

1.1 moves to amend H.F. No. 20 as follows:

1.2 Page 2, delete section 2 and insert:

1.3 "Sec. 2. Minnesota Statutes 2022, section 268.085, subdivision 7, is amended to read:

1.4 Subd. 7. **School employees; between terms denial.** (a) Wage credits from employment
1.5 with an educational institution or institutions may not be used for unemployment benefit
1.6 purposes for any week during the period between two successive academic years or terms
1.7 if:

1.8 (1) the applicant had employment for an educational institution or institutions in the
1.9 prior academic year or term; and

1.10 (2) there is a reasonable assurance that the applicant will have employment for an
1.11 educational institution or institutions in the following academic year or term.

1.12 ~~This paragraph applies to a vacation period or holiday recess if the applicant was~~
1.13 ~~employed immediately before the vacation period or holiday recess, and there is a reasonable~~
1.14 ~~assurance that the applicant will be employed immediately following the vacation period~~
1.15 ~~or holiday recess.~~ This paragraph also applies to the period between two regular but not
1.16 successive terms if there is an agreement for that schedule between the applicant and the
1.17 educational institution.

1.18 This paragraph does not apply if the subsequent employment is substantially less
1.19 favorable than the employment of the prior academic year or term, or the employment prior
1.20 to the vacation period or holiday recess.

1.21 (b) Paragraph (a) does not apply to ~~an applicant who, at the end of the prior academic~~
1.22 ~~year or term, had an agreement for a definite period of employment between academic years~~
1.23 ~~or terms in other than an instructional, research, or principal administrative capacity and~~
1.24 ~~the educational institution or institutions failed to provide that employment any week during~~

2.1 the period between two successive academic years or terms if an applicant worked in other
2.2 than an instructional, research, or principal administrative capacity. For individuals in the
2.3 employment of an employer as defined in section 123A.24, subdivision 2, or 123A.55, an
2.4 instructional position is one for which a license is required by the Professional Educator
2.5 Licensing and Standards Board or the Board of School Administrators.

2.6 ~~(c) If unemployment benefits are denied to any applicant under paragraph (a) who was~~
2.7 ~~employed in the prior academic year or term in other than an instructional, research, or~~
2.8 ~~principal administrative capacity and who was not offered an opportunity to perform the~~
2.9 ~~employment in the following academic year or term, the applicant is entitled to retroactive~~
2.10 ~~unemployment benefits for each week during the period between academic years or terms~~
2.11 ~~that the applicant filed a timely continued request for unemployment benefits, but~~
2.12 ~~unemployment benefits were denied solely because of paragraph (a). Paragraph (a) applies~~
2.13 to a vacation period or holiday recess if the applicant was employed immediately before
2.14 the vacation period or holiday recess, and there is a reasonable assurance that the applicant
2.15 will be employed immediately following the vacation period or holiday recess, including
2.16 applicants who worked in other than an instructional, research, or principal administrative
2.17 capacity.

2.18 (d) This subdivision applies to employment with an educational service agency if the
2.19 applicant performed the services at an educational institution or institutions. "Educational
2.20 service agency" means a governmental entity established and operated for the purpose of
2.21 providing services to one or more educational institutions.

2.22 (e) This subdivision applies to employment with Minnesota, a political subdivision, or
2.23 a nonprofit organization, if the services are provided to or on behalf of an educational
2.24 institution or institutions.

2.25 (f) Paragraph (a) applies beginning the Sunday of the week that there is a reasonable
2.26 assurance of employment.

2.27 (g) Employment and a reasonable assurance with multiple education institutions must
2.28 be aggregated for purposes of application of this subdivision.

2.29 (h) If all of the applicant's employment with any educational institution or institutions
2.30 during the prior academic year or term consisted of on-call employment, and the applicant
2.31 has a reasonable assurance of any on-call employment with any educational institution or
2.32 institutions for the following academic year or term, it is not considered substantially less
2.33 favorable employment.

3.1 (i) A "reasonable assurance" may be written, oral, implied, or established by custom or
3.2 practice.

3.3 (j) An "educational institution" is a school, college, university, or other educational entity
3.4 operated by Minnesota, a political subdivision or instrumentality thereof, or a nonprofit
3.5 organization.

3.6 (k) An "instructional, research, or principal administrative capacity" does not include
3.7 an educational assistant."

3.8 Page 6, delete section 4 and insert:

3.9 "Sec. 4. 268.193 REIMBURSEMENT ACCOUNTS.

