students attending an area learning center or alternative learning program. The
8.6 amount of reserved revenue available under this subdivision may only be spent for program
8.7 costs associated with the area learning center or alternative learning program. Basic skills
8.8 revenue generated according to section 126C.10, subdivision 4, by pupils attending the
8.9 eligible program must be allocated to the program.

8.10 (ii) General education revenue for a pupil in a state-approved alternative program without
8.11 an independent study component must be prorated for a pupil participating for less than a
8.12 full year, or its equivalent. The district must develop a continual learning plan for the pupil,
8.13 consistent with section 124D.128, subdivision 3. Each school district that has an area learning
8.14 center or alternative learning program must reserve revenue in an amount equal to at least
8.15 90 and not more than 100 percent of the district average general education revenue per pupil
8.16 unit, computed after the administrative transfer under section 126C.21, subdivision 6, minus
8.17 an amount equal to the product of the formula allowance according to section 126C.10,
8.18 subdivision 2, times .0466, calculated without basic skills revenue, local optional revenue,
8.19 and transportation sparsity revenue, times the number of pupil units generated by students
8.20 attending an area learning center or alternative learning program. The amount of reserved
8.21 revenue available under this subdivision may only be spent for program costs associated
8.22 with the area learning center or alternative learning program. Basic skills revenue generated
8.23 according to section 126C.10, subdivision 4, by pupils attending the eligible program must
8.24 be allocated to the program.

8.25 (iii) General education revenue for a pupil in a state-approved alternative program that
8.26 has an independent study component must be paid for each hour of teacher contact time
8.27 and each hour of independent study time completed toward a credit or graduation standards
8.28 necessary for graduation. Average daily membership for a pupil shall equal the number of
8.29 hours of teacher contact time and independent study time divided by 1,020.

8.30 (iv) For a state-approved alternative program having an independent study component,
8.31 the commissioner shall require a description of the courses in the program, the kinds of
8.32 independent study involved, the expected learning outcomes of the courses, and the means
8.33 of measuring student performance against the expected outcomes.

8.34 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

9.1 Sec. 8. Minnesota Statutes 2020, section 126C.05, subdivision 17, is amended to read:

9.2 Subd. 17. **English learner pupil units.** (a) English learner pupil units for fiscal year
9.3 ~~2004 and thereafter~~ 2022 and later shall be determined according to this subdivision.

9.4 (b) The English learner concentration percentage for a district equals the product of 100
9.5 times the ratio of:

9.6 (1) the number of eligible English learners in average daily membership enrolled in the
9.7 district during the current fiscal year; to

9.8 (2) the number of pupils in average daily membership enrolled in the district.

9.9 (c) For fiscal year 2022, the English learner pupil units for each eligible English learner
9.10 in average daily membership equals the lesser of one or the quotient obtained by dividing
9.11 the English learner concentration percentage for the pupil's district of enrollment by 11.5.
9.12 For fiscal year 2023 and later, the English learner pupil units for each eligible English learner
9.13 in average daily membership equals the lesser of one or the quotient obtained by dividing
9.14 the English learner concentration percentage for the pupil's district of enrollment by 16.8.

9.15 (d) English learner pupil units shall be counted by the district of enrollment.

9.16 (e) Notwithstanding paragraph (d), for the purposes of this subdivision, pupils enrolled
9.17 in a cooperative or intermediate school district shall be counted by the district of residence.

9.18 (f) For the purposes of this subdivision, the terms defined in section 124D.59 have the
9.19 same meaning.

9.20 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

9.21 Sec. 9. Minnesota Statutes 2020, section 126C.10, subdivision 2, is amended to read:

9.22 Subd. 2. **Basic revenue.** The basic revenue for each district equals the formula allowance
9.23 times the adjusted pupil units for the school year. ~~The formula allowance for fiscal year~~
9.24 ~~2019 is \$6,312. The formula allowance for fiscal year 2020 is \$6,438.~~ The formula allowance
9.25 for fiscal year 2021 ~~and later~~ is \$6,567. The formula allowance for fiscal year 2022 is \$6,633.
9.26 The formula allowance for fiscal year 2023 and later is \$6,799.

9.27 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

9.28 Sec. 10. Minnesota Statutes 2020, section 126C.10, subdivision 2a, is amended to read:

9.29 Subd. 2a. **Extended time revenue.** (a) The extended time allowance is \$5,117 for fiscal
9.30 years 2022 and 2023. For fiscal year 2024 and later, the extended time allowance equals

10.1 the product of \$5,117 times the ratio of the formula allowance under subdivision 2 for the
 10.2 current fiscal year to the formula allowance under subdivision 2 for fiscal year 2023.

10.3 ~~(a)~~ (b) A school district's extended time revenue is equal to the product of \$5,117 the
 10.4 extended time allowance and the sum of the adjusted pupil units of the district for each pupil
 10.5 in average daily membership in excess of 1.0 and less than 1.2 according to section 126C.05,
 10.6 subdivision 8.

10.7 ~~(b)~~ (c) Extended time revenue for pupils placed in an on-site education program at the
 10.8 Prairie Lakes Education Center or the Lake Park School, located within the borders of
 10.9 Independent School District No. 347, Willmar, for instruction provided after the end of the
 10.10 preceding regular school year and before the beginning of the following regular school year
 10.11 equals membership hours divided by the minimum annual instructional hours in section
 10.12 126C.05, subdivision 15, not to exceed 0.20, times the pupil unit weighting in section
 10.13 126C.05, subdivision 1, times \$5,117 the extended time allowance.

10.14 ~~(e)~~ (d) A school district's extended time revenue may be used for extended day programs,
 10.15 extended week programs, summer school, vacation break academies such as spring break
 10.16 academies and summer term academies, and other programming authorized under the
 10.17 learning year program.

10.18 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

10.19 Sec. 11. Minnesota Statutes 2020, section 126C.10, subdivision 2d, is amended to read:

10.20 Subd. 2d. **Declining enrollment revenue.** (a) For fiscal year 2021 only, a school district's
 10.21 declining enrollment revenue equals the greater of zero or the product of: (1) 48.5 percent
 10.22 of the formula allowance for that year and (2) the difference between the adjusted pupil
 10.23 units for the preceding year and the adjusted pupil units for the current year.

10.24 ~~(a)~~ (b) For fiscal year 2022 and later, a school district's declining enrollment revenue
 10.25 equals the greater of zero or the product of: (1) 28 percent of the formula allowance for that
 10.26 year and (2) the difference between the adjusted pupil units for the preceding year and the
 10.27 adjusted pupil units for the current year.

10.28 ~~(b) Notwithstanding paragraph (a), for fiscal year 2022 only, prekindergarten pupil units~~
 10.29 ~~under section 126C.05, subdivision 1, paragraph (d), must be excluded from the calculation~~
 10.30 ~~of declining enrollment revenue.~~

10.31 **EFFECTIVE DATE.** This section is effective the day following final enactment for
 10.32 fiscal year 2021 and later.

11.1 Sec. 12. Minnesota Statutes 2020, section 126C.10, subdivision 2e, is amended to read:

11.2 Subd. 2e. **Local optional revenue.** (a) ~~For fiscal year 2020, local optional revenue for~~
11.3 ~~a school district equals \$424 times the adjusted pupil units of the district for that school~~
11.4 ~~year. For fiscal year years 2021 and later 2022, local optional revenue for a school district~~
11.5 ~~equals the sum of the district's first tier local optional revenue and second tier local optional~~
11.6 ~~revenue. A district's first tier local optional revenue equals \$300 times the adjusted pupil~~
11.7 ~~units of the district for that school year. A district's second tier local optional revenue equals~~
11.8 ~~\$424 times the adjusted pupil units of the district for that school year.~~

11.9 (b) ~~For fiscal year 2020, a district's local optional levy equals its local optional revenue~~
11.10 ~~times the lesser of one or the ratio of its referendum market value per resident pupil unit to~~
11.11 ~~\$510,000.~~

11.12 (b) For fiscal year 2023 and later, a district's local optional revenue equals the product
11.13 of the local optional revenue allowance times the adjusted pupil units of the district for that
11.14 school year. The local optional revenue allowance equals \$724 for fiscal year 2023. The
11.15 local optional revenue allowance for fiscal year 2024 and later equals the product of \$724
11.16 times the ratio of the formula allowance under section 126C.10, subdivision 2, for the current
11.17 fiscal year to the formula allowance under section 126C.10, subdivision 2, for fiscal year
11.18 2023.

11.19 (c) For fiscal year years 2021 and later 2022, a district's local optional levy equals the
11.20 sum of the first tier local optional levy and the second tier local optional levy. A district's
11.21 first tier local optional levy equals the district's first tier local optional revenue times the
11.22 lesser of one or the ratio of the district's referendum market value per resident pupil unit to
11.23 \$880,000. A district's second tier local optional levy equals the district's second tier local
11.24 optional revenue times the lesser of one or the ratio of the district's referendum market value
11.25 per resident pupil unit to \$510,000.

11.26 (d) For fiscal year 2023 and later, a district's local optional levy equals the district's local
11.27 optional revenue times the lesser of one or the ratio of the district's referendum market value
11.28 per resident pupil unit to the greater of \$844,600 or 123 percent of the state total referendum
11.29 market value per resident pupil unit for all school districts for the third prior fiscal year.

11.30 (e) The local optional levy must be spread on referendum market value. A district may
11.31 levy less than the permitted amount.

11.32 (e) (f) A district's local optional aid equals its local optional revenue minus its local
11.33 optional levy. For fiscal years 2021 and 2022, if a district's actual levy for first or second
11.34 tier local optional revenue is less than its maximum levy limit for that tier, its aid must be

12.1 proportionately reduced. For fiscal year 2023 and later, if a district's actual levy is less than
 12.2 its maximum levy limit, its aid must be proportionately reduced.

12.3 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

12.4 Sec. 13. Minnesota Statutes 2020, section 126C.10, subdivision 4, is amended to read:

12.5 Subd. 4. **Basic skills revenue.** A school district's basic skills revenue equals the sum
 12.6 of:

12.7 (1) compensatory revenue under subdivision 3; plus

12.8 (2) English learner revenue under section 124D.65, subdivision 5; ~~plus, paragraph (e).~~

12.9 ~~(3) \$250 times the English learner pupil units under section 126C.05, subdivision 17.~~

12.10 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

12.11 Sec. 14. Minnesota Statutes 2020, section 126C.15, subdivision 1, is amended to read:

12.12 Subdivision 1. **Use of revenue.** The basic skills revenue under section 126C.10,
 12.13 subdivision 4, must be reserved and used to meet the educational needs of pupils who enroll
 12.14 under-prepared to learn and whose progress toward meeting state or local content or
 12.15 performance standards is below the level that is appropriate for learners of their age. Basic
 12.16 skills revenue may also be used for programs designed to prepare children and their families
 12.17 for entry into school whether the student first enrolls in kindergarten or first grade. Any of
 12.18 the following may be provided to meet these learners' needs:

12.19 (1) direct instructional services under the assurance of mastery program according to
 12.20 section 124D.66;

12.21 (2) remedial instruction in reading, language arts, mathematics, other content areas, or
 12.22 study skills to improve the achievement level of these learners;

12.23 (3) additional teachers and teacher aides to provide more individualized instruction to
 12.24 these learners through individual tutoring, lower instructor-to-learner ratios, or team teaching;

12.25 (4) a longer school day or week during the regular school year ~~or through a summer~~
 12.26 ~~program that may be offered directly by the site or under a performance-based contract with~~
 12.27 ~~a community-based organization;~~

12.28 (5) comprehensive and ongoing staff development consistent with district and site plans
 12.29 according to section 122A.60 and to implement plans under section 120B.12, subdivision
 12.30 4a, for teachers, teacher aides, principals, and other personnel to improve their ability to

13.1 identify the needs of these learners and provide appropriate remediation, intervention,
13.2 accommodations, or modifications;

13.3 (6) instructional materials, digital learning, and technology appropriate for meeting the
13.4 individual needs of these learners;

13.5 (7) programs to reduce truancy, encourage completion of high school, enhance
13.6 self-concept, provide health services, provide nutrition services, provide a safe and secure
13.7 learning environment, provide coordination for pupils receiving services from other
13.8 governmental agencies, provide psychological services to determine the level of social,
13.9 emotional, cognitive, and intellectual development, and provide counseling services, guidance
13.10 services, and social work services;

13.11 (8) bilingual programs, bicultural programs, and programs for English learners;

13.12 ~~(9) all-day kindergarten;~~

13.13 ~~(10)~~ (9) early education programs, parent-training programs, school readiness programs,
13.14 ~~kindergarten~~ voluntary prekindergarten and school readiness plus programs for four-year-olds,
13.15 voluntary home visits under section 124D.13, subdivision 4, and other outreach efforts
13.16 designed to prepare children for kindergarten;

13.17 ~~(11)~~ (10) extended school day and extended school year programs, including summer
13.18 programs that may be offered directly by the site or under a performance-based contract
13.19 with a community-based organization; and

13.20 ~~(12)~~ (11) substantial parent involvement in developing and implementing remedial
13.21 education or intervention plans for a learner, including learning contracts between the school,
13.22 the learner, and the parent that establish achievement goals and responsibilities of the learner
13.23 and the learner's parent or guardian.

13.24 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

13.25 Sec. 15. Minnesota Statutes 2020, section 126C.15, subdivision 2, is amended to read:

13.26 Subd. 2. **Building allocation.** (a) A district or cooperative must allocate its compensatory
13.27 revenue to each school building in the district or cooperative where the children who have
13.28 generated the revenue are served unless the school district or cooperative has received
13.29 permission under Laws 2005, First Special Session chapter 5, article 1, section 50, to allocate
13.30 compensatory revenue according to student performance measures developed by the school
13.31 board.

14.1 (b) Notwithstanding paragraph (a), a district or cooperative may allocate up to ~~50~~ 20
 14.2 percent of the amount of compensatory revenue that the district receives to school sites
 14.3 according to a plan adopted by the school board. The money reallocated under this paragraph
 14.4 must be spent for the purposes listed in subdivision 1, but may be spent on students in any
 14.5 grade, including students attending school readiness or other prekindergarten programs.

14.6 (c) For the purposes of this section and section 126C.05, subdivision 3, "building" means
 14.7 education site as defined in section 123B.04, subdivision 1.

14.8 (d) Notwithstanding section 123A.26, subdivision 1, compensatory revenue generated
 14.9 by students served at a cooperative unit shall be paid to the cooperative unit.

14.10 (e) A district or cooperative with school building openings, school building closings,
 14.11 changes in attendance area boundaries, or other changes in programs or student demographics
 14.12 between the prior year and the current year may reallocate compensatory revenue among
 14.13 sites to reflect these changes. A district or cooperative must report to the department any
 14.14 adjustments it makes according to this paragraph and the department must use the adjusted
 14.15 compensatory revenue allocations in preparing the report required under section 123B.76,
 14.16 subdivision 3, paragraph (c).

14.17 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

14.18 Sec. 16. Minnesota Statutes 2020, section 126C.15, subdivision 5, is amended to read:

14.19 Subd. 5. **Annual expenditure report.** Each year a district that receives basic skills
 14.20 revenue must submit a report identifying the expenditures it incurred to meet the needs of
 14.21 eligible learners under subdivision 1. The report must conform to uniform financial and
 14.22 reporting standards established for this purpose and provide a breakdown by functional
 14.23 area. Using valid and reliable data and measurement criteria, the report also must determine
 14.24 whether increased expenditures raised student achievement levels.

14.25 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

14.26 Sec. 17. Minnesota Statutes 2020, section 126C.17, subdivision 5, is amended to read:

14.27 Subd. 5. **Referendum equalization revenue.** (a) For fiscal years 2021 and 2022, a
 14.28 district's referendum equalization revenue equals the sum of the first tier referendum
 14.29 equalization revenue and the second tier referendum equalization revenue. For fiscal year
 14.30 2023 and later, a district's referendum equalization revenue equals the product of the district's
 14.31 adjusted pupil units for that year times the lesser of the district's referendum allowance

15.1 under subdivision 1 or the referendum allowance limit under subdivision 2, paragraph (a),
 15.2 clause (1).

15.3 (b) For fiscal years 2021 and 2022, a district's first tier referendum equalization revenue
 15.4 equals the district's first tier referendum equalization allowance times the district's adjusted
 15.5 pupil units for that year.

15.6 (c) For fiscal years 2021 and 2022, a district's first tier referendum equalization allowance
 15.7 equals the lesser of the district's referendum allowance under subdivision 1 or \$460.

15.8 (d) For fiscal years 2021 and 2022, a district's second tier referendum equalization
 15.9 revenue equals the district's second tier referendum equalization allowance times the district's
 15.10 adjusted pupil units for that year.

