

1.1 moves to amend H.F. No. 3858, the delete everything amendment
1.2 (A16-1062), as follows:

1.3 Page 36, after line 25, insert:

1.4 "Sec. 34. Minnesota Statutes 2014, section 123B.49, subdivision 4, is amended to read:

1.5 Subd. 4. **Board control of extracurricular activities.** (a) The board may take
1.6 charge of and control all extracurricular activities of the teachers and children of the public
1.7 schools in the district. Extracurricular activities means all direct and personal services
1.8 for pupils for their enjoyment that are managed and operated under the guidance of an
1.9 adult or staff member. The board shall allow all resident pupils receiving instruction in a
1.10 home school as defined in section 123B.36, subdivision 1, paragraph (a), and all resident
1.11 pupils enrolled in an online public school program to be eligible to fully participate in
1.12 extracurricular activities on the same basis as public school students.

1.13 (b) Extracurricular activities have all of the following characteristics:

1.14 (1) they are not offered for school credit nor required for graduation;

1.15 (2) they are generally conducted outside school hours, or if partly during school
1.16 hours, at times agreed by the participants, and approved by school authorities;

1.17 (3) the content of the activities is determined primarily by the pupil participants
1.18 under the guidance of a staff member or other adult.

1.19 (c) If the board does not take charge of and control extracurricular activities, these
1.20 activities shall be self-sustaining with all expenses, except direct salary costs and indirect
1.21 costs of the use of school facilities, met by dues, admissions, or other student fund-raising
1.22 events. The general fund must reflect only those salaries directly related to and readily
1.23 identified with the activity and paid by public funds. Other revenues and expenditures for
1.24 extra curricular activities must be recorded according to the Manual for Activity Fund
1.25 Accounting. Extracurricular activities not under board control must have an annual
1.26 financial audit and must also be audited annually for compliance with this section.

2.1 (d) If the board takes charge of and controls extracurricular activities, any or all
2.2 costs of these activities may be provided from school revenues and all revenues and
2.3 expenditures for these activities shall be recorded in the same manner as other revenues
2.4 and expenditures of the district.

2.5 (e) If the board takes charge of and controls extracurricular activities, the teachers or
2.6 pupils in the district must not participate in such activity, nor shall the school name or any
2.7 allied name be used in connection therewith, except by consent and direction of the board.

2.8 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and
2.9 later."

2.10 Renumber the sections in sequence and correct internal references