

1.1 ..... moves to amend H.F. No. 3858 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 GENERAL EDUCATION

1.5 Section 1. Minnesota Statutes 2014, section 123A.24, subdivision 2, is amended to read:

1.6 Subd. 2. **Cooperative unit defined.** For the purposes of this section, a cooperative  
1.7 unit is:

1.8 (1) an education district organized under sections 123A.15 to 123A.19;

1.9 (2) a cooperative vocational center organized under section 123A.22;

1.10 (3) an intermediate district organized under chapter 136D;

1.11 (4) a service cooperative organized under section 123A.21; ~~or~~

1.12 (5) a regional management information center organized under section 123A.23 or  
1.13 as a joint powers district according to section 471.59; or

1.14 (6) a special education cooperative organized under section 471.59.

1.15 Sec. 2. Minnesota Statutes 2015 Supplement, section 126C.10, subdivision 1, is  
1.16 amended to read:

1.17 Subdivision 1. **General education revenue.** (a) Notwithstanding any law to the  
1.18 contrary, a school board in any school year may adopt a resolution declaring an urgent  
1.19 educational need for that school year and resolve to reallocate the district's general  
1.20 education revenue under this section to provide more effective education programs and  
1.21 services designed to improve the educational outcomes of all students enrolled in the  
1.22 district. A board action under this paragraph must not increase state aid obligations to  
1.23 the district, result in additional property tax authority for the district, or interfere with  
1.24 federally mandated laws or state or federal court orders.

2.1 (b) The general education revenue for each district equals the sum of the district's  
 2.2 basic revenue, extended time revenue, gifted and talented revenue, declining enrollment  
 2.3 revenue, local optional revenue, small schools revenue, basic skills revenue, secondary  
 2.4 sparsity revenue, elementary sparsity revenue, transportation sparsity revenue, total  
 2.5 operating capital revenue, equity revenue, pension adjustment revenue, and transition  
 2.6 revenue.

2.7 **EFFECTIVE DATE.** This section is effective July 1, 2016.

2.8 Sec. 3. Minnesota Statutes 2015 Supplement, section 126C.10, subdivision 13a,  
 2.9 is amended to read:

2.10 Subd. 13a. **Operating capital levy.** To obtain operating capital revenue, a district  
 2.11 may levy an amount not more than the product of its operating capital revenue for the  
 2.12 fiscal year times the lesser of one or the ratio of its adjusted net tax capacity per adjusted  
 2.13 pupil unit to the operating capital equalizing factor. The operating capital equalizing factor  
 2.14 equals ~~\$14,500 for fiscal years 2015 and 2016, \$14,740 for fiscal year 2017, \$17,473~~  
 2.15 \$17,495 for fiscal year 2018, and \$20,510 \$20,532 for fiscal year 2019 and later.

2.16 Sec. 4. Minnesota Statutes 2014, section 126C.10, subdivision 24, is amended to read:

2.17 Subd. 24. **Equity revenue.** (a) A school district qualifies for equity revenue if:

2.18 (1) the school district's adjusted pupil unit amount of basic revenue, transition  
 2.19 revenue, and referendum revenue is less than the value of the school district at or  
 2.20 immediately above the 95th percentile of school districts in its equity region for those  
 2.21 revenue categories; and

2.22 (2) the school district's administrative offices are not located in a city of the first  
 2.23 class on July 1, 1999.

2.24 (b) Equity revenue for a qualifying district that receives referendum revenue under  
 2.25 section 126C.17, subdivision 4, equals the product of (1) the district's adjusted pupil  
 2.26 units for that year; times (2) the sum of (i) \$14, plus (ii) \$80, times the school district's  
 2.27 equity index computed under subdivision 27.

2.28 (c) Equity revenue for a qualifying district that does not receive referendum revenue  
 2.29 under section 126C.17, subdivision 4, equals the product of the district's adjusted pupil  
 2.30 units for that year times \$14.

2.31 (d) A school district's equity revenue is increased by the greater of zero or an amount  
 2.32 equal to the district's adjusted pupil units times the difference between ten percent of the  
 2.33 statewide average amount of referendum revenue per adjusted pupil unit for that year and

3.1 the district's referendum revenue per adjusted pupil unit. A school district's revenue under  
 3.2 this paragraph must not exceed \$100,000 for that year.

3.3 (e) A school district's equity revenue ~~for a school district located in the metro equity~~  
 3.4 ~~region~~ equals the amount computed in paragraphs (b), (c), and (d) multiplied by 1.25.

3.5 (f) A school district's additional equity revenue equals \$50 times its adjusted pupil  
 3.6 units.

3.7 Sec. 5. Minnesota Statutes 2015 Supplement, section 126C.15, subdivision 1, is  
 3.8 amended to read:

3.9 Subdivision 1. **Use of revenue.** The basic skills revenue under section 126C.10,  
 3.10 subdivision 4, must be reserved and used to meet the educational needs of pupils who  
 3.11 enroll under-prepared to learn and whose progress toward meeting state or local content  
 3.12 or performance standards is below the level that is appropriate for learners of their age.  
 3.13 Basic skills revenue may also be used for programs designed to prepare children and their  
 3.14 families for entry into school whether the student first enrolls in kindergarten or first grade.  
 3.15 Any of the following may be provided to meet these learners' needs:

3.16 (1) direct instructional services under the assurance of mastery program according  
 3.17 to section 124D.66;

3.18 (2) remedial instruction in reading, language arts, mathematics, other content areas,  
 3.19 or study skills to improve the achievement level of these learners;

3.20 (3) additional teachers and teacher aides to provide more individualized instruction  
 3.21 to these learners through individual tutoring, lower instructor-to-learner ratios, or team  
 3.22 teaching;

3.23 (4) a longer school day or week during the regular school year or through a summer  
 3.24 program that may be offered directly by the site or under a performance-based contract  
 3.25 with a community-based organization;

3.26 (5) recruitment and new teacher development activities through quality mentor-led  
 3.27 induction or "grow your own" initiatives;

3.28 (6) a hiring bonus or other added compensation for a teacher identified as effective  
 3.29 or highly effective under the local teacher professional review cycle who agrees to work  
 3.30 in a hard-to-fill position or hard-to-staff school setting such as a school with a majority  
 3.31 of students whose families meet federal poverty guidelines, a geographically isolated  
 3.32 school, or a school identified by the state as eligible for targeted programs or services  
 3.33 for its students;

3.34 ~~(5)~~ (7) comprehensive and ongoing staff development consistent with district and  
 3.35 site plans according to section 122A.60 and to implement plans under section 120B.12,

4.1 subdivision 4a, for teachers, teacher aides, principals, and other personnel to improve  
 4.2 their ability to identify the needs of these learners and provide appropriate remediation,  
 4.3 intervention, accommodations, or modifications;

4.4 ~~(6)~~ (8) instructional materials, digital learning, and technology appropriate for  
 4.5 meeting the individual needs of these learners;

4.6 ~~(7)~~ (9) programs to reduce truancy, encourage completion of high school, enhance  
 4.7 self-concept, provide health services, provide nutrition services, provide a safe and secure  
 4.8 learning environment, provide coordination for pupils receiving services from other  
 4.9 governmental agencies, provide psychological services to determine the level of social,  
 4.10 emotional, cognitive, and intellectual development, and provide counseling services,  
 4.11 guidance services, and social work services;

4.12 ~~(8)~~ (10) bilingual programs, bicultural programs, and programs for English learners;

4.13 ~~(9)~~ all-day kindergarten;

4.14 ~~(10)~~ (11) early education programs, parent-training programs, school readiness  
 4.15 programs, kindergarten programs for four-year-olds, voluntary home visits under section  
 4.16 124D.13, subdivision 4, and other outreach efforts designed to prepare children for  
 4.17 kindergarten;

4.18 ~~(11)~~ (12) extended school day and extended school year programs, including  
 4.19 summer academies; and

4.20 ~~(12)~~ (13) substantial parent involvement in developing and implementing remedial  
 4.21 education or intervention plans for a learner, including learning contracts between the  
 4.22 school, the learner, and the parent that establish achievement goals and responsibilities of  
 4.23 the learner and the learner's parent or guardian.

4.24 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

4.25 Sec. 6. Minnesota Statutes 2015 Supplement, section 126C.15, subdivision 2, is  
 4.26 amended to read:

4.27 Subd. 2. **Building allocation.** (a) Unless a plan has been adopted according to  
 4.28 paragraph (b), a district or cooperative must allocate its compensatory revenue to each  
 4.29 school building in the district or cooperative where the children who have generated the  
 4.30 revenue are served ~~unless the school district or cooperative has received permission under~~  
 4.31 ~~Laws 2005, First Special Session chapter 5, article 1, section 50, to allocate compensatory~~  
 4.32 ~~revenue according to student performance measures developed by the school board.~~

4.33 (b) Notwithstanding paragraph (a), the board of a district or cooperative may allocate  
 4.34 up to 50 percent of the amount of reallocate any or all of its compensatory revenue that  
 4.35 ~~the district receives to school sites according to a plan adopted by the school board.~~

5.1 The money reallocated under this paragraph must be spent for the purposes listed in  
 5.2 subdivision 1, but may be spent on students in any grade, including students attending  
 5.3 school readiness or other prekindergarten programs.

5.4 (c) For the purposes of this section and section 126C.05, subdivision 3, "building"  
 5.5 means education site as defined in section 123B.04, subdivision 1.

5.6 (d) Notwithstanding section 123A.26, subdivision 1, compensatory revenue  
 5.7 generated by students served at a cooperative unit shall be paid to the cooperative unit.

5.8 (e) A district or cooperative with school building openings, school building  
 5.9 closings, changes in attendance area boundaries, or other changes in programs or student  
 5.10 demographics between the prior year and the current year may reallocate compensatory  
 5.11 revenue among sites to reflect these changes. A district or cooperative must report to the  
 5.12 department any adjustments it makes according to this paragraph and the department must  
 5.13 use the adjusted compensatory revenue allocations in preparing the report required under  
 5.14 section 123B.76, subdivision 3, paragraph (c).

5.15 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

5.16 Sec. 7. Minnesota Statutes 2014, section 126C.15, subdivision 3, is amended to read:

5.17 Subd. 3. **Recommendation.** A school site decision-making team, as defined in  
 5.18 section 123B.04, subdivision 2, paragraph (a), or the instruction and curriculum advisory  
 5.19 committee under section 120B.11, if the school has no school site decision team, ~~shall~~ may  
 5.20 recommend to the school board how the compensatory education revenue will be used to  
 5.21 carry out the purpose of this section. A school district that has received permission under  
 5.22 Laws 2005, First Special Session chapter 5, article 1, section 50, to allocate compensatory  
 5.23 revenue according to school performance measures shall share its plan for the distribution  
 5.24 of compensatory revenue with the school site decision team.

5.25 **EFFECTIVE DATE.** This section is effective July 1, 2016.

5.26 Sec. 8. Minnesota Statutes 2014, section 127A.51, is amended to read:

5.27 **127A.51 STATEWIDE AVERAGE REVENUE.**

5.28 By ~~October~~ December 1 of each year the commissioner must estimate the statewide  
 5.29 average adjusted general revenue per adjusted pupil unit and the disparity in adjusted  
 5.30 general revenue among pupils and districts by computing the ratio of the 95th percentile  
 5.31 to the fifth percentile of adjusted general revenue. The commissioner must provide that  
 5.32 information to all districts.

6.1 If the disparity in adjusted general revenue as measured by the ratio of the 95th  
 6.2 percentile to the fifth percentile increases in any year, the commissioner shall recommend  
 6.3 to the legislature options for change in the general education formula that will limit the  
 6.4 disparity in adjusted general revenue to no more than the disparity for the previous  
 6.5 school year. The commissioner must submit the recommended options to the education  
 6.6 committees of the legislature by ~~January 15~~ February 1.

6.7 For purposes of this section and section 126C.10, adjusted general revenue means  
 6.8 the sum of basic revenue under section 126C.10, subdivision 2; referendum revenue under  
 6.9 section 126C.17; local optional revenue under section 126C.10, subdivision 2e; and equity  
 6.10 revenue under section 126C.10, subdivisions 24a and 24b.

6.11 Sec. 9. Laws 2013, chapter 116, article 7, section 19, as amended by Laws 2015, First  
 6.12 Special Session chapter 3, article 7, section 6, is amended to read:

6.13 Sec. 19. **FUND OR ACCOUNT TRANSFER; FISCAL YEAR 2014 THROUGH**  
 6.14 **FISCAL YEAR 2017 ONLY.**

6.15 (a) Notwithstanding Minnesota Statutes, section 123B.80, subdivision 3, for fiscal  
 6.16 year 2014 ~~through fiscal year 2017 only~~ and later, the commissioner must approve a  
 6.17 request for a fund or account transfer if the transfer does not increase state aid obligations  
 6.18 to the district or result in additional property tax authority for the district. This section  
 6.19 does not permit transfers from the community service fund, the food service fund, or the  
 6.20 reserved account for staff development under section 122A.61.

6.21 (b) A school board may approve a fund or account transfer under paragraph (a)  
 6.22 only after adopting a resolution stating the fund or account transfer will not diminish  
 6.23 instructional opportunities for students.

6.24 **EFFECTIVE DATE.** This section is effective July 1, 2016.

6.25 Sec. 10. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision  
 6.26 2, is amended to read:

6.27 Subd. 2. **General education aid.** For general education aid under Minnesota  
 6.28 Statutes, section 126C.13, subdivision 4:

6.29		<del>6,624,310,000</del>	
6.30	\$	<u>6,649,435,000</u>	..... 2016
6.31		<del>6,761,574,000</del>	
6.32	\$	<u>6,794,178,000</u>	..... 2017

6.33 The 2016 appropriation includes \$622,908,000 for 2015 and ~~\$6,001,405,000~~  
 6.34 \$6,026,527,000 for 2016.

7.1 The 2017 appropriation includes ~~\$638,812,000~~ \$641,412,000 for 2016 and  
 7.2 ~~\$6,122,762,000~~ \$6,152,766,000 for 2017.

7.3 Sec. 11. **VOLUNTARY BOUNDARY ALIGNMENT; MOORHEAD AND**  
 7.4 **DILWORTH-GLYNDON-FELTON.**

7.5 Subdivision 1. **Boundary realignment allowed.** The school boards of Independent  
 7.6 School Districts Nos. 152, Moorhead, and 2164, Dilworth-Glyndon-Felton, may realign  
 7.7 their shared district boundaries according to the provisions of this section.

7.8 Subd. 2. **Plan to establish new boundaries.** (a) The school boards of Independent  
 7.9 School Districts Nos. 152, Moorhead, and 2164, Dilworth-Glyndon-Felton, may jointly  
 7.10 develop a plan to realign their shared school district boundaries over a period of years.

7.11 (b) The plan must specify and identify each group of parcels that will be transferred  
 7.12 and the method used to determine the year during which each set of parcels is transferred.  
 7.13 The method of transfer may include an analysis of the relative tax base of the parcels to  
 7.14 be transferred and may make the transfers of parcels effective upon the relationship in  
 7.15 relative tax bases.