15.11 (e) For fiscal years 2021 and 2022, a district's second tier referendum equalization
 15.12 allowance equals the lesser of the district's referendum allowance under subdivision 1 or
 15.13 25 percent of the formula allowance, minus the sum of \$300 and the district's first tier
 15.14 referendum equalization allowance.

15.15 (f) Notwithstanding paragraph (e), for fiscal years 2021 and 2022, the second tier
 15.16 referendum allowance for a district qualifying for secondary sparsity revenue under section
 15.17 126C.10, subdivision 7, or elementary sparsity revenue under section 126C.10, subdivision
 15.18 8, equals the district's referendum allowance under subdivision 1 minus the district's first
 15.19 tier referendum equalization allowance. Notwithstanding paragraph (a), for fiscal year 2023
 15.20 and later, the referendum equalization revenue for a district qualifying for secondary sparsity
 15.21 revenue under section 126C.10, subdivision 7, or elementary sparsity revenue under section
 15.22 126C.10, subdivision 8, equals the product of the district's adjusted pupil units for that year
 15.23 times the district's referendum allowance under subdivision 1.

15.24 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

15.25 Sec. 18. Minnesota Statutes 2020, section 126C.17, subdivision 6, is amended to read:

15.26 Subd. 6. **Referendum equalization levy.** (a) For fiscal years 2021 and 2022, a district's
 15.27 referendum equalization levy equals the sum of the first tier referendum equalization levy
 15.28 and the second tier referendum equalization levy. For fiscal year 2023 and later, a district's
 15.29 referendum equalization levy equals the district's referendum equalization revenue times
 15.30 the lesser of one or the greater of \$574,300 or 85 percent of the state total referendum market
 15.31 value per resident pupil unit for all school districts for the third prior fiscal year.

16.1 (b) For fiscal years 2021 and 2022, a district's first tier referendum equalization levy
16.2 equals the district's first tier referendum equalization revenue times the lesser of one or the
16.3 ratio of the district's referendum market value per resident pupil unit to \$567,000.

16.4 (c) For fiscal years 2021 and 2022, a district's second tier referendum equalization levy
16.5 equals the district's second tier referendum equalization revenue times the lesser of one or
16.6 the ratio of the district's referendum market value per resident pupil unit to \$290,000.

16.7 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

16.8 Sec. 19. Minnesota Statutes 2020, section 126C.17, subdivision 7, is amended to read:

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

16.11 (b) For fiscal years 2021 and 2022, if a district's actual levy for first or second tier
16.12 referendum equalization revenue is less than its maximum levy limit for that tier, aid shall
16.13 be proportionately reduced. For fiscal year 2023 and later, if a district's actual referendum
16.14 equalization levy is less than its maximum levy limit, aid shall be proportionately reduced.

16.15 (c) Notwithstanding paragraph (a), the referendum equalization aid for a district must
16.16 not exceed: (1) 25 percent of the formula allowance minus \$300; times (2) the district's
16.17 adjusted pupil units. A district's referendum levy is increased by the amount of any reduction
16.18 in referendum aid under this paragraph.

16.19 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

16.20 Sec. 20. Minnesota Statutes 2020, section 126C.21, is amended by adding a subdivision
16.21 to read:

16.22 Subd. 6. **Administrative transfer.** In each year, an amount of general education aid
16.23 computed under this subdivision is allocated to the Department of Education for
16.24 administrative support of state-approved alternative programs under section 123A.05. The
16.25 amount of the aid withheld for each district that is a member of an area learning center or
16.26 alternative learning program is equal to 0.5 percent of:

16.27 (1) the basic formula allowance under section 126C.10, subdivision 2, in the second
16.28 preceding year, times

16.29 (2) the number of pupil units in the second proceeding year attending an area learning
16.30 center or alternative learning program under section 123A.05.

16.31 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

17.1 Sec. 21. Minnesota Statutes 2020, section 127A.49, subdivision 3, is amended to read:

17.2 Subd. 3. **Excess tax increment.** (a) If a return of excess tax increment is made to a
17.3 district pursuant to sections 469.176, subdivision 2, and 469.177, subdivision 9, or upon
17.4 decertification of a tax increment district, the school district's aid and levy limitations must
17.5 be adjusted for the fiscal year in which the excess tax increment is paid under the provisions
17.6 of this subdivision.

17.7 (b) An amount must be subtracted from the district's aid for the current fiscal year equal
17.8 to the product of:

17.9 (1) the amount of the payment of excess tax increment to the district in the preceding
17.10 year, times

17.11 (2) the ratio of:

17.12 (i) the sum of the amounts of the district's certified levy ~~for the fiscal year in which the~~
17.13 ~~excess tax increment is paid~~ in the third preceding year according to the following:

17.14 (A) section 123B.57, if the district received health and safety aid according to that section
17.15 for the second preceding year;

17.16 (B) section 124D.20, if the district received aid for community education programs
17.17 according to that section for the second preceding year;

17.18 (C) section 124D.135, subdivision 3, if the district received early childhood family
17.19 education aid according to section 124D.135 for the second preceding year;

17.20 (D) section 126C.17, subdivision 6, if the district received referendum equalization aid
17.21 according to that section for the second preceding year;

17.22 (E) section 126C.10, subdivision 13a, if the district received operating capital aid
17.23 according to section 126C.10, subdivision 13b, in the second preceding year;

17.24 (F) section 126C.10, subdivision 29, if the district received equity aid according to
17.25 section 126C.10, subdivision 30, in the second preceding year;

17.26 (G) section 126C.10, subdivision 32, if the district received transition aid according to
17.27 section 126C.10, subdivision 33, in the second preceding year;

17.28 (H) section 123B.53, subdivision 5, if the district received debt service equalization aid
17.29 according to section 123B.53, subdivision 6, in the second preceding year;

17.30 (I) section 123B.535, subdivision 4, if the district received natural disaster debt service
17.31 equalization aid according to section 123B.535, subdivision 5, in the second preceding year;

18.1 (J) section 124D.22, subdivision 3, if the district received school-age care aid according
18.2 to section 124D.22, subdivision 4, in the second preceding year; and

18.3 (K) section 122A.415, subdivision 5, if the district received alternative teacher
18.4 compensation equalization aid according to section 122A.415, subdivision 6, paragraph (a),
18.5 in the second preceding year; to

18.6 (ii) the total amount of the district's certified levy ~~for the fiscal~~ in the third preceding
18.7 year, plus or minus auditor's adjustments.

18.8 (c) An amount must be subtracted from the school district's levy limitation for the next
18.9 levy certified equal to the difference between:

18.10 (1) the amount of the distribution of excess increment; and

18.11 (2) the amount subtracted from aid pursuant to clause (a).

18.12 If the aid and levy reductions required by this subdivision cannot be made to the aid for
18.13 the fiscal year specified or to the levy specified, the reductions must be made from aid for
18.14 subsequent fiscal years, and from subsequent levies. The school district must use the payment
18.15 of excess tax increment to replace the aid and levy revenue reduced under this subdivision.

18.16 (d) This subdivision applies only to the total amount of excess increments received by
18.17 a district for a calendar year that exceeds \$25,000.

18.18 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

18.19 Sec. 22. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 2,
18.20 as amended by Laws 2020, chapter 116, article 6, section 1, is amended to read:

18.21 Subd. 2. **General education aid.** For general education aid under Minnesota Statutes,
18.22 section 126C.13, subdivision 4:

18.23	\$	7,347,424,000	2020
18.24		7,509,639,000		
18.25	\$	<u>7,459,233,000</u>	2021

18.26 The 2020 appropriation includes \$700,383,000 for 2019 and \$6,647,041,000 for 2020.

18.27 The 2021 appropriation includes \$711,885,000 for 2020 and ~~\$6,797,754,000~~
18.28 \$6,747,348,000 for 2021.

19.1 Sec. 23. APPROPRIATIONS.

19.2 Subdivision 1. Department of Education. The sums indicated in this section are
 19.3 appropriated from the general fund to the Department of Education for the fiscal years
 19.4 designated.

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

19.7 \$ 7,542,438,000 2022

19.8 \$ 7,877,124,000 2023

19.9 The 2022 appropriation includes \$723,122,000 for 2021 and \$6,819,316,000 for 2022.

19.10 The 2023 appropriation includes \$730,936,000 for 2022 and \$7,146,188,000 for 2023.

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

19.14 \$ 12,000 2022

19.15 \$ 13,000 2023

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

19.17 \$ 2,897,000 2022

19.18 \$ 3,558,000 2023

19.19 The 2022 appropriation includes \$269,000 for 2021 and \$2,628,000 for 2022.

19.20 The 2023 appropriation includes \$291,000 for 2022 and \$3,267,000 for 2023.

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

19.23 \$ 309,000 2022

19.24 \$ 373,000 2023

19.25 The 2022 appropriation includes \$30,000 for 2021 and \$279,000 for 2022.

19.26 The 2023 appropriation includes \$31,000 for 2022 and \$342,000 for 2023.

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

19.29 \$ 20,299,000 2022

19.30 \$ 20,834,000 2023

20.1 The 2022 appropriation includes \$1,996,000 for 2021 and \$18,303,000 for 2022.

20.2 The 2023 appropriation includes \$2,033,000 for 2022 and \$18,801,000 for 2023.

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

20.5 \$ 19,799,000 2022

20.6 \$ 20,256,000 2023

20.7 The 2022 appropriation includes \$1,964,000 for 2021 and \$17,835,000 for 2022.

20.8 The 2023 appropriation includes \$1,980,000 for 2022 and \$18,276,000 for 2023.

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

20.11 \$ 65,000 2022

20.12 \$ 65,000 2023

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

20.15 \$ 2,618,000 2022

20.16 \$ 2,092,000 2023

20.17 The 2022 appropriation includes \$323,000 for 2021 and \$2,295,000 for 2022.

20.18 The 2023 appropriation includes \$255,000 for 2022 and \$1,837,000 for 2023.

20.19 Subd. 10. **Pregnant and parenting pupil transportation reimbursement.** (a) To
 20.20 reimburse districts for transporting pregnant or parenting pupils under Minnesota Statutes,
 20.21 section 123B.92, subdivision 1, paragraph (b), clause (1), item (vi):

20.22 \$ 56,000 2022

20.23 \$ 55,000 2023

20.24 (b) To receive reimbursement, districts must apply using the form and manner of
 20.25 application prescribed by the commissioner. If the appropriation is insufficient, the
 20.26 commissioner must prorate the amount paid to districts seeking reimbursement.

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

21.1

ARTICLE 2

21.2

EDUCATION EXCELLENCE

21.3 Section 1. Minnesota Statutes 2020, section 120A.22, subdivision 9, is amended to read:

21.4 Subd. 9. **Knowledge and skills.** Instruction must be provided in at least the following
21.5 subject areas:

21.6 (1) basic communication skills including reading and writing, literature, and fine arts;

21.7 (2) mathematics and science;

21.8 (3) social studies including history, geography, economics, government, and citizenship;

21.9 ~~and~~

21.10 (4) health and physical education; and

21.11 (5) indigenous education.

21.12 Instruction, textbooks, and materials must be in the English language. Another language
21.13 may be used pursuant to sections 124D.59 to 124D.61.

21.14 Sec. 2. Minnesota Statutes 2020, section 120B.02, subdivision 1, is amended to read:

21.15 Subdivision 1. **Educational expectations.** (a) The legislature is committed to establishing
21.16 rigorous academic standards for Minnesota's public school students. To that end, the
21.17 commissioner shall adopt in rule statewide academic standards. The commissioner shall
21.18 not prescribe in rule or otherwise the delivery system, classroom assessments, or form of
21.19 instruction that school sites must use.

21.20 (b) All commissioner actions regarding the rule must be premised on the following:

21.21 (1) the rule is intended to raise academic expectations for students, teachers, and schools;

21.22 (2) the rule must be focused on the experiences and perspectives of all students, including
21.23 Indigenous people and people of color, within and beyond the United States;

21.24 (3) any state action regarding the rule must evidence consideration of school district
21.25 autonomy; and

21.26 ~~(3)~~ (4) the Department of Education, with the assistance of school districts, must make
21.27 available information about all state initiatives related to the rule to students and parents,
21.28 teachers, and the general public in a timely format that is appropriate, comprehensive, and
21.29 readily understandable.

22.1 (c) The commissioner shall periodically review and report on the state's assessment
22.2 process.

22.3 (d) School districts are not required to adopt specific provisions of the federal
22.4 School-to-Work programs.

22.5 Sec. 3. Minnesota Statutes 2020, section 120B.021, subdivision 1, is amended to read:

22.6 Subdivision 1. **Required academic standards.** (a) The following subject areas are
22.7 required for statewide accountability:

22.8 (1) language arts;

22.9 (2) mathematics;

22.10 (3) science;

22.11 (4) social studies, including indigenous education, history, geography, economics, and
22.12 government and citizenship that includes civics consistent with section 120B.02, subdivision
22.13 3;

22.14 (5) physical education;

22.15 (6) health, for which locally developed academic standards apply; and

22.16 (7) the arts, for which statewide or locally developed academic standards apply, as
22.17 determined by the school district. Public elementary and middle schools must offer at least
22.18 three and require at least two of the following four arts areas: dance; music; theater; and
22.19 visual arts. Public high schools must offer at least three and require at least one of the
22.20 following five arts areas: media arts; dance; music; theater; and visual arts.

22.21 (b) For purposes of applicable federal law, the academic standards for language arts,
22.22 mathematics, and science apply to all public school students, except the very few students
22.23 with extreme cognitive or physical impairments for whom an individualized education
22.24 program team has determined that the required academic standards are inappropriate. An
22.25 individualized education program team that makes this determination must establish
22.26 alternative standards.

22.27 (c) The department must adopt the most recent SHAPE America (Society of Health and
22.28 Physical Educators) kindergarten through grade 12 standards and benchmarks for physical
22.29 education as the required physical education academic standards. The department may
22.30 modify and adapt the national standards to accommodate state interest. The modification
22.31 and adaptations must maintain the purpose and integrity of the national standards. The
22.32 department must make available sample assessments, which school districts may use as an

23.1 alternative to local assessments, to assess students' mastery of the physical education
23.2 standards beginning in the 2018-2019 school year.

23.3 (d) A school district may include child sexual abuse prevention instruction in a health
23.4 curriculum, consistent with paragraph (a), clause (6). Child sexual abuse prevention
23.5 instruction may include age-appropriate instruction on recognizing sexual abuse and assault,
23.6 boundary violations, and ways offenders groom or desensitize victims, as well as strategies
23.7 to promote disclosure, reduce self-blame, and mobilize bystanders. A school district may
23.8 provide instruction under this paragraph in a variety of ways, including at an annual assembly
23.9 or classroom presentation. A school district may also provide parents information on the
23.10 warning signs of child sexual abuse and available resources.

23.11 (e) District efforts to develop, implement, or improve instruction or curriculum as a
23.12 result of the provisions of this section must be consistent with sections 120B.10, 120B.11,
23.13 and 120B.20.

23.14 (f) The curriculum required for indigenous education must be:

23.15 (1) for students in prekindergarten through grade 12;

23.16 (2) related to the indigenous experience in Minnesota, including tribal history,
23.17 sovereignty, culture, treaty rights, government, socioeconomic experiences, contemporary
23.18 issues, and current events;

23.19 (3) historically accurate, tribally endorsed, culturally relevant, community based,
23.20 contemporary, and developmentally appropriate; and

23.21 (4) aligned with the academic content standards, including all yearly revisions that
23.22 include the contributions of Minnesota's tribal nations and communities.

23.23 Sec. 4. Minnesota Statutes 2020, section 120B.021, subdivision 2, is amended to read:

23.24 Subd. 2. **Standards development.** (a) The commissioner must consider advice from at
23.25 least the following stakeholders in developing statewide rigorous core academic standards
23.26 in language arts, mathematics, science, social studies, including history, geography,
23.27 economics, government and citizenship, and the arts:

23.28 (1) parents of school-age children and members of the public throughout the state;

23.29 (2) teachers throughout the state currently licensed and providing instruction in language
23.30 arts, mathematics, science, social studies, or the arts and licensed elementary and secondary
23.31 school principals throughout the state currently administering a school site;

24.1 (3) currently serving members of local school boards and charter school boards throughout
24.2 the state;

24.3 (4) faculty teaching core subjects at postsecondary institutions in Minnesota; ~~and~~

24.4 (5) representatives of the Minnesota business community; and

24.5 (6) representatives from the Tribal Nations Education Committee and Minnesota's Tribal
24.6 Nations and communities, including both Anishinaabe and Dakota.

24.7 (b) Academic standards must:

24.8 (1) be clear, concise, objective, measurable, and grade-level appropriate;

24.9 (2) not require a specific teaching methodology or curriculum; and

24.10 (3) be consistent with the Constitutions of the United States and the state of Minnesota.

