

1.22 **ARTICLE 1**
1.23 **GENERAL EDUCATION**

1.24 Section 1. Minnesota Statutes 2010, section 120A.20, subdivision 2, is amended to
1.25 read:

1.26 Subd. 2. **Education and, residence, and transportation of homeless.** (a)

1.27 Notwithstanding subdivision 1, a district must not deny free admission to a homeless

1.28 ~~person of school age pupil~~ solely because the district cannot determine that the ~~person~~

1.29 pupil is a resident of the district.

2.1 (b) The school district of residence for a homeless ~~person of school age pupil~~

2.2 shall be the school district in which the ~~homeless shelter or other program, center, or~~

2.3 ~~facility assisting the homeless person is located. The educational services a school~~

2.4 ~~district provides to a homeless person must allow the person to work toward meeting the~~

2.5 ~~graduation standards under section 120B.02.~~ parent or legal guardian resides, unless: (1)

2.6 parental rights have been terminated by court order; (2) the parent or guardian is not

2.7 living within the state; or (3) the parent or guardian having legal custody of the child is

2.8 an inmate of a Minnesota correctional facility or is a resident of a halfway house under

2.9 the supervision of the commissioner of corrections. If any of clauses (1) to (3) apply, the

2.10 school district of residence shall be the school district in which the pupil resided when the

2.11 qualifying event occurred. If no other district of residence can be established, the school

2.12 district of residence shall be the school district in which the pupil currently resides. If

2.13 there is a dispute between school districts regarding residency, the district of residence is

2.14 the district designated by the commissioner of education.

2.15 (c) The serving district is responsible for transporting a homeless pupil to and from

2.16 the pupil's district of residence. The district may transport from a permanent home in

2.17 another district but only through the end of the academic school year. When a pupil is

2.18 enrolled in a charter school, the district or school that provides transportation for other

2.19 pupils enrolled in the charter school is responsible for providing transportation. When a

2.20 homeless student with or without an individualized education program attends a public

2.21 school other than an independent or special school district or charter school, the district of

2.22 residence is responsible for transportation.

2.23 Sec. 2. Minnesota Statutes 2010, section 120A.22, subdivision 11, is amended to read:

2.24 Subd. 11. **Assessment of performance.** (a) Each year the performance of every

2.25 child ages seven through 16 who is not enrolled in a public school must be assessed using

2.26 a nationally norm-referenced standardized achievement examination. The superintendent

2.27 of the district in which the child receives instruction and the person in charge of the child's

2.28 instruction must agree about the specific examination to be used and the administration

2.29 and location of the examination.

2.30 (b) To the extent the examination in paragraph (a) does not provide assessment in
2.31 all of the subject areas in subdivision 9, the parent must assess the child's performance
2.32 in the applicable subject area. This requirement applies only to a parent who provides
2.33 instruction and does not meet the requirements of subdivision 10, clause (1), (2), or (3).

2.34 (c) If the results of the assessments in paragraphs (a) and (b) indicate that the
2.35 child's performance on the total battery score is at or below the 30th percentile or one
3.1 grade level below the performance level for children of the same age, the parent must
3.2 obtain additional evaluation of the child's abilities and performance for the purpose of
3.3 determining whether the child has learning problems.

3.4 (d) A child receiving instruction from a nonpublic school, person, or institution that
3.5 is accredited by an accrediting agency, recognized according to section 123B.445, or
3.6 recognized by the commissioner, is exempt from the requirements of this subdivision.

3.7 Sec. 3. Minnesota Statutes 2011 Supplement, section 120A.24, subdivision 1, is
3.8 amended to read:

3.9 Subdivision 1. **Reports to superintendent.** (a) The person or nonpublic school in
3.10 charge of providing instruction to a child must submit to the superintendent of the district
3.11 in which the child resides the name, birth date, and address of the child; the annual tests
3.12 intended to be used under section 120A.22, subdivision 11, if required; the name of each
3.13 instructor; and evidence of compliance with one of the requirements specified in section
3.14 120A.22, subdivision 10:

3.15 (1) by October 1 of the first school year the child receives instruction after reaching
3.16 the age of seven;

3.17 (2) within 15 days of when a parent withdraws a child from public school after age
3.18 seven to ~~homeschool~~ provide instruction in a nonpublic school that is not accredited
3.19 by a state-recognized accredited agency;

3.20 (3) within 15 days of moving out of a district; and

3.21 (4) by October 1 after a new resident district is established.

3.22 (b) The person or nonpublic school in charge of providing instruction to a child
3.23 between the ages of seven and 16 must submit, by October 1 of each school year, a letter
3.24 of intent to continue to provide instruction under this section for all students under the
3.25 person's or school's supervision and any changes to the information required in paragraph
3.26 (a) for each student.

3.27 (c) The superintendent may collect the required information under this section
3.28 through an electronic or Web-based format, but must not require electronic submission
3.29 of information under this section from the person in charge of reporting under this
3.30 subdivision.

H0682-1

1.6 Section 1. Minnesota Statutes 2011 Supplement, section 120B.023, subdivision 2,
1.7 is amended to read:

1.8 Subd. 2. **Revisions and reviews required.** (a) The commissioner of education must
1.9 revise and appropriately embed technology and information literacy standards consistent
1.10 with recommendations from school media specialists into the state's academic standards
1.11 and graduation requirements and implement a review cycle for state academic standards
1.12 and related benchmarks, consistent with this subdivision. During each review cycle, the
1.13 commissioner also must examine the alignment of each required academic standard and
1.14 related benchmark with the knowledge and skills students need for college readiness and
1.15 advanced work in the particular subject area.

1.16 (b) The commissioner in the 2006-2007 school year must revise and align the state's
1.17 academic standards and high school graduation requirements in mathematics to require
1.18 that students satisfactorily complete the revised mathematics standards, beginning in the
1.19 2010-2011 school year. Under the revised standards:

1.20 (1) students must satisfactorily complete an algebra I credit by the end of eighth
1.21 grade; and

1.22 (2) students scheduled to graduate in the 2014-2015 school year or later must
1.23 satisfactorily complete an algebra II credit or its equivalent.

2.1 The commissioner also must ensure that the statewide mathematics assessments
2.2 administered to students in grades 3 through 8 and 11 are aligned with the state academic
2.3 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph
2.4 (b). The commissioner must implement a review of the academic standards and related
2.5 benchmarks in mathematics beginning in the 2015-2016 school year.

2.6 (c) The commissioner in the 2007-2008 school year must revise and align the state's
2.7 academic standards and high school graduation requirements in the arts to require that
2.8 students satisfactorily complete the revised arts standards beginning in the 2010-2011
2.9 school year. The commissioner must implement a review of the academic standards and
2.10 related benchmarks in arts beginning in the 2016-2017 school year.

15.8 Sec. 2. Minnesota Statutes 2011 Supplement, section 120B.023, subdivision 2, is
15.9 amended to read:

15.10 Subd. 2. **Revisions and reviews required.** (a) The commissioner of education must
15.11 revise and appropriately embed technology and information literacy standards consistent
15.12 with recommendations from school media specialists into the state's academic standards
15.13 and graduation requirements and implement a review cycle for state academic standards
15.14 and related benchmarks, consistent with this subdivision. During each review cycle, the
15.15 commissioner also must examine the alignment of each required academic standard and
15.16 related benchmark with the knowledge and skills students need for college readiness and
15.17 advanced work in the particular subject area.

15.18 (b) The commissioner in the 2006-2007 school year must revise and align the state's
15.19 academic standards and high school graduation requirements in mathematics to require
15.20 that students satisfactorily complete the revised mathematics standards, beginning in the
15.21 2010-2011 school year. Under the revised standards:

15.22 (1) students must satisfactorily complete an algebra I credit by the end of eighth
15.23 grade; and

15.24 (2) students scheduled to graduate in the 2014-2015 school year or later must
15.25 satisfactorily complete an algebra II credit or its equivalent.

15.26 The commissioner also must ensure that the statewide mathematics assessments
15.27 administered to students in grades 3 through 8 and 11 are aligned with the state academic
15.28 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph
15.29 (b). The commissioner must implement a review of the academic standards and related
15.30 benchmarks in mathematics beginning in the 2015-2016 school year.

15.31 (c) The commissioner in the 2007-2008 school year must revise and align the state's
15.32 academic standards and high school graduation requirements in the arts to require that
15.33 students satisfactorily complete the revised arts standards beginning in the 2010-2011
16.1 school year. The commissioner must implement a review of the academic standards and
16.2 related benchmarks in arts beginning in the 2016-2017 school year.

2.11 (d) The commissioner in the 2008-2009 school year must revise and align the state's
 2.12 academic standards and high school graduation requirements in science to require that
 2.13 students satisfactorily complete the revised science standards, beginning in the 2011-2012
 2.14 school year. Under the revised standards, students scheduled to graduate in the 2014-2015
 2.15 school year or later must satisfactorily complete a chemistry, ~~or physics,~~ credit or a career
 2.16 and technical education credit that meets the standards underlying either the chemistry or,
 2.17 physics, or biology credit or a combination of those standards approved by the district.
 2.18 The commissioner must implement a review of the academic standards and related
 2.19 benchmarks in science beginning in the 2017-2018 school year.

