

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 222**

(SENATE AUTHORS: **BONOFF, Dahle and Nienow**)

DATE	D-PG	OFFICIAL STATUS
02/04/2013	138	Introduction and first reading Referred to Education

1.1 A bill for an act  
 1.2 relating to education; allowing charter schools to give an enrollment preference  
 1.3 to children who are eligible for a free or reduced-price lunch; amending  
 1.4 Minnesota Statutes 2012, section 124D.10, subdivision 9.

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

1.6 Section 1. Minnesota Statutes 2012, section 124D.10, subdivision 9, is amended to read:

1.7 Subd. 9. **Admission requirements.** A charter school may limit admission to:

1.8 (1) pupils within an age group or grade level;

1.9 (2) pupils who are eligible to participate in the graduation incentives program under  
 1.10 section 124D.68; or

1.11 (3) residents of a specific geographic area in which the school is located when the  
 1.12 majority of students served by the school are members of underserved populations.

1.13 A charter school shall enroll an eligible pupil who submits a timely application,  
 1.14 unless the number of applications exceeds the capacity of a program, class, grade level, or  
 1.15 building. In this case, pupils must be accepted by lot. The charter school must develop  
 1.16 and publish a lottery policy and process that it must use when accepting pupils by lot.

1.17 A charter school shall give enrollment preference to a sibling of an enrolled pupil  
 1.18 and to a foster child of that pupil's parents and may give preference for enrolling children  
 1.19 of the school's staff and children who are eligible to receive a free or reduced-price lunch  
 1.20 before accepting other pupils by lot. A charter school that gives preference to enrolling  
 1.21 the children of school staff or children who are eligible to receive a free or reduced-price  
 1.22 lunch must identify the manner and order of preference for enrolling the children in its  
 1.23 admission and lottery policy and on its Web site and give at least 180 days' notice on its  
 1.24 Web site before discontinuing the enrollment preference.

2.1 A charter school may not limit admission to pupils on the basis of intellectual ability,  
2.2 measures of achievement or aptitude, or athletic ability and may not establish any criteria  
2.3 or requirements for admission that are inconsistent with this subdivision.

2.4 The charter school shall not distribute any services or goods of value to students,  
2.5 parents, or guardians as an inducement, term, or condition of enrolling a student in a  
2.6 charter school.

2.7 **EFFECTIVE DATE.** This section is effective for the 2013-2014 school year and  
2.8 later.