7.16 (c) The written plan must be adopted by each school board after the board has  
 7.17 allowed public testimony on the plan.

7.18 (d) The plan must be filed with both the county auditor and the commissioner of  
 7.19 education.

7.20 (e) After adopting the plan, each school board must publish notice of the plan  
 7.21 realigning district boundaries. The notice must include a general description of the area  
 7.22 that will be affected by the proposed boundary alignment and the method by which the  
 7.23 boundaries will be realigned. The notice must also be mailed to each property owner of  
 7.24 record in the area proposed for realignment.

7.25 Subd. 3. **Bonded debt.** As of the effective date of each exchange of parcels between  
 7.26 the two school districts, for the next and subsequent tax years, the taxable property in the  
 7.27 newly aligned parcel is taxable for a portion of the bonded debt of the school district to  
 7.28 which the property is attached and is not taxable for the bonded debt from the school  
 7.29 district from which the property is detached.

7.30 Subd. 4. **County auditor notified.** After adoption of the plan, each school board  
 7.31 must provide a copy of the plan to the county auditor. The county auditor may request  
 7.32 any other necessary information from the school districts to affect the transfer of parcels  
 7.33 between the school districts. Each year, the school districts must notify the county auditor

8.1 of what block of parcels, if any, will be transferred between the two school districts. The  
 8.2 county auditor must notify each affected property owner of the boundary change.

8.3 Subd. 5. **Report to Department of Education.** Upon adoption of the plan, the  
 8.4 school boards must submit a copy of the plan to the Department of Education. The districts  
 8.5 must also provide any additional information necessary for computing school aids and  
 8.6 levies to the Department of Education in the form and manner requested by the department.

8.7 **EFFECTIVE DATE.** This section is effective the day after the school boards of  
 8.8 Independent School Districts Nos. 152, Moorhead, and 2164, Dilworth-Glyndon-Felton,  
 8.9 and their respective chief clerical officers timely comply with Minnesota Statutes, section  
 8.10 645.021, subdivisions 2 and 3.

8.11 Sec. 12. **GLENVILLE-EMMONS SCHOOL DISTRICT; OPERATING**  
 8.12 **REFERENDUM ADJUSTMENT.**

8.13 Subdivision 1. **Year first effective.** Notwithstanding any law to the contrary, the  
 8.14 operating referendum approved by the voters of Independent School District No. 2886,  
 8.15 Glenville-Emmons, in April 2015, is first effective for fiscal year 2017 and may run for  
 8.16 the number of years stated on the ballot. The total referendum authority for fiscal year  
 8.17 2017, including any board-approved authority, may not exceed the amount approved  
 8.18 by the voters.

8.19 Subd. 2. **Documentation and process.** The board of Independent School District  
 8.20 No. 2886, Glenville-Emmons, must submit to the commissioner of education the following:

8.21 (1) a unanimously adopted written resolution of the board at a public meeting  
 8.22 authorizing the operating referendum to begin in fiscal year 2017;

8.23 (2) documentation showing that the district's approved plan to eliminate its statutory  
 8.24 operating debt is being followed; and

8.25 (3) any other information requested by the commissioner.

8.26 Subd. 3. **Levy adjustment.** Independent School District No. 2886,  
 8.27 Glenville-Emmons, may certify the levy to accompany the fiscal year 2017 operating  
 8.28 referendum over a three-year period beginning with taxes payable in 2017.

8.29 Sec. 13. **EQUITY AID; FISCAL YEAR 2017.**

8.30 For fiscal year 2017 only, the entire amount of the equity revenue adjustment under  
 8.31 section 4 is paid through state aid.



9.1 Sec. 14. **REVISOR'S INSTRUCTION.**

9.2 The revisor of statutes shall codify section 8 in Minnesota Statutes, section 123B.79,  
 9.3 consistent with other limitations on school district fund and account transfers and  
 9.4 appropriately revise any statutory cross-reference consistent with that recoding.

9.5 **ARTICLE 2**

9.6 **EDUCATION EXCELLENCE**

9.7 Section 1. **[119A.035] SCHOOL CRISIS RESPONSE TEAMS.**

9.8 Subdivision 1. **Commissioner's duties.** To ensure timely responses to school crises,  
 9.9 the commissioner must work in cooperation with the Minnesota School Safety Center to  
 9.10 collect, maintain, and make available to schools contact information for crisis response  
 9.11 teams throughout the state.

9.12 Subd. 2. **Crisis response teams.** In regions of Minnesota where an existing crisis  
 9.13 response team has not been formed by a school district, county, or city, the commissioner,  
 9.14 in cooperation with the Minnesota School Safety Center, must convene a working group  
 9.15 in each region to develop a plan to form a crisis response team for that region. Team  
 9.16 members from the public and private sectors may represent various disciplines, including  
 9.17 school administrators, guidance counselors, psychologists, social workers, teachers,  
 9.18 nurses, security experts, media relations professionals, and other related areas.

9.19 Sec. 2. Minnesota Statutes 2014, section 120A.22, subdivision 12, is amended to read:

9.20 Subd. 12. **Legitimate exemptions.** (a) A parent, guardian, or other person having  
 9.21 control of a child may apply to a school district to have the child excused from ~~attendance~~  
 9.22 attending for the whole or any part of the time school is in session or participating in a  
 9.23 physical education class during any school year. Application may be made to any member  
 9.24 of the board, a truant officer, a principal, or the superintendent. The school district may  
 9.25 state in its school attendance policy that it may ask the student's parent or legal guardian to  
 9.26 verify in writing the reason for the child's absence from school or not participating in a  
 9.27 physical education class. A note from a physician or a licensed mental health professional  
 9.28 stating that the child cannot attend school or participate in a physical education class  
 9.29 is a valid excuse. The board of the district in which the child resides may approve the  
 9.30 application upon the following being demonstrated to the satisfaction of that board:

9.31 (1) that the child's physical or mental health is such as to prevent ~~attendance at~~  
 9.32 attending school or participating in a physical education class or ~~application applying to~~  
 9.33 study for the period required, which includes:

9.34 (i) child illness, medical, dental, orthodontic, or counseling appointments;

- 10.1 (ii) family emergencies;
- 10.2 (iii) the death or serious illness or funeral of an immediate family member;
- 10.3 (iv) active duty in any military branch of the United States;
- 10.4 (v) the child has a condition that requires ongoing treatment for a mental health
- 10.5 diagnosis; or
- 10.6 (vi) other exemptions included in the district's school attendance policy;
- 10.7 (2) that the child has already completed state and district standards required for
- 10.8 graduation from high school; or
- 10.9 (3) that it is the wish of the parent, guardian, or other person having control of the
- 10.10 child, that the child attend for a period or periods not exceeding in the aggregate three
- 10.11 hours in any week, a school for religious instruction conducted and maintained by some
- 10.12 church, or association of churches, or any Sunday school association incorporated under
- 10.13 the laws of this state, or any auxiliary thereof. This school for religious instruction must
- 10.14 be conducted and maintained in a place other than a public school building, and it must
- 10.15 not, in whole or in part, be conducted and maintained at public expense. However, a child
- 10.16 may be absent from school on such days as the child attends upon instruction according to
- 10.17 the ordinances of some church.
- 10.18 (b) Notwithstanding subdivision 6, paragraph (a), a parent may withdraw a child
- 10.19 from an all-day, every day kindergarten program and put their child in a half-day program,
- 10.20 if offered, or an alternate-day program without being truant. A school board must excuse a
- 10.21 kindergarten child from a part of a school day at the request of the child's parent.

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

10.23 Sec. 3. Minnesota Statutes 2014, section 120A.42, is amended to read:

10.24 **120A.42 CONDUCT OF SCHOOL ON CERTAIN HOLIDAYS.**

10.25 (a) The governing body of any district may contract with any of the teachers of the

10.26 district for the conduct of schools, and may conduct schools, on either, or any, of the

10.27 following holidays, provided that a clause to this effect is inserted in the teacher's contract:

10.28 Martin Luther King's birthday, Lincoln's and Washington's birthdays, Columbus Day

10.29 and Veterans' Day. On Martin Luther King's birthday, Washington's birthday, Lincoln's

10.30 birthday, and Veterans' Day at least one hour of the school program must be devoted to a

10.31 patriotic observance of the day.

10.32 (b) A district may conduct a school program to honor Constitution Day and

10.33 Citizenship Day by providing opportunities for students to learn about the principles of

10.34 American democracy, the American system of government, American citizens' rights and

11.1 responsibilities, American history, and American geography, symbols, and holidays.  
 11.2 Among other activities under this paragraph, districts may administer to students the test  
 11.3 questions United States Citizenship and Immigration Services officers pose to applicants  
 11.4 for naturalization and may formally recognize students who are able to answer 80 or  
 11.5 more of the 100 questions correctly.

11.6 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 11.7 later.

11.8 Sec. 4. Minnesota Statutes 2014, section 120B.021, subdivision 1, is amended to read:

11.9 Subdivision 1. **Required academic standards.** (a) The following subject areas  
 11.10 are required for statewide accountability:

11.11 (1) language arts;

11.12 (2) mathematics;

11.13 (3) science;

11.14 (4) social studies, including history, geography, economics, and government and  
 11.15 citizenship;

11.16 (5) physical education;

11.17 (6) health, for which locally developed academic standards apply; and

11.18 (7) the arts, for which statewide or locally developed academic standards apply, as

11.19 determined by the school district. Public elementary and middle schools must offer at least

11.20 three and require at least two of the following four arts areas: dance; music; theater; and

11.21 visual arts. Public high schools must offer at least three and require at least one of the

11.22 following five arts areas: media arts; dance; music; theater; and visual arts.

11.23 (b) For purposes of applicable federal law, the academic standards for language arts,

11.24 mathematics, and science apply to all public school students, except the very few students

11.25 with extreme cognitive or physical impairments for whom an individualized education

11.26 program team has determined that the required academic standards are inappropriate. An

11.27 individualized education program team that makes this determination must establish

11.28 alternative standards.

11.29 (c) Consistent with section 120B.021, subdivision 4, paragraph (g), the department

11.30 must adopt the most recent Society of Health and Physical Education (SHAPE) America

11.31 or other nationally recognized kindergarten through grade 12 physical education standards

11.32 and benchmarks as the required Minnesota physical education academic standards. The

11.33 department may modify and adapt the national standards and benchmarks to accommodate

11.34 state interest so long as it maintains the purpose and integrity of the national standards. The

12.1 department must post on its Web site existing assessments available in the public domain  
 12.2 for school districts to use in assessing students' mastery of the physical education standards.

12.3 (e) (d) District efforts to develop, implement, or improve instruction or curriculum  
 12.4 as a result of the provisions of this section must be consistent with sections 120B.10,  
 12.5 120B.11, and 120B.20.

12.6 **EFFECTIVE DATE.** This section is effective for the 2021-2022 school year and  
 12.7 later.

12.8 Sec. 5. Minnesota Statutes 2014, section 120B.021, subdivision 3, is amended to read:

12.9 Subd. 3. **Rulemaking.** The commissioner, consistent with the requirements of  
 12.10 this section and section 120B.022, must adopt statewide rules under section 14.389 for  
 12.11 implementing statewide rigorous core academic standards in language arts, mathematics,  
 12.12 science, social studies, physical education, and the arts. After the rules authorized under  
 12.13 this subdivision are initially adopted, the commissioner may not amend or repeal these  
 12.14 rules nor adopt new rules on the same topic without specific legislative authorization. The  
 12.15 academic standards for language arts, mathematics, and the arts must be implemented for  
 12.16 all students beginning in the 2003-2004 school year. The academic standards for science  
 12.17 and social studies must be implemented for all students beginning in the 2005-2006 school  
 12.18 year.

12.19 Sec. 6. Minnesota Statutes 2015 Supplement, section 120B.021, subdivision 4, is  
 12.20 amended to read:

12.21 Subd. 4. **Revisions and reviews required.** (a) The commissioner of education must  
 12.22 revise and appropriately embed technology and information literacy standards consistent  
 12.23 with recommendations from school media specialists into the state's academic standards  
 12.24 and graduation requirements and implement a ten-year cycle to review and, consistent  
 12.25 with the review, revise state academic standards and related benchmarks, consistent with  
 12.26 this subdivision. During each ten-year review and revision cycle, the commissioner also  
 12.27 must examine the alignment of each required academic standard and related benchmark  
 12.28 with the knowledge and skills students need for career and college readiness and advanced  
 12.29 work in the particular subject area. The commissioner must include the contributions of  
 12.30 Minnesota American Indian tribes and communities as related to the academic standards  
 12.31 during the review and revision of the required academic standards.

12.32 (b) The commissioner must ensure that the statewide mathematics assessments  
 12.33 administered to students in grades 3 through 8 and 11 are aligned with the state academic  
 12.34 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph

13.1 (b). The commissioner must implement a review of the academic standards and related  
 13.2 benchmarks in mathematics beginning in the 2020-2021 school year and every ten years  
 13.3 thereafter.

13.4 (c) The commissioner must implement a review of the academic standards and related  
 13.5 benchmarks in arts beginning in the 2016-2017 school year and every ten years thereafter.

13.6 (d) The commissioner must implement a review of the academic standards and  
 13.7 related benchmarks in science beginning in the 2017-2018 school year and every ten  
 13.8 years thereafter.

13.9 (e) The commissioner must implement a review of the academic standards and  
 13.10 related benchmarks in language arts beginning in the 2018-2019 school year and every  
 13.11 ten years thereafter.

13.12 (f) The commissioner must implement a review of the academic standards and  
 13.13 related benchmarks in social studies beginning in the 2019-2020 school year and every  
 13.14 ten years thereafter.

13.15 (g) The commissioner must adopt the most recent kindergarten through grade 12  
 13.16 physical education standards developed by the Society of Health and Physical Education  
 13.17 (SHAPE) America or other nationally recognized physical education association and  
 13.18 implement a review of the physical education standards and related benchmarks, consistent  
 13.19 with section 120B.021, subdivision 1, paragraph (c), beginning in the 2020-2021 school  
 13.20 year and every ten years thereafter.

13.21 ~~(g)~~ (h) School districts and charter schools must revise and align local academic  
 13.22 standards and high school graduation requirements in health, world languages, and career  
 13.23 and technical education to require students to complete the revised standards beginning  
 13.24 in a school year determined by the school district or charter school. School districts and  
 13.25 charter schools must formally establish a periodic review cycle for the academic standards  
 13.26 and related benchmarks in health, world languages, and career and technical education.