2.20 (e) The commissioner in the 2009-2010 school year must revise and align the state's
 2.21 academic standards and high school graduation requirements in language arts to require
 2.22 that students satisfactorily complete the revised language arts standards beginning in the
 2.23 2012-2013 school year. The commissioner must implement a review of the academic
 2.24 standards and related benchmarks in language arts beginning in the 2018-2019 school year.

2.25 (f) The commissioner in the 2010-2011 school year must revise and align the state's
 2.26 academic standards and high school graduation requirements in social studies to require
 2.27 that students satisfactorily complete the revised social studies standards beginning in the
 2.28 2013-2014 school year. The commissioner must implement a review of the academic
 2.29 standards and related benchmarks in social studies beginning in the 2019-2020 school year.

2.30 (g) School districts and charter schools must revise and align local academic
 2.31 standards and high school graduation requirements in health, world languages, and career
 2.32 and technical education to require students to complete the revised standards beginning
 2.33 in a school year determined by the school district or charter school. School districts and
 2.34 charter schools must formally establish a periodic review cycle for the academic standards
 2.35 and related benchmarks in health, world languages, and career and technical education.

3.1 Sec. 2. Minnesota Statutes 2010, section 120B.024, is amended to read:
 3.2 **120B.024 GRADUATION REQUIREMENTS; COURSE CREDITS.**

3.3 (a) Students beginning 9th grade in the ~~2004-2005~~ 2011-2012 school year and later
 3.4 must successfully complete the following high school level course credits for graduation:

3.5 (1) four credits of language arts;

3.6 (2) three credits of mathematics, encompassing at least algebra, geometry, statistics,
 3.7 and probability sufficient to satisfy the academic standard;

3.8 (3) three credits of science, including at least: (i) one credit in biology; and (ii) one
 3.9 chemistry or physics credit or a career and technical education credit that meets standards
 3.10 underlying the chemistry, physics, or biology credit or a combination of those standards
 3.11 approved by the district, but meeting biology standards under this item does not meet the
 3.12 biology requirement under item (i);

16.3 (d) The commissioner in the 2008-2009 school year must revise and align the state's
 16.4 academic standards and high school graduation requirements in science to require that
 16.5 students satisfactorily complete the revised science standards, beginning in the 2011-2012
 16.6 school year. Under the revised standards, students scheduled to graduate in the 2014-2015
 16.7 school year or later must satisfactorily complete a chemistry, physics, or career and
 16.8 technical education credit that ~~meets the standards underlying either~~ utilizes standards
 16.9 associated with the chemistry or, physics, or biology credit or a combination thereof. The
 16.10 commissioner must implement a review of the academic standards and related benchmarks
 16.11 in science beginning in the 2017-2018 school year.

16.12 (e) The commissioner in the 2009-2010 school year must revise and align the state's
 16.13 academic standards and high school graduation requirements in language arts to require
 16.14 that students satisfactorily complete the revised language arts standards beginning in the
 16.15 2012-2013 school year. The commissioner must implement a review of the academic
 16.16 standards and related benchmarks in language arts beginning in the 2018-2019 school year.

16.17 (f) The commissioner in the 2010-2011 school year must revise and align the state's
 16.18 academic standards and high school graduation requirements in social studies to require
 16.19 that students satisfactorily complete the revised social studies standards beginning in the
 16.20 2013-2014 school year. The commissioner must implement a review of the academic
 16.21 standards and related benchmarks in social studies beginning in the 2019-2020 school year.

16.22 (g) School districts and charter schools must revise and align local academic
 16.23 standards and high school graduation requirements in health, world languages, and career
 16.24 and technical education to require students to complete the revised standards beginning
 16.25 in a school year determined by the school district or charter school. School districts and
 16.26 charter schools must formally establish a periodic review cycle for the academic standards
 16.27 and related benchmarks in health, world languages, and career and technical education.

16.28 Sec. 3. Minnesota Statutes 2010, section 120B.024, is amended to read:
 16.29 **120B.024 GRADUATION REQUIREMENTS; COURSE CREDITS.**

16.30 (a) Students beginning 9th grade in the 2004-2005 school year and later must
 16.31 successfully complete the following high school level course credits for graduation:

16.32 (1) four credits of language arts;

16.33 (2) three credits of mathematics, encompassing at least algebra, geometry, statistics,
 16.34 and probability sufficient to satisfy the academic standard;

16.35 (3) three credits of science, including at least one credit in biology;

- 3.13 (4) three and one-half credits of social studies, encompassing at least United States history, geography, government and citizenship, world history, and economics or
- 3.14 three credits of social studies encompassing at least United States history, geography, government and citizenship, and world history, and one-half credit of economics taught in a school's social studies, agriculture education, or business department;
- 3.18 (5) one credit in the arts; and
- 3.19 (6) a minimum of seven elective course credits.
- 3.20 A course credit is equivalent to a student successfully completing an academic year of study or a student mastering the applicable subject matter, as determined by the local school district.
- 3.22 (b) An agriculture science course may fulfill a science credit requirement in addition to the specified science credits credit in biology and chemistry or physics under paragraph (a), clause (3).
- 3.24 to other than the specified science credits credit in biology and chemistry or physics
- 3.25 under paragraph (a), clause (3).
- 3.26 (c) A career and technical education course may fulfill a science, mathematics, or arts credit requirement in addition to the specified science, mathematics, or arts credits under paragraph (a), clause (2), (3), or (5).

H2949-2

- 1.11 Section 1. Minnesota Statutes 2011 Supplement, section 120B.07, is amended to read:
- 1.12 **120B.07 EARLY GRADUATION.**
- 1.13 ~~(a)~~ Notwithstanding any law to the contrary, any secondary school student who has completed all required courses or standards may, with the approval of the student, the student's parent or guardian, and local school officials, graduate before the completion of the school year.
- 1.14
- 1.15
- 1.16
- 1.17 ~~(b) General education revenue attributable to the student must be paid as though the student was in attendance for the entire year unless the student participates in the early graduation achievement scholarship program under section 120B.08 or the early graduation military service award program under section 120B.09.~~
- 1.18
- 1.19
- 1.20
- 1.21 EFFECTIVE DATE. This section is effective for fiscal year 2012 and later.
- 1.22 Sec. 2. Minnesota Statutes 2011 Supplement, section 120B.08, is amended to read:
- 1.23 **120B.08 EARLY GRADUATION ACHIEVEMENT SCHOLARSHIP PROGRAM.**
- 1.24

- 17.1 (4) three and one-half credits of social studies, encompassing at least United States history, geography, government and citizenship, world history, and economics or
- 17.2 three credits of social studies encompassing at least United States history, geography, government and citizenship, and world history, and one-half credit of economics taught in a school's social studies, agriculture education, or business department;
- 17.3
- 17.4
- 17.5
- 17.6 (5) one credit in the arts; and
- 17.7 (6) a minimum of seven elective course credits.
- 17.8 A course credit is equivalent to a student successfully completing an academic year of study or a student mastering the applicable subject matter, as determined by the local school district.
- 17.9
- 17.10
- 17.11 (b) An agriculture science course may fulfill a science credit requirement in addition to the specified science credits in biology and chemistry or physics under paragraph (a), clause (3), and paragraph (d).
- 17.12
- 17.13
- 17.14 (c) A career and technical education course may fulfill a science, mathematics, or arts credit requirement in addition to the specified science, mathematics, or arts credits under paragraph (a), clause (2), (3), or (5), and paragraph (d).
- 17.15
- 17.16
- 17.17 (d) Students scheduled to graduate in the 2014-2015 school year and later must successfully complete a chemistry or physics credit.
- 17.18

- 3.31 Sec. 4. Minnesota Statutes 2011 Supplement, section 120B.07, is amended to read:
- 3.32 **120B.07 EARLY GRADUATION.**
- 3.33 ~~(a)~~ Notwithstanding any law to the contrary, any secondary school student who has completed all required courses or standards may, with the approval of the student, the student's parent or guardian, and local school officials, graduate before the completion of the school year.
- 3.34
- 4.1
- 4.2
- 4.3 ~~(b) General education revenue attributable to the student must be paid as though the student was in attendance for the entire year unless the student participates in the early graduation achievement scholarship program under section 120B.08 or the early graduation military service award program under section 120B.09.~~
- 4.4
- 4.5
- 4.6
- 4.7 EFFECTIVE DATE. This section is effective for fiscal year 2012 and later.
- 4.8 Sec. 5. Minnesota Statutes 2011 Supplement, section 120B.08, is amended to read:
- 4.9 **120B.08 EARLY GRADUATION ACHIEVEMENT SCHOLARSHIP PROGRAM.**
- 4.10

2.1 Subdivision 1. **Participation.** A student who qualifies for early graduation under
 2.2 section 120B.07, who meets the criteria in subdivision 1a and who has not participated in
 2.3 the early graduation military service award program under section 120B.09, is eligible to
 2.4 participate in the early graduation achievement scholarship program.

2.5 Subd. 1a. **Eligible student.** For purposes of this section, an eligible student is a
 2.6 secondary student enrolled in a Minnesota public school who, at the time of graduation,
 2.7 generated Minnesota general education revenue and who graduates prior to the end of the
 2.8 fourth school year after first enrolling in ninth grade.