24.11 Sec. 5. Minnesota Statutes 2020, section 120B.021, subdivision 4, is amended to read:

24.12 Subd. 4. **Revisions and reviews required.** (a) The commissioner of education must
24.13 revise and appropriately embed indigenous education standards that include the contributions
24.14 of American Indian tribes and communities into the state academic standards and graduation
24.15 requirements. These standards must be consistent with recommendations from the Tribal
24.16 Nations Education Committee.

24.17 (b) The commissioner of education must revise and appropriately embed technology
24.18 and information literacy standards consistent with recommendations from school media
24.19 specialists into the state's academic standards and graduation requirements and implement
24.20 a ten-year cycle to review and, consistent with the review, revise state academic standards
24.21 and related benchmarks, consistent with this subdivision. During each ten-year review and
24.22 revision cycle, the commissioner also must examine the alignment of each required academic
24.23 standard and related benchmark with the knowledge and skills students need for career and
24.24 college readiness and advanced work in the particular subject area. The commissioner must
24.25 include ~~the contributions of Minnesota American Indian tribes and communities~~ ethnic
24.26 studies as related to the academic standards during the review and revision of the required
24.27 academic standards.

24.28 ~~(b)~~ (c) The commissioner must ensure that the statewide mathematics assessments
24.29 administered to students in grades 3 through 8 and 11 are aligned with the state academic
24.30 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph (b).

24.31 The commissioner must implement a review of the academic standards and related

25.1 benchmarks in mathematics beginning in the 2021-2022 school year and every ten years
25.2 thereafter.

25.3 ~~(e)~~ (d) The commissioner must implement a review of the academic standards and related
25.4 benchmarks in arts beginning in the 2017-2018 school year and every ten years thereafter.

25.5 ~~(d)~~ (e) The commissioner must implement a review of the academic standards and related
25.6 benchmarks in science beginning in the 2018-2019 school year and every ten years thereafter.

25.7 ~~(e)~~ (f) The commissioner must implement a review of the academic standards and related
25.8 benchmarks in language arts beginning in the 2019-2020 school year and every ten years
25.9 thereafter.

25.10 ~~(f)~~ (g) The commissioner must implement a review of the academic standards and related
25.11 benchmarks in social studies beginning in the 2020-2021 school year and every ten years
25.12 thereafter.

25.13 ~~(g)~~ (h) The commissioner must implement a review of the academic standards and related
25.14 benchmarks in physical education beginning in the ~~2022-2023~~ 2026-2027 school year and
25.15 every ten years thereafter.

25.16 ~~(h)~~ (i) School districts and charter schools must revise and align local academic standards
25.17 and high school graduation requirements in health, world languages, and career and technical
25.18 education to require students to complete the revised standards beginning in a school year
25.19 determined by the school district or charter school. School districts and charter schools must
25.20 formally establish a periodic review cycle for the academic standards and related benchmarks
25.21 in health, world languages, and career and technical education.

25.22 Sec. 6. Minnesota Statutes 2020, section 120B.024, subdivision 1, is amended to read:

25.23 Subdivision 1. **Graduation requirements.** (a) Students beginning 9th grade in the
25.24 2011-2012 school year and later must successfully complete the following high school level
25.25 credits for graduation:

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

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

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

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

26.5 (5) three and one-half credits of social studies, encompassing at least indigenous
26.6 education, United States history, geography, government and citizenship, world history,
26.7 and economics sufficient to satisfy all of the academic standards in social studies;

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

26.10 (7) a minimum of seven elective credits.

26.11 (b) A school district is encouraged to offer a course for credit in government and
26.12 citizenship to 11th or 12th grade students who begin 9th grade in the 2020-2021 school year
26.13 and later, that satisfies the government and citizenship requirement in paragraph (a), clause
26.14 (5).

26.15 Sec. 7. Minnesota Statutes 2020, section 120B.11, subdivision 2, is amended to read:

26.16 Subd. 2. **Adopting plans and budgets.** A school board, at a public meeting, shall adopt
26.17 a comprehensive, long-term strategic plan to support and improve teaching and learning
26.18 that is aligned with creating the world's best workforce and includes:

26.19 (1) clearly defined district and school site goals and benchmarks for instruction and
26.20 student achievement for all student subgroups identified in section 120B.35, subdivision 3,
26.21 paragraph (b), clause (2);

26.22 (2) a process to assess and evaluate each student's progress toward meeting state and
26.23 local academic standards, assess and identify students to participate in gifted and talented
26.24 programs and accelerate their instruction, and adopt early-admission procedures consistent
26.25 with section 120B.15, and identifying the strengths and weaknesses of instruction in pursuit
26.26 of student and school success and curriculum affecting students' progress and growth toward
26.27 career and college readiness and leading to the world's best workforce;

26.28 (3) a system to periodically review and evaluate the effectiveness of all instruction and
26.29 curriculum, taking into account strategies and best practices, student outcomes, school
26.30 principal evaluations under section 123B.147, subdivision 3, students' access to effective
26.31 teachers who are members of populations underrepresented among the licensed teachers in
26.32 the district or school and who reflect the diversity of enrolled students under section 120B.35,

27.1 subdivision 3, paragraph (b), clause (2), and teacher evaluations under section 122A.40,
 27.2 subdivision 8, or 122A.41, subdivision 5;

27.3 (4) strategies for improving instruction, curriculum, and student achievement, including
 27.4 the English and, where practicable, the native language development and the academic
 27.5 achievement of English learners;

27.6 (5) a process to examine the equitable distribution of teachers and strategies to ensure
 27.7 low-income and minority children are not taught at higher rates than other children by
 27.8 inexperienced, ineffective, or out-of-field teachers;

27.9 (6) education effectiveness practices that integrate high-quality instruction, rigorous
 27.10 curriculum, technology, and a collaborative professional culture that develops and supports
 27.11 teacher quality, performance, and effectiveness; ~~and~~

27.12 (7) an annual budget for continuing to implement the district plan; and

27.13 (8) identifying a list of suggested and required materials, resources, sample curricula,
 27.14 and pedagogical skills for use in kindergarten through grade 12 that accurately reflect the
 27.15 diversity of the state of Minnesota.

27.16 **Sec. 8. [120B.17] IMPLEMENTATION OF INDIGENOUS EDUCATION FOR ALL**
 27.17 **CURRICULUM.**

27.18 (a) Any district with a school identified for support under the federal Elementary and
 27.19 Secondary Education Act, and any district identified under World's Best Workforce as
 27.20 needing support and improvement, must:

27.21 (1) as a part of their needs assessment, assess the quality of implementation of indigenous
 27.22 education for all in the school or district;

27.23 (2) include any proposed changes, additions, or enhancements to the implementation of
 27.24 indigenous education for all in their school or district improvement plan;

27.25 (3) ensure that indigenous curriculum is included in plans and activities in years two
 27.26 and three for schools and districts identified for improvement plans;

27.27 (4) engage tribal nations and indigenous families in the planning and implementation
 27.28 of improvement plans in schools and districts when a school or district has ten or more
 27.29 American Indian students; and

27.30 (5) provide evidence that implementation factors have been completed.

27.31 (b) The Department of Education must:

28.1 (1) provide monitoring and auditing personnel to coordinate within the department and
28.2 with all indigenous education for all programs in districts and schools;

28.3 (2) provide professional development to teachers instituting indigenous curriculum;

28.4 (3) provide monitoring of high-quality curriculum materials and teaching practices
28.5 regarding tribal history, culture, and government of local tribes for mutual awareness between
28.6 tribes and districts and understanding the importance of accurate and tribally endorsed
28.7 curriculum;

28.8 (4) provide ongoing support to all schools and districts on curricula and best teaching
28.9 practices and to school boards to identify and adopt curriculum that includes tribal
28.10 experiences and perspectives to engage indigenous students and ensure that all students
28.11 learn about the history, culture, government, and experiences of their indigenous peers and
28.12 neighbors;

28.13 (5) refer noncompliance with indigenous curriculum requirements to the Department of
28.14 Human Rights;

28.15 (6) by December 1, 2022, and every two years thereafter, report to the commissioner of
28.16 education regarding the progress made in the development of effective
28.17 government-to-government relations, narrowing of the achievement gap, and identification
28.18 and adoption of curriculum including tribal history, culture, and government. The report
28.19 must include information about the adoption of curriculum regarding tribal history, culture,
28.20 and government, and must address any obstacles encountered and any strategies being
28.21 developed to overcome the obstacles; and

28.22 (7) publicly submit the report to the chairs and ranking minority members of the
28.23 legislative committees having jurisdiction over education and to Minnesota's tribal leaders,
28.24 including the Tribal National Education Committee, the Minnesota Chippewa Tribe, and
28.25 the Minnesota Indian Affairs Council.

28.26 Sec. 9. Minnesota Statutes 2020, section 124D.09, subdivision 8, is amended to read:

28.27 Subd. 8. **Limit on participation.** A pupil who first enrolls in grade 9 may not enroll in
28.28 postsecondary courses under this section for secondary credit for more than the equivalent
28.29 of four academic years. A pupil who first enrolls in grade 10 may not enroll in postsecondary
28.30 courses under this section for secondary credit for more than the equivalent of three academic
28.31 years. A pupil who first enrolls in grade 11 may not enroll in postsecondary courses under
28.32 this section for secondary credit for more than the equivalent of two academic years. A
28.33 pupil who first enrolls in grade 12 may not enroll in postsecondary courses under this section

29.1 for secondary credit for more than the equivalent of one academic year. If a pupil in grade
 29.2 9, 10, 11, or 12 first enrolls in a postsecondary course for secondary credit during the school
 29.3 year, the time of participation shall be reduced proportionately. If a pupil is in a learning
 29.4 year or other year-round program and begins each grade in the summer session, summer
 29.5 sessions shall not be counted against the time of participation. If a school district determines
 29.6 a pupil is not on track to graduate, the limit on participation does not apply to that pupil. ~~A~~
 29.7 ~~pupil who has graduated from high school cannot participate in a program under this section.~~
 29.8 A pupil who has completed course requirements for graduation ~~but who has not received a~~
 29.9 ~~diploma may participate in the program under this section~~ may only participate in the
 29.10 program under this section until the earlier of the end of the school year in which those
 29.11 requirements are met or the school year in which the pupil's peers graduated.

29.12 Sec. 10. Minnesota Statutes 2020, section 124D.095, subdivision 7, is amended to read:

29.13 Subd. 7. **Department of Education.** (a) The department must review and approve or
 29.14 disapprove online learning providers within 90 calendar days of receiving an online learning
 29.15 provider's completed application. The commissioner, using research-based standards of
 29.16 quality for online learning programs, must review all approved online learning providers
 29.17 on a cyclical three-year basis. Approved online learning providers annually must submit
 29.18 program data to, confirm statements of assurances for, and provide program updates including
 29.19 a current course list to the commissioner.

29.20 (b) The online learning courses and programs must be rigorous, aligned with state
 29.21 academic standards, and contribute to grade progression in a single subject. The online
 29.22 learning provider, other than a digital learning provider offering digital learning to its enrolled
 29.23 students only under subdivision 4, paragraph (d), must give the commissioner written
 29.24 assurance that: (1) all courses meet state academic standards; and (2) the online learning
 29.25 curriculum, instruction, and assessment, expectations for actual teacher-contact time or
 29.26 other student-to-teacher communication, and academic support meet nationally recognized
 29.27 professional standards and are described as such in an online learning course syllabus that
 29.28 meets the commissioner's requirements. Once an online learning provider is approved under
 29.29 this paragraph, all of its online learning course offerings are eligible for payment under this
 29.30 section unless a course is successfully challenged by an enrolling district or the department
 29.31 under paragraph (c).

29.32 (c) An enrolling district may challenge the validity of a course offered by an online
 29.33 learning provider. The department must review such challenges based on the approval

30.1 procedures under paragraph (b). The department may initiate its own review of the validity
30.2 of an online learning course offered by an online learning provider.

30.3 (d) The department may collect a fee not to exceed \$250 for approving online learning
30.4 providers or \$50 per course for reviewing a challenge by an enrolling district.

30.5 (e) The department must develop, publish, and maintain a list of online learning providers
30.6 that it has reviewed and approved.

30.7 (f) The department may review a complaint about an online learning provider, or a
30.8 complaint about a provider based on the provider's response to notice of a violation. If the
30.9 department determines that an online learning provider violated a law or rule, the department
30.10 may:

30.11 (1) create a compliance plan for the provider; or

30.12 (2) withhold funds from the provider under sections 124D.095, 124E.25, and 127A.42.
30.13 The department must notify an online learning provider in writing about withholding funds
30.14 and provide detailed calculations.

30.15 (g) An online learning program fee administration account is created in the special
30.16 revenue fund. Funds retained under paragraph (d) shall be deposited in the account. Money
30.17 in the account is appropriated to the commissioner for costs associated with administering
30.18 and monitoring online and digital learning programs.

30.19 Sec. 11. Minnesota Statutes 2020, section 124D.68, subdivision 2, is amended to read:

30.20 Subd. 2. **Eligible pupils.** (a) A pupil under the age of 21 or who meets the requirements
30.21 of section 120A.20, subdivision 1, paragraph (c), is eligible to participate in the graduation
30.22 incentives program, if the pupil:

30.23 (1) performs substantially below the performance level for pupils of the same age in a
30.24 locally determined achievement test; or

30.25 (2) is behind in satisfactorily completing coursework or obtaining credits for graduation; ;

30.26 ~~(3) is pregnant or is a parent;~~

30.27 ~~(4) has been assessed as chemically dependent;~~

30.28 ~~(5) has been excluded or expelled according to sections 121A.40 to 121A.56;~~

30.29 ~~(6) has been referred by a school district for enrollment in an eligible program or a~~
30.30 ~~program pursuant to section 124D.69;~~

30.31 ~~(7) is a victim of physical or sexual abuse;~~

31.1 ~~(8) has experienced mental health problems;~~

31.2 ~~(9) has experienced homelessness sometime within six months before requesting a~~
 31.3 ~~transfer to an eligible program;~~

31.4 ~~(10) speaks English as a second language or is an English learner;~~

31.5 ~~(11) has withdrawn from school or has been chronically truant; or~~

31.6 ~~(12) is being treated in a hospital in the seven-county metropolitan area for cancer or~~
 31.7 ~~other life threatening illness or is the sibling of an eligible pupil who is being currently~~
 31.8 ~~treated, and resides with the pupil's family at least 60 miles beyond the outside boundary~~
 31.9 ~~of the seven-county metropolitan area.~~

31.10 (b) A pupil otherwise qualifying under paragraph (a) who is at least 21 years of age and
 31.11 not yet 22 years of age, and is an English learner with an interrupted formal education
 31.12 according to section 124D.59, subdivision 2a, is eligible to participate in the graduation
 31.13 incentives program under section 124D.68 and in concurrent enrollment courses offered
 31.14 under section 124D.09, subdivision 10, and is funded in the same manner as other pupils
 31.15 under this section.

31.16 Sec. 12. Minnesota Statutes 2020, section 124D.74, subdivision 3, is amended to read:

31.17 Subd. 3. **Enrollment of other children; shared time enrollment.** To the extent ~~it is~~
 31.18 ~~economically feasible~~ that the unique educational and culturally related academic needs of
 31.19 American Indian people are met and American Indian student accountability factors are the
 31.20 same or higher than their non-Indian peers, a district or participating school may make
 31.21 provision for the voluntary enrollment of non-American Indian children in the instructional
 31.22 components of an American Indian education program in order that they may acquire an
 31.23 understanding of the cultural heritage of the American Indian children for whom that
 31.24 particular program is designed. However, in determining eligibility to participate in a
 31.25 program, priority must be given to American Indian children. American Indian children
 31.26 and other children enrolled in an existing nonpublic school system may be enrolled on a
 31.27 shared time basis in American Indian education programs.

31.28 Sec. 13. Minnesota Statutes 2020, section 124D.81, is amended to read:

31.29 **124D.81 AMERICAN INDIAN EDUCATION AID.**

31.30 Subdivision 1. **Procedures.** A school district, charter school, cooperative unit as defined
 31.31 in section 123A.24, subdivision 2, or American Indian-controlled tribal contract or grant
 31.32 school enrolling at least 20 American Indian students on October 1 of the previous school

32.1 year and operating an American Indian education program according to section 124D.74 is
 32.2 eligible for Indian education aid if it meets the requirements of this section. Programs may
 32.3 provide for contracts for the provision of program components by nonsectarian nonpublic,
 32.4 community, tribal, charter, or alternative schools. The commissioner shall prescribe the
 32.5 form and manner of application for aids, and no aid shall be made for a program not
 32.6 complying with the requirements of sections 124D.71 to 124D.82.

