

1.1 ..... moves to amend H.F. No. 4328, the delete everything amendment  
1.2 (H4328DE2), as follows:

1.3 Page 134, line 7, strike "fiscal year 2018"

1.4 Page 134, line 8, strike "and later" and insert "voluntary prekindergarten under this  
1.5 section or school readiness plus under section 124D.152,"

1.6 Page 134, line 16, before the period, insert "or section 124D.152, subdivision 2"

1.7 Page 134, line 22, after "section" insert "and school readiness plus programs under  
1.8 section 124D.152"

1.9 Page 135, line 25, strike "For"

1.10 Page 135, strike lines 26 to 28

1.11 Page 136, after line 18, insert:

1.12 "Sec. .... Minnesota Statutes 2017 Supplement, section 124D.151, subdivision 6, is amended  
1.13 to read:

1.14 Subd. 6. **Participation limits.** (a) Notwithstanding section 126C.05, subdivision 1,  
1.15 paragraph ~~(d)~~ (c), the pupil units for a voluntary prekindergarten program for an eligible  
1.16 school district or charter school must not exceed 60 percent of the kindergarten pupil units  
1.17 for that school district or charter school under section 126C.05, subdivision 1, paragraph  
1.18 ~~(e)~~ (d).

1.19 (b) In reviewing applications under subdivision 5, ~~the commissioner must limit the~~  
1.20 ~~estimated state aid entitlement approved under this section to \$27,092,000 for fiscal year~~  
1.21 ~~2017. If the actual state aid entitlement based on final data exceeds the limit in any year,~~  
1.22 ~~the aid of the participating districts must be prorated so as not to exceed the limit.~~

1.23 ~~(e) The commissioner must limit the total number of funded participants in the voluntary~~  
1.24 ~~prekindergarten program under this section to not more than 3,160.~~

2.1 ~~(d) Notwithstanding paragraph (e)~~, the commissioner must limit the total number of  
 2.2 participants in the voluntary prekindergarten and school readiness plus programs to not  
 2.3 more than 6,160 participants for fiscal year 2018 and 7,160 participants for fiscal year 2019  
 2.4 and later.

2.5 **EFFECTIVE DATE.** The changes to paragraph (a) of this subdivision are effective for  
 2.6 revenue for fiscal year 2019 and later. The changes to paragraphs (b) to (d) are effective  
 2.7 for revenue for fiscal year 2020 and later."

2.8 Page 139, after line 20, insert:

2.9 "Sec. .... Minnesota Statutes 2017 Supplement, section 126C.05, subdivision 1, is amended  
 2.10 to read:

2.11 Subdivision 1. **Pupil unit.** Pupil units for each Minnesota resident pupil under the age  
 2.12 of 21 or who meets the requirements of section 120A.20, subdivision 1, paragraph (c), in  
 2.13 average daily membership enrolled in the district of residence, in another district under  
 2.14 sections 123A.05 to 123A.08, 124D.03, 124D.08, or 124D.68; in a charter school under  
 2.15 chapter 124E; or for whom the resident district pays tuition under section 123A.18, 123A.22,  
 2.16 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05, 125A.03  
 2.17 to 125A.24, 125A.51, or 125A.65, shall be counted according to this subdivision.

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

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

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

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

2.32 ~~(e)~~ (d) A kindergarten pupil who is not included in paragraph (c) is counted as 1.0 pupil  
 2.33 unit if the pupil is enrolled in a free all-day, every day kindergarten program available to

3.1 all kindergarten pupils at the pupil's school that meets the minimum hours requirement in  
 3.2 section 120A.41, or is counted as .55 pupil unit, if the pupil is not enrolled in a free all-day,  
 3.3 every day kindergarten program available to all kindergarten pupils at the pupil's school.

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

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

3.6 ~~(h)~~ (g) A pupil who is in the postsecondary enrollment options program is counted as  
 3.7 1.2 pupil units.

3.8 ~~(i)~~ (h) ~~For fiscal years 2018 and 2019 only,~~ A prekindergarten pupil who:

3.9 (1) is not included in paragraph (a), (b), or (d);

3.10 (2) is enrolled in a school readiness plus program; and

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

3.13 is counted as the ratio of the number of hours of instruction to 850 times 1.0, but not more  
 3.14 than 0.6 pupil units. A pupil qualifying under this paragraph must be counted in the same  
 3.15 manner as a voluntary prekindergarten student for all general education and other school  
 3.16 funding formulas.

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

3.18 Sec. .... Minnesota Statutes 2016, section 126C.10, subdivision 2d, is amended to read:

3.19 Subd. 2d. **Declining enrollment revenue.** (a) A school district's declining enrollment  
 3.20 revenue equals the greater of zero or the product of: (1) 28 percent of the formula allowance  
 3.21 for that year and (2) the difference between the adjusted pupil units for the preceding year  
 3.22 and the adjusted pupil units for the current year.