2.9 Subd. 2. **Scholarship amounts.** A student who participates in the early graduation
 2.10 achievement scholarship program is eligible for a scholarship of \$2,500 if the student
 2.11 ~~qualifies for graduation~~ graduates one semester or two trimesters early, \$5,000 if the
 2.12 student ~~qualifies for graduation~~ graduates two semesters or three or four trimesters early,
 2.13 or \$7,500 if the student ~~qualifies for graduation~~ graduates three or more semesters or five
 2.14 or more trimesters early. Participation in the optional summer term, extended day sessions,
 2.15 and intersessions of a state-approved learning year program under section 124D.128 are
 2.16 considered a quarter for purposes of computing scholarship amounts.

2.17 Subd. 3. **Scholarship uses.** An early graduation achievement scholarship may be
 2.18 used at any ~~accredited~~ institution of higher education accredited by an accrediting agency
 2.19 recognized by the United States Department of Education.

2.20 Subd. 4. **Application.** A qualifying student may apply to the commissioner of
 2.21 education for an early graduation achievement scholarship. The application must be in the
 2.22 form and manner specified by the commissioner and must be received at the department
 2.23 within two calendar years of the date of graduation. Upon verification of the qualifying
 2.24 student's course completion necessary for graduation, the department must issue the
 2.25 student a certificate showing the student's scholarship amount.

2.26 Subd. 5. **Enrollment verification.** A student who qualifies under this section
 2.27 and enrolls in an accredited higher education institution must submit a form to the
 2.28 commissioner verifying the student's enrollment in the higher education institution and the
 2.29 tuition charges for that semester. Within ~~45~~ 45 days of receipt of a student's enrollment
 2.30 and tuition verification form, the commissioner must issue a scholarship check to the
 2.31 ~~student higher education institution~~ in the lesser of the tuition amount for that semester
 2.32 or the maximum amount of the student's early graduation achievement scholarship. A
 2.33 student may continue to submit enrollment verification forms to the commissioner until
 2.34 the student has used the full amount of the student's graduation achievement scholarship or
 2.35 six years from the date of the student's graduation, whichever occurs first. The scholarship
 2.36 cannot be renewed.

3.1 Subd. 6. **General education money transferred.** The commissioner must transfer
 3.2 the amounts necessary to fund the early graduation achievement scholarships from the
 3.3 general education aid appropriation for that year.

4.11 Subdivision 1. **Participation.** A student who qualifies for early graduation under
 4.12 section 120B.07, who meets the criteria in subdivision 1a and who has not participated in
 4.13 the early graduation military service award program under section 120B.09, is eligible to
 4.14 participate in the early graduation achievement scholarship program.

4.15 Subd. 1a. **Eligible student.** For purposes of this section, an eligible student is a
 4.16 secondary student enrolled in a Minnesota public school who, at the time of graduation,
 4.17 generated Minnesota general education revenue and who graduates prior to the end of the
 4.18 fourth school year after first enrolling in ninth grade.

4.19 Subd. 2. **Scholarship amounts.** A student who participates in the early graduation
 4.20 achievement scholarship program is eligible for a scholarship of \$2,500 if the student
 4.21 ~~qualifies for graduation~~ graduates one semester or two trimesters early, \$5,000 if the
 4.22 student ~~qualifies for graduation~~ graduates two semesters or three or four trimesters early,
 4.23 or \$7,500 if the student ~~qualifies for graduation~~ graduates three or more semesters or
 4.24 five or more trimesters early. Participation in the optional summer term, extended day
 4.25 sessions, and intersessions of a state-approved learning year program under section
 4.26 124D.128 are considered a quarter for purposes of computing scholarship amounts.

4.27 Subd. 3. **Scholarship uses.** An early graduation achievement scholarship may be
 4.28 used at any ~~accredited~~ institution of higher education accredited by an accrediting agency
 4.29 recognized by the United States Department of Education.

4.30 Subd. 4. **Application.** A qualifying student may apply to the commissioner of
 4.31 education for an early graduation achievement scholarship. The application must be in
 4.32 the form and manner specified by the commissioner. Upon verification of the qualifying
 4.33 student's course completion necessary for graduation, the department must issue the
 4.34 student a certificate showing the student's scholarship amount.

5.1 Subd. 5. **Enrollment verification.** A student who qualifies under this section
 5.2 and enrolls in an accredited higher education institution must submit a form to the
 5.3 commissioner verifying the student's enrollment in the higher education institution and the
 5.4 tuition charges for that semester. Within ~~45~~ 45 days of receipt of a student's enrollment
 5.5 and tuition verification form, the commissioner must issue a scholarship check to the
 5.6 ~~student higher education institution~~ in the lesser of the tuition amount for that semester
 5.7 or the maximum amount of the student's early graduation achievement scholarship. A
 5.8 student may continue to submit enrollment verification forms to the commissioner until
 5.9 the student has used the full amount of the student's graduation achievement scholarship or
 5.10 six years from the date of the student's graduation, whichever occurs first. The scholarship
 5.11 cannot be renewed.

5.12 Subd. 6. **General education money transferred.** The commissioner must transfer
 5.13 the amounts necessary to fund the early graduation achievement scholarships from the
 5.14 general education aid appropriation for that year.

3.4 **EFFECTIVE DATE.** This section is effective for fiscal year 2012 and later.

3.5 Sec. 3. Minnesota Statutes 2011 Supplement, section 120B.09, is amended to read:

3.6 **120B.09 EARLY GRADUATION MILITARY SERVICE AWARD PROGRAM.**

3.7 Subdivision 1. **Eligibility.** For purposes of this section, "eligible person" means a
 3.8 secondary student enrolled in any Minnesota public school who, at the time of graduation,
 3.9 generated Minnesota general education revenue, who qualifies for early graduation under
 3.10 section 120B.07, who graduated prior to the end of the fourth school year after first
 3.11 enrolling in ninth grade, who has not participated in the early graduation achievement
 3.12 scholarship program under section 120B.08, and who, before the end of the calendar
 3.13 year of the student's graduation, enters into active service in either the active or reserve
 3.14 component of the United States armed forces and deploys for 60 days or longer to a
 3.15 military base or installation outside Minnesota for the purpose of attending basic military
 3.16 training or military school and, if required by the military, performing other military duty.
 3.17 The active service may be in accordance with United States Code, title 10 or title 32.

3.18 Subd. 2. **Application.** An eligible person may apply to the commissioner of
 3.19 education for an early graduation military service bonus. The application must be in the
 3.20 form and manner specified by the commissioner and must be received at the department
 3.21 within two calendar years of the date of graduation.

3.22 Subd. 3. **Verification and award.** The request for payment must be received at
 3.23 the department by the end of the fiscal year following the fiscal year in which the student
 3.24 graduated. Upon verification of the qualifying student's course completion necessary for
 3.25 graduation and eligibility for the military service bonus, the commissioner must issue
 3.26 payment to that person. Payment amounts must be determined according to section
 3.27 120B.08, subdivision 2. Once the original amount of the award has been paid, it cannot be
 3.28 renewed.

3.29 **EFFECTIVE DATE.** This section is effective for fiscal year 2012 and later.

3.30 Sec. 4. Minnesota Statutes 2010, section 120B.13, subdivision 4, is amended to read:

3.31 Subd. 4. **Rigorous course taking information; AP, IB, and PSEO.** The
 3.32 commissioner shall submit the following information on rigorous course taking to the
 3.33 education committees of the legislature each year by February 1:

4.1 (1) the number of pupils enrolled in postsecondary enrollment options under
 4.2 section 124D.09, including concurrent enrollment, advanced placement, and international
 4.3 baccalaureate courses in each school district;

5.15 **EFFECTIVE DATE.** This section is effective for fiscal year 2012 and later.

5.16 Sec. 6. Minnesota Statutes 2011 Supplement, section 120B.09, is amended to read:

5.17 **120B.09 EARLY GRADUATION MILITARY SERVICE AWARD PROGRAM.**

5.18 Subdivision 1. **Eligibility.** For purposes of this section, "eligible person" means a
 5.19 secondary student enrolled in any Minnesota public school who, at the time of graduation,
 5.20 generated Minnesota general education revenue, who qualifies for early graduation under
 5.21 section 120B.07, who graduated prior to the end of the fourth school year after first
 5.22 enrolling in ninth grade, who has not participated in the early graduation achievement
 5.23 scholarship program under section 120B.08, and who, before the end of the calendar
 5.24 year of the student's graduation, enters into active service in either the active or reserve
 5.25 component of the United States armed forces and deploys for 60 days or longer to a
 5.26 military base or installation outside Minnesota for the purpose of attending basic military
 5.27 training or military school and, if required by the military, performing other military duty.
 5.28 The active service may be in accordance with United States Code, title 10 or title 32.

5.29 Subd. 2. **Application.** An eligible person may apply to the commissioner of
 5.30 education for an early graduation military service bonus. The application must be in the
 5.31 form and manner specified by the commissioner and must be received at the department
 5.32 within two calendar years of the date of graduation.