32.7 Subd. 2. **Plans.** To qualify for aid, an eligible district, charter school, cooperative unit
 32.8 as defined in section 123A.24, subdivision 2, or tribal contract school must develop and
 32.9 submit a plan for approval by the Indian education director that shall:

32.10 (a) Identify the measures to be used to meet the requirements of sections 124D.71 to
 32.11 124D.82;

32.12 (b) Identify the activities, methods and programs to meet the identified educational needs
 32.13 of the children to be enrolled in the program;

32.14 (c) Describe how district goals and objectives as well as the objectives of sections
 32.15 124D.71 to 124D.82 are to be achieved;

32.16 (d) Demonstrate that required and elective courses as structured do not have a
 32.17 discriminatory effect within the meaning of section 124D.74, subdivision 5;

32.18 (e) Describe how each school program will be organized, staffed, coordinated, and
 32.19 monitored; and

32.20 (f) Project expenditures for programs under sections 124D.71 to 124D.82.

32.21 Subd. 2a. **American Indian education aid.** (a) The American Indian education aid
 32.22 allowance equals \$358 for fiscal years 2022 and 2023. The American Indian education aid
 32.23 allowance for fiscal year 2024 and later equals the product of \$358 times the ratio of the
 32.24 formula allowance under section 126C.10, subdivision 2, for the current fiscal year to the
 32.25 formula allowance under section 126C.10, subdivision 2, for fiscal year 2023.

32.26 (b) The American Indian education aid minimum equals \$20,000 for fiscal years 2022
 32.27 and 2023. The American Indian education aid minimum for fiscal year 2024 and later equals
 32.28 the product of \$20,000 times the ratio of the formula allowance under section 126C.10,
 32.29 subdivision 2, for the current fiscal year to the formula allowance under section 126C.10,
 32.30 subdivision 2, for fiscal year 2023.

32.31 ~~(a)~~ (c) The American Indian education aid for an eligible district, cooperative unit, or
 32.32 tribal contract school equals the greater of (1) the sum of \$20,000 the American Indian
 32.33 education aid minimum plus the product of \$358 the American Indian education aid

33.1 allowance times the difference between the number of American Indian students enrolled
33.2 on October 1 of the previous school year and 20; or (2) if the district or school received a
33.3 grant under this section for fiscal year 2015, the amount of the grant for fiscal year 2015.

33.4 ~~(b)~~ (d) Notwithstanding paragraph ~~(a)~~ (c), the American Indian education aid must not
33.5 exceed the district, cooperative unit, or tribal contract school's actual expenditure according
33.6 to the approved plan under subdivision 2.

33.7 Subd. 3. **Additional requirements.** Each district or cooperative unit receiving aid under
33.8 this section must each year conduct a count of American Indian children in the schools of
33.9 the district; test for achievement; identify the extent of other educational needs of the children
33.10 to be enrolled in the American Indian education program; and classify the American Indian
33.11 children by grade, level of educational attainment, age and achievement. Participating
33.12 schools must maintain records concerning the needs and achievements of American Indian
33.13 children served.

33.14 Subd. 4. **Nondiscrimination; testing.** In accordance with recognized professional
33.15 standards, all testing and evaluation materials and procedures utilized for the identification,
33.16 testing, assessment, and classification of American Indian children must be selected and
33.17 administered so as not to be racially or culturally discriminatory and must be valid for the
33.18 purpose of identifying, testing, assessing, and classifying American Indian children.

33.19 Subd. 5. **Records.** Participating schools ~~and~~, districts, and cooperative units must keep
33.20 records and afford access to them as the commissioner finds necessary to ensure that
33.21 American Indian education programs are implemented in conformity with sections 124D.71
33.22 to 124D.82. Each school district, cooperative unit, or participating school must keep accurate,
33.23 detailed, and separate revenue and expenditure accounts for pilot American Indian education
33.24 programs funded under this section.

33.25 Subd. 6. **Money from other sources.** A district, cooperative unit, or participating school
33.26 providing American Indian education programs shall be eligible to receive moneys for these
33.27 programs from other government agencies and from private sources when the moneys are
33.28 available.

33.29 Subd. 7. **Exceptions.** Nothing in sections 124D.71 to 124D.82 shall be construed as
33.30 prohibiting a district, cooperative unit, or school from implementing an American Indian
33.31 education program which is not in compliance with sections 124D.71 to 124D.82 if the
33.32 proposal and plan for that program is not funded pursuant to this section.

33.33 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

34.1 **Sec. 14. [124D.901] STUDENT SUPPORT PERSONNEL AID.**

34.2 **Subdivision 1. Definitions.** For the purposes of this section, the following terms have
 34.3 the meanings given:

34.4 (1) "new position" means a student support services personnel full-time or part-time
 34.5 position not under contract by a school district, charter school, or cooperative unit at the
 34.6 start of the 2020-2021 school year; and

34.7 (2) "student support services personnel" means an individual licensed to serve as a school
 34.8 counselor, school psychologist, school social worker, school nurse, or chemical dependency
 34.9 counselor in Minnesota.

34.10 **Subd. 2. Purpose.** The purpose of student support personnel aid is to:

34.11 (1) address shortages of student support services personnel within Minnesota schools;

34.12 (2) decrease caseloads for existing student support services personnel to ensure effective
 34.13 services;

34.14 (3) ensure that students receive effective academic guidance and integrated and
 34.15 comprehensive services to improve prekindergarten through grade 12 school outcomes and
 34.16 career and college readiness;

34.17 (4) ensure that student support services personnel serve within the scope and practice
 34.18 of their training and licensure;

34.19 (5) fully integrate learning supports, instruction, and school management within a
 34.20 comprehensive approach that facilitates interdisciplinary collaboration; and

34.21 (6) improve school safety and school climate to support academic success and career
 34.22 and college readiness.

34.23 **Subd. 3. Aid eligibility and application.** A school district, charter school, intermediate
 34.24 school district, or other cooperative unit is eligible to apply for student support personnel
 34.25 aid under this section. The commissioner must prescribe the form and manner of the
 34.26 application, which must include a plan describing how the aid will be used.

34.27 **Subd. 4. Student support personnel aid.** (a) The initial student support personnel aid
 34.28 for a school district equals the greater of \$22 times the number of pupils enrolled at the
 34.29 district on October 1 of the previous fiscal year or \$35,000. The initial student support
 34.30 personnel aid for a charter school equals \$22 times the number of pupils enrolled at the
 34.31 charter school on October 1 of the previous fiscal year.

35.1 (b) The cooperative student support personnel aid for a school district that is a member
35.2 of an intermediate school district or other cooperative unit that enrolls students equals \$4
35.3 times the number of pupils enrolled at the district on October 1 of the previous fiscal year.
35.4 If a district is a member of more than one cooperative unit that enrolls students, the revenue
35.5 must be allocated among the cooperative units.

35.6 (c) Notwithstanding paragraphs (a) and (b), the student support personnel aid must not
35.7 exceed the district or cooperative unit's actual expenditure according to the approved plan
35.8 under subdivision 3.

35.9 Subd. 5. **Allowed uses; match requirements.** (a) Aid under this section must be used
35.10 to hire new positions for student support services personnel.

35.11 (b) Cooperative student support personnel aid must be transferred to the intermediate
35.12 district or other cooperative unit of which the district is a member and used to hire new
35.13 positions for student support services personnel at the intermediate district or cooperative
35.14 unit.

35.15 (c) If a school district, charter school, or cooperative unit is not able to hire a new full-time
35.16 equivalent position with student support personnel aid, the aid may be used for contracted
35.17 services from individuals licensed to serve as a school counselor, school psychologist, school
35.18 social worker, school nurse, or chemical dependency counselor in Minnesota.

35.19 Subd. 6. **Report required.** By February 1 following any fiscal year in which student
35.20 support personnel aid was received, a school district, charter school, or cooperative unit
35.21 must submit a written report to the commissioner indicating how the new position affected
35.22 two or more of the following measures:

35.23 (1) school climate;

35.24 (2) attendance rates;

35.25 (3) academic achievement;

35.26 (4) career and college readiness; and

35.27 (5) postsecondary completion rates.

35.28 Sec. 15. **APPROPRIATIONS.**

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

36.1 Subd. 2. Achievement and integration aid. For achievement and integration aid under
 36.2 Minnesota Statutes, section 124D.862:

36.3 \$ 80,807,000 2022

36.4 \$ 83,189,000 2023

36.5 The 2022 appropriation includes \$7,912,000 for 2021 and \$72,895,000 for 2022.

36.6 The 2023 appropriation includes \$8,098,000 for 2022 and \$75,091,000 for 2023.

36.7 Subd. 3. Interdistrict desegregation or integration transportation grants. For
 36.8 interdistrict desegregation or integration transportation grants under Minnesota Statutes,
 36.9 section 124D.87:

36.10 \$ 12,290,000 2022

36.11 \$ 14,660,000 2023

36.12 Subd. 4. Literacy incentive aid. For literacy incentive aid under Minnesota Statutes,
 36.13 section 124D.98:

36.14 \$ 45,075,000 2022

36.15 \$ 45,968,000 2023

36.16 The 2022 appropriation includes \$4,463,000 for 2021 and \$40,612,000 for 2022.

36.17 The 2023 appropriation includes \$4,512,000 for 2022 and \$41,456,000 for 2023.

36.18 Subd. 5. Tribal contract school aid. For tribal contract school aid under Minnesota
 36.19 Statutes, section 124D.83:

36.20 \$ 3,000,000 2022

36.21 \$ 3,386,000 2023

36.22 The 2022 appropriation includes \$292,000 for 2021 and \$2,708,000 for 2022.

36.23 The 2023 appropriation includes \$300,000 for 2022 and \$3,086,000 for 2023.

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

36.26 \$ 11,270,000 2022

36.27 \$ 11,758,000 2023

36.28 The 2022 appropriation includes \$1,087,000 for 2021 and \$10,183,000 for 2022.

36.29 The 2023 appropriation includes \$1,131,000 for 2022 and \$10,627,000 for 2023.

37.1 Subd. 7. **ServeMinnesota program.** (a) For funding ServeMinnesota programs under
 37.2 Minnesota Statutes, sections 124D.37 to 124D.45:

37.3 \$ 900,000 2022

37.4 \$ 900,000 2023

37.5 (b) A grantee organization may provide health and child care coverage to the dependents
 37.6 of each participant enrolled in a full-time ServeMinnesota program to the extent such
 37.7 coverage is not otherwise available. Any balance in the first year does not cancel but is
 37.8 available in the second year.

37.9 Subd. 8. **Early childhood literacy programs.** (a) For early childhood literacy programs
 37.10 under Minnesota Statutes, section 119A.50, subdivision 3:

37.11 \$ 7,950,000 2022

37.12 \$ 7,950,000 2023

37.13 (b) Up to \$7,950,000 each year is for leveraging federal and private funding to support
 37.14 AmeriCorps members serving in the Minnesota reading corps program established by
 37.15 ServeMinnesota, including costs associated with training and teaching early literacy skills
 37.16 to children ages three through grade 3 and evaluating the impact of the program under
 37.17 Minnesota Statutes, sections 124D.38, subdivision 2, and 124D.42, subdivision 6.

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

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

37.21 \$ 500,000 2022

37.22 \$ 500,000 2023

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

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

37.25 \$ 768,000 2022

37.26 \$ 768,000 2023

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

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

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

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

38.3 (f) \$185,000 each year is for student organizations serving family and consumer science
 38.4 occupations (FCCLA). Notwithstanding Minnesota Rules, part 3505.1000, subparts 28 and
 38.5 31, the student organizations serving FCCLA shall continue to serve students younger than
 38.6 grade 9.

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

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

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

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

38.13 \$ 460,000 2022

38.14 \$ 460,000 2023

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

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

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

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

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

38.21 Subd. 12. **Starbase MN.** (a) For a grant to Starbase MN for a rigorous science,
 38.22 technology, engineering, and math (STEM) program providing students in grades 4 through
 38.23 6 with a multisensory learning experience and a hands-on curriculum in an aerospace
 38.24 environment using state-of-the-art technology:

38.25 \$ 500,000 2022

38.26 \$ 500,000 2023

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

38.28 Subd. 13. **Recovery program grants.** (a) For recovery program grants under Minnesota
 38.29 Statutes, section 124D.695:

38.30 \$ 750,000 2022

38.31 \$ 750,000 2023

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

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

39.5 \$ 200,000 2022

39.6 \$ 200,000 2023

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

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

39.16 Subd. 15. **Charter school building lease aid.** For building lease aid under Minnesota
39.17 Statutes, section 124E.22:

39.18 \$ 93,941,000 2022

39.19 \$ 99,963,000 2023

39.20 The 2022 appropriation includes \$8,806,000 for 2021 and \$85,135,000 for 2022.

39.21 The 2023 appropriation includes \$9,458,000 for 2022 and \$90,505,000 for 2023.

39.22 Subd. 16. **Statewide testing and reporting system.** (a) For the statewide testing and
39.23 reporting system under Minnesota Statutes, section 120B.30:

39.24 \$ 9,692,000 2022

39.25 \$ 9,692,000 2023

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

39.27 (c) The base in 2024 and 2025 is \$10,892,000 per year.

39.28 Subd. 17. **Examination fees; teacher training and support programs.** (a) For students'
39.29 advanced placement and international baccalaureate examination fees under Minnesota
39.30 Statutes, section 120B.13, subdivision 3, and the training and related costs for teachers and
39.31 other interested educators under Minnesota Statutes, section 120B.13, subdivision 1:

40.1 \$ 4,500,000 2022

40.2 \$ 4,500,000 2023

40.3 (b) The advanced placement program shall receive 75 percent of the appropriation each
 40.4 year and the international baccalaureate program shall receive 25 percent of the appropriation
 40.5 each year. The department, in consultation with representatives of the advanced placement
 40.6 and international baccalaureate programs selected by the Advanced Placement Advisory
 40.7 Council and International Baccalaureate Minnesota, respectively, shall determine the amounts
 40.8 of the expenditures each year for examination fees and training and support programs for
 40.9 each program.

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

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

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

40.21 Subd. 18. **Grants to increase science, technology, engineering, and math course**
 40.22 **offerings.** (a) For grants to schools to encourage low-income and other underserved students
 40.23 to participate in advanced placement and international baccalaureate programs according
 40.24 to Minnesota Statutes, section 120B.132:

40.25 \$ 250,000 2022

40.26 \$ 250,000 2023

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

40.28 Subd. 19. **Rural career and technical education consortium.** (a) For rural career and
 40.29 technical education consortium grants:

40.30 \$ 3,000,000 2022

40.31 \$ 3,000,000 2023

40.32 (b) If the appropriation in the first year is insufficient, the 2023 appropriation is available.

41.1 Subd. 20. **Concurrent enrollment aid.** (a) For concurrent enrollment aid under
 41.2 Minnesota Statutes, section 124D.091:

41.3 \$ 4,000,000 2022

41.4 \$ 4,000,000 2023

41.5 (b) If the appropriation is insufficient, the commissioner must proportionately reduce
 41.6 the aid payment to each school district.

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

41.8 Subd. 21. **P-TECH schools.** (a) For P-TECH support grants under Minnesota Statutes,
 41.9 section 124D.093, subdivision 5:

41.10 \$ 791,000 2022

41.11 \$ 791,000 2023

41.12 (b) The amounts in this subdivision are for grants to a public-private partnership that
 41.13 includes Independent School District No. 535, Rochester.

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

41.15 Subd. 22. **College entrance examination reimbursement.** (a) To reimburse districts
 41.16 for students who qualify under Minnesota Statutes, section 120B.30, subdivision 1, paragraph
 41.17 (e), for payment of their college entrance examination fee:

41.18 \$ 1,011,000 2022

41.19 \$ 1,011,000 2023

41.20 (b) The commissioner must reimburse school districts for the costs for free or
 41.21 reduced-price meal eligible students who take the ACT or SAT test under Minnesota Statutes,
 41.22 section 120B.30, subdivision 1.

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

41.24 Subd. 23. **Minnesota Independence College and Community.** (a) For transfer to the
 41.25 Office of Higher Education for grants to Minnesota Independence College and Community
 41.26 for tuition reduction and institutional support:

41.27 \$ 625,000 2022

41.28 \$ 625,000 2023

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

41.30 Subd. 24. **Multi-tiered systems of support.** (a) For the Minnesota Department of
 41.31 Education to support schools in reinforcing systemic approaches to meet the needs of

42.1 individual students and ensure effective implementation of multi-tiered systems of support
42.2 in the areas of academics, social and emotional learning, and physical health services:

42.3 \$ 5,000,000 2022

42.4 \$ 5,000,000 2023

42.5 (b) Of this amount, \$3,200,000 is for regional centers of excellence under the Minnesota
42.6 service cooperatives to fund staff to support the implementation of multi-tiered systems of
42.7 support, ensuring research-validated models are supported for prekindergarten through
42.8 grade 12 in school districts and charter schools.