13.27 Sec. 7. Minnesota Statutes 2014, section 120B.11, subdivision 1a, is amended to read:

13.28 Subd. 1a. **Performance measures.** Measures to determine school district and  
 13.29 school site progress in striving to create the world's best workforce must include at least:

13.30 ~~(1) student performance on the National Assessment of Education Progress where~~  
 13.31 ~~applicable;~~

13.32 ~~(2)~~ (1) the size of the academic achievement gap, rigorous course taking under  
 13.33 section 120B.35, subdivision 3, paragraph (c), clause (2), and enrichment experiences by  
 13.34 student subgroup;

13.35 ~~(3)~~ (2) student performance on the Minnesota Comprehensive Assessments;

- 14.1 ~~(4)~~ (3) high school graduation rates; and  
 14.2 ~~(5)~~ (4) career and college readiness under section 120B.30, subdivision 1.

14.3 Sec. 8. Minnesota Statutes 2014, section 120B.11, subdivision 2, is amended to read:

14.4 Subd. 2. **Adopting plans and budgets.** A school board, at a public meeting, shall  
 14.5 adopt a comprehensive, long-term strategic plan to support and improve teaching and  
 14.6 learning that is aligned with creating the world's best workforce and includes:

14.7 (1) clearly defined district and school site goals and benchmarks for instruction and  
 14.8 student achievement for all student subgroups identified in section 120B.35, subdivision 3,  
 14.9 paragraph (b), clause (2);

14.10 (2) a process ~~for assessing and evaluating~~ to assess and evaluate each student's  
 14.11 progress toward meeting state and local academic standards, assess and identify students  
 14.12 to participate in gifted and talented programs and accelerate their instruction, and adopt  
 14.13 early-admission procedures consistent with section 120B.15, and identifying the strengths  
 14.14 and weaknesses of instruction in pursuit of student and school success and curriculum  
 14.15 affecting students' progress and growth toward career and college readiness and leading to  
 14.16 the world's best workforce;

14.17 (3) a system to periodically review and evaluate the effectiveness of all instruction  
 14.18 and curriculum, taking into account strategies and best practices, student outcomes, school  
 14.19 principal evaluations under section 123B.147, subdivision 3, and teacher evaluations  
 14.20 under section 122A.40, subdivision 8, or 122A.41, subdivision 5;

14.21 (4) strategies for improving instruction, curriculum, and student achievement,  
 14.22 including the English and, where practicable, the native language development and the  
 14.23 academic achievement of English learners;

14.24 (5) a process to examine the equitable distribution of teachers and strategies to  
 14.25 ensure low-income and minority children are not taught at higher rates than other children  
 14.26 by inexperienced, ineffective, or out-of-field teachers;

14.27 ~~(5)~~ (6) education effectiveness practices that integrate high-quality instruction,  
 14.28 rigorous curriculum, technology, and a collaborative professional culture that develops  
 14.29 and supports teacher quality, performance, and effectiveness; and

14.30 ~~(6)~~ (7) an annual budget for continuing to implement the district plan.

14.31 Sec. 9. Minnesota Statutes 2014, section 120B.11, subdivision 5, is amended to read:

14.32 Subd. 5. **Report.** Consistent with requirements for school performance reports  
 14.33 under section 120B.36, subdivision 1, the school board shall publish a report in the  
 14.34 local newspaper with the largest circulation in the district, by mail, or by electronic

15.1 means on the district Web site. The school board shall hold an annual public meeting  
 15.2 to review, and revise where appropriate, student achievement goals, local assessment  
 15.3 outcomes, plans, strategies, and practices for improving curriculum and instruction  
 15.4 and cultural competency, and efforts to equitably distribute effective, experienced, and  
 15.5 in-field teachers, and to review district success in realizing the previously adopted student  
 15.6 achievement goals and related benchmarks and the improvement plans leading to the  
 15.7 world's best workforce. The school board must transmit an electronic summary of its  
 15.8 report to the commissioner in the form and manner the commissioner determines.

15.9 Sec. 10. Minnesota Statutes 2014, section 120B.15, is amended to read:

15.10 **120B.15 GIFTED AND TALENTED STUDENTS PROGRAMS.**

15.11 (a) School districts may identify students, locally develop programs addressing  
 15.12 instructional and affective needs, provide staff development, and evaluate programs to  
 15.13 provide gifted and talented students with challenging and appropriate educational programs.

15.14 (b) School districts must adopt guidelines for assessing and identifying students for  
 15.15 participation in gifted and talented programs consistent with section 120B.11, subdivision  
 15.16 2, clause (2). The guidelines should include the use of:

15.17 (1) multiple and objective criteria; and

15.18 (2) assessments and procedures that are valid and reliable, fair, and based on current  
 15.19 theory and research. Assessments and procedures should be sensitive to underrepresented  
 15.20 groups, including, but not limited to, low-income, minority, twice-exceptional, and  
 15.21 English learners.

15.22 (c) School districts must adopt procedures for the academic acceleration of gifted  
 15.23 and talented students consistent with section 120B.11, subdivision 2, clause (2). These  
 15.24 procedures must include how the district will:

15.25 (1) assess a student's readiness and motivation for acceleration; and

15.26 (2) match the level, complexity, and pace of the curriculum to a student to achieve  
 15.27 the best type of academic acceleration for that student.

15.28 (d) School districts must adopt procedures consistent with section 124D.02,  
 15.29 subdivision 1, for early admission to kindergarten or first grade of gifted and talented  
 15.30 learners consistent with section 120B.11, subdivision 2, clause (2). The procedures must  
 15.31 be sensitive to underrepresented groups.

15.32 Sec. 11. Minnesota Statutes 2015 Supplement, section 120B.30, subdivision 1, is  
 15.33 amended to read:

16.1           Subdivision 1. **Statewide testing.** (a) The commissioner, with advice from experts  
16.2 with appropriate technical qualifications and experience and stakeholders, consistent with  
16.3 subdivision 1a, shall include in the comprehensive assessment system, for each grade  
16.4 level to be tested, state-constructed tests developed as computer-adaptive reading and  
16.5 mathematics assessments for students that are aligned with the state's required academic  
16.6 standards under section 120B.021, include multiple choice questions, and are administered  
16.7 annually to all students in grades 3 through 8. State-developed high school tests aligned  
16.8 with the state's required academic standards under section 120B.021 and administered  
16.9 to all high school students in a subject other than writing must include multiple choice  
16.10 questions. The commissioner shall establish one or more months during which schools  
16.11 shall administer the tests to students each school year.

16.12           (1) Students enrolled in grade 8 through the 2009-2010 school year are eligible  
16.13 to be assessed under (i) the graduation-required assessment for diploma in reading,  
16.14 mathematics, or writing under Minnesota Statutes 2012, section 120B.30, subdivision 1,  
16.15 paragraphs (c), clauses (1) and (2), and (d), (ii) the WorkKeys job skills assessment, (iii)  
16.16 the Compass college placement test, (iv) the ACT assessment for college admission, (v) a  
16.17 nationally recognized armed services vocational aptitude test.

16.18           (2) Students enrolled in grade 8 in the 2010-2011 or 2011-2012 school year are  
16.19 eligible to be assessed under (i) the graduation-required assessment for diploma in reading,  
16.20 mathematics, or writing under Minnesota Statutes 2012, section 120B.30, subdivision  
16.21 1, paragraph (c), clauses (1) and (2), (ii) the WorkKeys job skills assessment, (iii) the  
16.22 Compass college placement test, (iv) the ACT assessment for college admission, (v) a  
16.23 nationally recognized armed services vocational aptitude test.

16.24           (3) For students under clause (1) or (2), a school district may substitute a score from  
16.25 an alternative, equivalent assessment to satisfy the requirements of this paragraph.

16.26           (b) The state assessment system must be aligned to the most recent revision of  
16.27 academic standards as described in section 120B.023 in the following manner:

16.28           (1) mathematics;

16.29           (i) grades 3 through 8 beginning in the 2010-2011 school year; and

16.30           (ii) high school level beginning in the 2013-2014 school year;

16.31           (2) science; grades 5 and 8 and at the high school level beginning in the 2011-2012  
16.32 school year; and

16.33           (3) language arts and reading; grades 3 through 8 and high school level beginning in  
16.34 the 2012-2013 school year.

16.35           (c) For students enrolled in grade 8 in the 2012-2013 school year and later, students'  
16.36 state graduation requirements, based on a longitudinal, systematic approach to student



17.1 education and career planning, assessment, instructional support, and evaluation, include  
17.2 the following:

17.3 (1) an opportunity to participate on a nationally normed college entrance exam,  
17.4 in grade 11 or grade 12;

17.5 (2) achievement and career and college readiness in mathematics, reading, and  
17.6 writing, consistent with paragraph (j) (k) and to the extent available, to monitor students'  
17.7 continuous development of and growth in requisite knowledge and skills; analyze  
17.8 students' progress and performance levels, identifying students' academic strengths and  
17.9 diagnosing areas where students require curriculum or instructional adjustments, targeted  
17.10 interventions, or remediation; and, based on analysis of students' progress and performance  
17.11 data, determine students' learning and instructional needs and the instructional tools and  
17.12 best practices that support academic rigor for the student; and

17.13 (3) consistent with this paragraph and section 120B.125, age-appropriate exploration  
17.14 and planning activities and career assessments to encourage students to identify personally  
17.15 relevant career interests and aptitudes and help students and their families develop a  
17.16 regularly reexamined transition plan for postsecondary education or employment without  
17.17 need for postsecondary remediation.

17.18 Based on appropriate state guidelines, students with an individualized education program  
17.19 may satisfy state graduation requirements by achieving an individual score on the  
17.20 state-identified alternative assessments.

17.21 (d) Expectations of schools, districts, and the state for career or college readiness  
17.22 under this subdivision must be comparable in rigor, clarity of purpose, and rates of  
17.23 student completion.

17.24 A student under paragraph (c), clause (2), must receive targeted, relevant,  
17.25 academically rigorous, and resourced instruction, which may include a targeted instruction  
17.26 and intervention plan focused on improving the student's knowledge and skills in core  
17.27 subjects so that the student has a reasonable chance to succeed in a career or college  
17.28 without need for postsecondary remediation. Consistent with sections 120B.13, 124D.09,  
17.29 124D.091, 124D.49, and related sections, an enrolling school or district must actively  
17.30 encourage a student in grade 11 or 12 who is identified as academically ready for a career  
17.31 or college to participate in courses and programs awarding college credit to high school  
17.32 students. Students are not required to achieve a specified score or level of proficiency on  
17.33 an assessment under this subdivision to graduate from high school.

17.34 (e) Though not a high school graduation requirement, students are encouraged to  
17.35 participate in a nationally recognized college entrance exam. ~~With funding provided by~~  
17.36 ~~the~~ To the extent state funding for college entrance exam fees is available, a district must

18.1 pay the cost, one time, for an interested student in grade 11 or 12 to take a nationally  
18.2 recognized college entrance exam before graduating. ~~A student must be able to take the~~  
18.3 ~~exam under this paragraph at the student's high school during the school day and at any~~  
18.4 ~~one of the multiple exam administrations available to students in the district.~~

18.5 (f) The commissioner and the chancellor of the Minnesota State Colleges and  
18.6 Universities must collaborate in aligning instruction and assessments for adult basic  
18.7 education students and English learners to provide the students with diagnostic information  
18.8 about any targeted interventions, accommodations, modifications, and supports they  
18.9 need so that assessments and other performance measures are accessible to them and  
18.10 they may seek postsecondary education or employment without need for postsecondary  
18.11 remediation. When administering formative or summative assessments used to measure  
18.12 the academic progress, including the oral academic development, of English learners  
18.13 and inform their instruction, schools must ensure that the assessments are accessible to  
18.14 the students and students have the modifications and supports they need to sufficiently  
18.15 understand the assessments.

18.16 (g) Districts and schools, on an annual basis, must use career exploration elements  
18.17 to help students, beginning no later than grade 9, and their families explore and plan  
18.18 for postsecondary education or careers based on the students' interests, aptitudes, and  
18.19 aspirations. Districts and schools must use timely regional labor market information and  
18.20 partnerships, among other resources, to help students and their families successfully  
18.21 develop, pursue, review, and revise an individualized plan for postsecondary education or a  
18.22 career. This process must help increase students' engagement in and connection to school,  
18.23 improve students' knowledge and skills, and deepen students' understanding of career  
18.24 pathways as a sequence of academic and career courses that lead to an industry-recognized  
18.25 credential, an associate's degree, or a bachelor's degree and are available to all students,  
18.26 whatever their interests and career goals.

18.27 (h) A student who demonstrates attainment of required state academic standards,  
18.28 which include career and college readiness benchmarks, on high school assessments  
18.29 under subdivision 1a is academically ready for a career or college and is encouraged to  
18.30 participate in courses awarding college credit to high school students. Such courses and  
18.31 programs may include sequential courses of study within broad career areas and technical  
18.32 skill assessments that extend beyond course grades.

18.33 (i) As appropriate, students through grade 12 must continue to participate in targeted  
18.34 instruction, intervention, or remediation and be encouraged to participate in courses  
18.35 awarding college credit to high school students.

19.1 (j) In developing, supporting, and improving students' academic readiness for a  
19.2 career or college, schools, districts, and the state must have a continuum of empirically  
19.3 derived, clearly defined benchmarks focused on students' attainment of knowledge and  
19.4 skills so that students, their parents, and teachers know how well students must perform to  
19.5 have a reasonable chance to succeed in a career or college without need for postsecondary  
19.6 remediation. The commissioner, in consultation with local school officials and educators,  
19.7 and Minnesota's public postsecondary institutions must ensure that the foundational  
19.8 knowledge and skills for students' successful performance in postsecondary employment  
19.9 or education and an articulated series of possible targeted interventions are clearly  
19.10 identified and satisfy Minnesota's postsecondary admissions requirements.

19.11 (k) For students in grade 8 in the 2012-2013 school year and later, a school, district,  
19.12 or charter school must record on the high school transcript a student's progress toward  
19.13 career and college readiness, and for other students as soon as practicable.

19.14 (l) The school board granting students their diplomas may formally decide to include  
19.15 a notation of high achievement on the high school diplomas of those graduating seniors  
19.16 who, according to established school board criteria, demonstrate exemplary academic  
19.17 achievement during high school.

19.18 (m) The 3rd through 8th grade computer-adaptive assessment results and high school  
19.19 test results shall be available to districts for diagnostic purposes affecting student learning  
19.20 and district instruction and curriculum, and for establishing educational accountability.  
19.21 The commissioner must establish empirically derived benchmarks on adaptive assessments  
19.22 in grades 3 through 8 and the high school tests that reveal a trajectory toward career and  
19.23 college readiness. The chancellor of the Minnesota State Colleges and Universities must  
19.24 review and confirm the benchmarks established by the commissioner show that students  
19.25 are able to successfully complete credit-bearing coursework at a Minnesota state college or  
19.26 university, consistent with paragraph (p). The commissioner must disseminate to the public  
19.27 the computer-adaptive assessments and high school test results upon receiving those results.

19.28 (n) The grades 3 through 8 computer-adaptive assessments and high school tests  
19.29 must be aligned with state academic standards. The commissioner shall determine the  
19.30 testing process and the order of administration. The statewide results shall be aggregated  
19.31 at the site and district level, consistent with subdivision 1a.