5.33 Subd. 3. **Verification and award.** The request for payment must be received at
 5.34 the department by the end of the second fiscal year following the date of the student's
 6.1 graduation. Upon verification of the qualifying student's course completion necessary for
 6.2 graduation and eligibility for the military service bonus, the commissioner must issue
 6.3 payment to that person. Payment amounts must be determined according to section
 6.4 120B.08, subdivision 2. Once the original amount of the award has been paid, it cannot be
 6.5 renewed.

6.6 **EFFECTIVE DATE.** This section is effective for fiscal year 2012 and later.

- 4.4 (2) the number of teachers in each district attending training programs offered by
 4.5 the college board of International Baccalaureate North America, Inc., or Minnesota
 4.6 concurrent enrollment programs;
- 4.7 (3) the number of teachers in each district participating in support programs;
- 4.8 (4) recent trends in the field of postsecondary enrollment options under section
 4.9 124D.09, including concurrent enrollment, advanced placement, and international
 4.10 baccalaureate programs;
- 4.11 (5) expenditures for each category in this section and under sections 124D.09 and
 4.12 124D.091; and
- 4.13 (6) other recommendations for the state program or the postsecondary enrollment
 4.14 options under section 124D.09, including concurrent enrollment.
- 4.15 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
 4.16 later.

6.7 Sec. 7. Minnesota Statutes 2010, section 122A.415, subdivision 3, is amended to read:

6.8 Subd. 3. **Revenue timing.** (a) Districts, intermediate school districts, school sites,
 6.9 or charter schools with approved applications must receive alternative compensation
 6.10 revenue for each school year that the district, intermediate school district, school site,
 6.11 or charter school implements an alternative teacher professional pay system under this
 6.12 subdivision and section 122A.414. For fiscal year 2007 and later, a qualifying district,
 6.13 intermediate school district, school site, or charter school that received alternative teacher
 6.14 compensation aid for the previous fiscal year must receive at least an amount of alternative
 6.15 teacher compensation revenue equal to the lesser of the amount it received for the previous
 6.16 fiscal year or the amount it qualifies for under subdivision 1 for the current fiscal year if
 6.17 the district, intermediate school district, school site, or charter school submits a timely
 6.18 application and the commissioner determines that the district, intermediate school district,
 6.19 school site, or charter school continues to implement an alternative teacher professional
 6.20 pay system, consistent with its application under this section.

6.21 (b) The commissioner shall approve applications that comply with subdivision 1,
 6.22 and section 122A.414, subdivisions 2, paragraph (b), and 2a, if the applicant is a charter
 6.23 school, in the order in which they are received, select applicants that qualify for this
 6.24 program, notify school districts, intermediate school districts, school sites, and charter
 6.25 schools about the program, develop and disseminate application materials, and carry out
 6.26 other activities needed to implement this section.

6.27 ~~(c) For applications approved under this section before August 1 of the fiscal year for~~
 6.28 ~~which the aid is paid, the portion of the state total basic alternative teacher compensation~~
 6.29 ~~aid entitlement allocated to charter schools must not exceed \$522,000 for fiscal year 2006~~
 6.30 ~~and \$3,374,000 for fiscal year 2007. For fiscal year 2008 and later, the portion of the state~~
 6.31 ~~total basic alternative teacher compensation aid entitlement allocated to charter schools~~
 6.32 ~~must not exceed the product of \$3,374,000 times the ratio of the state total charter school~~
 6.33 ~~enrollment for the previous fiscal year to the state total charter school enrollment for the~~
 6.34 ~~second previous fiscal year 2007. Additional basic alternative teacher compensation aid~~
 6.35 ~~may be approved for charter schools after August 1, not to exceed the charter school limit~~
 7.1 ~~for the following fiscal year, if the basic alternative teacher compensation aid entitlement~~
 7.2 ~~for school districts based on applications approved by August 1 does not expend the~~
 7.3 ~~remaining amount under the limit.~~

7.4 Sec. 8. Minnesota Statutes 2010, section 123B.92, subdivision 3, is amended to read:

7.5 Subd. 3. **Alternative attendance programs.** (a) A district that enrolls nonresident
 7.6 pupils in programs under sections 123A.05 to 123A.08, 124D.03, 124D.08, and 124D.68,
 7.7 must provide authorized transportation to the pupil within the attendance area for the
 7.8 school that the pupil attends at the same level of service that is provided to resident pupils
 7.9 within the attendance area. The resident district need not provide or pay for transportation
 7.10 between the pupil's residence and the district's border.

7.11 (b) A district may provide transportation to allow a student who attends a high-need
 7.12 English language learner program and who resides within the transportation attendance
 7.13 area of the program to continue in the program until the student completes the highest
 7.14 grade level offered by the program.

7.15 ~~(c) A homeless nonresident pupil enrolled under section 124D.08, subdivision 2a,~~
 7.16 ~~must be provided transportation from the pupil's district of residence to and from the~~
 7.17 ~~school of enrollment.~~

7.18 Sec. 9. Minnesota Statutes 2010, section 124D.08, is amended by adding a subdivision
 7.19 to read:

7.20 Subd. 2a. **Continued enrollment for homeless students.** Notwithstanding
 7.21 subdivision 2, a pupil who has been enrolled in a district, who is identified as homeless,
 7.22 and whose parent or legal guardian moves to another district, may continue to enroll in
 7.23 the nonresident district without the approval of the board of the nonresident district. The
 7.24 approval of the board of the pupil's resident district is not required.

5.30 Sec. 6. Minnesota Statutes 2011 Supplement, section 124D.09, subdivision 5, is
 5.31 amended to read:

7.25 Sec. 10. Minnesota Statutes 2010, section 124D.09, is amended by adding a
 7.26 subdivision to read:

5.32 Subd. 5. **Authorization; notification.** (a) Notwithstanding any other law to the
 5.33 contrary, an 11th or 12th grade pupil enrolled in a school or an American Indian-controlled
 5.34 tribal contract or grant school eligible for aid under section 124D.83, except a foreign
 5.35 exchange pupil enrolled in a district under a cultural exchange program, may apply to an
 6.1 eligible institution, as defined in subdivision 3, to enroll in nonsectarian academic and
 6.2 career and technical courses offered by that postsecondary institution.

6.3 (b) Notwithstanding any other law to the contrary, a 9th or 10th grade pupil enrolled
 6.4 in a district or an American Indian-controlled tribal contract or grant school eligible for
 6.5 aid under section 124D.83, except a foreign exchange pupil enrolled in a district under a
 6.6 cultural exchange program, may apply to enroll in nonsectarian academic and career and
 6.7 technical courses offered under subdivision 10, if after all 11th and 12th grade students
 6.8 have applied for a course, additional students are necessary to offer the course.

6.9 (c) If an institution accepts a secondary pupil for enrollment under this section, the
 6.10 institution shall send written notice to the pupil, the pupil's school or school district, and
 6.11 the commissioner within ten days of acceptance. The notice must indicate the course
 6.12 and hours of enrollment of that pupil. If the pupil enrolls in a course for postsecondary
 6.13 credit, the institution must notify the pupil about payment in the customary manner used
 6.14 by the institution.

6.15 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and

6.16 later.

7.27 Subd. 5a. **Authorization; career or technical education.** A 10th, 11th, or 12th
 7.28 grade pupil enrolled in a district or an American Indian-controlled tribal contract or grant
 7.29 school eligible for aid under section 124D.83, except a foreign exchange pupil enrolled in
 7.30 a district under a cultural exchange program, may enroll in a career or technical education
 7.31 course offered by a Minnesota state college or university. A 10th grade pupil applying
 7.32 for enrollment in a career or technical education course under this subdivision must
 7.33 have received a passing score on the 8th grade Minnesota Comprehensive Assessment
 8.1 in reading as a condition of enrollment. A secondary pupil may enroll in their first
 8.2 postsecondary options enrollment course under this subdivision. A student who is refused
 8.3 enrollment by a Minnesota state college or university under this subdivision, may apply
 8.4 to an eligible institution offering a career or technical education course or a college or
 8.5 university registered under chapter 136A by the Office of Higher Education that is eligible
 8.6 to receive state student aid. The postsecondary institution must give priority to its students
 8.7 according to subdivision 9. If a secondary student receives a grade of "C" or better in the
 8.8 career or technical education course taken under this subdivision, the postsecondary
 8.9 institution must allow the student to take additional secondary courses at that institution,
 8.10 not to exceed the limits in subdivision 8. A "career or technical course" is a course that is
 8.11 part of a career and technical education program that provides individuals with coherent,
 8.12 rigorous content aligned with academic standards and relevant technical knowledge
 8.13 and skills needed to prepare for further education and careers in current and emerging
 8.14 professions and provide technical skill proficiency, an industry recognized credential, and
 8.15 a certificate, diploma, or an associate degree.

6.17 Sec. 7. Minnesota Statutes 2010, section 124D.09, subdivision 9, is amended to read:

6.18 Subd. 9. **Enrollment priority.** A postsecondary institution shall give priority to
 6.19 its postsecondary students when enrolling 11th and 12th grade pupils in its courses. A
 6.20 postsecondary institution may provide information about its programs to a secondary
 6.21 school or to a pupil or parent, ~~but it may not advertise or otherwise recruit or solicit~~
 6.22 ~~the participation of secondary pupils to enroll in its programs on financial grounds.~~
 6.23 An institution must not enroll secondary pupils, for postsecondary enrollment options
 6.24 purposes, in remedial, developmental, or other courses that are not college level. Once a
 6.25 pupil has been enrolled in a postsecondary course under this section, the pupil shall not
 6.26 be displaced by another student.