42.9 (c) Of this amount, \$1,800,000 is reserved for grants to school districts and charter
42.10 schools to partner with community-based organizations and programs.

42.11 (d) Grant funds must be used for implementation of evidence-based policies, procedures,
42.12 and practices within the multi-tiered systems of support prioritizing before and after school
42.13 programming for historically underserved students and access to mental health services for
42.14 students.

42.15 (e) Eligible grantees include school districts, charter schools, intermediate school districts,
42.16 and cooperative units as defined in Minnesota Statutes, section 123A.24, subdivision 2.

42.17 (f) Up to five percent of this appropriation is available for program and grant
42.18 administration.

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

42.20 Subd. 25. **Student support personnel aid.** (a) For aid to support schools in addressing
42.21 students' social, emotional, and physical health under Minnesota Statutes, section 124D.901:

42.22 \$ 18,712,000 2022

42.23 \$ 23,152,000 2023

42.24 (b) The 2023 appropriation includes \$2,079,000 for 2022 and \$21,073,000 for 2023.

42.25 Subd. 26. **Student support personnel.** (a) For developing a student support personnel
42.26 workforce pipeline focused on workforce development strategies to increase providers of
42.27 color and Indigenous providers, professional re-specialization, recruitment, and retention;
42.28 to increase the number of student support personnel providing school-based services; and
42.29 to provide a school health services support position at the Department of Education:

42.30 \$ 2,550,000 2022

42.31 \$ 2,550,000 2023

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

43.1 Subd. 27. Full-service community schools. (a) For the full-service community schools
 43.2 grant program as outlined in Minnesota Statutes, section 124D.231:

43.3 \$ 5,000,000 2022

43.4 \$ 5,000,000 2023

43.5 (b) Up to five percent of this appropriation is available for program and grant
 43.6 administration.

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

43.8 Subd. 28. Indigenous education for all. (a) For the implementation of indigenous
 43.9 education for all legislation based on the standards and benchmarks in place with the
 43.10 contributions of Minnesota's Tribal Nations and communities under Minnesota Statutes,
 43.11 section 120B.17:

43.12 \$ 887,000 2022

43.13 \$ 437,000 2023

43.14 (b) Of this amount, \$450,000 in 2022 is for onetime competitive grants to provide
 43.15 curricular resources to schools.

43.16 (c) Of this amount, \$150,000 annually is for a grant to the Tribal Nations Education
 43.17 Committee.

43.18 (d) Of this amount, \$287,000 annually is for department administration and
 43.19 implementation of the standards.

43.20 Subd. 29. Expand rigorous coursework for black students, indigenous students,
 43.21 students of color, and students in greater Minnesota. (a) For grants to expand rigorous
 43.22 coursework primarily for but not limited to disadvantaged and underrepresented students
 43.23 and students in greater Minnesota, such as through advanced placement courses, international
 43.24 baccalaureate programs, career and technical education, and concurrent enrollment courses:

43.25 \$ 5,000,000 2022

43.26 \$ 5,000,000 2023

43.27 (b) Of this amount, \$1,800,000 is for grants to districts and charter schools for regional
 43.28 partnerships and statewide programs in order to support professional development and
 43.29 incentives for high school teachers to develop and expand course offerings approved by the
 43.30 state. Compensation for teachers to teach courses beyond the contract day or year is an
 43.31 allowable expenditure. Funds may supplement, but not replace, current state and federal
 43.32 program funds. Grants shall be awarded in an amount up to \$50,000.

44.1 (c) \$3,200,000 is for 50-50 matching grants to school districts and charter schools to
 44.2 support rigorous course expansion and statewide career and technical education program
 44.3 quality improvements. The department shall provide technical support and guidance. Funds
 44.4 may supplement, but not replace, current state and federal program funds. Grants shall be
 44.5 awarded in an amount up to \$100,000.

44.6 (d) Eligible grantees include school districts, charter schools, intermediate school districts,
 44.7 and cooperative units as defined in Minnesota Statutes, section 123A.24, subdivision 2.

44.8 (e) At least 50 percent of the funds in this subdivision must be appropriated to grant
 44.9 recipients in greater Minnesota.

44.10 (f) Up to five percent of this appropriation is available for program and grant
 44.11 administration.

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

44.13 **ARTICLE 3**

44.14 **TEACHERS**

44.15 Section 1. Minnesota Statutes 2020, section 122A.63, subdivision 6, is amended to read:

44.16 Subd. 6. ~~Eligibility for scholarships~~ **Eligible students.** (a) ~~The following American~~
 44.17 ~~Indian people are eligible for scholarships~~ An eligible student is a person who:

44.18 (1) ~~a student having~~ has origins in any of the original peoples of North America and
 44.19 ~~maintaining~~ maintains cultural identification through tribal affiliation or community
 44.20 recognition; and

44.21 (2) is: (i) a student, including a teacher aide employed by a district receiving a joint grant
 44.22 or their contracted partner school, who intends to become a teacher or ~~who~~ is interested in
 44.23 the field of education, and ~~who is~~ enrolled in a postsecondary institution ~~or their contracted~~
 44.24 ~~partner institutions receiving a joint grant;~~ (ii) a licensed employee of a district receiving
 44.25 a joint grant or a contracted partner institution, who is enrolled in a master of education
 44.26 program; ~~and~~ (iii) a student who, after applying for federal and state financial aid and
 44.27 an American Indian scholarship according to section 136A.126, has financial needs that
 44.28 remain unmet. Financial need must be determined according to the congressional
 44.29 methodology for needs determination or as otherwise set in federal law.

44.30 (b) Priority must be given first to a student eligible students ~~who is~~ are tribally enrolled
 44.31 in a federally or state recognized tribe and then to first- and second-generation descendants.

45.1 Sec. 2. Minnesota Statutes 2020, section 122A.63, subdivision 9, is amended to read:

45.2 Subd. 9. **Eligible programming.** (a) The grantee institutions ~~and their contracted partner~~
45.3 ~~institutions~~ may provide scholarships to eligible students progressing toward educational
45.4 goals in any area of teacher licensure, including an associate's, bachelor's, master's, or
45.5 doctoral degree in the following:

45.6 (1) any educational certification necessary for employment;

45.7 (2) early childhood family education or prekindergarten licensure;

45.8 (3) elementary and secondary education;

45.9 (4) school administration; or

45.10 (5) any educational program that provides services to American Indian students in
45.11 prekindergarten through grade 12.

45.12 (b) Scholarships may be used to cover an eligible student's cost of attendance under
45.13 section 136A.126, subdivision 3.

45.14 ~~(b)~~ (c) For purposes of recruitment, the grantees or their contracted partner institutions
45.15 must agree to work with their respective organizations to hire an American Indian work-study
45.16 student or other American Indian staff to conduct initial information queries and to contact
45.17 persons working in schools to provide programming regarding education professions to
45.18 high school students who may be interested in education as a profession.

45.19 ~~(c)~~ (d) At least 80 percent of the grants awarded under this section must be used for
45.20 student scholarships. No more than 20 percent of the grants awarded under this section may
45.21 be used for recruitment or administration of the student scholarships.

45.22 Sec. 3. [122A.685] GROW YOUR OWN PROGRAMS.

45.23 Subdivision 1. Establishment. The commissioner of education must award grants for
45.24 the three types of Grow Your Own programs established under this section in order to
45.25 develop a teaching workforce that more closely reflects the state's increasingly diverse
45.26 student population and ensure all students have equitable access to effective and diverse
45.27 teachers.

45.28 Subd. 2. Definitions. (a) For purposes of this section, the following terms have the
45.29 meanings given.

45.30 (b) "Eligible district" means a school district, charter school, or cooperative unit under
45.31 section 123A.24, subdivision 2.

46.1 (c) "Grow Your Own program" means a program established by an eligible district in
46.2 partnership with a Professional Educator Licensing and Standards Board-approved teacher
46.3 preparation program provider, or by a Head Start program under section 119A.50, to provide
46.4 a pathway for candidates to enter the teaching profession and teach at any level from early
46.5 childhood to secondary school.

46.6 (d) "Residency program" means a Professional Educator Licensing and Standards
46.7 Board-approved teacher preparation program established by an eligible district and a
46.8 board-approved teacher preparation program provider that uses a cohort-based model and
46.9 includes a yearlong clinical experience integrating coursework and student teaching.

46.10 (e) "Resident" means a teacher candidate participating in a residency program.

46.11 Subd. 3. **Grants to residency programs.** (a) An eligible district may apply for grants
46.12 to develop, maintain, or expand effective residency programs. A residency program must
46.13 pair a resident with a teacher of record who must hold a Tier 3 or 4 license. The residency
46.14 program must provide the teacher of record with ongoing professional development in
46.15 co-teaching, mentoring, and coaching skills and must ensure that the resident and teacher
46.16 of record co-teach and participate in required teacher professional development activities
46.17 for at least 80 percent of the contracted week for a full academic year.

46.18 (b) A grant recipient must use at least 80 percent of grant funds to provide tuition
46.19 scholarships or stipends to enable employees or community members who are of color or
46.20 American Indian and seeking a teaching license to participate in a residency program. A
46.21 grant recipient may request permission from the commissioner to use the remaining grant
46.22 funds to provide tuition scholarships to employees who are not persons of color or American
46.23 Indian and who seek to teach in a licensure area in which the eligible district has a shortage
46.24 of Tier 3 or 4 licensed teachers.

46.25 (c) An eligible district using grant funds under this subdivision to provide financial
46.26 support to teacher candidates may require a commitment from a candidate to teach in the
46.27 eligible district for a reasonable amount of time not to exceed five years.

46.28 Subd. 4. **Grants for programs serving adults.** (a) An eligible district or Head Start
46.29 program under section 119A.50 may apply for grants to provide financial assistance,
46.30 mentoring, and other experiences to support persons of color or American Indian persons
46.31 to become licensed teachers or preschool teachers.

46.32 (b) An eligible district or Head Start program must use grant funds awarded under this
46.33 subdivision for:

47.1 (1) tuition scholarships or stipends to eligible Tier 2 licensed teachers, education
47.2 assistants, cultural liaisons, or other nonlicensed employees who are of color or American
47.3 Indian and are enrolled in undergraduate or graduate-level coursework that is part of a
47.4 board-approved teacher preparation program leading to a Tier 3 teacher license;

47.5 (2) developing and implementing pathway programs with local community-based
47.6 organizations led by and for communities of color or American Indian communities that
47.7 provide stipends or tuition scholarships to parents and community members who are of
47.8 color or American Indian to change careers and obtain a Tier 3 license or other credential
47.9 needed to teach in a Head Start program; or

47.10 (3) collaborating with a board-approved teacher preparation program provided by a
47.11 postsecondary institution to develop and implement innovative teacher preparation programs
47.12 that lead to Tier 2 or Tier 3 licensure, involve more intensive and extensive clinical
47.13 experiences with more professional coaching or mentorship than are typically required in
47.14 traditional college or university campus-based teacher preparation programs, provide
47.15 candidates with support that is responsive to the unique needs of candidates who are of
47.16 color or American Indian, and have more than half of their candidates identify as persons
47.17 of color or American Indian.

47.18 (c) An eligible district or Head Start program providing financial assistance to individuals
47.19 under this subdivision may require a commitment from candidates to teach in the eligible
47.20 school or Head Start program for a reasonable amount of time not to exceed five years.

47.21 Subd. 5. **Grants for programs serving secondary school students.** (a) In addition to
47.22 grants for developing and offering dual-credit postsecondary course options in schools for
47.23 "Introduction to Teaching" or "Introduction to Education" courses under section 124D.09,
47.24 subdivision 10, an eligible district may apply for grants under this section to offer other
47.25 innovative programs that encourage secondary school students, especially students of color
47.26 and American Indian students, to pursue teaching. To be eligible for a grant under this
47.27 subdivision, an eligible district must ensure that the aggregate percentage of secondary
47.28 school students of color and American Indian students participating in the program is equal
47.29 to or greater than the aggregate percentage of students of color and American Indian students
47.30 in the school district or charter school.

47.31 (b) A grant recipient must use grant funds awarded under this subdivision for:

47.32 (1) supporting future teacher clubs or service-learning opportunities that provide middle
47.33 and high school students who are of color or American Indian to have experiential learning

48.1 supporting the success of younger students or peers and to increase students' interest in
48.2 pursuing a teaching career;

48.3 (2) providing direct support, including wraparound services, for students who are of
48.4 color or American Indian to enroll and be successful in postsecondary enrollment options
48.5 courses under section 124D.09 that would meet degree requirements for teacher licensure;
48.6 or

48.7 (3) offering scholarships to graduating high school students who are of color or American
48.8 Indian to enroll in board-approved undergraduate teacher preparation programs at a college
48.9 or university in Minnesota.

48.10 Subd. 6. **Grant procedure.** (a) An eligible district or Head Start program must apply
48.11 for a grant under this section in the form and manner specified by the commissioner. The
48.12 commissioner must give priority to eligible districts or Head Start programs with the highest
48.13 total number or percentage of students who are of color or American Indian.

48.14 (b) For the 2022-2023 school year and later, grant applications for new and existing
48.15 programs must be received by the commissioner no later than January 15 of the year prior
48.16 to the school year in which the grant will be used. The commissioner must review all
48.17 applications and notify grant recipients by March 15 or as soon as practicable of the
48.18 anticipated amount to be awarded. If the commissioner determines that sufficient funding
48.19 is unavailable for the grants, the commissioner must notify grant applicants by June 30 or
48.20 as soon as practicable that there are insufficient funds.

48.21 (c) Grant recipients may apply to use grant money over a period of up to 60 months.

48.22 Subd. 7. **Account established.** A Grow Your Own account is established in the special
48.23 revenue fund. Funds appropriated to the department under this section must be transferred
48.24 into the Grow Your Own account in the special revenue fund. Money deposited in the
48.25 account is appropriated to the commissioner, does not cancel, and is available until expended.

48.26 Subd. 8. **Report.** Grant recipients must annually report to the commissioner in the form
48.27 and manner determined by the commissioner on their activities under this section, including
48.28 the number of participants, the percentage of participants who are of color or American
48.29 Indian, and an assessment of program effectiveness, including participant feedback, areas
48.30 for improvement, the percentage of participants continuing to pursue teacher licensure, and
48.31 where applicable, the number of participants hired in the school or district as teachers after
48.32 completing preparation programs. The commissioner must publish a report for the public
48.33 that summarizes the activities and outcomes of grant recipients and what was done to promote
48.34 sharing of effective practices among grant recipients and potential grant applicants.

49.1 **EFFECTIVE DATE.** This section is effective July 1, 2021.

49.2 Sec. 4. **APPROPRIATIONS.**

49.3 Subdivision 1. **Department of Education.** The sums indicated in this section are
49.4 appropriated from the general fund to the commissioner of education for the fiscal years
49.5 designated.

49.6 Subd. 2. **Statewide concurrent enrollment teacher training program.** (a) For the
49.7 Northwest Regional Partnership concurrent enrollment program and the statewide concurrent
49.8 enrollment teacher training program under Laws 2016, chapter 189, article 25, section 58,
49.9 as amended by Laws 2017, First Special Session chapter 5, article 2, section 48:

49.10 \$ 375,000 2022

49.11 \$ 375,000 2023

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

49.13 Subd. 3. **Grow Your Own.** (a) For grants to school districts for Grow Your Own new
49.14 teacher programs:

49.15 \$ 3,500,000 2022

49.16 \$ 3,500,000 2023

49.17 (b) The department may retain up to three percent of the appropriation amount to monitor
49.18 and administer the grant program.

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

49.20 (d) This appropriation is subject to the requirements under Minnesota Statutes, section
49.21 122A.685.

49.22 Subd. 4. **Educator career pathway.** (a) For grants to districts and charter schools to
49.23 encourage middle and high school students to become educators by creating new educator
49.24 career pathway program components in high schools and postsecondary institutions that
49.25 are primarily focused on but are not limited to disadvantaged and underrepresented
49.26 populations:

49.27 \$ 4,000,000 2022

49.28 \$ 4,000,000 2023

49.29 (b) Of this amount, \$1,965,000 is to establish grants to districts and charter schools to
49.30 establish educator career pathway program cohorts of high school students. Grant funds
49.31 must be used for the following purposes:

50.1 (1) to develop mentorship and support programs in a cohort-based pathway toward
 50.2 becoming a licensed teacher;

50.3 (2) to recruit and retain participants;

50.4 (3) to provide experiential learning opportunities including job shadowing,
 50.5 apprenticeships, tutoring, and paid work-based learning in the classroom; or

50.6 (4) for tuition, fees, and materials for prospective educators enrolled in the postsecondary
 50.7 coursework required to become a licensed teacher in the state of Minnesota. Grantees are
 50.8 encouraged to create partnerships with institutions of higher education.