19.32 (o) The commissioner shall include the following components in the statewide  
19.33 public reporting system:

19.34 (1) uniform statewide computer-adaptive assessments of all students in grades 3  
19.35 through 8 and testing at the high school levels that provides appropriate, technically sound  
19.36 accommodations or alternate assessments;

20.1 (2) educational indicators that can be aggregated and compared across school  
 20.2 districts and across time on a statewide basis, including average daily attendance, high  
 20.3 school graduation rates, and high school drop-out rates by age and grade level;

20.4 (3) state results on the American College Test; and

20.5 (4) state results from participation in the National Assessment of Educational  
 20.6 Progress so that the state can benchmark its performance against the nation and other  
 20.7 states, and, where possible, against other countries, and contribute to the national effort  
 20.8 to monitor achievement.

20.9 (p) For purposes of statewide accountability, "career and college ready" means a  
 20.10 high school graduate has the knowledge, skills, and competencies to successfully pursue a  
 20.11 career pathway, including postsecondary credit leading to a degree, diploma, certificate, or  
 20.12 industry-recognized credential and employment. Students who are career and college ready  
 20.13 are able to successfully complete credit-bearing coursework at a two- or four-year college  
 20.14 or university or other credit-bearing postsecondary program without need for remediation.

20.15 (q) For purposes of statewide accountability, "cultural competence," "cultural  
 20.16 competency," or "culturally competent" means the ability and will to interact effectively  
 20.17 with people of different cultures, native languages, and socioeconomic backgrounds.

20.18 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 20.19 later.

20.20 Sec. 12. Minnesota Statutes 2015 Supplement, section 120B.31, subdivision 4, is  
 20.21 amended to read:

20.22 Subd. 4. **Student performance data.** In developing policies and assessment  
 20.23 processes to hold schools and districts accountable for high levels of academic standards  
 20.24 under section 120B.021, the commissioner shall aggregate and disaggregate student  
 20.25 data over time to report summary student performance and growth levels and, under  
 20.26 section 120B.11, subdivision 2, clause (2), student learning and outcome data measured  
 20.27 at the school, school district, and statewide level. ~~When collecting and reporting the~~  
 20.28 ~~performance data,~~ The commissioner shall use the student categories identified under the  
 20.29 federal Elementary and Secondary Education Act, as most recently reauthorized, and  
 20.30 student categories of homelessness, ethnicity, race, home language, immigrant, refugee  
 20.31 status, English language learners under section 124D.59, free or reduced-price lunch,  
 20.32 and other categories designated by federal law to organize and report the data so that  
 20.33 state and local policy makers can understand the educational implications of changes in  
 20.34 districts' demographic profiles over time, ~~including student homelessness,~~ as data are  
 20.35 available, ~~among other demographic factors.~~ Any report the commissioner disseminates

21.1 containing summary data on student performance must integrate student performance and  
 21.2 the demographic factors that strongly correlate with that performance.

21.3 **EFFECTIVE DATE.** This section is effective for the 2017-2018 school year and  
 21.4 later.

21.5 Sec. 13. Minnesota Statutes 2014, section 120B.35, is amended to read:

21.6 **120B.35 STUDENT ACADEMIC ACHIEVEMENT AND GROWTH.**

21.7 Subdivision 1. **School and Student indicators of growth and achievement.**

21.8 The commissioner must develop and implement a system for measuring and reporting  
 21.9 academic achievement and individual student growth, consistent with the statewide  
 21.10 educational accountability and reporting system. The system components must measure  
 21.11 and separately report the ~~adequate yearly progress~~ federal expectations of schools and  
 21.12 the growth of individual students: students' current achievement in schools under  
 21.13 subdivision 2; and individual students' educational growth over time under subdivision  
 21.14 3. The system also must include statewide measures of student academic growth that  
 21.15 identify schools with high levels of growth, and also schools with low levels of growth  
 21.16 that need improvement. ~~When determining a school's effect,~~ The data must include  
 21.17 both statewide measures of student achievement and, to the extent annual tests are  
 21.18 administered, indicators of achievement growth that take into account a student's prior  
 21.19 achievement. Indicators of achievement and prior achievement must be based on highly  
 21.20 reliable statewide or districtwide assessments. Indicators that take into account a student's  
 21.21 prior achievement must not be used to disregard a school's low achievement or to exclude  
 21.22 a school from a program to improve low achievement levels.

21.23 Subd. 2. **Federal Expectations for student academic achievement.** (a) Each  
 21.24 school year, a school district must determine if the student achievement levels at each  
 21.25 school site meet federal expectations. If student achievement levels at a school site do  
 21.26 not meet federal expectations ~~and the site has not made adequate yearly progress for two~~  
 21.27 ~~consecutive school years, beginning with the 2001-2002 school year,~~ the district must  
 21.28 work with the school site to adopt a plan to raise student achievement levels to meet  
 21.29 federal expectations. The commissioner of education shall establish student academic  
 21.30 achievement levels to comply with this paragraph.

21.31 (b) School sites identified as not meeting federal expectations must develop  
 21.32 continuous improvement plans in order to meet federal expectations for student academic  
 21.33 achievement. The department, at a district's request, must assist the district and the school

22.1 site sites in developing a plan to improve student achievement. The plan must include  
 22.2 parental involvement components.

22.3 (c) The commissioner must:

22.4 (1) assist school sites and districts identified as not meeting federal expectations; and

22.5 (2) provide technical assistance to schools that integrate student achievement  
 22.6 measures into the school continuous improvement plan.

22.7 (d) The commissioner shall establish and maintain a continuous improvement Web  
 22.8 site designed to make aggregated and disaggregated student growth and, under section  
 22.9 120B.11, subdivision 2, clause (2), student learning and outcome data on every school  
 22.10 and district available to parents, teachers, administrators, community members, and the  
 22.11 general public, consistent with this section.

22.12 Subd. 3. **State growth target; other state measures.** (a)(1) The state's educational  
 22.13 assessment system measuring individual students' educational growth is based on  
 22.14 indicators of achievement growth that show an individual student's prior achievement.  
 22.15 Indicators of achievement and prior achievement must be based on highly reliable  
 22.16 statewide or districtwide assessments.

22.17 (2) For purposes of paragraphs (b), (c), and (d), the commissioner must analyze and  
 22.18 report separate categories of information using the student categories identified under the  
 22.19 federal Elementary and Secondary Education Act, as most recently reauthorized and, in  
 22.20 addition to the Karen community, other student categories as determined by the total  
 22.21 Minnesota population at or above the 1,000-person threshold based on the most recent  
 22.22 decennial census, including ethnicity; race; refugee status; English language learners  
 22.23 under section 124D.59; home language; free or reduced-price lunch; immigrant; and all  
 22.24 students enrolled in a Minnesota public school who are currently or were previously in  
 22.25 foster care, except that such disaggregation and cross tabulation is not required if the  
 22.26 number of students in a category is insufficient to yield statistically reliable information or  
 22.27 the results would reveal personally identifiable information about an individual student.

22.28 (b) The commissioner, in consultation with a stakeholder group that includes  
 22.29 assessment and evaluation directors, district staff, experts in culturally responsive teaching,  
 22.30 and researchers, must implement a model that uses a value-added growth indicator and  
 22.31 includes criteria for identifying schools and school districts that demonstrate medium and  
 22.32 high growth under section 120B.299, subdivisions 8 and 9, and may recommend other  
 22.33 value-added measures under section 120B.299, subdivision 3. The model may be used  
 22.34 to advance educators' professional development and replicate programs that succeed in  
 22.35 meeting students' diverse learning needs. Data on individual teachers generated under the  
 22.36 model are personnel data under section 13.43. The model must allow users to:

23.1 (1) report student growth consistent with this paragraph; and  
 23.2 (2) for all student categories, report and compare aggregated and disaggregated state  
 23.3 student growth and, under section 120B.11, subdivision 2, clause (2), student learning  
 23.4 and outcome data using the nine student categories identified under the federal 2001 No  
 23.5 Child Left Behind Act and two student gender categories of male and female, respectively,  
 23.6 following appropriate reporting practices to protect nonpublic student data Elementary  
 23.7 and Secondary Education Act, as most recently reauthorized, and other student categories  
 23.8 under paragraph (a), clause (2).

23.9 The commissioner must report measures of student growth and, under section  
 23.10 120B.11, subdivision 2, clause (2), student learning and outcome data, consistent with  
 23.11 this paragraph, including the English language development, academic progress, and oral  
 23.12 academic development of English learners and their native language development if the  
 23.13 native language is used as a language of instruction, and include data on all pupils enrolled  
 23.14 in a Minnesota public school course or program who are currently or were previously  
 23.15 counted as an English learner under section 124D.59.

23.16 (c) When reporting student performance under section 120B.36, subdivision 1, the  
 23.17 commissioner annually, beginning July 1, 2011, must report two core measures indicating  
 23.18 the extent to which current high school graduates are being prepared for postsecondary  
 23.19 academic and career opportunities:

23.20 (1) a preparation measure indicating the number and percentage of high school  
 23.21 graduates in the most recent school year who completed course work important to  
 23.22 preparing them for postsecondary academic and career opportunities, consistent with  
 23.23 the core academic subjects required for admission to Minnesota's public colleges and  
 23.24 universities as determined by the Office of Higher Education under chapter 136A; and

23.25 (2) a rigorous coursework measure indicating the number and percentage of high  
 23.26 school graduates in the most recent school year who successfully completed one or more  
 23.27 college-level advanced placement, international baccalaureate, postsecondary enrollment  
 23.28 options including concurrent enrollment, other rigorous courses of study under section  
 23.29 120B.021, subdivision 1a, or industry certification courses or programs.

23.30 When reporting the core measures under clauses (1) and (2), the commissioner must also  
 23.31 analyze and report separate categories of information using the ~~nine~~ student categories  
 23.32 identified under the federal ~~2001 No Child Left Behind Act and two student gender~~  
 23.33 ~~categories of male and female, respectively, following appropriate reporting practices to~~  
 23.34 ~~protect nonpublic student data~~ Elementary and Secondary Education Act, as most recently  
 23.35 reauthorized, and other student categories under paragraph (a), clause (2).

24.1 (d) When reporting student performance under section 120B.36, subdivision 1, the  
24.2 commissioner annually, beginning July 1, 2014, must report summary data on school  
24.3 safety and students' engagement and connection at school, consistent with the student  
24.4 categories identified under paragraph (a), clause (2). The summary data under this  
24.5 paragraph are separate from and must not be used for any purpose related to measuring  
24.6 or evaluating the performance of classroom teachers. The commissioner, in consultation  
24.7 with qualified experts on student engagement and connection and classroom teachers,  
24.8 must identify highly reliable variables that generate summary data under this paragraph.  
24.9 The summary data may be used at school, district, and state levels only. Any data on  
24.10 individuals received, collected, or created that are used to generate the summary data  
24.11 under this paragraph are nonpublic data under section 13.02, subdivision 9.

24.12 (e) For purposes of statewide educational accountability, the commissioner must  
24.13 identify and report measures that demonstrate the success of learning year program  
24.14 providers under sections 123A.05 and 124D.68, among other such providers, in improving  
24.15 students' graduation outcomes. The commissioner, beginning July 1, 2015, must annually  
24.16 report summary data on:

- 24.17 (1) the four- and six-year graduation rates of students under this paragraph;
- 24.18 (2) the percent of students under this paragraph whose progress and performance  
24.19 levels are meeting career and college readiness benchmarks under section 120B.30,  
24.20 subdivision 1; and
- 24.21 (3) the success that learning year program providers experience in:
- 24.22 (i) identifying at-risk and off-track student populations by grade;
- 24.23 (ii) providing successful prevention and intervention strategies for at-risk students;
- 24.24 (iii) providing successful recuperative and recovery or reenrollment strategies for  
24.25 off-track students; and
- 24.26 (iv) improving the graduation outcomes of at-risk and off-track students.

24.27 The commissioner may include in the annual report summary data on other education  
24.28 providers serving a majority of students eligible to participate in a learning year program.

24.29 (f) The commissioner, in consultation with recognized experts with knowledge and  
24.30 experience in assessing the language proficiency and academic performance of all English  
24.31 learners enrolled in a Minnesota public school course or program who are currently or were  
24.32 previously counted as an English learner under section 124D.59, must identify and report  
24.33 appropriate and effective measures to improve current categories of language difficulty and  
24.34 assessments, and monitor and report data on students' English proficiency levels, program  
24.35 placement, and academic language development, including oral academic language.



25.1 Subd. 4. **Improving schools.** Consistent with the requirements of this section,  
 25.2 beginning June 20, 2012, the commissioner of education must annually report to the  
 25.3 public and the legislature best practices implemented in those schools that ~~demonstrate~~  
 25.4 ~~high growth compared to the state growth target~~ are identified as high performing under  
 25.5 federal expectations.

25.6 Subd. 5. **Improving graduation rates for students with emotional or behavioral**  
 25.7 **disorders.** (a) A district must develop strategies in conjunction with parents of students  
 25.8 with emotional or behavioral disorders and the county board responsible for implementing  
 25.9 sections 245.487 to 245.4889 to keep students with emotional or behavioral disorders in  
 25.10 school, when the district has a drop-out rate for students with an emotional or behavioral  
 25.11 disorder in grades 9 through 12 exceeding 25 percent.

25.12 (b) A district must develop a plan in conjunction with parents of students with  
 25.13 emotional or behavioral disorders and the local mental health authority to increase the  
 25.14 graduation rates of students with emotional or behavioral disorders. A district with a  
 25.15 drop-out rate for children with an emotional or behavioral disturbance in grades 9 through  
 25.16 12 that is in the top 25 percent of all districts shall submit a plan for review and oversight  
 25.17 to the commissioner.

25.18 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 25.19 later.

25.20 Sec. 14. Minnesota Statutes 2014, section 120B.36, as amended by Laws 2015, First  
 25.21 Special Session chapter 3, article 2, section 8, is amended to read:

25.22 **120B.36 SCHOOL ACCOUNTABILITY; ~~APPEALS PROCESS.~~**

25.23 Subdivision 1. **School performance reports.** (a) The commissioner shall report  
 25.24 student academic performance data under section 120B.35, ~~subdivision~~ subdivisions  
 25.25 2 and 3; the percentages of students showing low, medium, and high growth under  
 25.26 section 120B.35, subdivision 3, paragraph (b); school safety and student engagement and  
 25.27 connection under section 120B.35, subdivision 3, paragraph (d); rigorous coursework  
 25.28 under section 120B.35, subdivision 3, paragraph (c); the percentage of students under  
 25.29 section 120B.35, subdivision 3, paragraph (b), clause (2), whose progress and performance  
 25.30 levels are meeting career and college readiness benchmarks under sections 120B.30,  
 25.31 subdivision 1, and 120B.35, subdivision 3, paragraph (e); longitudinal data on the progress  
 25.32 of eligible districts in reducing disparities in students' academic achievement and realizing  
 25.33 racial and economic integration under section 124D.861; the acquisition of English,  
 25.34 and where practicable, native language academic literacy, including oral academic

26.1 language, and the academic progress of all English learners ~~under section 124D.59,~~  
 26.2 ~~subdivisions 2 and 2a~~ enrolled in a Minnesota public school course or program who are  
 26.3 currently or were previously counted as English learners under section 124D.59; two  
 26.4 separate student-to-teacher ratios that clearly indicate the definition of teacher consistent  
 26.5 with sections 122A.06 and 122A.15 for purposes of determining these ratios; staff  
 26.6 characteristics excluding salaries; student enrollment demographics; foster care status,  
 26.7 including all students enrolled in a Minnesota public school course or program who are  
 26.8 currently or were previously in foster care, student homelessness, and district mobility;  
 26.9 and extracurricular activities. The report also must indicate a school's ~~adequate yearly~~  
 26.10 ~~progress~~ status under applicable federal law, ~~and must not set any designations applicable~~  
 26.11 ~~to high- and low-performing schools due solely to adequate yearly progress status.~~

26.12 (b) The commissioner shall develop, annually update, and post on the department  
 26.13 Web site school performance reports.