6.27 Sec. 8. Minnesota Statutes 2010, section 124D.09, subdivision 10, is amended to read:

6.28 Subd. 10. **Courses according to agreements.** (a) An eligible pupil, according to
 6.29 subdivision 5, may enroll in a nonsectarian academic or career and technical course taught
 6.30 by a secondary teacher or a postsecondary faculty member and offered at a secondary
 6.31 school, or another location, according to an agreement between a public school board and
 6.32 the governing body of an eligible public postsecondary system or an eligible private
 6.33 postsecondary institution, as defined in subdivision 3. All provisions of this section shall
 7.1 apply to a pupil, public school board, district, and the governing body of a postsecondary
 7.2 institution, except as otherwise provided.

7.3 (b) Participating public school boards, districts, and eligible institutions may enter
 7.4 into an academic and career and technical education joint partnership with local or regional
 7.5 businesses or other entrepreneurs to help interested students pursue both academic and
 7.6 career and technical courses leading to an industry credential and a successful transition to
 7.7 postsecondary career and college education.

7.8 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
 7.9 later.

7.10 Sec. 9. Minnesota Statutes 2010, section 124D.09, subdivision 12, is amended to read:

8.16 Sec. 11. Minnesota Statutes 2011 Supplement, section 124D.09, subdivision 7, is
 8.17 amended to read:

8.18 Subd. 7. **Dissemination of information; notification of intent to enroll.** By March
 8.19 1 of each year, a district must provide general information about the program to all pupils
 8.20 in grades 8, 9, 10, and 11. To assist the district in planning, a pupil shall inform the district
 8.21 by ~~March~~ May 30 of each year of the pupil's intent to enroll in postsecondary courses
 8.22 during the following school year. A pupil is ~~not~~ bound by notifying or not notifying the
 8.23 district by ~~March~~ May 30.

8.24 Sec. 12. Minnesota Statutes 2010, section 124D.09, subdivision 9, is amended to read:

8.25 Subd. 9. **Enrollment priority.** A postsecondary institution shall give priority to its
 8.26 postsecondary students when enrolling 10th, 11th, and 12th grade pupils in its courses.
 8.27 A postsecondary institution may provide information about its programs to a secondary
 8.28 school or to a pupil or parent, ~~but it may not advertise or otherwise recruit or solicit~~
 8.29 ~~the participation of secondary pupils to enroll in its programs on financial grounds.~~
 8.30 An institution must not enroll secondary pupils, for postsecondary enrollment options
 8.31 purposes, in remedial, developmental, or other courses that are not college level. Once a
 8.32 pupil has been enrolled in a postsecondary course under this section, the pupil shall not
 8.33 be displaced by another student.

9.1 Sec. 13. Minnesota Statutes 2010, section 124D.09, subdivision 12, is amended to read:

7.11 Subd. 12. **Credits.** ~~A pupil may enroll in a course under this section for either~~
 7.12 ~~secondary credit or postsecondary credit. At the time a pupil enrolls in a course, the pupil~~
 7.13 ~~shall designate whether the course is for secondary or postsecondary credit. A pupil taking~~
 7.14 ~~several courses may designate some for secondary credit and some for postsecondary~~
 7.15 ~~credit. A pupil must not audit a course under this section.~~

7.16 A district shall grant academic credit to a pupil enrolled in a course for secondary
 7.17 credit if the pupil successfully completes the course. Seven quarter or four semester
 7.18 college credits equal at least one full year of high school credit. Fewer college credits may
 7.19 be prorated. A district must also grant academic credit to a pupil enrolled in a course for
 7.20 postsecondary credit if secondary credit is requested by a pupil. If no comparable course is
 7.21 offered by the district, the district must, as soon as possible, notify the commissioner, who
 7.22 shall determine the number of credits that shall be granted to a pupil who successfully
 7.23 completes a course. If a comparable course is offered by the district, the school board
 7.24 shall grant a comparable number of credits to the pupil. If there is a dispute between the
 7.25 district and the pupil regarding the number of credits granted for a particular course, the
 7.26 pupil may appeal the board's decision to the commissioner. The commissioner's decision
 7.27 regarding the number of credits shall be final.

7.28 The secondary credits granted to a pupil must be counted toward the graduation
 7.29 requirements and subject area requirements of the district. Evidence of successful
 7.30 completion of each course and secondary credits granted must be included in the pupil's
 7.31 secondary school record. A pupil shall provide the school with a copy of the pupil's grade
 7.32 in each course taken for secondary credit under this section. Upon the request of a pupil,
 7.33 the pupil's secondary school record must also include evidence of successful completion
 7.34 and credits granted for a course taken for postsecondary credit. In either case, the record
 7.35 must indicate that the credits were earned at a postsecondary institution.

8.1 If a pupil enrolls in a postsecondary institution after leaving secondary school, the
 8.2 postsecondary institution must award postsecondary credit for any course successfully
 8.3 completed for secondary credit at that institution. Other postsecondary institutions may
 8.4 award, after a pupil leaves secondary school, postsecondary credit for any courses
 8.5 successfully completed under this section. An institution may not charge a pupil for
 8.6 the award of credit.

8.7 The Board of Trustees of the Minnesota State Colleges and Universities and
 8.8 the Board of Regents of the University of Minnesota must, and private nonprofit and
 8.9 proprietary postsecondary institutions should, award postsecondary credit for any
 8.10 successfully completed courses in a program certified by the National Alliance of
 8.11 Concurrent Enrollment Partnerships offered according to an agreement under subdivision
 8.12 10.

9.2 Subd. 12. **Credits.** ~~A pupil may enroll in a course under this section for either~~
 9.3 ~~secondary credit or postsecondary credit. At the time a pupil enrolls in a course, the pupil~~
 9.4 ~~shall designate whether the course is for secondary or postsecondary credit. A pupil taking~~
 9.5 ~~several courses may designate some for secondary credit and some for postsecondary~~
 9.6 ~~credit. A pupil must not audit a course under this section.~~

9.7 A district shall grant academic credit to a pupil enrolled in a course for secondary
 9.8 credit if the pupil successfully completes the course. Seven quarter or four semester
 9.9 college credits equal at least one full year of high school credit. Fewer college credits may
 9.10 be prorated. A district must also grant academic credit to a pupil enrolled in a course for
 9.11 postsecondary credit if secondary credit is requested by a pupil. If no comparable course is
 9.12 offered by the district, the district must, as soon as possible, notify the commissioner, who
 9.13 shall determine the number of credits that shall be granted to a pupil who successfully
 9.14 completes a course. If a comparable course is offered by the district, the school board
 9.15 shall grant a comparable number of credits to the pupil. If there is a dispute between the
 9.16 district and the pupil regarding the number of credits granted for a particular course, the
 9.17 pupil may appeal the board's decision to the commissioner. The commissioner's decision
 9.18 regarding the number of credits shall be final.

9.19 The secondary credits granted to a pupil must be counted toward the graduation
 9.20 requirements and subject area requirements of the district. Evidence of successful
 9.21 completion of each course and secondary credits granted must be included in the pupil's
 9.22 secondary school record. A pupil shall provide the school with a copy of the pupil's grade
 9.23 in each course taken for secondary credit under this section. Upon the request of a pupil,
 9.24 the pupil's secondary school record must also include evidence of successful completion
 9.25 and credits granted for a course taken for postsecondary credit. In either case, the record
 9.26 must indicate that the credits were earned at a postsecondary institution.

9.27 If a pupil enrolls in a postsecondary institution after leaving secondary school, the
 9.28 postsecondary institution must award postsecondary credit for any course successfully
 9.29 completed for secondary credit at that institution. Other postsecondary institutions may
 9.30 award, after a pupil leaves secondary school, postsecondary credit for any courses
 9.31 successfully completed under this section. An institution may not charge a pupil for
 9.32 the award of credit.

9.33 The Board of Trustees of the Minnesota State Colleges and Universities and
 9.34 the Board of Regents of the University of Minnesota must, and private nonprofit and
 9.35 proprietary postsecondary institutions should, award postsecondary credit for any
 9.36 successfully completed courses in a program certified by the National Alliance of
 10.1 Concurrent Enrollment Partnerships offered according to an agreement under subdivision
 10.2 10.

10.3 Sec. 14. Minnesota Statutes 2010, section 124D.09, subdivision 13, is amended to read:

10.4 Subd. 13. **Financial arrangements.** For a pupil enrolled in a course under this
10.5 section, the department must make payments according to this subdivision for courses that
10.6 were taken for secondary credit.

10.7 The department must not make payments to a school district or postsecondary
10.8 institution for a course taken for postsecondary credit only. The department must not
10.9 make payments to a postsecondary institution for a course from which a student officially
10.10 withdraws during the first 14 days of the quarter or semester or who has been absent from
10.11 the postsecondary institution for the first 15 consecutive school days of the quarter or
10.12 semester and is not receiving instruction in the home or hospital.