3.23 (b) Notwithstanding paragraph (a), for fiscal years 2015, 2016, and 2017 only, a pupil  
 3.24 enrolled at the Crosswinds school shall not generate declining enrollment revenue for the  
 3.25 district or charter school in which the pupil was last counted in average daily membership.

3.26 (c) Notwithstanding paragraph (a), for fiscal years 2017, 2018, and 2019 only,  
 3.27 prekindergarten pupil units under section 126C.05, subdivision 1, paragraph ~~(d)~~ (c), must  
 3.28 be excluded from the calculation of declining enrollment revenue.

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

4.1 Sec. .... Minnesota Statutes 2016, section 126C.126, is amended to read:

4.2 **126C.126 USE OF GENERAL EDUCATION REVENUE FOR ALL-DAY**  
 4.3 **KINDERGARTEN AND PREKINDERGARTEN.**

4.4 A school district may spend general education revenue on extended time kindergarten  
 4.5 and prekindergarten programs. At the school board's discretion, the district may use revenue  
 4.6 generated by the all-day kindergarten pupil count under section 126C.05, subdivision 1,  
 4.7 paragraph ~~(d)~~ (c), to meet the needs of three- and four-year-olds in the district. A school  
 4.8 district may not use these funds on programs for three- and four-year-old children while  
 4.9 maintaining a fee-based all-day kindergarten program.

4.10 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2019 and  
 4.11 later."

4.12 Page 142, after line 1, insert:

4.13 "Sec. .... Laws 2017, First Special Session chapter 5, article 8, section 9, subdivision 5, is  
 4.14 amended to read:

4.15 Subd. 5. **Application process; priority for high poverty schools.** ~~(a) For 2017-2018~~  
 4.16 ~~school year, a school district or charter school that did not apply to participate in a voluntary~~  
 4.17 ~~prekindergarten program under Minnesota Statutes, section 124D.151, may apply to the~~  
 4.18 ~~commissioner by July 1, 2017, to participate in a school readiness plus program in the form~~  
 4.19 ~~and manner specified by the commissioner. By June 15, 2017, the commissioner must notify~~  
 4.20 ~~districts and charter schools of the availability of additional money for voluntary~~  
 4.21 ~~prekindergarten and school readiness plus programs. A school district or charter school that~~  
 4.22 ~~previously applied to participate in a voluntary prekindergarten program may amend its~~  
 4.23 ~~application by July 1, 2017, to apply instead for school readiness plus. The commissioner~~  
 4.24 ~~must review all applications for school readiness plus and notify applicant districts and~~  
 4.25 ~~charter schools by August 1, 2017, whether they have been selected for participation.~~

4.26 ~~(b) For the 2018-2019 school year, a school district or charter school may apply to the~~  
 4.27 ~~commissioner by January 30, 2018, to participate in school readiness plus in the form and~~  
 4.28 ~~manner specified by the commissioner.~~

4.29 ~~(c) A district or charter school submitting an application under this section must include:~~  
 4.30 ~~(1) a description of the proposed program, including the number of hours per week the~~  
 4.31 ~~program will be offered at each school site or mixed-delivery location; (2) an estimate of~~  
 4.32 ~~the number of eligible children to be served in the program at each school site or~~  
 4.33 ~~mixed-delivery location; (3) the number of children being served that will be new to the~~

5.1 ~~program; and (4) a statement of assurances signed by the superintendent or charter school~~  
5.2 ~~director that the proposed program meets the requirements of subdivision 2.~~

5.3 ~~(d) The commissioner must award funding for school readiness plus programs across~~  
5.4 ~~school districts and charter schools in the same manner as for the voluntary prekindergarten~~  
5.5 ~~program.~~

5.6 ~~(e) A school site or mixed-delivery site approved for aid under this subdivision remains~~  
5.7 ~~eligible for aid if the site continues to meet program requirements, regardless of changes in~~  
5.8 ~~the concentration of students eligible for free or reduced-price lunches. Applications for~~  
5.9 ~~school readiness plus must be submitted according to Minnesota Statutes, section 124D.151,~~  
5.10 ~~subdivision 5.~~

5.11 Sec. .... Laws 2017, First Special Session chapter 5, article 8, section 9, subdivision 6, is  
5.12 amended to read:

5.13 Subd. 6. **No supplanting.** For a site first qualifying in fiscal year 2018 or ~~2019~~ later,  
5.14 ~~mixed-delivery revenue, including~~ voluntary prekindergarten and school readiness plus  
5.15 program revenue; must be used to supplement not supplant existing state, federal, and local  
5.16 revenue for prekindergarten activities.

5.17 Sec. .... **REVISOR'S INSTRUCTION.**

5.18 The revisor of statutes shall codify Laws 2017, First Special Session chapter 5, article  
5.19 8, section 9, as amended, as Minnesota Statutes, section 124D.152.

5.20 Sec. .... **REPEALER.**

5.21 Laws 2017, First Special Session chapter 5, article 8, section 8, the effective date, is  
5.22 repealed."

5.23 Renumber the sections in sequence and correct internal references