3.10 Subdivision 1. Reimbursement administered. (a) For the purposes of this subdivision,
3.11 the following terms have the meanings given:

3.12 (1) "participating educational institution" means:

3.13 (i) a public K-12 educational institution as defined in subdivision 2, paragraph (a), clause
3.14 (1);

3.15 (ii) the University of Minnesota;

3.16 (iii) a postsecondary institution governed by the Board of Trustees of the Minnesota
3.17 State Colleges and Universities; or

3.18 (iv) a Tribal college as defined in subdivision 5, paragraph (a), clause (1); and

3.19 (2) "qualifying unemployment benefits" has the meanings given in subdivision 2,
3.20 paragraph (a), clause (2); subdivision 3, paragraph (a); subdivision 4, paragraph (a); and
3.21 subdivision 5, paragraph (a), clause (2), as applicable to the participating educational
3.22 institution.

3.23 (b) The commissioner of employment and economic development shall calculate and
3.24 certify the qualifying unemployment benefits payments charged and credited to the
3.25 reimbursable account of the participating educational institutions as provided under section
3.26 268.045 each calendar quarter and share and transmit the applicable certified amount to:

3.27 (1) the commissioner of education for the purposes of reimbursement under subdivision
3.28 2;

3.29 (2) the Board of Regents of the University of Minnesota for the purposes of
3.30 reimbursement under subdivision 3;

4.1 (3) the Board of Trustees of the Minnesota State Colleges and Universities for the
4.2 purposes of reimbursement under subdivision 4; or

4.3 (4) the commissioner of the Office of Higher Education for the purposes of reimbursement
4.4 under subdivision 5.

4.5 Subd. 2. **K-12 school reimbursement account.** (a) For the purposes of this subdivision,
4.6 the following terms have the meanings given:

4.7 (1) "public K-12 educational institution" means a:

4.8 (i) school district;

4.9 (ii) charter school; or

4.10 (iii) school cooperative, as defined in section 123A.24, subdivision 2; and

4.11 (2) "qualifying unemployment benefits" means unemployment benefits charged and
4.12 credited to a public K-12 educational institution as provided under section 268.045 for an
4.13 applicant for any week during a period between successive academic years or terms, if the
4.14 applicant worked in other than an instructional, research, or principal administrative capacity.
4.15 For individuals in the employment of an employer as defined in section 123A.24, subdivision
4.16 2, or 123A.55, an instructional position is one for which a license is required by the
4.17 Professional Educator Licensing and Standards Board or the Board of School Administrators.

4.18 (b) There is created in the special revenue fund an account, to be known as the K-12
4.19 school reimbursement account, that does not lapse nor revert to any other fund or account.
4.20 This account consists of all money appropriated for the purposes of this subdivision, unless
4.21 otherwise appropriated by law. Funds appropriated for the purposes of reimbursement under
4.22 this subdivision must be transferred to the K-12 school reimbursement account in the special
4.23 revenue fund.

4.24 (c) As provided in this subdivision, money in the account is appropriated to the
4.25 commissioner of education and shall be used to reimburse a public K-12 educational
4.26 institution under this subdivision for payments of qualifying unemployment benefits certified
4.27 under subdivision 1, paragraph (b), clause (1). The commissioner shall administer payments
4.28 of certified reimbursement amounts to a public K-12 educational institution under this
4.29 subdivision on or before the last day of the month following the end of the next calendar
4.30 quarter following certification. If the certified reimbursement amounts exceed the money
4.31 available in the K-12 school reimbursement account, reimbursement shall be dispersed to
4.32 individual public K-12 educational institutions on a pro rata basis.

5.1 (d) The commissioner of education may spend up to one percent of the amount
5.2 appropriated to the K-12 school reimbursement account for costs associated with
5.3 administering and monitoring payments under this subdivision.

5.4 Subd. 3. **University of Minnesota reimbursement account.** (a) For the purposes of
5.5 this subdivision, "qualifying unemployment benefits" means unemployment benefits charged
5.6 and credited to the University of Minnesota as provided under section 268.045 for an
5.7 applicant for any week during a period between successive academic years or terms, if the
5.8 applicant worked in other than an instructional, research, or principal administrative capacity.