10.13 A postsecondary institution, including a college or university under subdivision 5a,
10.14 shall receive the following:

10.15 (1) for an institution granting quarter credit, the reimbursement per credit hour shall
10.16 be an amount equal to 88 percent of the product of the formula allowance minus \$415,
10.17 multiplied by 1.3, and divided by 45; or

10.18 (2) for an institution granting semester credit, the reimbursement per credit hour
10.19 shall be an amount equal to 88 percent of the product of the general revenue formula
10.20 allowance minus \$415, multiplied by 1.3, and divided by 30.

10.21 The department must pay to each postsecondary institution 100 percent of the
10.22 amount in clause (1) or (2) within 30 days of receiving initial enrollment information
10.23 each quarter or semester. If changes in enrollment occur during a quarter or semester,
10.24 the change shall be reported by the postsecondary institution at the time the enrollment
10.25 information for the succeeding quarter or semester is submitted. At any time the
10.26 department notifies a postsecondary institution that an overpayment has been made, the
10.27 institution shall promptly remit the amount due.

27.20 Sec. 11. Minnesota Statutes 2010, section 124D.09, subdivision 22, is amended to read:

27.21 Subd. 22. **Transportation.** (a) A parent or guardian of a pupil enrolled in a course
27.22 for secondary credit may apply to the pupil's district of residence for reimbursement for
27.23 transporting the pupil between the secondary school in which the pupil is enrolled or the
27.24 pupil's home and the postsecondary institution that the pupil attends. The state shall
27.25 provide state aid to a district in an amount sufficient to reimburse the parent or guardian
27.26 for the necessary transportation costs when the family's or guardian's income is at or
27.27 below the poverty level, as determined by the federal government. The reimbursement
27.28 shall be the pupil's actual cost of transportation or 15 cents per mile traveled, whichever
27.29 is less. Reimbursement may not be paid for more than 250 miles per week. However,
27.30 if the nearest postsecondary institution is more than 25 miles from the pupil's resident
27.31 secondary school, the weekly reimbursement may not exceed the reimbursement rate per
27.32 mile times the actual distance between the secondary school or the pupil's home and the
27.33 nearest postsecondary institution times ten. The state must pay aid to the district according
27.34 to this subdivision.

8.13 Sec. 10. Minnesota Statutes 2010, section 124D.09, subdivision 24, is amended to read:

8.14 Subd. 24. **Limit; state obligation.** The provisions of subdivisions 13, 19, and
 8.15 ~~22, and 23~~ shall not apply for any postsecondary courses in which a pupil is enrolled in
 8.16 addition to being enrolled full time in that pupil's district or for any postsecondary course
 8.17 in which a pupil is enrolled for postsecondary credit. The pupil is enrolled full time if
 8.18 the pupil attends credit-bearing classes in the high school or high school program for
 8.19 all of the available hours of instruction.

8.20 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
 8.21 later.

28.1 (b) A parent or guardian of an alternative pupil enrolled in a course for secondary
 28.2 credit may apply to the pupil's postsecondary institution for reimbursement for
 28.3 transporting the pupil between the secondary school in which the pupil is enrolled or the
 28.4 pupil's home and the postsecondary institution in an amount sufficient to reimburse the
 28.5 parent or guardian for the necessary transportation costs when the family's or guardian's
 28.6 income is at or below the poverty level, as determined by the federal government. The
 28.7 amount of the reimbursement shall be determined as in paragraph (a). The state must pay
 28.8 aid to the postsecondary institution according to this subdivision.

10.28 Sec. 15. Minnesota Statutes 2010, section 124D.09, subdivision 24, is amended to read:

10.29 Subd. 24. **Limit; state obligation.** The provisions of subdivisions 13, 19, and
 10.30 ~~22, and 23~~ shall not apply for any postsecondary courses in which a pupil is enrolled in
 10.31 addition to being enrolled full time in that pupil's district or for any postsecondary course
 10.32 in which a pupil is enrolled for postsecondary credit. The pupil is enrolled full time if
 10.33 the pupil attends credit-bearing classes in the high school or high school program for
 10.34 all of the available hours of instruction.

11.1 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
 11.2 later.

11.3 Sec. 16. Minnesota Statutes 2011 Supplement, section 124D.10, subdivision 8, is
 11.4 amended to read:

11.5 Subd. 8. **Federal, state, and local requirements.** (a) A charter school shall meet all
 11.6 federal, state, and local health and safety requirements applicable to school districts.

11.7 (b) A school must comply with statewide accountability requirements governing
 11.8 standards and assessments in chapter 120B.

11.9 (c) A school authorized by a school board may be located in any district, unless the
 11.10 school board of the district of the proposed location disapproves by written resolution.

11.11 (d) A charter school must be nonsectarian in its programs, admission policies,
 11.12 employment practices, and all other operations. An authorizer may not authorize a charter
 11.13 school or program that is affiliated with a nonpublic sectarian school or a religious
 11.14 institution. A charter school student must be released for religious instruction, consistent
 11.15 with section 120A.22, subdivision 12, clause (3).

11.16 (e) Charter schools must not be used as a method of providing education or
 11.17 generating revenue for students who are being home-schooled. This paragraph does not
 11.18 apply to shared time aid, under section 126C.19.

11.19 (f) The primary focus of a charter school must be to provide a comprehensive
11.20 program of instruction for at least one grade or age group from five through 18 years
11.21 of age. Instruction may be provided to people younger than five years and older than
11.22 18 years of age.

11.23 (g) A charter school may not charge tuition.

11.24 (h) A charter school is subject to and must comply with chapter 363A and section
11.25 121A.04.

11.26 (i) A charter school is subject to and must comply with the Pupil Fair Dismissal
11.27 Act, sections 121A.40 to 121A.56, and the Minnesota Public School Fee Law, sections
11.28 123B.34 to 123B.39.

11.29 (j) A charter school is subject to the same financial audits, audit procedures, and
11.30 audit requirements as a district. Audits must be conducted in compliance with generally
11.31 accepted governmental auditing standards, the federal Single Audit Act, if applicable,
11.32 and section 6.65. A charter school is subject to and must comply with sections 15.054;
11.33 118A.01; 118A.02; 118A.03; 118A.04; 118A.05; 118A.06; 471.38; 471.391; 471.392; and
11.34 471.425. The audit must comply with the requirements of sections 123B.75 to 123B.83,
11.35 except to the extent deviations are necessary because of the program at the school.

12.1 Deviations must be approved by the commissioner and authorizer. The Department of
12.2 Education, state auditor, legislative auditor, or authorizer may conduct financial, program,
12.3 or compliance audits. A charter school determined to be in statutory operating debt under
12.4 sections 123B.81 to 123B.83 must submit a plan under section 123B.81, subdivision 4.

12.5 (k) A charter school is a district for the purposes of tort liability under chapter 466.

12.6 (l) A charter school must comply with chapters 13 and 13D; and sections 120A.22,
12.7 subdivision 7; 121A.75; and 260B.171, subdivisions 3 and 5.

12.8 (m) A charter school is subject to the Pledge of Allegiance requirement under
12.9 section 121A.11, subdivision 3.

12.10 (n) A charter school offering online courses or programs must comply with section
12.11 124D.095.

12.12 (o) A charter school and charter school board of directors are subject to chapter 181.

12.13 (p) A charter school must comply with section 120A.22, subdivision 7, governing
12.14 the transfer of students' educational records and sections 138.163 and 138.17 governing
12.15 the management of local records.

12.16 (q) A charter school that provides early childhood health and developmental
12.17 screening must comply with sections 121A.16 to 121A.19.

12.18 (r) A charter school that provides school-sponsored youth athletic activities must
12.19 comply with section 121A.38.

44.4 Sec. 24. Minnesota Statutes 2011 Supplement, section 124D.4531, subdivision 1,
44.5 is amended to read:

44.6 Subdivision 1. **Career and technical levy.** (a) A district with a career and technical
44.7 program approved under this section for the fiscal year in which the levy is certified
44.8 may levy an amount equal to the greater of:

44.9 (1) \$80 times the district's average daily membership in grades 9 through 12 for the
44.10 fiscal year in which the levy is certified; or

44.11 (2) 35 percent of approved expenditures in the fiscal year in which the levy is
44.12 certified for the following:

44.13 (i) salaries paid to essential, licensed personnel providing direct instructional
44.14 services to students in that fiscal year, including extended contracts, for services rendered
44.15 in the district's approved career and technical education programs;

44.16 (ii) contracted services provided by a public or private agency other than a Minnesota
44.17 school district or cooperative center under subdivision 7;

44.18 (iii) necessary travel between instructional sites by licensed career and technical
44.19 education personnel;

44.20 (iv) necessary travel by licensed career and technical education personnel for
44.21 vocational student organization activities held within the state for instructional purposes;

44.22 (v) curriculum development activities that are part of a five-year plan for
44.23 improvement based on program assessment;

44.24 (vi) necessary travel by licensed career and technical education personnel for
44.25 noncollegiate credit-bearing professional development; and

44.26 (vii) specialized vocational instructional supplies.