50.9 (c) \$765,000 is for districts and charter schools to establish tuition incentives for high
 50.10 school teachers to obtain credentials for teaching concurrent enrollment courses. Grant
 50.11 applications will be evaluated in part based on the need for educators qualified to teach
 50.12 concurrent enrollment courses.

50.13 (d) \$765,000 is to establish matching funds to school districts and charter schools for
 50.14 the development of an educator internship pilot program. Grant funds may be used to develop
 50.15 programming and compensate teachers, mentors, teacher candidates, student teachers, and
 50.16 educator interns. Grantees are encouraged to create partnerships with institutions of higher
 50.17 education.

50.18 (e) Eligible grantees include school districts, charter schools, intermediate school districts,
 50.19 and cooperative units as defined in section 123A.24, subdivision 2.

50.20 (f) The department may retain up to five percent of the appropriation amount to monitor
 50.21 and administer the grant program.

50.22 (g) \$305,000 is to support data analysis to track research outcomes and effective practices
 50.23 in supporting educators.

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

50.25 Subd. 5. **Equity diversity and inclusion anti-bias professional development.** (a) For
 50.26 grants to districts and charter schools to implement professional development for staff
 50.27 focused on anti-bias instructional practices:

50.28 § 4,000,000 2022

50.29 (b) The department must develop tools and programs on anti-bias instructional practices.

50.30 (c) Eligible grantees include school districts, charter schools, intermediate school districts,
 50.31 and cooperative units as defined in section 123A.24, subdivision 2.

51.1 (d) The department may retain up to five percent of the appropriation to administer the
 51.2 program and grants.

51.3 (e) This is a onetime appropriation.

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

51.5 **Subd. 6. Equity diversity and inclusion trauma-informed grants.** (a) For grants to
 51.6 districts and charter schools to implement professional development for staff focused on
 51.7 trauma-informed practices:

51.8 § 4,000,000 2022

51.9 (b) The department must develop best practices and other resources for trauma-informed
 51.10 practices.

51.11 (c) Eligible grantees include school districts, charter schools, intermediate school districts,
 51.12 and cooperative units as defined in section 123A.24, subdivision 2.

51.13 (d) The department may retain up to five percent of the appropriation for the
 51.14 administration of the program and grants.

51.15 (e) This is a onetime appropriation.

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

51.17 **Subd. 7. Statewide teacher mentor program.** (a) For grants to Minnesota regional
 51.18 partners to provide mentoring supports for new teachers as well as on-the-ground training,
 51.19 technical assistance, and networks of practice for local new teachers, school districts, and
 51.20 charter schools to implement Minnesota's induction model. Eligible grantees include but
 51.21 are not limited to institutions of higher education, service cooperatives, district and charter
 51.22 collaboratives, and professional organizations experienced in teacher mentoring and other
 51.23 objectives of this grant program:

51.24 § 5,000,000 2022

51.25 § 5,000,000 2023

51.26 (b) Of this amount, \$250,000 is for contracts with national content experts and research
 51.27 collaboratives to assist in developing Minnesota's induction model and to evaluate the
 51.28 program over time.

51.29 (c) Up to five percent of this appropriation is available for program and grant
 51.30 administration.

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

52.1 Subd. 8. Early childhood tribal education and engagement grants. (a) For grants to
 52.2 the 11 Tribal Nations located in Minnesota to provide programming and services for parents
 52.3 and children who are enrolled or eligible for enrollment in a federally recognized tribe.
 52.4 Admission may not be limited to those enrolled or eligible for enrollment in a federally
 52.5 recognized tribe:

52.6 \$ 3,300,000 2022

52.7 \$ 3,300,000 2023

52.8 (b) Grant funds must be used to support programming and services in one or more of
 52.9 three focus areas:

52.10 (1) implementing strategies to support comprehensive, authentic family engagement
 52.11 and education;

52.12 (2) implementing strategies to increase language and literacy outcomes through language
 52.13 revitalization efforts; or

52.14 (3) implementing strategies supporting the recruitment and retention of prospective
 52.15 American Indian teachers and enhancing the practice of current American Indian teachers
 52.16 and adults who work in Tribal communities through deep pedagogical professional
 52.17 development.

52.18 (c) Each Tribal Nation may apply to the department for grants of up to \$100,000 per
 52.19 focus area for a maximum amount of \$285,000. Each Tribal Nation grant recipient must
 52.20 submit an annual proposal to the commissioner that outlines specific strategies for providing
 52.21 early childhood family engagement and education programs and outreach.

52.22 (d) The department will provide technical assistance to the grant recipients by designing,
 52.23 in collaboration with the Tribal nations, guidance that includes potential strategies and
 52.24 examples of comprehensive, coherent approaches.

52.25 (e) Each tribe awarded a grant will submit an annual report to the commissioner on July
 52.26 1 on the numbers of families and children participating and measurable outcomes on
 52.27 engagement, language revitalization, and supporting American Indian teachers in Tribal
 52.28 communities.

52.29 (f) Up to five percent is reserved to the department for program and grant administration.

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

52.31 Subd. 9. Tribal relations training. (a) For grants to school districts and charter schools
 52.32 to provide tribal relations training to school leaders:

53.1 \$ 250,000 2022

53.2 \$ 250,000 2023

53.3 (b) Eligible grantees include school districts, charter schools, intermediate school districts,
53.4 and cooperative units as defined in section 123A.24, subdivision 2.

53.5 (c) Up to five percent of this amount is available to the department for grant and program
53.6 administration costs.

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

53.8 Subd. 10. **Nonexclusionary discipline.** (a) For grants to school districts and charter
53.9 schools to provide training for school staff on nonexclusionary disciplinary practices:

53.10 \$ 1,250,000 2022

53.11 \$ 1,250,000 2023

53.12 (b) Up to \$475,000 is to develop training and to work with schools to train staff on
53.13 nonexclusionary disciplinary practices that maintain the respect, trust, and attention of
53.14 students and help keep students in classrooms. These funds may also be used for grant
53.15 administration.

53.16 (c) Eligible grantees include school districts, charter schools, intermediate school districts,
53.17 and cooperative units as defined in section 123A.24, subdivision 2.

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

53.19 Subd. 11. **Expanded concurrent enrollment grants.** (a) For grants to institutions
53.20 offering "Introduction to Teaching" or "Introduction to Education" college in the schools
53.21 courses under Minnesota Statutes, section 124D.09, subdivision 10, paragraph (b):

53.22 \$ 375,000 2022

53.23 \$ 375,000 2023

53.24 (b) The department may retain up to five percent of the appropriation amount to monitor
53.25 and administer the grant program.

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

53.27 Subd. 12. **Alternative teacher compensation aid.** (a) For alternative teacher
53.28 compensation aid under Minnesota Statutes, section 122A.415, subdivision 4:

53.29 \$ 88,942,000 2022

53.30 \$ 88,889,000 2023

53.31 (b) The 2022 appropriation includes \$8,877,000 for 2021 and \$80,065,000 for 2022.

54.1 (c) The 2023 appropriation includes \$8,896,000 for 2022 and \$79,993,000 for 2023.

54.2 Subd. 13. **Agricultural educator grants.** (a) For agricultural educator grants under
54.3 Laws 2017, First Special Session chapter 5, article 2, section 51:

54.4 \$ 250,000 2022

54.5 \$ 250,000 2023

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

54.7 Subd. 14. **American Indian teacher preparation grants.** (a) For joint grants to assist
54.8 people who are American Indian to become teachers under Minnesota Statutes, section
54.9 122A.63:

54.10 \$ 460,000 2022

54.11 \$ 460,000 2023

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

54.13 **ARTICLE 4**

54.14 **SPECIAL EDUCATION**

54.15 Section 1. Minnesota Statutes 2020, section 125A.76, subdivision 2e, is amended to read:

54.16 Subd. 2e. **Cross subsidy reduction aid.** (a) A school district's annual cross subsidy
54.17 reduction aid equals the school district's initial special education cross subsidy for the
54.18 previous fiscal year times the cross subsidy aid factor for that fiscal year.

54.19 (b) The cross subsidy aid factor equals ~~2.6 percent for fiscal year 2020 and~~ 6.43 percent
54.20 for fiscal year 2021 ~~and later.~~ The cross subsidy aid factor equals 9.33 percent for fiscal
54.21 year 2022 and 12.11 percent for fiscal year 2023 and later.

54.22 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

54.23 Sec. 2. **APPROPRIATIONS.**

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

54.27 Subd. 2. **Special education; regular.** For special education aid under Minnesota Statutes,
54.28 section 125A.75:

54.29 \$ 1,868,619,000 2022

54.30 \$ 2,024,777,000 2023

55.1 The 2022 appropriation includes \$216,961,000 for 2021 and \$1,651,658,000 for 2022.

55.2 The 2023 appropriation includes \$232,504,000 for 2022 and \$1,792,273,000 for 2023.

55.3 Subd. 3. **Aid for children with disabilities.** For aid under Minnesota Statutes, section
 55.4 125A.75, subdivision 3, for children with disabilities placed in residential facilities within
 55.5 the district boundaries for whom no district of residence can be determined:

55.6 \$ 1,818,000 2022

55.7 \$ 2,010,000 2023

55.8 If the appropriation for either year is insufficient, the appropriation for the other year is
 55.9 available.

55.10 Subd. 4. **Travel for home-based services.** For aid for teacher travel for home-based
 55.11 services under Minnesota Statutes, section 125A.75, subdivision 1:

55.12 \$ 489,000 2022

55.13 \$ 512,000 2023

55.14 The 2022 appropriation includes \$47,000 for 2021 and \$442,000 for 2022.

55.15 The 2023 appropriation includes \$49,000 for 2022 and \$463,000 for 2023.

55.16 Subd. 5. **Court-placed special education revenue.** For reimbursing serving school
 55.17 districts for unreimbursed eligible expenditures attributable to children placed in the serving
 55.18 school district by court action under Minnesota Statutes, section 125A.79, subdivision 4:

55.19 \$ 24,000 2022

55.20 \$ 25,000 2023

55.21 Subd. 6. **Special education out-of-state tuition.** For special education out-of-state
 55.22 tuition under Minnesota Statutes, section 125A.79, subdivision 8:

55.23 \$ 250,000 2022

55.24 \$ 250,000 2023

55.25 **ARTICLE 5**

55.26 **FACILITIES**

55.27 Section 1. Minnesota Statutes 2020, section 123B.53, subdivision 4, is amended to read:

55.28 Subd. 4. **Debt service equalization revenue.** (a) For fiscal years 2021 and 2022, the
 55.29 debt service equalization revenue of a district equals the sum of the first tier debt service
 55.30 equalization revenue and the second tier debt service equalization revenue. For fiscal year
 55.31 2023 and later, the debt service equalization revenue of a district equals the greater of zero

56.1 or the eligible debt service revenue minus the amount raised by a levy of 15.74 percent
 56.2 times the adjusted net tax capacity of the district.

56.3 (b) For fiscal years 2021 and 2022, the first tier debt service equalization revenue of a
 56.4 district equals the greater of zero or the eligible debt service revenue minus the amount
 56.5 raised by a levy of 15.74 percent times the adjusted net tax capacity of the district minus
 56.6 the second tier debt service equalization revenue of the district.

56.7 (c) For fiscal years 2021 and 2022, the second tier debt service equalization revenue of
 56.8 a district equals the greater of zero or the eligible debt service revenue, minus the amount
 56.9 raised by a levy of 26.24 percent times the adjusted net tax capacity of the district.

56.10 (d) For fiscal years 2021 and 2022, notwithstanding paragraphs (b) and (c), for a district
 56.11 with a capital loan under sections 126C.60 to 126C.72, the first tier debt equalization revenue
 56.12 equals zero, and the second tier debt equalization revenue equals the portion of the district's
 56.13 eligible debt service levy under subdivision 2 in excess of the district's maximum effort
 56.14 debt service levy under section 126C.63, subdivision 8. For fiscal year 2023 and later, for
 56.15 a district with a capital loan under sections 126C.60 to 126C.72, the debt equalization
 56.16 revenue equals the portion of the district's eligible debt service levy under subdivision 2 in
 56.17 excess of the district's maximum effort debt service levy under section 126C.63, subdivision
 56.18 8.

56.19 Sec. 2. Minnesota Statutes 2020, section 123B.53, subdivision 5, is amended to read:

56.20 **Subd. 5. Equalized debt service levy.** (a) For fiscal years 2021 and 2022, the equalized
 56.21 debt service levy of a district equals the sum of the first tier equalized debt service levy and
 56.22 the second tier equalized debt service levy. For fiscal year 2023 and later, a district's equalized
 56.23 debt service levy equals the district's debt service equalization revenue times the lesser of
 56.24 one or the ratio of:

56.25 (1) the quotient derived by dividing the adjusted net tax capacity of the district for the
 56.26 year before the year the levy is certified by the adjusted pupil units in the district for the
 56.27 school year ending in the year prior to the year the levy is certified; to

56.28 (2) 100 percent of the initial equalizing factor.

56.29 (b) For fiscal years 2021 and 2022, a district's first tier equalized debt service levy equals
 56.30 the district's first tier debt service equalization revenue times the lesser of one or the ratio
 56.31 of:

57.1 (1) the quotient derived by dividing the adjusted net tax capacity of the district for the
 57.2 year before the year the levy is certified by the adjusted pupil units in the district for the
 57.3 school year ending in the year prior to the year the levy is certified; to

57.4 (2) ~~\$3,400 in fiscal year 2016, \$4,430 in fiscal year 2017, and~~ The greater of \$4,430 or
 57.5 55.33 percent of the initial equalizing factor ~~in fiscal year 2018 and later.~~

57.6 (c) For fiscal years 2021 and 2022, a district's second tier equalized debt service levy
 57.7 equals the district's second tier debt service equalization revenue times the lesser of one or
 57.8 the ratio of:

57.9 (1) the quotient derived by dividing the adjusted net tax capacity of the district for the
 57.10 year before the year the levy is certified by the adjusted pupil units in the district for the
 57.11 school year ending in the year prior to the year the levy is certified; to

57.12 (2) ~~\$8,000 in fiscal years 2016 and 2017, and~~ The greater of \$8,000 or 100 percent of
 57.13 the initial equalizing factor ~~in fiscal year 2018 and later.~~

57.14 (d) For the purposes of this subdivision, the initial equalizing factor equals the quotient
 57.15 derived by dividing the total adjusted net tax capacity of all school districts in the state for
 57.16 the year before the year the levy is certified by the total number of adjusted pupil units in
 57.17 all school districts in the state in the year before the year the levy is certified.

57.18 Sec. 3. Minnesota Statutes 2020, section 123B.53, subdivision 6, is amended to read:

57.19 Subd. 6. **Debt service equalization aid.** (a) For fiscal years 2021 and 2022, a district's
 57.20 debt service equalization aid is the sum of the district's first tier debt service equalization
 57.21 aid and the district's second tier debt service equalization aid. For fiscal year 2023 and later,
 57.22 a district's debt service equalization aid equals the difference between the district's debt
 57.23 service equalization revenue and the district's equalized debt service levy.

57.24 (b) For fiscal years 2021 and 2022, a district's first tier debt service equalization aid
 57.25 equals the difference between the district's first tier debt service equalization revenue and
 57.26 the district's first tier equalized debt service levy.

57.27 (c) For fiscal years 2021 and 2022, a district's second tier debt service equalization aid
 57.28 equals the difference between the district's second tier debt service equalization revenue
 57.29 and the district's second tier equalized debt service levy.

58.1 Sec. 4. Minnesota Statutes 2020, section 126C.44, is amended to read:

58.2 **126C.44 SAFE SCHOOLS LEVY.**

58.3 (a) Each district may make a levy on all taxable property located within the district for
58.4 the purposes specified in this section. The maximum amount which may be levied for all
58.5 costs under this section shall be equal to \$36 multiplied by the district's adjusted pupil units
58.6 for the school year.

58.7 (b) The proceeds of the levy must be reserved and used for directly funding the following
58.8 purposes or for reimbursing the cities and counties who contract with the district for the
58.9 following purposes:

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

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

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

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

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

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

58.23 (7) to pay for facility security enhancements including laminated glass, public
58.24 announcement systems, emergency communications devices, and equipment and facility
58.25 modifications related to violence prevention and facility security;

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

58.27 (9) to pay costs for colocating and collaborating with mental health professionals who
58.28 are not district employees or contractors.