26.14 (c) The commissioner must make available performance reports by the beginning  
 26.15 of each school year.

26.16 (d) A school or district may appeal its ~~adequate yearly progress status in writing~~  
 26.17 ~~to the commissioner within 30 days of receiving the notice of its status~~ results in a form  
 26.18 and manner determined by the commissioner and consistent with federal law. The  
 26.19 commissioner's decision to uphold or deny an appeal is final.

26.20 (e) School performance data are nonpublic data under section 13.02, subdivision 9,  
 26.21 until the commissioner publicly releases the data. The commissioner shall annually post  
 26.22 school performance reports to the department's public Web site no later than September 1,  
 26.23 except that in years when the reports reflect new performance standards, the commissioner  
 26.24 shall post the school performance reports no later than October 1.

26.25 Subd. 2. ~~Adequate yearly Student progress and other data.~~ (a) All data the  
 26.26 department receives, collects, or creates under section 120B.11, governing the world's  
 26.27 best workforce or to determine adequate yearly progress status under Public Law 107-110,  
 26.28 section 1116 federal expectations under the most recently reauthorized Elementary and  
 26.29 Secondary Education Act, set state growth targets, and determine student growth, learning,  
 26.30 and outcomes under section 120B.35 are nonpublic data under section 13.02, subdivision  
 26.31 9, until the commissioner publicly releases the data.

26.32 (b) Districts must provide parents sufficiently detailed summary data to permit  
 26.33 parents to appeal under ~~Public Law 107-110, section 1116(b)(2)~~ the most recently  
 26.34 reauthorized federal Elementary and Secondary Education Act. The commissioner shall  
 26.35 annually post federal ~~adequate yearly progress data~~ expectations and state student growth,  
 26.36 learning, and outcome data to the department's public Web site no later than September 1,

27.1 except that in years when ~~adequate yearly progress reflects~~ data or federal expectations  
 27.2 reflect new performance standards, the commissioner shall post ~~federal adequate yearly~~  
 27.3 progress data on federal expectations and state student growth data no later than October 1.

27.4 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 27.5 later.

27.6 Sec. 15. Minnesota Statutes 2014, section 121A.53, is amended to read:

27.7 **121A.53 REPORT TO COMMISSIONER OF EDUCATION.**

27.8 Subdivision 1. **Exclusions and expulsions; physical assaults.** The school board  
 27.9 must report through the department electronic reporting system each exclusion or  
 27.10 expulsion and each physical assault of a district employee by a student within 30 days  
 27.11 of the effective date of the dismissal action or assault to the commissioner of education.  
 27.12 This report must include a statement of alternative educational services, or other sanction,  
 27.13 intervention, or resolution in response to the assault given the pupil and the reason for,  
 27.14 the effective date, and the duration of the exclusion or expulsion or other sanction,  
 27.15 intervention, or resolution. The report must also include the student's age, grade, gender,  
 27.16 race, and special education status.

27.17 Subd. 2. **Report.** (a) The school board must include state student identification  
 27.18 numbers of affected pupils on all dismissal and other disciplinary reports required by the  
 27.19 department. The department must report annually to the commissioner summary data on the  
 27.20 number of dismissals and physical assaults of district employees by a student by age, grade,  
 27.21 gender, race, and special education status of the affected pupils. All dismissal and other  
 27.22 disciplinary reports must be submitted through the department electronic reporting system.

27.23 (b) The commissioner must aggregate the district data reported under this section and  
 27.24 include the aggregated data, including aggregated data on physical assaults of a district  
 27.25 employee by a student, in the annual school performance reports under section 120B.36.

27.26 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 27.27 later.

27.28 Sec. 16. Minnesota Statutes 2014, section 121A.61, subdivision 1, is amended to read:

27.29 Subdivision 1. **Required policy.** Each school board must adopt a written  
 27.30 districtwide school discipline policy which includes written rules of conduct for  
 27.31 students, minimum consequences for violations of the rules, and grounds and procedures  
 27.32 for removal of a student from class. The policy must be developed in consultation  
 27.33 with administrators, teachers, employees, pupils, parents, community members, law

28.1 enforcement agencies, county attorney offices, social service agencies, and such other  
28.2 individuals or organizations as the board determines appropriate. The policy must be  
28.3 consistent with a teacher's authority for controlling and managing student behavior in the  
28.4 classroom under section 122A.42. A school site council may adopt additional provisions  
28.5 to the policy subject to the approval of the school board.

28.6 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
28.7 later.

28.8 Sec. 17. Minnesota Statutes 2014, section 121A.64, is amended to read:

28.9 **121A.64 NOTIFICATION; TEACHERS' LEGITIMATE EDUCATIONAL**  
28.10 **INTEREST.**

28.11 (a) A classroom teacher has a legitimate educational interest in knowing which  
28.12 students placed in the teacher's classroom have a history of violent behavior, including any  
28.13 documented physical assault of a district employee by the student, and must be notified  
28.14 before such students are placed in the teacher's classroom.

28.15 (b) Representatives of the school board and the exclusive representative of the  
28.16 teachers shall discuss issues related to the model policy on student records adopted under  
28.17 Laws 1999, chapter 241, article 9, section 50, and any modifications adopted under Laws  
28.18 2003, First Special Session chapter 9, for notifying classroom teachers and other school  
28.19 district employees having a legitimate educational interest in knowing about students with  
28.20 a history of violent behavior, including any documented physical assault of a district  
28.21 employee by students placed in classrooms. The representatives of the school board and  
28.22 the exclusive representative of the teachers also may discuss the need for intervention  
28.23 services or conflict resolution or training for staff related to placing students with a history  
28.24 of violent behavior in teachers' classrooms.

28.25 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
28.26 later.

28.27 Sec. 18. Minnesota Statutes 2014, section 122A.07, subdivision 2, is amended to read:

28.28 Subd. 2. **Eligibility; board composition.** Except for the representatives of higher  
28.29 education, school administrators, and the public, to be eligible for appointment to the  
28.30 Board of Teaching a person must be a teacher currently teaching in a Minnesota school  
28.31 and fully licensed for the position held and have at least five years teaching experience in  
28.32 Minnesota, including the two years immediately preceding nomination and appointment.  
28.33 Each nominee, other than a public nominee, must be selected on the basis of professional

29.1 experience and knowledge of teacher education, accreditation, and licensure. The board  
 29.2 must be composed of:

29.3 (1) six teachers who are currently teaching in a Minnesota school or who were  
 29.4 teaching at the time of the appointment and who do not qualify under clause (2) or (3), at  
 29.5 least four of whom must be teaching in a public school;

29.6 (2) one higher education representative, who must be a faculty member preparing  
 29.7 teachers;

29.8 (3) one school administrator; and

29.9 (4) three members of the public, two of whom must be present or former members  
 29.10 of school boards.

29.11 **EFFECTIVE DATE.** This section is effective the day following final enactment  
 29.12 and applies to all board appointments made after that date.

29.13 Sec. 19. Minnesota Statutes 2014, section 122A.09, is amended by adding a  
 29.14 subdivision to read:

29.15 **Subd. 3a. Board of Teaching; duties and responsibilities clarified.** Consistent  
 29.16 with sections 15.039 and 16B.37, the Board of Teaching is responsible for licensing  
 29.17 teachers and issuing special permissions to teach and must perform all licensure-related  
 29.18 duties and meet all licensure-related responsibilities under this section, among other  
 29.19 statutory licensure-related requirements. At the direction of the board, the department  
 29.20 may perform administrative functions related to issuing teacher licenses. To the extent a  
 29.21 conflict exists between this section and another section governing teacher licensing, the  
 29.22 provisions of this section prevail.

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

29.24 Sec. 20. Minnesota Statutes 2014, section 122A.09, subdivision 10, is amended to read:

29.25 **Subd. 10. Variances Permissions.** (a) Notwithstanding subdivision 9 and  
 29.26 section 14.05, subdivision 4, the Board of Teaching may grant a variance to its rules  
 29.27 upon application by a school district or a charter school for purposes of implementing  
 29.28 experimental programs in learning or management.

29.29 (b) To enable a school district or a charter school to meet the needs of students  
 29.30 enrolled in an alternative education program and to enable licensed teachers instructing  
 29.31 those students to satisfy content area licensure requirements, the Board of Teaching  
 29.32 annually may permit a licensed teacher teaching in an alternative education program to

30.1 instruct students in a content area for which the teacher is not licensed, consistent with  
30.2 paragraph (a).

30.3 (c) A special education license variance issued by the Board of Teaching for a  
30.4 primary employer's low-incidence region ~~shall be~~ is valid in all low-incidence regions.

30.5 (d) The Board of Teaching may grant a waiver under paragraph (a) to allow a  
30.6 person holding a full credential from the American Montessori Society, a diploma from  
30.7 Association Montessori Internationale, or a certificate of completion from a program  
30.8 accredited by the Montessori Accreditation Council for Teacher Education to teach in a  
30.9 Montessori program operated by a school district or charter school.

30.10 **EFFECTIVE DATE.** Paragraph (d) is effective for the 2016-2017 through  
30.11 2018-2019 school years.

30.12 Sec. 21. Minnesota Statutes 2014, section 122A.16, is amended to read:

30.13 **122A.16 HIGHLY QUALIFIED TEACHER DEFINED.**

30.14 (a) A qualified teacher is one holding a valid license, under this chapter, to perform  
30.15 the particular service for which the teacher is employed in a public school.

30.16 ~~(b) For the purposes of the federal No Child Left Behind Act, a highly qualified~~  
30.17 ~~teacher is one who holds a valid license under this chapter, including under section~~  
30.18 ~~122A.245, among other sections and is determined by local administrators as having~~  
30.19 ~~highly qualified status according to the approved Minnesota highly qualified plan.~~  
30.20 ~~Teachers delivering core content instruction must be deemed highly qualified at the local~~  
30.21 ~~level and reported to the state via the staff automated reporting system.~~

30.22 Sec. 22. Minnesota Statutes 2014, section 122A.245, subdivision 8, is amended to read:

30.23 Subd. 8. **Highly Qualified teacher.** A person holding a valid limited-term license  
30.24 under this section is a highly qualified teacher and the teacher of record under section  
30.25 122A.16.

30.26 Sec. 23. Minnesota Statutes 2015 Supplement, section 122A.30, is amended to read:

30.27 **122A.30 EXEMPTION FOR TECHNICAL EDUCATION INSTRUCTORS.**

30.28 (a) Notwithstanding section 122A.15, subdivision 1, and upon approval of the local  
30.29 employer school board, a person who teaches in as a part-time vocational or career and  
30.30 technical education program teacher is exempt from a license requirement. Nothing in  
30.31 this section shall exclude licensed career and technical educators from the definition of  
30.32 "teacher" in section 122A.40, 122A.41, or 179A.03.

31.1 ~~(b) This section expires June 30, 2020.~~

31.2 Sec. 24. Minnesota Statutes 2014, section 122A.40, subdivision 10, is amended to read:

31.3 Subd. 10. **Negotiated unrequested leave of absence.** The school board and the  
 31.4 exclusive bargaining representative of the teachers ~~may~~ must negotiate a plan providing for  
 31.5 unrequested leave of absence without pay or fringe benefits for as many teachers as may  
 31.6 be necessary because of discontinuance of position, lack of pupils, financial limitations, or  
 31.7 merger of classes caused by consolidation of districts. ~~Failing to successfully negotiate such~~  
 31.8 ~~a plan, the provisions of subdivision 11 shall apply. The negotiated plan must not include~~  
 31.9 ~~provisions which would result in the exercise of seniority by a teacher holding a provisional~~  
 31.10 ~~license, other than a vocational education license, contrary to the provisions of subdivision~~  
 31.11 ~~11, paragraph (c), or the reinstatement of a teacher holding a provisional license, other~~  
 31.12 ~~than a vocational education license, contrary to the provisions of subdivision 11, paragraph~~  
 31.13 ~~(c). The provisions of section 179A.16 do not apply for the purposes of this subdivision.~~

31.14 **EFFECTIVE DATE.** This section is effective July 1, 2017.

31.15 Sec. 25. Minnesota Statutes 2014, section 122A.41, is amended by adding a  
 31.16 subdivision to read:

31.17 Subd. 14a. **Negotiated unrequested leave of absence.** The school board and the  
 31.18 exclusive bargaining representative of the teachers must negotiate a plan providing for  
 31.19 unrequested leave of absence without pay or fringe benefits for as many teachers as may  
 31.20 be necessary because of discontinuance of position, lack of pupils, financial limitations,  
 31.21 or merger of classes caused by consolidation of districts.

31.22 **EFFECTIVE DATE.** This section is effective July 1, 2017.

31.23 Sec. 26. Minnesota Statutes 2015 Supplement, section 122A.414, subdivision 1,  
 31.24 is amended to read:

31.25 Subdivision 1. **Restructured pay system.** A restructured alternative teacher  
 31.26 professional pay system is established under subdivision 2 to provide incentives to  
 31.27 encourage teachers to improve their knowledge and instructional skills in order to improve  
 31.28 student learning and for school districts, intermediate school districts, cooperative units,  
 31.29 as defined in section 123A.24, subdivision 2, and charter schools to recruit and retain  
 31.30 ~~highly~~ qualified teachers, encourage ~~highly~~ qualified teachers to undertake challenging  
 31.31 assignments, and support teachers' roles in improving students' educational achievement.

32.1 Sec. 27. Minnesota Statutes 2015 Supplement, section 122A.414, subdivision 2,  
32.2 is amended to read:

32.3 Subd. 2. **Alternative teacher professional pay system.** (a) To participate in this  
32.4 program, a school district, intermediate school district, school site, or charter school must  
32.5 have ~~an educational improvement plan under section 122A.413~~ a world's best workforce  
32.6 plan under section 120B.11 and an alternative teacher professional pay system agreement  
32.7 under paragraph (b). A charter school participant also must comply with subdivision 2a.