44.27 (b) Up to ten percent of a district's career and technical levy may be spent on
44.28 equipment purchases. Districts using the career and technical levy for equipment
44.29 purchases must report to the department on the improved learning opportunities for
44.30 students that result from the investment in equipment.

44.31 (c) The district must recognize the full amount of this levy as revenue for the fiscal
44.32 year in which it is certified.

44.33 (d) The amount of the levy certified under this subdivision may not exceed
44.34 \$17,850,000 for taxes payable in 2012, ~~\$15,520,000~~ \$18,549,000 for taxes payable in
44.35 2013, and ~~\$15,545,000~~ \$21,810,000 for taxes payable in 2014.

45.1 (e) If the estimated levy exceeds the amount in paragraph (d), the commissioner
45.2 must reduce the percentage in paragraph (a), clause (2), until the estimated levy no longer
45.3 exceeds the limit in paragraph (d).

8.22 Sec. 11. Minnesota Statutes 2011 Supplement, section 126C.126, is amended to read:

8.23 **126C.126 REALLOCATING GENERAL EDUCATION REVENUE FOR**

8.24 **ALL-DAY KINDERGARTEN AND PREKINDERGARTEN.**

8.25 ~~(a) In order to provide additional revenue for an optional all-day kindergarten~~
 8.26 ~~program, a district may reallocate general education revenue attributable to 12th grade~~
 8.27 ~~students who have graduated early under section 120B.07 and who do not participate in~~
 8.28 ~~the early graduation achievement scholarship program under section 120B.08 or the early~~
 8.29 ~~graduation military service award program under section 120B.09.~~

8.30 ~~(b)~~ A school district may spend general education revenue on extended time
 8.31 kindergarten and prekindergarten programs.

45.4 **EFFECTIVE DATE.** This section is effective for taxes payable in 2013 and later.

12.20 Sec. 17. Minnesota Statutes 2011 Supplement, section 126C.126, is amended to read:

12.21 **126C.126 REALLOCATING GENERAL EDUCATION REVENUE FOR**

12.22 **ALL-DAY KINDERGARTEN AND PREKINDERGARTEN.**

12.23 ~~(a) In order to provide additional revenue for an optional all-day kindergarten~~
 12.24 ~~program, a district may reallocate general education revenue attributable to 12th grade~~
 12.25 ~~students who have graduated early under section 120B.07 and who do not participate in~~
 12.26 ~~the early graduation achievement scholarship program under section 120B.08 or the early~~
 12.27 ~~graduation military service award program under section 120B.09.~~

12.28 ~~(b)~~ A school district may spend general education revenue on extended time
 12.29 kindergarten and prekindergarten programs.

12.30 Sec. 18. Minnesota Statutes 2010, section 126C.19, subdivision 2, is amended to read:

12.31 Subd. 2. **Exception.** Notwithstanding subdivision 1, the resident district of a shared
 12.32 time pupil attending shared time classes in another district ~~may or a charter school must~~
 12.33 ~~grant the district or charter school of attendance, upon its request, permission to claim~~
 12.34 ~~the pupil as a resident for state aid purposes. In this case, state aid must be paid to the~~
 13.1 ~~district or charter school of attendance and, upon agreement. If the resident district agrees,~~
 13.2 ~~the district of attendance may bill the resident district for any unreimbursed education~~
 13.3 ~~costs, but not for unreimbursed transportation costs. The agreement may, however,~~
 13.4 ~~provide resident district and the district or charter school of attendance may negotiate an~~
 13.5 ~~agreement for the resident district to pay the cost of any of the particular transportation~~
 13.6 ~~categories specified in section 123B.92, subdivision 1, and in this case, aid for those~~
 13.7 ~~categories must be paid to the district of residence rather than to the district of attendance.~~

13.8 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2014
 13.9 and later.

13.10 Sec. 19. Minnesota Statutes 2011 Supplement, section 127A.45, subdivision 6a,
 13.11 is amended to read:

13.12 Subd. 6a. **Cash flow adjustment.** The board of directors of any charter school
 13.13 serving fewer than ~~150~~ 200 students where the percent of students eligible for special
 13.14 education services equals at least 90 percent of the charter school's total enrollment may
 13.15 request that the commissioner of education accelerate the school's cash flow under this
 13.16 section. The commissioner must approve a properly submitted request within 30 days of
 13.17 its receipt. The commissioner must accelerate the school's regular special education aid
 13.18 payments according to the schedule in the school's request and modify the payments to the
 13.19 school under subdivision 3 accordingly. A school must not receive current payments of
 13.20 regular special education aid exceeding 90 percent of its estimated aid entitlement for the
 13.21 fiscal year. The commissioner must delay the special education aid payments to all other
 13.22 school districts and charter schools in proportion to each district or charter school's total
 13.23 share of regular special education aid such that the overall aid payment savings from the
 13.24 aid payment shift remains unchanged for any fiscal year.

13.25 Sec. 20. Minnesota Statutes 2010, section 127A.47, subdivision 1, is amended to read:

13.26 Subdivision 1. **Aid to serving district.** (a) Unless otherwise specifically provided
 13.27 by law, general education aid must be paid according to this subdivision.

13.28 (b) Except as provided in paragraph (c), general education aid must be paid to the
 13.29 serving district.

13.30 (c) If the resident district pays tuition for a pupil under section 123A.18, 123A.22,
 13.31 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05,
 13.32 125A.03 to 125A.24, 125A.51, or 125A.65, general education aid, excluding basic skills
 13.33 revenue under section 126C.10, subdivision 4, must be paid to the resident district. For
 13.34 a student enrolled under section 124D.08, subdivision 2a, that is enrolled in other than
 14.1 an independent or special school district or charter school, the general education revenue
 14.2 shall be paid to the resident district.

14.3 Sec. 21. Minnesota Statutes 2010, section 135A.101, subdivision 1, is amended to read:

14.4 Subdivision 1. **Requirements for participation.** To participate in the postsecondary
 14.5 enrollment options program, a college or university must abide by the provisions in this
 14.6 section. The institution may provide information about its programs to a secondary school
 14.7 or to a pupil or parent, ~~but may not recruit or solicit participation on financial grounds.~~

11.4 Sec. 13. Minnesota Statutes 2010, section 135A.101, subdivision 1, is amended to read:

11.5 Subdivision 1. **Requirements for participation.** To participate in the postsecondary
 11.6 enrollment options program, a college or university must abide by the provisions in this
 11.7 section. The institution may provide information about its programs to a secondary school
 11.8 or to a pupil or parent, ~~but may not recruit or solicit participation on financial grounds.~~

11.9 Sec. 14. Minnesota Statutes 2010, section 471.975, is amended to read:

11.10 **471.975 MAY PAY DIFFERENTIAL OF RESERVE ON ACTIVE DUTY.**

11.11 (a) Except as provided in paragraph (b), a statutory or home rule charter city, county,
11.12 town, or other political subdivision may pay to each eligible member of the National
11.13 Guard or other reserve component of the armed forces of the United States an amount
11.14 equal to the difference between the member's base active duty military salary and the
11.15 salary the member would be paid as an active political subdivision employee, including
11.16 any adjustments the member would have received if not on leave of absence. This
11.17 payment may be made only to a person whose base active duty military salary is less than
11.18 the salary the person would be paid as an active political subdivision employee. Back pay
11.19 authorized by this section may be paid in a lump sum. Payment under this section must
11.20 not extend beyond four years from the date the employee reported for active service, plus
11.21 any additional time the employee may be legally required to serve.

11.22 (b) ~~Subject to the limits under paragraph (g),~~ Each school district shall pay to each
11.23 eligible member of the National Guard or other reserve component of the armed forces
11.24 of the United States an amount equal to the difference between the member's base active
11.25 duty military salary and the salary the member would be paid as an active school district
11.26 employee, including any adjustments the member would have received if not on leave
11.27 of absence. The pay differential must be based on a comparison between the member's
11.28 daily base rate of active duty pay, calculated by dividing the member's base military
11.29 monthly salary by the number of paid days in the month, and the member's daily rate of
11.30 pay for the member's school district salary, calculated by dividing the member's total
11.31 school district salary by the number of contract days. The member's salary as a school
11.32 district employee must include the member's basic salary and any additional salary the
11.33 member earns from the school district for cocurricular and extracurricular activities. The
11.34 differential payment under this paragraph must be the difference between the daily base
12.1 rates of military pay times the number of school district contract days the member misses
12.2 because of military active duty. This payment may be made only to a person whose daily
12.3 base rate of active duty pay is less than the person's daily rate of pay as an active school
12.4 district employee. Payments may be made at the intervals at which the member received
12.5 pay as a school district employee. Payment under this section must not extend beyond
12.6 four years from the date the employee reported for active service, plus any additional time
12.7 the employee may be legally required to serve.

12.8 (c) An eligible member of the reserve components of the armed forces of the United
12.9 States is a reservist or National Guard member who was an employee of a political
12.10 subdivision at the time the member reported for active service on or after May 29, 2003,
12.11 or who is on active service on May 29, 2003.

12.12 (d) Except as provided in paragraph (e) and elsewhere in Minnesota Statutes, a
12.13 statutory or home rule charter city, county, town, or other political subdivision has total
12.14 discretion regarding employee benefit continuation for a member who reports for active
12.15 service and the terms and conditions of any benefit.