5.9 (b) There is created in the special revenue fund an account, to be known as the University
5.10 of Minnesota reimbursement account, that does not lapse nor revert to any other fund or
5.11 account. This account consists of all money appropriated for the purposes of this subdivision,
5.12 unless otherwise appropriated by session law. Funds appropriated for the purposes of
5.13 reimbursement under this subdivision must be transferred to the University of Minnesota
5.14 reimbursement account in the special revenue fund.

5.15 (c) As provided in this subdivision, money in the account is appropriated to the Board
5.16 of Regents of the University of Minnesota and shall be used to reimburse the University of
5.17 Minnesota for payments of qualifying unemployment benefits certified under subdivision
5.18 1, paragraph (b), clause (2). The Board of Regents shall reimburse the University of
5.19 Minnesota for certified reimbursement amounts in the form and manner prescribed by the
5.20 board.

5.21 Subd. 4. **Minnesota State Colleges and Universities reimbursement account.** (a) For
5.22 the purposes of this subdivision, "qualifying unemployment benefits" means unemployment
5.23 benefits charged and credited to a Minnesota state college or university governed by the
5.24 Board of Trustees as provided under section 268.045 for an applicant for any week during
5.25 a period between successive academic years or terms, if the applicant worked in other than
5.26 an instructional, research, or principal administrative capacity.

5.27 (b) There is created in the special revenue fund an account, to be known as the Minnesota
5.28 State Colleges and Universities reimbursement account, that does not lapse nor revert to
5.29 any other fund or account. This account consists of all money appropriated for the purposes
5.30 of this subdivision unless otherwise appropriated by law. Funds appropriated for the purposes
5.31 of reimbursement under this subdivision must be transferred to the Minnesota State Colleges
5.32 and Universities reimbursement account in the special revenue fund.

5.33 (c) As provided in this subdivision, money in the account is appropriated to the Board
5.34 of Trustees of the Minnesota State Colleges and Universities and shall be used to reimburse

6.1 individual Minnesota state colleges and universities for payments of qualifying
 6.2 unemployment benefits certified under subdivision 1, paragraph (b), clause (3). The Board
 6.3 of Trustees shall reimburse individual Minnesota state colleges and universities for certified
 6.4 reimbursement amounts in the form and manner prescribed by the board. If certified
 6.5 reimbursement amounts exceed the money available in the Minnesota State Colleges and
 6.6 Universities reimbursement account, reimbursement shall be dispersed to individual
 6.7 Minnesota state colleges and universities on a pro rata basis.

6.8 Subd. 5. Tribal colleges reimbursement account. (a) For the purposes of this
 6.9 subdivision, the following terms have the meanings given:

6.10 (1) "Tribal college" means Leech Lake Tribal College, White Earth Tribal College, or
 6.11 Red Lake Nation Tribal College, referred to collectively in this subdivision as Tribal colleges;
 6.12 and

6.13 (2) "qualifying unemployment benefits" means unemployment benefits charged and
 6.14 credited to a Tribal college as provided under section 268.045 for an applicant for any week
 6.15 during a period between successive academic years or terms, if the applicant worked in
 6.16 other than an instructional, research, or principal administrative capacity.

6.17 (b) There is created in the special revenue fund an account, to be known as the Tribal
 6.18 colleges reimbursement account, that does not lapse nor revert to any other fund or account.
 6.19 This account consists of all money appropriated for the purposes of this subdivision unless
 6.20 otherwise appropriated by law. Funds appropriated for the purposes of reimbursement under
 6.21 this section must be transferred to the Tribal colleges reimbursement account in the special
 6.22 revenue fund.

6.23 (c) As provided in this subdivision, money in the account is appropriated to the
 6.24 commissioner of the Office of Higher Education and shall be used to reimburse individual
 6.25 Tribal colleges for payments of qualifying unemployment benefits certified under subdivision
 6.26 1, paragraph (b), clause (4). The commissioner shall administer payments of certified
 6.27 reimbursement amounts to a Tribal college on or before the last day of the month following
 6.28 the end of the next calendar quarter following certification. If the certified reimbursement
 6.29 amounts exceed the money available in the Tribal colleges reimbursement account,
 6.30 reimbursement shall be dispersed to individual Tribal colleges on a pro rata basis.

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

6.32 Page 10, line 5, delete "\$....." and insert "\$161,743,000"

6.33 Page 10, line 9, delete "\$....." and insert "\$68,470,000"

- 7.1 Page 10, line 13, delete "\$....." and insert "\$39,123,000"
- 7.2 Page 10, line 17, delete "\$....." and insert "\$471,000"