32.8 (b) The alternative teacher professional pay system agreement must:

32.9 (1) describe how teachers can achieve career advancement and additional  
32.10 compensation;

32.11 (2) describe how the school district, intermediate school district, school site, or  
32.12 charter school will provide teachers with career advancement options that allow teachers  
32.13 to retain primary roles in student instruction and facilitate site-focused professional  
32.14 development that helps other teachers improve their skills;

32.15 (3) reform the "steps and lanes" salary schedule, prevent any teacher's compensation  
32.16 paid before implementing the pay system from being reduced as a result of participating in  
32.17 this system, base at least 60 percent of any compensation increase on teacher performance  
32.18 using:

32.19 (i) schoolwide student achievement gains under section 120B.35 or locally selected  
32.20 standardized assessment outcomes, or both;

32.21 (ii) measures of student growth and literacy that may include value-added models  
32.22 or student learning goals, consistent with section 122A.40, subdivision 8, paragraph  
32.23 (b), clause (9), or 122A.41, subdivision 5, paragraph (b), clause (9), and other measures  
32.24 that include the academic literacy, oral academic language, and achievement of English  
32.25 learners under section 122A.40, subdivision 8, paragraph (b), clause (10), or 122A.41,  
32.26 subdivision 5, paragraph (b), clause (10); and

32.27 (iii) an objective evaluation program under section 122A.40, subdivision 8,  
32.28 paragraph (b), clause (2), or 122A.41, subdivision 5, paragraph (b), clause (2);

32.29 (4) provide for participation in job-embedded learning opportunities such as  
32.30 professional learning communities to improve instructional skills and learning that are  
32.31 aligned with student needs under section ~~122A.413~~ 120B.11, consistent with the staff  
32.32 development plan under section 122A.60 and led during the school day by trained teacher  
32.33 leaders such as master or mentor teachers;

32.34 (5) allow any teacher in a participating school district, intermediate school district,  
32.35 school site, or charter school that implements an alternative pay system to participate in  
32.36 that system without any quota or other limit; and



33.1 (6) encourage collaboration rather than competition among teachers.

33.2 (c) The alternative teacher professional pay system may:

33.3 (1) include a hiring bonus or other added compensation for teachers who are  
33.4 identified as effective or highly effective under the local teacher professional review  
33.5 cycle and work in a hard-to-fill position or in a hard-to-staff school such as a school with  
33.6 a majority of students whose families meet federal poverty guidelines, a geographically  
33.7 isolated school, or a school identified by the state as eligible for targeted programs or  
33.8 services for its students; and

33.9 (2) include incentives for teachers to obtain a master's degree or other advanced  
33.10 certification in their content field of licensure, pursue the training or education necessary  
33.11 to obtain an additional licensure in shortage areas identified by the district or charter  
33.12 school, or help fund a "grow your own" new teacher initiative.

33.13 Sec. 28. Minnesota Statutes 2015 Supplement, section 122A.414, subdivision 2b,  
33.14 is amended to read:

33.15 Subd. 2b. **Approval process.** (a) Consistent with the requirements of this section  
33.16 and ~~sections 122A.413 and~~ section 122A.415, the department must prepare and transmit  
33.17 to interested school districts, intermediate school districts, cooperatives, school sites,  
33.18 and charter schools a standard form for applying to participate in the alternative teacher  
33.19 professional pay system. The commissioner annually must establish three dates as  
33.20 deadlines by which interested applicants must submit an application to the commissioner  
33.21 under this section. An interested school district, intermediate school district, cooperative,  
33.22 school site, or charter school must submit to the commissioner a completed application  
33.23 executed by the district superintendent and the exclusive bargaining representative of the  
33.24 teachers if the applicant is a school district, intermediate school district, or school site, or  
33.25 executed by the charter school board of directors if the applicant is a charter school or  
33.26 executed by the governing board if the applicant is a cooperative unit. The application  
33.27 must include the proposed alternative teacher professional pay system agreement under  
33.28 subdivision 2. The department must review a completed application within 30 days of  
33.29 the most recent application deadline and recommend to the commissioner whether to  
33.30 approve or disapprove the application. The commissioner must approve applications  
33.31 on a first-come, first-served basis. The applicant's alternative teacher professional pay  
33.32 system agreement must be legally binding on the applicant and the collective bargaining  
33.33 representative before the applicant receives alternative compensation revenue. The  
33.34 commissioner must approve or disapprove an application based on the requirements  
33.35 under subdivisions 2 and 2a.

34.1 (b) If the commissioner disapproves an application, the commissioner must give the  
 34.2 applicant timely notice of the specific reasons in detail for disapproving the application.  
 34.3 The applicant may revise and resubmit its application and related documents to the  
 34.4 commissioner within 30 days of receiving notice of the commissioner's disapproval and  
 34.5 the commissioner must approve or disapprove the revised application, consistent with this  
 34.6 subdivision. Applications that are revised and then approved are considered submitted on  
 34.7 the date the applicant initially submitted the application.

34.8 Sec. 29. Minnesota Statutes 2014, section 122A.4144, is amended to read:

34.9 **122A.4144 SUPPLEMENTAL AGREEMENTS; ALTERNATIVE TEACHER**  
 34.10 **PAY.**

34.11 Notwithstanding section 179A.20 or other law to the contrary, a school board and  
 34.12 the exclusive representative of the teachers may agree to reopen a collective bargaining  
 34.13 agreement for the purpose of entering into an alternative teacher professional pay system  
 34.14 agreement under sections ~~122A.413~~, 122A.414, and 122A.415. Negotiations for a contract  
 34.15 reopened under this section must be limited to issues related to the alternative teacher  
 34.16 professional pay system.

34.17 Sec. 30. Minnesota Statutes 2014, section 122A.416, is amended to read:

34.18 **122A.416 ALTERNATIVE TEACHER COMPENSATION REVENUE**  
 34.19 **FOR PERPICH CENTER FOR ARTS EDUCATION AND MULTIDISTRICT**  
 34.20 **INTEGRATION COLLABORATIVES.**

34.21 Notwithstanding sections ~~122A.413~~, 122A.414, 122A.415, and 126C.10,  
 34.22 multidistrict integration collaboratives and the Perpich Center for Arts Education are  
 34.23 eligible to receive alternative teacher compensation revenue as if they were intermediate  
 34.24 school districts. To qualify for alternative teacher compensation revenue, a multidistrict  
 34.25 integration collaborative or the Perpich Center for Arts Education must meet all of the  
 34.26 requirements of sections ~~122A.413~~, 122A.414, and 122A.415 that apply to intermediate  
 34.27 school districts, must report its enrollment as of October 1 of each year to the department,  
 34.28 and must annually report its expenditures for the alternative teacher professional pay  
 34.29 system consistent with the uniform financial accounting and reporting standards to the  
 34.30 department by November 30 of each year.

34.31 Sec. 31. Minnesota Statutes 2014, section 122A.42, is amended to read:

34.32 **122A.42 GENERAL CONTROL OF SCHOOLS.**

35.1 (a) The teacher of record shall have the general control and government of the  
 35.2 school and classroom. When more than one teacher is employed in any district, one of the  
 35.3 teachers may be designated by the board as principal and shall have the general control  
 35.4 and supervision of the schools of the district, subject to the general supervisory control  
 35.5 of the board and other officers.

35.6 (b) Consistent with paragraph (a), the teacher may remove students from class under  
 35.7 section 121A.61, subdivision 2, for violent or disruptive conduct or other misconduct.

35.8 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 35.9 later.

35.10 Sec. 32. Minnesota Statutes 2015 Supplement, section 122A.60, subdivision 4, is  
 35.11 amended to read:

35.12 Subd. 4. **Staff development report.** (a) ~~By October 15 of each year,~~ The district  
 35.13 and site staff development committees shall write and submit a report of staff development  
 35.14 activities and expenditures for the previous year, ~~in the form and manner determined by~~  
 35.15 ~~the commissioner.~~ The report, signed by the district superintendent and staff development  
 35.16 chair, must include assessment and evaluation data indicating progress toward district and  
 35.17 site staff development goals based on teaching and learning outcomes, including the  
 35.18 percentage of teachers and other staff involved in instruction who participate in effective  
 35.19 staff development activities under subdivision 3 as part of the district's world's best  
 35.20 workforce report under section 120B.11, subdivision 5.

35.21 (b) The report must break down expenditures for:

35.22 (1) curriculum development and curriculum training programs; and

35.23 (2) staff development training models, workshops, and conferences, and the cost of  
 35.24 releasing teachers or providing substitute teachers for staff development purposes.

35.25 The report also must indicate whether the expenditures were incurred at the district  
 35.26 level or the school site level, and whether the school site expenditures were made possible  
 35.27 by grants to school sites that demonstrate exemplary use of allocated staff development  
 35.28 revenue. These expenditures must be reported using the uniform financial and accounting  
 35.29 and reporting standards.

35.30 (c) ~~The commissioner shall report the staff development progress and expenditure~~  
 35.31 ~~data to the house of representatives and senate committees having jurisdiction over~~  
 35.32 ~~education by February 15 each year.~~

35.33 Sec. 33. Minnesota Statutes 2014, section 122A.72, subdivision 5, is amended to read:

36.1           Subd. 5. **Center functions.** (a) A teacher center shall perform functions according  
36.2 to this subdivision. The center shall assist teachers, diagnose learning needs, experiment  
36.3 with the use of multiple instructional approaches, assess pupil outcomes, assess staff  
36.4 development needs and plans, and teach school personnel about effective pedagogical  
36.5 approaches. The center shall develop and produce curricula and curricular materials  
36.6 designed to meet the educational needs of pupils being served, by applying educational  
36.7 research and new and improved methods, practices, and techniques. The center shall  
36.8 provide programs to improve the skills of teachers to meet the special educational needs of  
36.9 pupils. The center shall provide programs to familiarize teachers with developments in  
36.10 curriculum formulation and educational research, including how research can be used to  
36.11 improve teaching skills. The center shall facilitate sharing of resources, ideas, methods,  
36.12 and approaches directly related to classroom instruction and improve teachers' familiarity  
36.13 with current teaching materials and products for use in their classrooms. The center shall  
36.14 provide in-service programs.

36.15           (b) Each teacher center must provide a professional development program to train  
36.16 interested and highly qualified elementary, middle, and secondary teachers, selected by the  
36.17 employing school district, to assist other teachers in that district with mathematics and  
36.18 science curriculum, standards, and instruction so that all teachers have access to:

36.19           (1) high quality professional development programs in mathematics and science that  
36.20 address curriculum, instructional methods, alignment of standards, and performance  
36.21 measurements, enhance teacher and student learning, and support state mathematics and  
36.22 science standards; and

36.23           (2) research-based mathematics and science programs and instructional models  
36.24 premised on best practices that inspire teachers and students and have practical classroom  
36.25 application.

36.26           Sec. 34. Minnesota Statutes 2015 Supplement, section 124D.231, subdivision 2,  
36.27 is amended to read:

36.28           Subd. 2. **Full-service community school program.** (a) The commissioner shall  
36.29 provide funding to eligible school sites to plan, implement, and improve full-service  
36.30 community schools. Eligible school sites must meet one of the following criteria:

36.31           (1) the school is on a development plan for continuous improvement under section  
36.32 120B.35, subdivision 2; or

36.33           (2) the school is in a district that has an achievement and integration plan approved  
36.34 by the commissioner of education under sections 124D.861 and 124D.862.

37.1 (b) An eligible school site may receive up to \$100,000 annually. School sites  
37.2 receiving funding under this section shall hire or contract with a partner agency to hire a  
37.3 site coordinator to coordinate services at each covered school site.

37.4 (c) Implementation funding of up to \$20,000 must be available for up to one year for  
37.5 planning for school sites. At the end of this period, the school must submit a full-service  
37.6 community school plan, pursuant to paragraph (g).

37.7 (d) The commissioner shall dispense the funds to schools with significant populations  
37.8 of students receiving free or reduced-price lunches. Schools with significant homeless and  
37.9 highly mobile students shall also be a priority. The commissioner must also dispense the  
37.10 funds in a manner to ensure equity among urban, suburban, and greater Minnesota schools.

37.11 (e) A school site must establish a school leadership team responsible for developing  
37.12 school-specific programming goals, assessing program needs, and overseeing the process  
37.13 of implementing expanded programming at each covered site. The school leadership team  
37.14 shall have between 12 to 15 members and shall meet the following requirements:

37.15 (1) at least 30 percent of the members are parents and 30 percent of the members  
37.16 are teachers at the school site and must include the school principal and representatives  
37.17 from partner agencies; and

37.18 (2) the school leadership team must be responsible for overseeing the baseline  
37.19 analyses under paragraph (f). A school leadership team must have ongoing responsibility  
37.20 for monitoring the development and implementation of full-service community school  
37.21 operations and programming at the school site and shall issue recommendations to schools  
37.22 on a regular basis and summarized in an annual report. These reports shall also be made  
37.23 available to the public at the school site and on school and district Web sites.

37.24 (f) School sites must complete a baseline analysis prior to beginning programming  
37.25 as a full-service community school. The analysis shall include:

37.26 (1) a baseline analysis of needs at the school site, led by the school leadership team,  
37.27 which shall include the following elements:

37.28 (i) identification of challenges facing the school;

37.29 (ii) analysis of the student body, including:

37.30 (A) number and percentage of students with disabilities and needs of these students;

37.31 (B) number and percentage of students who are English learners and the needs of  
37.32 these students;

37.33 (C) number of students who are homeless or highly mobile; and

37.34 (D) number and percentage of students receiving free or reduced-price lunch and the  
37.35 needs of these students;

38.1 (iii) analysis of enrollment and retention rates for students with disabilities,  
38.2 English learners, homeless and highly mobile students, and students receiving free or  
38.3 reduced-price lunch;

38.4 (iv) analysis of suspension and expulsion data, including the justification for such  
38.5 disciplinary actions and the degree to which particular populations, including, but not  
38.6 limited to, students of color, students with disabilities, students who are English learners,  
38.7 and students receiving free or reduced-price lunch are represented among students subject  
38.8 to such actions;

38.9 (v) analysis of school achievement data disaggregated by major demographic  
38.10 categories, including, but not limited to, race, ethnicity, English learner status, disability  
38.11 status, and free or reduced-price lunch status;

38.12 (vi) analysis of current parent engagement strategies and their success; and

38.13 (vii) evaluation of the need for and availability of wraparound services, including,  
38.14 but not limited to:

38.15 (A) mechanisms for meeting students' social, emotional, and physical health needs,  
38.16 which may include coordination of existing services as well as the development of new  
38.17 services based on student needs; and

38.18 (B) strategies to create a safe and secure school environment and improve school  
38.19 climate and discipline, such as implementing a system of positive behavioral supports, and  
38.20 taking additional steps to eliminate bullying;

38.21 (2) a baseline analysis of community assets and a strategic plan for utilizing  
38.22 and aligning identified assets. This analysis should include, but is not limited to, a  
38.23 documentation of individuals in the community, faith-based organizations, community and  
38.24 neighborhood associations, colleges, hospitals, libraries, businesses, and social service  
38.25 agencies who may be able to provide support and resources; and

38.26 (3) a baseline analysis of needs in the community surrounding the school, led by  
38.27 the school leadership team, including, but not limited to:

38.28 (i) the need for high-quality, full-day child care and early childhood education  
38.29 programs;

38.30 (ii) the need for physical and mental health care services for children and adults; and

38.31 (iii) the need for job training and other adult education programming.