12.16 (e) A school district must continue the employee's enrollment in health and dental
 12.17 coverage, and the employer contribution toward that coverage, until the employee is
 12.18 covered by health and dental coverage provided by the armed forces. If the employee had
 12.19 elected dependent coverage for health or dental coverage as of the time that the employee
 12.20 reported for active service, a school district must offer the employee the option to continue
 12.21 the dependent coverage at the employee's own expense. A school district must permit
 12.22 the employee to continue participating in any pretax account in which the employee
 12.23 participated when the employee reported for active service, to the extent of employee pay
 12.24 available for that purpose.

12.25 (f) For purposes of this section, "active service" has the meaning given in section
 12.26 190.05, subdivision 5, but excludes service performed exclusively for purposes of:

12.27 (1) basic combat training, advanced individual training, annual training, and periodic
 12.28 inactive duty training;

12.29 (2) special training periodically made available to reserve members; and

12.30 (3) service performed in accordance with section 190.08, subdivision 3.

12.31 (g) ~~A school district making payments under paragraph (b) shall place a sum equal~~
 12.32 ~~to any difference between the amount of salary that would have been paid to the employee~~
 12.33 ~~who is receiving the payments and the amount of salary being paid to substitutes for~~
 12.34 ~~that employee into a special fund that must be used to pay or partially pay the deployed~~
 12.35 ~~employee's payments under paragraph (b). A school district is required to pay only this~~
 12.36 ~~amount to the deployed school district employee. When an employee of a school district~~
 13.1 who as a member of the National Guard or any other reserve unit of the United States
 13.2 armed forces, reports for active service as defined in section 190.05, subdivision 5, the
 13.3 district must place into a special service members' aggregate salary savings account the
 13.4 amount of salary the district would have paid to the employee during the employee's leave
 13.5 for military service. The district must use the combined proceeds in the account only to
 13.6 fully pay the salary differentials of all eligible deployed employees in the district, as
 13.7 determined under paragraph (b). Funds remaining in the account at the end of the fiscal
 13.8 year after all obligations to employees under this statute have been satisfied may be used
 13.9 to pay for substitutes for the deployed employees, and then for any other purpose.

13.10 **EFFECTIVE DATE.** This section is effective July 1, 2012, for school district
 13.11 employees serving in active military duty on or after that date.

13.12 Sec. 15. Laws 2011, First Special Session chapter 11, article 5, section 11, is amended
 13.13 to read:

13.14 Sec. 11. **FUND TRANSFER; FISCAL YEARS 2012 AND 2013 THROUGH**

13.15 **2015 ONLY.**

13.16 (a) Notwithstanding Minnesota Statutes, section 123B.80, subdivision 3, for fiscal
13.17 years 2012 ~~and 2013~~ through 2015 only, the commissioner must approve a request for a
13.18 fund transfer if the transfer does not increase state aid obligations to the district or result in
13.19 additional property tax authority for the district. This section does not permit transfers
13.20 from the community service fund or the food service fund.

13.21 (b) A school board may approve a fund transfer under paragraph (a) only after
13.22 adopting a resolution stating the fund transfer will not diminish instructional opportunities
13.23 for students.

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

15.4 Sec. 18. **CAREER AND TECHNICAL EDUCATION ADVISORY TASK**

15.5 **FORCE.**

15.6 (a) A career and technical education advisory task force is established to develop
15.7 recommendations for better integrating career and technical education into kindergarten
15.8 through grade 12 curriculum and instruction, improving teachers' ability to help students
15.9 prepare for college and careers by measures that include increasing the number of
15.10 teachers with a master's degree in a content area directly related to the teachers'
15.11 teaching assignment, and successfully meeting 21st century challenges through a more
15.12 comprehensive approach to kindergarten through grade 12 education that includes
15.13 expanded work-based learning opportunities and opportunities for 9th and 10th grade
15.14 students to participate in postsecondary enrollment options under Minnesota Statutes,
15.15 section 124D.09. The advisory task force must at least examine the role of school
15.16 administrators, teachers, policy makers, and others in:

15.17 (1) expecting career and technical education to provide students with high levels of
15.18 skills and academic proficiency;

15.19 (2) using career and technical education to improve students' mathematics scores;

15.20 (3) understanding how the federal No Child Left Behind Act limits a student's ability
15.21 to pursue career and technical education; and

15.22 (4) remedying the absence of and need for access to tools and equipment to provide
15.23 students with hands-on learning.

15.24 (b) Advisory task force members must include representatives of the following
 15.25 entities selected by that entity: the Minnesota Association of Career and Technical
 15.26 Administrators; the Minnesota Association for Career and Technical Education; the
 15.27 Minnesota School Counselors Association; University of Minnesota and Minnesota State
 15.28 Colleges and Universities faculty working to develop career and technical educators
 15.29 in Minnesota; the National Research Center for Career and Technical Education; the
 15.30 Department of Education; the Board of Teaching; the Minnesota Association of Colleges
 15.31 for Teacher Education; and any other representatives selected by the task force members.
 15.32 The education commissioner, or the commissioner's designee, must convene the task
 15.33 force. Task force members are not eligible for compensation or reimbursement for
 15.34 expenses related to task force activities.

16.1 (c) The commissioner, upon request, must provide technical assistance to the task
 16.2 force.

16.3 (d) The task force must submit its recommendations under this section to the
 16.4 legislative committees with jurisdiction over kindergarten through grade 12 education by
 16.5 February 15, 2013.

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

16.7 Sec. 19. **REPORT; NO CHILD LEFT BEHIND ACT 2012 WAIVER**

16.8 **IMPLEMENTATION COST.**

16.9 The commissioner of education must submit to the K-12 education committees of
 16.10 the legislature by February 15, 2013, a written report containing an up-to-date plan for
 16.11 fully implementing the federally approved 2012 No Child Left Behind Act waiver, a
 16.12 summary of state and local costs and all public and nonpublic expenditures to-date related
 16.13 to that implementation, a projected estimate of all remaining future costs related to fully
 16.14 implementing the federal waiver, and all revenue savings resulting from implementing
 16.15 the 2012 federal waiver instead of the No Child Left Behind Act as it would apply to
 16.16 Minnesota without the waiver.

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

16.18 Sec. 20. **APPROPRIATION.**

16.19 Subdivision 1. Department of Education. The sums shown are added to or, if
 16.20 shown in parentheses, subtracted from, the appropriations in Laws 2011, First Special
 16.21 Session chapter 11, or any appropriation that replaces those appropriations, to the
 16.22 Department of Education for the purposes specified. The appropriations are from the
 16.23 general fund, or another named fund, and are available for the fiscal years indicated for
 16.24 each purpose.

14.16 Sec. 23. **APPROPRIATION ADJUSTMENTS.**

14.17 Notwithstanding Laws 2011, First Special Session chapter 11, the commissioner
 14.18 shall adjust appropriations made to the Department of Education in that act for the effects
 14.19 of statutory changes made in this act. Where appropriate, the amounts necessary to fulfill
 14.20 the requirements of this section are appropriated from the general fund.

16.25 Subd. 2. **General education aid.** For general education aid under Minnesota

16.26 Statutes, section 126C.13, subdivision 4:

16.27 \$ (340,000) 2012

16.28 \$ (669,000) 2013

16.29 Subd. 3. **Bemidji pupil transportation grant.** For a pupil transportation grant to

16.30 Independent School District No. 31, Bemidji:

16.31 \$ 250,000 2013

17.1 This is a onetime appropriation.

17.2 Subd. 4. **Department of Education.** For the Department of Education for additional

17.3 support and staffing related to digital and online learning:

17.4 \$ 51,000 2013

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

14.8 Sec. 22. **POSTSECONDARY ENROLLMENT OPTION APPROPRIATION**

14.9 **ADJUSTMENT.**

14.10 Notwithstanding Minnesota Statutes, section 124D.09, for fiscal year 2013 only, the

14.11 commissioner must limit the appropriation paid in the postsecondary enrollment option

14.12 program that is attributable to tenth grade students enrolling in career and technical classes

14.13 to the amount generated under Minnesota Statutes, section 124D.09, subdivision 13,

14.14 clause (1) or (2), multiplied times 0.55.

14.15 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2013 only.

14.21 Sec. 24. **REVISOR'S INSTRUCTION.**

14.22 In Minnesota Statutes and Rules, the revisor of statutes shall substitute the terms

14.23 "English learner," "EL," or similar term for "limited English proficient," "English language

14.24 learner," "LEP," "ELL," or similar term when referring to early childhood through grade 12

14.25 education. The revisor shall also make grammatical changes related to the changes in term.

17.6 Sec. 21. **REPEALER.**

17.7 Minnesota Statutes 2010, section 124D.09, subdivision 23, is repealed effective
17.8 for the 2012-2013 school year and later.

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

14.26 Sec. 25. **REPEALER.**

14.27 (a) Minnesota Statutes 2010, section 124D.09, subdivision 23, is repealed effective
14.28 for the 2012-2013 school year and later.

14.29 (b) Minnesota Statutes 2010, section 127A.47, subdivision 2, is repealed.