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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 923

01/26/2023 Authored by Bennett
The bill was read for the first time and referred to the Committee on Education Policy

1.1 A bill for an act
1.2 relating to education; authorizing certain agreements for nonpublic pupil
1.3 transportation services; amending Minnesota Statutes 2022, section 123B.86,
1.4 subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2022, section 123B.86, subdivision 3, is amended to read:

1.7 Subd. 3. Board control. (a) When transportation is provided, the scheduling of routes,
1.8 manner and method of transportation, control and discipline of school children and any
1.9 other matter relating thereto shall be within the sole discretion, control and management of
1.10 the board.

1.11 (b) A school board and a nonpublic school may mutually agree to a written plan for the
1.12 board to provide nonpublic pupil transportation to nonpublic school students.

1.13 (1) A school board that provides pupil transportation through the school's employees
1.14 may transport nonpublic school students according to the plan and retain the nonpublic
1.15 pupil transportation aid attributable to that plan. A nonpublic school may make a payment
1.16 to the school district to cover additional transportation services agreed to in the written plan
1.17 for nonpublic pupil transportation services not required under sections 123B.84 to 123B.87.

1.18 (2) A school board that contracts for pupil transportation services may enter into a
1.19 contractual arrangement with a school bus contractor according to the written plan adopted
1.20 by the school board and the nonpublic school to transport nonpublic school students and
1.21 retain the nonpublic pupil transportation aid attributable to that plan for the purposes of
1.22 paying the school bus contractor. A nonpublic school may make a payment to the school
1.23 district to cover additional transportation services agreed to in the written plan for nonpublic

2.1 pupil transportation services included in the contract that are not required under sections
2.2 123B.84 to 123B.87.

2.3 (c) The school district must report the number of nonpublic school students transported
2.4 and the nonpublic pupil transportation expenditures incurred under paragraph (b) in the
2.5 form and manner specified by the commissioner.

2.6 **EFFECTIVE DATE.** This section is effective for fiscal year 2024 and later.