58.29 ~~(b)~~ (c) For expenditures under paragraph ~~(a)~~ (b), clause (1), the district must initially
58.30 attempt to contract for services to be provided by peace officers or sheriffs with the police
58.31 department of each city or the sheriff's department of the county within the district containing
58.32 the school receiving the services. If a local police department or a county sheriff's department

59.1 does not wish to provide the necessary services, the district may contract for these services
 59.2 with any other police or sheriff's department located entirely or partially within the school
 59.3 district's boundaries.

59.4 ~~(e)~~ (d) A school district that is a member of an intermediate school district may include
 59.5 in its authority under this section the costs associated with safe schools activities authorized
 59.6 under paragraph ~~(a)~~ (b) for intermediate school district programs. This authority must not
 59.7 exceed \$15 times the adjusted pupil units of the member districts. This authority is in addition
 59.8 to any other authority authorized under this section. Revenue raised under this paragraph
 59.9 must be transferred to the intermediate school district.

59.10 (e) A school district or charter school receiving revenue under this section must annually
 59.11 report safe schools expenditures to the commissioner, in the form and manner specified by
 59.12 the commissioner. The report must conform to uniform financial and reporting standards
 59.13 established for this purpose and provide a breakdown by functional area.

59.14 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

59.15 Sec. 5. **APPROPRIATIONS.**

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

59.19 Subd. 2. **Debt service equalization aid.** For debt service equalization aid under
 59.20 Minnesota Statutes, section 123B.53, subdivision 6:

59.21	\$	<u>23,940,000</u>	<u>.....</u>	<u>2022</u>
59.22	\$	<u>37,911,000</u>	<u>.....</u>	<u>2023</u>

59.23 The 2022 appropriation includes \$2,593,000 for 2021 and \$21,347,000 for 2022.

59.24 The 2023 appropriation includes \$2,371,000 for 2022 and \$35,540,000 for 2023.

59.25 Subd. 3. **Long-term facilities maintenance equalized aid.** For long-term facilities
 59.26 maintenance equalized aid under Minnesota Statutes, section 123B.595, subdivision 9:

59.27	\$	<u>108,735,000</u>	<u>.....</u>	<u>2022</u>
59.28	\$	<u>109,780,000</u>	<u>.....</u>	<u>2023</u>

59.29 The 2022 appropriation includes \$10,781,000 for 2021 and \$97,954,000 for 2022.

59.30 The 2023 appropriation includes \$10,883,000 for 2022 and \$98,897,000 for 2023.

60.1 Subd. 4. Equity in telecommunications access. (a) For equity in telecommunications
60.2 access:

60.3 \$ 3,750,000 2022

60.4 \$ 3,750,000 2023

60.5 (b) If the appropriation amount is insufficient, the commissioner shall reduce the
60.6 reimbursement rate in Minnesota Statutes, section 125B.26, subdivisions 4 and 5, and the
60.7 revenue for fiscal years 2022 and 2023 shall be prorated.

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

60.9 Subd. 5. Maximum effort loan aid. For aid payments to schools under Minnesota
60.10 Statutes, section 477A.09.

60.11 \$ 3,306,000 2022

60.12 \$ 0 2023

60.13 The base for fiscal year 2024 is \$0.

60.14 ARTICLE 6

60.15 NUTRITION AND LIBRARIES

60.16 Section 1. Minnesota Statutes 2020, section 124D.1158, is amended to read:

60.17 **124D.1158 SCHOOL BREAKFAST PROGRAM.**

60.18 Subdivision 1. **Purpose.** The purpose of the school breakfast program is to provide
60.19 affordable morning nutrition to children so that they can effectively learn. Public and
60.20 nonpublic schools that participate in the federal school breakfast program may receive state
60.21 breakfast aid. Schools shall encourage all children to eat a nutritious breakfast, either at
60.22 home or at school, and shall work to eliminate barriers to breakfast participation at school
60.23 such as inadequate facilities and transportation.

60.24 Subd. 2. **Program; eligibility.** Each school year, public and nonpublic schools that
60.25 participate in the federal school breakfast program are eligible for the state breakfast program.

60.26 Subd. 3. **Program reimbursement.** Each school year, the state must reimburse each
60.27 participating school 30 cents for each reduced-price breakfast, 55 cents for each fully paid
60.28 breakfast served to students in grades 1 to 12, and \$1.30 for each fully paid breakfast served
60.29 to a prekindergarten student enrolled in an approved voluntary prekindergarten program
60.30 under section 124D.151, early childhood special education students participating in a program
60.31 authorized under section 124D.151, or a kindergarten student.

61.1 Subd. 4. **No fees.** A school that receives school breakfast aid under this section must
 61.2 make breakfast available without charge to all participating students in grades 1 to 12 who
 61.3 qualify for free or reduced-price meals and to all prekindergarten students enrolled in an
 61.4 approved voluntary prekindergarten program under section 124D.151, early childhood
 61.5 special education students participating in a program authorized under section 124D.151,
 61.6 and all kindergarten students.

61.7 Sec. 2. **LIBRARY LEGISLATION ADVISORY GROUP.**

61.8 (a) The commissioner shall convene a Library Legislation Advisory Group to study and
 61.9 make recommendations to the department on:

61.10 (1) the purpose and role of public libraries;

61.11 (2) statutes related to public libraries;

61.12 (3) funding related to public libraries in light of the elimination of the multicounty,
 61.13 multitype library aid;

61.14 (4) how to best support libraries in providing essential public services to all Minnesotans
 61.15 on an equitable basis; and

61.16 (5) how to best support the provision of public library services.

61.17 (b) In making recommendations the advisory group must consider the 2010 Office of
 61.18 the Legislative Auditor Evaluation Report on Public Libraries, testimony from the League
 61.19 of Minnesota Cities, the Association of Counties Minnesota, reports from the American
 61.20 Library Association's Center for the Future of Libraries, current and trend data from the
 61.21 Minnesota Public Library Annual Report, and the 2016 Aspen Institute's Rising to the
 61.22 Challenge.

61.23 (c) members of the advisory group must include:

61.24 (1) a representative from the Minnesota Library Association;

61.25 (2) the Minitex director;

61.26 (3) a representative from the regional public library systems;

61.27 (4) three library directors representing greater Minnesota public libraries and not from
 61.28 a consolidated regional system;

61.29 (5) two library directors representing metropolitan area public libraries and not from a
 61.30 consolidated regional system;

61.31 (6) a representative from the League of Minnesota Cities;

- 62.1 (7) a representative from the Association of Minnesota Counties;
- 62.2 (8) five library trustees, including two representing metropolitan area public libraries
- 62.3 and three representing greater Minnesota public libraries;
- 62.4 (9) one member or designee each from the Minnesota House Education Policy Committee
- 62.5 and Senate Education Innovation Committee; and
- 62.6 (10) one Minnesota representative or designee from the United States Senate.

62.7 (d) Members of the advisory group are not eligible for compensation under section

62.8 15.059, subdivision 3.

62.9 (e) The advisory group must submit a report to the commissioner by December 31, 2022.

62.10 (f) The advisory group expires the day following the last day of the 2023 legislative

62.11 session.

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

62.13 **Sec. 3. APPROPRIATIONS.**

62.14 Subdivision 1. **Department of Education.** The sums indicated in this section are

62.15 appropriated from the general fund to the Department of Education for the fiscal years

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

62.17 Subd. 2. **School lunch.** For school lunch aid under Minnesota Statutes, section 124D.111,

62.18 and Code of Federal Regulations, title 7, section 210.17:

62.19 § 15,990,000 2022

62.20 § 16,150,000 2023

62.21 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,

62.22 section 124D.1158:

62.23 § 11,353,000 2022

62.24 § 11,501,000 2023

62.25 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,

62.26 section 124D.118:

62.27 § 659,000 2022

62.28 § 659,000 2023

62.29 Subd. 5. **Summer school food service replacement.** For summer school food service

62.30 replacement aid under Minnesota Statutes, section 124D.119:

63.1 \$ 150,000 2022

63.2 \$ 150,000 2023

63.3 Subd. 6. **Basic system support.** For basic system support aid under Minnesota Statutes,
63.4 section 134.355:

63.5 \$ 13,570,000 2022

63.6 \$ 13,570,000 2023

63.7 The 2022 appropriation includes \$1,357,000 for 2021 and \$12,213,000 for 2022.

63.8 The 2023 appropriation includes \$1,357,000 for 2022 and \$12,213,000 for 2023.

63.9 Subd. 7. **Multicounty, multitype library systems.** For aid under Minnesota Statutes,
63.10 sections 134.353 and 134.354, to multicounty, multitype library systems:

63.11 \$ 1,300,000 2022

63.12 \$ 1,300,000 2023

63.13 The 2022 appropriation includes \$130,000 for 2021 and \$1,170,000 for 2022.

63.14 The 2023 appropriation includes \$130,000 for 2022 and \$1,170,000 for 2023.

63.15 Subd. 8. **Electronic library for Minnesota.** For statewide licenses to online databases
63.16 selected in cooperation with the Minnesota Office of Higher Education for school media
63.17 centers, public libraries, state government agency libraries, and public or private college or
63.18 university libraries:

63.19 \$ 900,000 2022

63.20 \$ 900,000 2023

63.21 Subd. 9. **Regional library telecommunications.** For regional library telecommunications
63.22 aid under Minnesota Statutes, section 134.355:

63.23 \$ 2,300,000 2022

63.24 \$ 2,300,000 2023

63.25 The 2022 appropriation includes \$230,000 for 2021 and \$2,070,000 for 2022.

63.26 The 2023 appropriation includes \$230,000 for 2022 and \$2,070,000 for 2023.

64.1 **ARTICLE 7**64.2 **EARLY CHILDHOOD**

64.3 Section 1. Minnesota Statutes 2020, section 119A.52, is amended to read:

64.4 **119A.52 DISTRIBUTION OF APPROPRIATION.**

64.5 (a) The commissioner of education must distribute money appropriated for that purpose
64.6 to federally designated Head Start programs to expand services and to serve additional
64.7 low-income children. ~~Migrant and Indian reservation programs must be initially allocated~~
64.8 ~~money based on the programs' share of federal funds.~~ in the following order: (1) 10.72
64.9 percent of the total Head Start appropriation shall be allocated to federally designated tribal
64.10 Head Start programs; (2) the tribal Head Start portion of the appropriation shall be allocated
64.11 to tribal Head Start programs based on the programs' share of federal funds; (3) migrant
64.12 programs must then be initially allocated funding based on the programs' share of federal
64.13 funds. The remaining money must be initially allocated to the remaining local agencies
64.14 based equally on the agencies' share of federal funds and on the proportion of eligible
64.15 children in the agencies' service area who are not currently being served. A Head Start
64.16 program must be funded at a per child rate equal to its contracted, federally funded base
64.17 level at the start of the fiscal year. For all agencies without a federal Early Head Start rate,
64.18 the state average federal cost per child for Early Head Start applies. In allocating funds
64.19 under this paragraph, the commissioner of education must assure that each Head Start
64.20 program in existence in 1993 is allocated no less funding in any fiscal year than was allocated
64.21 to that program in fiscal year 1993. Before paying money to the programs, the commissioner
64.22 must notify each program of its initial allocation and how the money must be used. Each
64.23 program must present a plan under section 119A.535. For any program that cannot utilize
64.24 its full allocation at the beginning of the fiscal year, the commissioner must reduce the
64.25 allocation proportionately. Money available after the initial allocations are reduced must
64.26 be redistributed to eligible programs.

64.27 (b) The commissioner must develop procedures to make payments to programs based
64.28 upon the number of children reported to be enrolled during the required time period of
64.29 program operations. Enrollment is defined by federal Head Start regulations. The procedures
64.30 must include a reporting schedule, corrective action plan requirements, and financial
64.31 consequences to be imposed on programs that do not meet full enrollment after the period
64.32 of corrective action. Programs reporting chronic underenrollment, as defined by the
64.33 commissioner, will have their subsequent program year allocation reduced proportionately.
64.34 Funds made available by prorating payments and allocations to programs with reported

65.1 underenrollment will be made available to the extent funds exist to fully enrolled Head Start
65.2 programs through a form and manner prescribed by the department.

65.3 (c) Programs with approved innovative initiatives that target services to high-risk
65.4 populations, including homeless families and families living in homeless shelters and
65.5 transitional housing, are exempt from the procedures in paragraph (b). This exemption does
65.6 not apply to entire programs. The exemption applies only to approved innovative initiatives
65.7 that target services to high-risk populations, including homeless families and families living
65.8 in homeless shelters, transitional housing, and permanent supportive housing.

65.9 Sec. 2. Minnesota Statutes 2020, section 124D.151, subdivision 6, is amended to read:

65.10 Subd. 6. **Participation limits.** (a) Notwithstanding section 126C.05, subdivision 1,
65.11 paragraph (d), the pupil units for a voluntary prekindergarten program for an eligible school
65.12 district or charter school must not exceed 60 percent of the kindergarten pupil units for that
65.13 school district or charter school under section 126C.05, subdivision 1, paragraph (e).

65.14 (b) In reviewing applications under subdivision 5, the commissioner must limit the total
65.15 number of participants in the voluntary prekindergarten and school readiness plus programs
65.16 under Laws 2017, First Special Session chapter 5, article 8, section 9, to not more than 7,160
65.17 participants for fiscal ~~years year 2019, 2020, and 2021, and 3,160 participants for fiscal~~
65.18 ~~years 2022~~ and later.

65.19 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2022 and later.

65.20 Sec. 3. Minnesota Statutes 2020, section 124D.165, subdivision 3, is amended to read:

65.21 Subd. 3. **Administration.** (a) The commissioner shall establish application timelines
65.22 and determine the schedule for awarding scholarships that meets operational needs of eligible
65.23 families and programs. The commissioner must give highest priority to applications from
65.24 children who:

65.25 (1) have a parent under age 21 who is pursuing a high school diploma or a course of
65.26 study for a high school equivalency test;

65.27 (2) are in foster care or otherwise in need of protection or services; or

65.28 (3) have experienced homelessness in the last 24 months, as defined under the federal
65.29 McKinney-Vento Homeless Assistance Act, United States Code, title 42, section 11434a.

66.1 The commissioner may prioritize applications on additional factors including family
66.2 income, geographic location, and whether the child's family is on a waiting list for a publicly
66.3 funded program providing early education or child care services.

66.4 (b) The commissioner shall establish a target for the average scholarship amount per
66.5 child based on the results of the rate survey conducted under section 119B.02.

66.6 (c) A four-star rated program that has children eligible for a scholarship enrolled in or
66.7 on a waiting list for a program beginning in July, August, or September may notify the
66.8 commissioner, in the form and manner prescribed by the commissioner, each year of the
66.9 program's desire to enhance program services or to serve more children than current funding
66.10 provides. The commissioner may designate a predetermined number of scholarship slots
66.11 for that program and notify the program of that number. For fiscal year 2018 and later, the
66.12 statewide amount of funding directly designated by the commissioner must not exceed the
66.13 funding directly designated for fiscal year 2017. Beginning July 1, 2016, a school district
66.14 or Head Start program qualifying under this paragraph may use its established registration
66.15 process to enroll scholarship recipients and may verify a scholarship recipient's family
66.16 income in the same manner as for other program participants.

66.17 (d) A scholarship is awarded for a 12-month period. If the scholarship recipient has not
66.18 been accepted and subsequently enrolled in a rated program within ~~ten~~ three months of the
66.19 awarding of the scholarship, the scholarship cancels and the recipient must reapply in order
66.20 to be eligible for another scholarship. If a family is unable to enroll in an eligible program
66.21 within three months, they may request an extension based on an established set of criteria
66.22 that would be developed under the commissioner's authority. A child may not be awarded
66.23 more than one scholarship in a 12-month period.

66.24 (e) A child who receives a scholarship who has not completed development screening
66.25 under sections 121A.16 to 121A.19 must complete that screening within 90 days of first
66.26 attending an eligible program or within 90 days after the child's third birthday if awarded
66.27 a scholarship under the age of three.

66.28 (f) For fiscal year 2017 and later, a school district or Head Start program enrolling
66.29 scholarship recipients under paragraph (c) may apply to the commissioner, in the form and
66.30 manner prescribed by the commissioner, for direct payment of state aid. Upon receipt of
66.31 the application, the commissioner must pay each program directly for each approved
66.32 scholarship recipient enrolled under paragraph (c) according to the metered payment system
66.33 or another schedule established by the commissioner.

67.1 Sec. 4. **APPROPRIATIONS.**

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

67.5 **Subd. 2. School readiness.** (a) For revenue for school readiness programs under
 67.6 Minnesota Statutes, sections 124D.15 and 124D.16:

67.7 \$ 33,683,000 2022

67.8 \$ 33,683,000 2023

67.9 (b) The 2022 appropriation includes \$3,368,000 for 2021 and \$30,315,000 for 2022.