38.32 (g) Each school site receiving funding under this section must establish at least two  
38.33 of the following types of programming:

38.34 (1) early childhood:

38.35 (i) early childhood education; and

38.36 (ii) child care services;

- 39.1 (2) academic:
- 39.2 (i) academic support and enrichment activities, including expanded learning time;
- 39.3 (ii) summer or after-school enrichment and learning experiences;
- 39.4 (iii) job training, internship opportunities, and career counseling services;
- 39.5 (iv) programs that provide assistance to students who have been truant, suspended,
- 39.6 or expelled; and
- 39.7 (v) specialized instructional support services;
- 39.8 (3) parental involvement:
- 39.9 (i) programs that promote parental involvement and family literacy, ~~including the~~
- 39.10 ~~Reading First and Early Reading First programs authorized under part B of title I of the~~
- 39.11 ~~Elementary and Secondary Education Act of 1965, United States Code, title 20, section~~
- 39.12 ~~6361, et seq.;~~
- 39.13 (ii) parent leadership development activities; and
- 39.14 (iii) parenting education activities;
- 39.15 (4) mental and physical health:
- 39.16 (i) mentoring and other youth development programs, including peer mentoring and
- 39.17 conflict mediation;
- 39.18 (ii) juvenile crime prevention and rehabilitation programs;
- 39.19 (iii) home visitation services by teachers and other professionals;
- 39.20 (iv) developmentally appropriate physical education;
- 39.21 (v) nutrition services;
- 39.22 (vi) primary health and dental care; and
- 39.23 (vii) mental health counseling services;
- 39.24 (5) community involvement:
- 39.25 (i) service and service-learning opportunities;
- 39.26 (ii) adult education, including instruction in English as a second language; and
- 39.27 (iii) homeless prevention services;
- 39.28 (6) positive discipline practices; and
- 39.29 (7) other programming designed to meet school and community needs identified in
- 39.30 the baseline analysis and reflected in the full-service community school plan.
- 39.31 (h) The school leadership team at each school site must develop a full-service
- 39.32 community school plan detailing the steps the school leadership team will take, including:
- 39.33 (1) timely establishment and consistent operation of the school leadership team;
- 39.34 (2) maintenance of attendance records in all programming components;
- 39.35 (3) maintenance of measurable data showing annual participation and the impact
- 39.36 of programming on the participating children and adults;

40.1 (4) documentation of meaningful and sustained collaboration between the school  
 40.2 and community stakeholders, including local governmental units, civic engagement  
 40.3 organizations, businesses, and social service providers;

40.4 (5) establishment and maintenance of partnerships with institutions, such as  
 40.5 universities, hospitals, museums, or not-for-profit community organizations to further the  
 40.6 development and implementation of community school programming;

40.7 (6) ensuring compliance with the district nondiscrimination policy; and

40.8 (7) plan for school leadership team development.

40.9 Sec. 35. Minnesota Statutes 2014, section 124D.59, is amended by adding a  
 40.10 subdivision to read:

40.11 Subd. 9. **English learner data.** When data on English learners are reported for  
 40.12 purposes of educational accountability, English learner data must include all pupils  
 40.13 enrolled in a Minnesota public school course or program who are currently or were  
 40.14 previously counted as English learners under this section.

40.15 **EFFECTIVE DATE.** This section is effective for the 2017-2018 school year and  
 40.16 later.

40.17 Sec. 36. Minnesota Statutes 2015 Supplement, section 124D.73, subdivision 4, is  
 40.18 amended to read:

40.19 Subd. 4. **Participating school; American Indian school.** "Participating school"  
 40.20 and "American Indian school" mean a school that:

40.21 (1) is not operated by a school district; and

40.22 (2) is eligible for a grant under federal Title ~~VH~~ VI of the Elementary and Secondary  
 40.23 Education Act for the education of American Indian children.

40.24 Sec. 37. **[124D.8957] PREKINDERGARTEN THROUGH GRADE 12**  
 40.25 **PARENTAL RIGHTS CODED ELSEWHERE.**

40.26 Subdivision 1. **Scope.** The sections referred to in subdivisions 2 to 30 are codified  
 40.27 outside this section. Those sections include many but not all the sections governing  
 40.28 parental rights related to topics in prekindergarten through grade 12 education.

40.29 Subd. 2. **Compulsory instruction.** Parental rights related to compulsory instruction,  
 40.30 including the right to withdraw a child from school; to receive notice related to transfer of  
 40.31 disciplinary records; to excuse a child from school for illnesses, appointments, or religious  
 40.32 events; and the right of noncustodial parents to access school records and conferences,  
 40.33 among other rights, are governed by section 120A.22.



41.1 Subd. 3. **Longitudinal data.** The parental right to annual summary longitudinal  
41.2 performance and progress data is governed by section 120B.31.

41.3 Subd. 4. **Antibullying.** Parental rights related to school district antibullying  
41.4 policies, including the right to be involved in developing the policies, the right to be  
41.5 notified of incidents of prohibited conduct, and the right to be informed of data practices  
41.6 laws, are governed by section 121A.031.

41.7 Subd. 5. **Student discipline policies.** The parental right to notice in student  
41.8 discipline policies of rights under the Safe and Supportive Minnesota Schools Act is  
41.9 governed by section 121A.0311.

41.10 Subd. 6. **Early childhood development screening.** Parental rights to certain notice  
41.11 requirements related to early childhood development screening and to receive results of  
41.12 early childhood development screening are governed by section 121A.17. The parental  
41.13 right to provide consent before individual screening data may be disclosed to a school  
41.14 district is governed by section 121A.18.

41.15 Subd. 7. **Chemical abuse.** The parental right to be informed of a reported case of  
41.16 chemical abuse by a minor student is governed by section 121A.26.

41.17 Subd. 8. **Pesticides.** The parental right to be notified regarding the use of pesticides  
41.18 at a school is governed by the Janet B. Johnson Parents' Right-to-Know Act under section  
41.19 121A.30.

41.20 Subd. 9. **Student dismissal.** The parental right to notice and a meeting regarding  
41.21 the removal of a student for more than ten days is governed by section 121A.45.

41.22 Subd. 10. **Exclusion and expulsion.** The parental right to be included in exclusion  
41.23 or expulsion hearing procedures, including access to records, ability to testify and present  
41.24 evidence, and inclusion in the student's readmission plan, is governed by section 121A.47.

41.25 Subd. 11. **Exclusion and expulsion appeal.** The parental right to notice of the right  
41.26 to appeal an exclusion or expulsion decision is governed by section 121A.49.

41.27 Subd. 12. **Reinstatement after termination of dismissal.** The parental right to  
41.28 notice of a student's right to be reinstated after the termination of dismissal is governed  
41.29 by section 121A.54.

41.30 Subd. 13. **Interdistrict cooperation.** The parental right to notice of an  
41.31 informational school board meeting relating to discontinuing interdistrict cooperation  
41.32 is governed by section 123A.32.

41.33 Subd. 14. **Background checks.** The parental right to notice of a school's  
41.34 background check policy for hiring teachers is governed by section 123B.03.

41.35 Subd. 15. **Textbook fees.** The parental right to notice of a school board's policy to  
41.36 charge fees for textbooks lost or destroyed by students is governed by section 123B.37.

42.1 Subd. 16. **Transportation privileges.** The parental right to surrender a student's  
42.2 privilege to receive transportation services from a school district is governed by section  
42.3 123B.88.

42.4 Subd. 17. **Nonresident district policies.** The parental right to receive notice of: a  
42.5 decision on an application by a student to attend school in a nonresident district; the  
42.6 transportation policies of the nonresident district; and the right to be reimbursed for costs  
42.7 of transportation to the nonresident district's border are governed by section 124D.03.

42.8 Subd. 18. **Out-of-state districts.** Under section 124D.04, the parental rights related  
42.9 to a student attending a nonresident district under section 124D.03 apply to a student  
42.10 attending an out-of-state district.

42.11 Subd. 19. **Free or reduced-price lunch eligibility.** The parental right to opt a child  
42.12 out of disclosing a child's eligibility for free or reduced-price lunch to the Department of  
42.13 Education and the Department of Human Services is governed by section 124D.1115.

42.14 Subd. 20. **Learning year programs.** The parental right to notice of optional  
42.15 learning year programs is governed by section 124D.128.

42.16 Subd. 21. **English learners programs.** Parental rights related to student enrollment  
42.17 in programs for English learners, including notice, withdrawal, and parental involvement,  
42.18 are governed by section 124D.60.

42.19 Subd. 22. **Charter school transportation.** The parental right to receive  
42.20 pupil transportation information from the charter school or school district providing  
42.21 transportation services to a charter school student is governed by section 123B.88.

42.22 Subd. 23. **Services for children with disabilities.** The parental right to be included  
42.23 in determining the appropriate and necessary services for students with disabilities is  
42.24 governed by section 125A.027.

42.25 Subd. 24. **Data on children with disabilities.** The parental right to notice and  
42.26 involvement regarding online reporting of data related to children with disabilities is  
42.27 governed by section 125A.085.

42.28 Subd. 25. **Special education alternative dispute resolution.** Parental rights  
42.29 regarding notice, participation, and due process related to special education alternative  
42.30 dispute resolution procedures are governed by section 125A.091.

42.31 Subd. 26. **Third-party reimbursement for children with disabilities.** The  
42.32 parental right to notice of a school district seeking reimbursement from medical assistance  
42.33 or MinnesotaCare for services rendered to a student with a disability is governed by  
42.34 section 125A.21.

42.35 Subd. 27. **Services provided to children with disabilities.** Parental rights  
42.36 related to services provided to students eligible for Part C services under the Individuals

43.1 with Disabilities Education Act and the right to receive written materials regarding the  
 43.2 implementation of Part C services are governed by sections 125A.42 and 125A.48. The  
 43.3 parental right to use mediation to resolve disputes under section 125A.42 is governed  
 43.4 by section 125A.43.

43.5 Subd. 28. **Minnesota State Academies discharge.** The parental right to notice of a  
 43.6 student's discharge from the Minnesota State Academies is governed by section 125A.68.

43.7 Subd. 29. **Education records for military children.** The parental right to education  
 43.8 records under the Interstate Compact on Educational Opportunity for Military Children  
 43.9 is governed by section 127A.85.

43.10 Subd. 30. **Appeal adverse school board decision.** The parental right to appeal a  
 43.11 school board decision adversely affecting an academic program of an enrolled student is  
 43.12 governed by section 129C.10, subdivision 36.

43.13 Sec. 38. Minnesota Statutes 2015 Supplement, section 127A.05, subdivision 6, is  
 43.14 amended to read:

43.15 Subd. 6. **Survey of districts.** The commissioner of education shall survey the state's  
 43.16 school districts and teacher preparation programs and report to the education committees  
 43.17 of the legislature by February 1 of each odd-numbered year on the status of teacher early  
 43.18 retirement patterns, the access to effective and more diverse teachers who reflect the  
 43.19 students under section 120B.35, subdivision 3, paragraph (b), clause (2), enrolled in  
 43.20 a district or school, the teacher shortage, and the substitute teacher shortage, including  
 43.21 patterns and shortages in subject areas and the economic development regions of the state.  
 43.22 The report must also include: aggregate data on teachers' self-reported race and ethnicity;  
 43.23 data on how districts are making progress in hiring teachers and substitutes in the areas  
 43.24 of shortage; and a five-year projection of teacher demand for each district, taking into  
 43.25 account the students under section 120B.35, subdivision 3, paragraph (b), clause (2),  
 43.26 expected to enroll in the district during that five-year period.

43.27 Sec. 39. [127A.053] STATE ADMINISTRATION OF STUDENT SURVEY  
 43.28 INSTRUMENTS GENERALLY PROHIBITED.

43.29 Notwithstanding other law to the contrary, and with the exception of section  
 43.30 120B.35, subdivision 3, paragraph (d), the commissioner must not develop, coordinate,  
 43.31 assist with, or use a statewide student survey seeking information about a student's  
 43.32 activities, opinions, behaviors, or experiences related to substance abuse, tobacco use,  
 43.33 connections with family, healthy eating, high school students' gambling and sexual  
 43.34 activities, or out-of-school activities, among other topics.

44.1 Sec. 40. Minnesota Statutes 2014, section 127A.095, is amended to read:

44.2 **127A.095 IMPLEMENTATION OF ~~NO CHILD LEFT BEHIND ACT~~**  
 44.3 **ELEMENTARY AND SECONDARY EDUCATION ACT.**

44.4 Subdivision 1. **Continued implementation.** The Department of Education shall  
 44.5 continue to implement the federal ~~No Child Left Behind Act, Public Law 107-110,~~  
 44.6 Elementary and Secondary Education Act without interruption.

44.7 ~~Subd. 2. **No Child Left Behind review.** (a) The legislature intends to require~~  
 44.8 ~~the Department of Education to conduct a comprehensive review of the consolidated~~  
 44.9 ~~state plan the state submitted to the federal Department of Education to implement the~~  
 44.10 ~~No Child Left Behind Act. The Minnesota Department of Education shall seek waivers~~  
 44.11 ~~under paragraph (b). If the Department of Education is unable to obtain waivers under~~  
 44.12 ~~paragraph (b), it should recommend in its report under paragraph (b) whether the state~~  
 44.13 ~~should opt out of the No Child Left Behind Act.~~

44.14 ~~(b) The commissioner, by January 15, 2008, shall report to the house of~~  
 44.15 ~~representatives and senate committees having jurisdiction over kindergarten through grade~~  
 44.16 ~~12 education policy and finance whether the department has received approval from~~  
 44.17 ~~the federal Department of Education to:~~

44.18 ~~(1) participate in the growth model pilot program;~~

44.19 ~~(2) exclude from sanctions schools that have not made adequate yearly progress due~~  
 44.20 ~~solely to a subgroup of students with disabilities not testing at a proficient level;~~

44.21 ~~(3) identify a school as not making adequate yearly progress only after the school has~~  
 44.22 ~~missed the adequate yearly progress targets in the same subgroup for two consecutive years;~~

44.23 ~~(4) determine when to hold schools accountable for including an English learner~~  
 44.24 ~~in adequate yearly progress calculations;~~

44.25 ~~(5) allow a district not making adequate yearly progress to offer supplemental~~  
 44.26 ~~educational services as an option before offering school choice;~~

44.27 ~~(6) allow a district not making adequate yearly progress to also be the supplemental~~  
 44.28 ~~educational services provider;~~

44.29 ~~(7) allow the state to maintain a subgroup size to 40 for the purposes of calculating~~  
 44.30 ~~adequate yearly progress for subgroups of English learners and subgroups of students~~  
 44.31 ~~with disabilities; and~~

44.32 ~~(8) create flexibility to enable the state to define and identify highly qualified teachers.~~

44.33 Subd. 3. **Department of Management and Budget certification.** If the federal  
 44.34 Department of Education does not transmit to the commissioner of education its approval  
 44.35 of the conditions in subdivision 2, paragraph (b), The commissioner of management and  
 44.36 budget shall certify and report to the legislature annually beginning January 1, 2008, the

45.1 amount of federal revenue, if any, that the federal government may withhold as a result  
 45.2 of a potential state decision to discontinue implementation of the ~~No Child Left Behind~~  
 45.3 ~~Act~~ Elementary and Secondary Education Act. The report shall also specify the intended  
 45.4 purpose of the federal revenue and the amount of revenue that the federal government may  
 45.5 withhold from the state, each school district, and each charter school in each fiscal year.