67.10 (c) The 2023 appropriation includes \$3,368,000 for 2022 and \$30,315,000 for 2023.

67.11 **Subd. 3. Early learning scholarships.** (a) For the early learning scholarship program
 67.12 under Minnesota Statutes, section 124D.165:

67.13 \$ 70,709,000 2022

67.14 \$ 70,709,000 2023

67.15 (b) This appropriation is subject to the requirements under Minnesota Statutes, section
 67.16 124D.165, subdivision 6.

67.17 **Subd. 4. Head Start program.** For Head Start programs under Minnesota Statutes,
 67.18 section 119A.52:

67.19 \$ 25,100,000 2022

67.20 \$ 25,100,000 2023

67.21 **Subd. 5. Early childhood family education aid.** (a) For early childhood family education
 67.22 aid under Minnesota Statutes, section 124D.135:

67.23 \$ 34,277,000 2022

67.24 \$ 35,895,000 2023

67.25 (b) The 2022 appropriation includes \$3,339,000 for 2021 and \$30,938,000 for 2022.

67.26 (c) The 2023 appropriation includes \$3,437,000 for 2022 and \$32,458,000 for 2023.

67.27 **Subd. 6. Developmental screening aid.** (a) For developmental screening aid under
 67.28 Minnesota Statutes, sections 121A.17 and 121A.19:

67.29 \$ 3,582,000 2022

67.30 \$ 3,562,000 2023

67.31 (b) The 2022 appropriation includes \$360,000 for 2021 and \$3,222,000 for 2022.

68.1 (c) The 2023 appropriation includes \$358,000 for 2022 and \$3,204,000 for 2023.

68.2 Subd. 7. **Parent-child home program.** For a grant to the parent-child home program:

68.3 \$ 900,000 2022

68.4 \$ 900,000 2023

68.5 The grant must be used for an evidence-based and research-validated early childhood literacy
68.6 and school readiness program for children ages 16 months to four years at its existing
68.7 suburban program location. The program must include urban and rural program locations
68.8 for fiscal years 2022 and 2023.

68.9 Subd. 8. **Kindergarten entrance assessment initiative and intervention program.** For
68.10 the kindergarten entrance assessment initiative and intervention program under Minnesota
68.11 Statutes, section 124D.162:

68.12 \$ 1,016,000 2022

68.13 \$ 785,000 2023

68.14 The base for fiscal year 2024 is \$985,000. The base for fiscal year 2025 is \$785,000.

68.15 Subd. 9. **Quality rating and improvement system.** (a) For transfer to the commissioner
68.16 of human services for the purposes of expanding the quality rating and improvement system
68.17 under Minnesota Statutes, section 124D.142, in greater Minnesota and increasing supports
68.18 for providers participating in the quality rating and improvement system:

68.19 \$ 1,750,000 2022

68.20 \$ 1,750,000 2023

68.21 (b) The amounts in paragraph (a) must be in addition to any federal funding under the
68.22 child care and development block grant authorized under Public Law 101-508 in that year
68.23 for the system under Minnesota Statutes, section 124D.142.

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

68.25 Subd. 10. **Early childhood programs at tribal contract schools.** For early childhood
68.26 family education programs at tribal contract schools under Minnesota Statutes, section
68.27 124D.83, subdivision 4:

68.28 \$ 68,000 2022

68.29 \$ 68,000 2023

68.30 Subd. 11. **Educate parents partnership.** For the educate parents partnership under
68.31 Minnesota Statutes, section 124D.129:

70.1 Sec. 2. APPROPRIATIONS.

70.2 Subdivision 1. Department of Education. The sums indicated in this section are
70.3 appropriated from the general fund to the Department of Education for the fiscal years
70.4 designated. Any balances in the first year do not cancel but are available in the second year.

70.5 Subd. 2. Community education aid. For community education aid under Minnesota
70.6 Statutes, section 124D.20:

70.7 \$ 188,000 2022

70.8 \$ 156,000 2023

70.9 The 2022 appropriation includes \$22,000 for 2021 and \$166,000 for 2022.

70.10 The 2023 appropriation includes \$18,000 for 2022 and \$138,000 for 2023.

70.11 Subd. 3. Adults with disabilities program aid. For adults with disabilities programs
70.12 under Minnesota Statutes, section 124D.56:

70.13 \$ 710,000 2022

70.14 \$ 710,000 2023

70.15 The 2022 appropriation includes \$71,000 for 2021 and \$639,000 for 2022.

70.16 The 2023 appropriation includes \$71,000 for 2022 and \$639,000 for 2023.

70.17 Subd. 4. Hearing-impaired adults. For programs for hearing-impaired adults under
70.18 Minnesota Statutes, section 124D.57:

70.19 \$ 70,000 2022

70.20 \$ 70,000 2023

70.21 Subd. 5. School-age care aid. For school-age care aid under Minnesota Statutes, section
70.22 124D.22:

70.23 \$ 1,000 2022

70.24 \$ 1,000 2023

70.25 The 2022 appropriation includes \$0 for 2021 and \$1,000 for 2022.

70.26 The 2023 appropriation includes \$0 for 2022 and \$1,000 for 2023.

70.27 Subd. 6. Tier 1 grants. (a) For education partnership program Tier 1 sustaining grants
70.28 under Minnesota Statutes, section 124D.99:

70.29 \$ 2,600,000 2022

70.30 \$ 2,600,000 2023

71.1 (b) Of the amounts in paragraph (a), \$1,300,000 each year is for the Northside
 71.2 Achievement Zone and \$1,300,000 each year is for the St. Paul Promise Neighborhood.

71.3 Subd. 7. Tier 2 implementing grants. For Tier 2 implementing grants under Minnesota
 71.4 Statutes, section 124D.99:

71.5 \$ 480,000 2022

71.6 \$ 480,000 2023

71.7 Subd. 8. Adult basic education aid. For adult basic education aid under Minnesota
 71.8 Statutes, section 124D.531:

71.9 \$ 53,191,000 2022

71.10 \$ 54,768,000 2023

71.11 The 2022 appropriation includes \$5,177,000 for 2021 and \$48,014,000 for 2022.

71.12 The 2023 appropriation includes \$5,334,000 for 2022 and \$49,434,000 for 2023.

71.13 Subd. 9. High school equivalency tests. For payment of the costs of the
 71.14 commissioner-selected high school equivalency tests under Minnesota Statutes, section
 71.15 124D.55:

71.16 \$ 125,000 2022

71.17 \$ 125,000 2023

71.18 **ARTICLE 9**

71.19 **STATE AGENCIES**

71.20 Section 1. Minnesota Statutes 2020, section 122A.21, is amended to read:

71.21 **122A.21 TEACHERS' AND ADMINISTRATORS' LICENSES; FEES.**

71.22 Subdivision 1. **Licensure applications.** Each applicant submitting an application to the
 71.23 Professional Educator Licensing and Standards Board to issue, renew, or extend a teaching
 71.24 license, including applications for licensure via portfolio under subdivision 4, must include
 71.25 a processing fee of ~~\$57~~ \$85. The processing fee for a teacher's license and for the licenses
 71.26 of supervisory personnel must be paid to the executive ~~secretary~~ director of the appropriate
 71.27 board and deposited in the state treasury. The fees as set by the board are nonrefundable
 71.28 for applicants not qualifying for a license. However, the commissioner of management and
 71.29 budget must refund a fee in any case in which the applicant already holds a valid unexpired
 71.30 license. The board may waive or reduce fees for applicants who apply at the same time for
 71.31 more than one license.

72.1 Subd. 4. **Licensure via portfolio.** ~~A candidate~~ An applicant must pay to the Professional
 72.2 Educator Licensing and Standards Board a \$300 fee for ~~the first~~ a pedagogical portfolio
 72.3 submitted for review and a \$200 fee for ~~any portfolio submitted subsequently~~ each content
 72.4 portfolio. The Professional Educator Licensing and Standards Board executive ~~secretary~~
 72.5 director must deposit the fee in the education licensure portfolio account in the special
 72.6 revenue fund. The fees are nonrefundable for applicants not qualifying for a license. The
 72.7 Professional Educator Licensing and Standards Board may waive or reduce fees for
 72.8 ~~candidates~~ applicants based on financial need.

72.9 Subd. 5. **Online licensing system and fees.** (a) The Professional Educator Licensing
 72.10 and Standards Board executive director may charge applicants using the online licensing
 72.11 system an \$8 fee per license. The fees are nonrefundable.

72.12 (b) An educator licensing technology account is established in the special revenue fund.

72.13 (c) The Professional Educator Licensing and Standards Board executive director must
 72.14 deposit the fees for using the online licensing system into the educator licensing technology
 72.15 account in the special revenue fund. Funds do not cancel and are available until spent.

72.16 (d) The Professional Educator Licensing and Standards Board executive director may
 72.17 use funds in the educator licensing technology account for information technology projects,
 72.18 services, and support.

72.19 Sec. 2. Laws 2019, First Special Session chapter 11, article 10, section 5, subdivision 2,
 72.20 as amended by Laws 2020, chapter 116, article 5, section 4, is amended to read:

72.21 Subd. 2. **Department.** (a) For the Department of Education:

72.22 \$ 29,196,000 2020

72.23 \$ 24,911,000 2021

72.24 Of these amounts:

72.25 (1) \$319,000 each year is for the Board of School Administrators;

72.26 (2) \$1,000,000 each year is for regional centers of excellence under Minnesota Statutes,
 72.27 section 120B.115;

72.28 (3) \$250,000 each year is for the School Finance Division to enhance financial data
 72.29 analysis;

72.30 (4) \$720,000 each year is for implementing Minnesota's Learning for English Academic
 72.31 Proficiency and Success Act under Laws 2014, chapter 272, article 1, as amended;

73.1 (5) \$123,000 each year is for a dyslexia specialist;

73.2 (6) \$4,700,000 in fiscal year 2020 only is for legal fees and costs associated with
73.3 litigation; and

73.4 (7) \$400,000 in fiscal year 2020 and \$480,000 in fiscal year 2021 and later are for the
73.5 Department of Education's mainframe update.

73.6 (b) None of the amounts appropriated under this subdivision may be used for Minnesota's
73.7 Washington, D.C. office.

73.8 (c) The expenditures of federal grants and aids as shown in the biennial budget document
73.9 and its supplements are approved and appropriated and shall be spent as indicated.

73.10 (d) This appropriation includes funds for information technology project services and
73.11 support subject to the provisions of Minnesota Statutes, section 16E.0466. Any ongoing
73.12 information technology costs will be incorporated into the service level agreement and will
73.13 be paid to the Office of MN.IT Services by the Department of Education under the rates
73.14 and mechanism specified in that agreement.

73.15 (e) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,
73.16 section 1, paragraph (a), and section 3, paragraph (a), the base for fiscal year 2022 is
73.17 \$24,591,000. The base for fiscal year 2023 is \$24,611,000. The base for fiscal year 2024 is
73.18 \$24,629,000.

73.19 (f) On the effective date of this act, the commissioner of the Department of Education
73.20 must cancel to the general fund \$2,000,000 from the fiscal year 2020 general fund
73.21 appropriations for legal fees and costs associated with litigation.

73.22 (g) On the effective date of this act, the commissioner of the Department of Education
73.23 must cancel to the general fund \$1,252,000 from the fiscal year 2021 general fund
73.24 appropriations for agency operations.

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

73.26 Sec. 3. **APPROPRIATIONS; DEPARTMENT OF EDUCATION.**

73.27 **Subdivision 1. Department of Education.** (a) Unless otherwise indicated, the sums
73.28 indicated in this section are appropriated from the general fund to the Department of
73.29 Education for the fiscal years designated. Any balance in the first year does not cancel but
73.30 is available in the second year.

73.31 **Subd. 2. Department.** (a) For the Department of Education:

74.1 \$ 36,684,000 2022

74.2 \$ 33,099,000 2023

74.3 Of these amounts:

74.4 (1) \$319,000 each year is for the Board of School Administrators;

74.5 (2) \$1,000,000 each year is for regional centers of excellence under Minnesota Statutes,
74.6 section 120B.115;

74.7 (3) \$250,000 each year is for the School Finance Division to enhance financial data
74.8 analysis;

74.9 (4) \$720,000 each year is for implementing Minnesota's Learning for English Academic
74.10 Proficiency and Success Act under Laws 2014, chapter 272, article 1, as amended;

74.11 (5) \$123,000 each year is for a dyslexia specialist;

74.12 (6) \$480,000 each year is for the Department of Education's mainframe update;

74.13 (7) \$4,500,000 in fiscal year 2022 only is for legal fees and costs associated with
74.14 litigation;

74.15 (8) \$455,000 in fiscal year 2022, \$865,000 in fiscal year 2023, \$510,000 in fiscal year
74.16 2024, and \$355,000 in fiscal year 2025 are for data analytics for state count of American
74.17 Indian children. The base for this program is \$133,000 in fiscal year 2026 and beyond;

74.18 (9) \$3,279,000 in fiscal year 2022 and \$3,384,000 in fiscal year 2023 are for modernizing
74.19 district data submission to support students and educators. The base for this program is
74.20 \$3,252,000 in fiscal year 2024 and beyond;

74.21 (10) \$340,000 in fiscal year 2022 and \$340,000 in fiscal year 2023 are for voluntary
74.22 prekindergarten programs;

74.23 (11) \$3,000,000 each year is for translation services of which \$2,000,000 each year is
74.24 for grants to support school districts and charter schools with translation services; and

74.25 (12) \$144,000 in fiscal year 2022 and \$148,000 in fiscal year 2023 are for incorporating
74.26 ethnic studies into the curriculum standards.

74.27 (b) None of the amounts appropriated under this subdivision may be used for Minnesota's
74.28 Washington, D.C., office.

74.29 (c) This appropriation includes funds for information technology project services and
74.30 support subject to the provisions of Minnesota Statutes, section 16E.0466. Any ongoing
74.31 information technology costs will be incorporated into the service level agreement and will

75.1 be paid to the Office of MN.IT Services by the Department of Education under the rates
 75.2 and mechanisms specified in that agreement.

75.3 (d) Eligible grantees for funds for translation services under clause (11) only include
 75.4 school districts, charter schools, intermediate school districts, and cooperative units as
 75.5 defined in Minnesota Statutes, section 123A.24, subdivision 2.

75.6 (e) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,
 75.7 section 1, paragraph (a), and section 3, paragraph (a), the base for fiscal year 2024 is
 75.8 \$32,630,000 and the base for fiscal year 2025 is \$32,475,000.

75.9 **Sec. 4. APPROPRIATIONS; MINNESOTA STATE ACADEMIES.**

75.10 (a) The sums indicated in this section are appropriated from the general fund to the
 75.11 Minnesota State Academies for the Deaf and the Blind for the fiscal years designated:

75.12 \$ 14,056,000 2022

75.13 \$ 14,317,000 2023

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

75.15 (c) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,
 75.16 section 1, paragraph (a), and section 3, paragraph (b), the base for fiscal year 2024 is
 75.17 \$14,323,000.

75.18 **Sec. 5. APPROPRIATIONS; PERPICH CENTER FOR ARTS EDUCATION.**

75.19 (a) The sums in this section are appropriated from the general fund to the Perpich Center
 75.20 for Arts Education for the fiscal years designated:

75.21 \$ 7,406,000 2022

75.22 \$ 7,527,000 2023

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

75.24 (c) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,
 75.25 section 1, paragraph (a), and section 3, paragraph (c), the base for fiscal year 2024 is
 75.26 \$7,532,000.

76.1 Sec. 6. **APPROPRIATIONS; PROFESSIONAL EDUCATOR LICENSING AND**
 76.2 **STANDARDS BOARD.**

76.3 Subdivision 1. Professional Educator Licensing and Standards Board. (a) The sums
 76.4 indicated in this section are appropriated from the general fund to the Professional Educator
 76.5 Licensing and Standards Board for the fiscal years designated:

76.6 \$ 4,542,000 2022

76.7 \$ 4,581,000 2023

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

76.9 (c) This appropriation includes funds for information technology project services and
 76.10 support subject to Minnesota Statutes, section 16E.0466. Any ongoing information
 76.11 technology costs will be incorporated into an interagency agreement and will be paid to the
 76.12 Office of MN.IT Services by the Professional Educator Licensing and Standards Board
 76.13 under the mechanism specified in that agreement.

76.14 Subd. 2. Licensure by portfolio. For licensure by portfolio:

76.15 \$ 34,000 2022

76.16 \$ 34,000 2023

76.17 This appropriation is from the education licensure portfolio account in the special revenue
 76.18 fund.