45.6 Sec. 41. Minnesota Statutes 2014, section 129C.10, subdivision 1, is amended to read:

45.7 Subdivision 1. **Governance.** (a) The board of the Perpich Center for Arts Education  
 45.8 shall consist of 15 13 persons, one of whom must have served as a school administrator or  
 45.9 as an elected school board member, one of whom is a locally or regionally recognized  
 45.10 professional artist, and one of whom is a secondary or postsecondary arts educator. The  
 45.11 members of the board shall be appointed by the governor with the advice and consent of  
 45.12 the senate. At least one member must be appointed from each congressional district.

45.13 (b) A seven-member nominating committee composed of three currently serving  
 45.14 members of the board of the Perpich Center for Arts Education appointed by the board,  
 45.15 one member appointed by the Minnesota Association of School Administrators, one  
 45.16 member appointed by the Minnesota State Arts Board, one member appointed by the  
 45.17 Minnesota School Boards Association, and one member appointed by the governor shall  
 45.18 meet at least 60 days before the date on which the next expiring board member's term is set  
 45.19 to expire or within 15 days of receiving notice of a board vacancy occurring at a time other  
 45.20 than at the end of a board member's term to prepare and submit a list of recommended  
 45.21 candidates to the governor for the governor to consider when appointing members of the  
 45.22 Perpich Center for Arts Education Board.

45.23 (c) All board members must complete board training requirements consistent with  
 45.24 section 127A.19.

45.25 **EFFECTIVE DATE.** This section is effective the day following final enactment  
 45.26 and applies to board member appointments made after that date. The governor shall  
 45.27 determine which board member terms end on the effective date of this section to reduce  
 45.28 the number of board members from 15 to 13.

45.29 Sec. 42. **[129C.12] PUBLIC INFORMATION.**

45.30 Subdivision 1. **Board minutes.** The board must post the minutes of its meetings on  
 45.31 its official Web site and supplemental board materials, information, and budget documents  
 45.32 consistent with Minnesota Management and Budget financial management and reporting  
 45.33 requirements.

46.1 Subd. 2. **Annual report.** Consistent with section 123B.10, requiring school boards  
 46.2 to annually publish financial information on the district's official Web site, the board  
 46.3 must prepare and post on its official Web site an annual report summarizing Perpich  
 46.4 Center finances and, consistent with section 120B.36, subdivision 1, requiring school  
 46.5 and district accountability data, also post on its official Web site longitudinal data on  
 46.6 student enrollment and students' congressional districts of residence, graduation rates, and  
 46.7 postgraduation student placements.

46.8 Subd. 3. **World's best workforce.** Consistent with section 120B.11, governing the  
 46.9 world's best workforce, the board must prepare and post a comprehensive, long-term  
 46.10 strategic improvement plan and report plan strategies, activities, practices, and outcomes  
 46.11 on its official Web site.

46.12 Subd. 4. **Audit report.** (a) The Perpich Center for Arts Education is subject to an  
 46.13 annual independent audit. The audit must be conducted in compliance with generally  
 46.14 accepted governmental auditing standards and the federal Single Audit Act, if applicable.  
 46.15 The legislative auditor or Department of Education may conduct financial, program, or  
 46.16 compliance audits, and may direct the Perpich Center for Arts Education to include any  
 46.17 additional items in its annual independent audit.

46.18 (b) Upon approval from the Department of Education, the Perpich Center for Arts  
 46.19 Education may combine this audit with its required annual audit of the Crosswinds Arts  
 46.20 and Science School.

46.21 (c) The Perpich Center for Arts Education must post its most recent audit on its  
 46.22 Web site.

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

46.24 Sec. 43. Minnesota Statutes 2015 Supplement, section 136F.302, subdivision 1,  
 46.25 is amended to read:

46.26 Subdivision 1. **ACT college ready score.** A state college or university ~~may~~ must  
 46.27 not require an individual to take a remedial, noncredit course in a subject area if the  
 46.28 individual has received a college ready ACT score in that subject area. Each state college  
 46.29 and university must post notice of the exemption from remedial course taking on its Web  
 46.30 page explaining student admission requirements.

46.31 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 46.32 later.

47.1 Sec. 44. **[136F.3025] MINNESOTA COMPREHENSIVE ASSESSMENTS;**  
 47.2 **CAREER AND COLLEGE-READY BENCHMARKS.**

47.3 A state college or university must not require an individual to take a remedial,  
 47.4 noncredit course in a subject area if the individual met a career and college-ready Minnesota  
 47.5 Comprehensive Assessment benchmark in that subject area, consistent with section  
 47.6 120B.30, subdivision 1, paragraph (m). When notifying students and their families about  
 47.7 test results under section 120B.30, subdivision 1, paragraph (m), the commissioner shall  
 47.8 include a statement indicating that students who meet a career and college-ready Minnesota  
 47.9 Comprehensive Assessment benchmark are not required to take a remedial, noncredit  
 47.10 course at a Minnesota state college or university in the corresponding subject area.

47.11 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and  
 47.12 later.

47.13 Sec. 45. Laws 2010, chapter 396, section 7, the effective date, is amended to read:

47.14 **EFFECTIVE DATE.** This section is effective the day following final enactment,  
 47.15 including subdivision 3 which is effective through the 2020-2021 school year.

47.16 Sec. 46. Laws 2012, chapter 263, section 1, as amended by Laws 2014, chapter 312,  
 47.17 article 15, section 24, is amended to read:

47.18 Section 1. **INNOVATIVE DELIVERY OF CAREER AND TECHNICAL**  
 47.19 **EDUCATION PROGRAMS AND SERVICES AND SHARING OF DISTRICT**  
 47.20 **RESOURCES; ~~PILOT PROJECT.~~**

47.21 Subdivision 1. **Establishment; requirements for participation.** (a) A ~~pilot project~~  
 47.22 program is established to improve student, career and college readiness, and school  
 47.23 outcomes by allowing groups of school districts to work together in partnership with local  
 47.24 and regional postsecondary institutions and programs, community institutions, and other  
 47.25 private, public, for-profit, and nonprofit workplace partners to:

47.26 (1) provide innovative education programs and activities that integrate core  
 47.27 academic and career and technical subjects in students' programs of study through  
 47.28 coordinated secondary and postsecondary career and technical programs leading to an  
 47.29 industry certification or other credential;

47.30 (2) provide embedded professional development for program participants;

47.31 (3) use performance assessments in authentic settings to measure students' technical  
 47.32 skills and progress toward attaining an industry certification or other credential; and

48.1 (4) efficiently share district, institution, and workplace resources. ~~The pilot project~~  
 48.2 ~~may last until June 30, 2018, or for up to five years, whichever is less, except that~~  
 48.3 ~~innovation partnerships formed during the period of the pilot project may continue past~~  
 48.4 ~~June 30, 2018, with the agreement of the partnership members.~~

48.5 (b) To participate in this ~~pilot project~~ program to improve student, career and college  
 48.6 readiness, and school outcomes, a group of two or more school districts must collaborate  
 48.7 with school staff and project partners and receive formal school board approval to form a  
 48.8 partnership. The partnership must develop a plan to provide challenging programmatic  
 48.9 options for students under paragraph (a), create professional development opportunities  
 48.10 for educators and other program participants, increase student engagement and connection  
 48.11 and challenging learning opportunities for diverse populations of students that are focused  
 48.12 on employability skills and technical, job-specific skills related to a specific career  
 48.13 pathway, or demonstrate efficiencies in delivering financial and other services needed to  
 48.14 realize plan goals and objectives. The plan must ~~establish~~ include:

48.15 (1) collaborative educational goals and objectives;

48.16 (2) strategies and processes to implement those goals and objectives, including a  
 48.17 budget process with periodic expenditure reviews;

48.18 (3) valid and reliable measures, including performance assessments in authentic  
 48.19 settings and progress toward attaining an industry certification or other credential, among  
 48.20 other measures, to evaluate progress in realizing the goals and objectives;

48.21 (4) an implementation timeline; and

48.22 (5) other applicable conditions, regulations, responsibilities, duties, provisions, fee  
 48.23 schedules, and legal considerations needed to fully implement the plan.

48.24 A partnership may invite additional districts or other participants under paragraph  
 48.25 (a) to join the partnership during the pilot project term after notifying the commissioner.

48.26 (c) A partnership of interested districts must ~~apply by February 1 of any year~~ submit  
 48.27 an application to the education commissioner in the form and manner the commissioner  
 48.28 determines, consistent with the requirements of this section. The application must contain  
 48.29 the formal approval adopted by the school board in each district to participate in the plan.

48.30 (d) Notwithstanding other law to the contrary, a participating school district under  
 48.31 this section continues to: receive revenue and maintain its taxation authority; be organized  
 48.32 and governed by an elected school board with general powers under Minnesota Statutes,  
 48.33 section 123B.02; and be subject to employment agreements under Minnesota Statutes,  
 48.34 chapter 122A, and Minnesota Statutes, section 179A.20; and district employees continue  
 48.35 to remain employees of the employing school district.



49.1 (e) Participating districts must submit a biennial report by February 1 of each  
 49.2 odd-numbered year to the committees of the legislature with jurisdiction over kindergarten  
 49.3 through grade 12 education and the commissioner of education that includes performance  
 49.4 assessment, high school graduation, and career and technical certification data to show the  
 49.5 success of the partnership in preparing diverse populations of students for careers and jobs.

49.6 Subd. 2. **Commissioner's role.** Interested groups of school districts must submit  
 49.7 a completed application to the commissioner by ~~March 1 of~~ in any year in the form and  
 49.8 manner determined by the commissioner. The education commissioner must convene  
 49.9 an advisory panel ~~composed of a teacher appointed by Education Minnesota, a school~~  
 49.10 ~~principal appointed by the Minnesota Association of Secondary School Principals, a~~  
 49.11 ~~school board member appointed by the Minnesota School Boards Association, and a~~  
 49.12 ~~school superintendent appointed by the Minnesota Association of School Administrators~~  
 49.13 ~~to advise the commissioner on applicants' qualifications to participate in this pilot project~~  
 49.14 ~~program. The commissioner may select up to six qualified applicants under subdivision 1~~  
 49.15 ~~by April 1 of any year to participate in this pilot project, ensuring~~ must ensure an equitable  
 49.16 geographical distribution of ~~project program~~ participants to the extent practicable. The  
 49.17 commissioner must select only those applicants that fully comply with the requirements in  
 49.18 subdivision 1. The commissioner ~~must~~ may terminate a ~~project program~~ participant that  
 49.19 fails to effectively implement the goals and objectives contained in its application and  
 49.20 according to its stated timeline.

49.21 Subd. 3. **Pilot project evaluation.** ~~Participating school districts must submit pilot~~  
 49.22 ~~project data to the commissioner in the form and manner determined by the commissioner.~~  
 49.23 ~~The education commissioner must analyze participating districts' progress in realizing~~  
 49.24 ~~their educational goals and objectives to work together in providing innovative education~~  
 49.25 ~~programs and activities and sharing resources. The commissioner must include the~~  
 49.26 ~~analysis of best practices in a report to the legislative committees with jurisdiction over~~  
 49.27 ~~kindergarten through grade 12 education finance and policy on the efficacy of this pilot~~  
 49.28 ~~project. The commissioner shall submit an interim project report by February 1, 2016, and~~  
 49.29 ~~must submit a final report to the legislature by February 1, 2019, recommending whether~~  
 49.30 ~~or not to continue or expand the pilot project.~~

49.31 **EFFECTIVE DATE.** (a) This section is effective the day following final enactment  
 49.32 and applies to applications submitted after that date.

49.33 (b) Districts already approved for an innovation zone pilot project may continue to  
 49.34 operate under Laws 2012, chapter 263, section 1, as amended by Laws 2014, chapter  
 49.35 312, article 15, section 24.

50.1 Sec. 47. Laws 2015, chapter 69, article 1, section 3, subdivision 28, is amended to read:

50.2			200,000
50.3	Subd. 28. <b>Teacher Shortage Loan Forgiveness</b>	200,000	<u>1,200,000</u>

50.4 For the loan forgiveness program under  
50.5 Minnesota Statutes, section 136A.1791.

50.6 The commissioner may use no more  
50.7 than three percent of this appropriation  
50.8 to administer the program under this  
50.9 subdivision. The base for the program for  
50.10 fiscal year 2018 and later is \$200,000.

50.11 **EFFECTIVE DATE.** This section is effective the day following final enactment,  
50.12 and any unexpended funds in fiscal year 2017 do not cancel and remain available until  
50.13 June 30, 2019.

50.14 Sec. 48. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision  
50.15 2, is amended to read:

50.16 Subd. 2. **Alternative compensation.** For alternative teacher compensation aid  
50.17 under Minnesota Statutes, section 122A.415, subdivision 4:

50.18		<del>78,331,000</del>	
50.19	\$	<u>78,667,000</u>	..... 2016
50.20		<del>87,147,000</del>	
50.21	\$	<u>89,049,000</u>	..... 2017

50.22 The 2016 appropriation includes \$7,766,000 for 2015 and ~~\$70,565,000~~ \$70,901,000  
50.23 for 2016.

50.24 The 2017 appropriation includes ~~\$7,840,000~~ \$7,876,000 for 2016 and ~~\$79,307,000~~  
50.25 \$81,173,000 for 2017.

50.26 Sec. 49. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision  
50.27 6, is amended to read:

50.28 Subd. 6. **Reading Corps.** For grants to ServeMinnesota for the Minnesota Reading  
50.29 Corps under Minnesota Statutes, section 124D.42, subdivision 8:

50.30	\$	6,125,000	..... 2016
50.31		<del>6,125,000</del>	
50.32	\$	<u>7,625,000</u>	..... 2017

51.1 Any balance ~~in the first year~~ does not cancel ~~but~~ and is available ~~in the second~~  
 51.2 year through June 30, 2019. The base appropriation for fiscal year 2018 and later years  
 51.3 is \$5,625,000.

51.4 Sec. 50. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision  
 51.5 12, is amended to read:

51.6 Subd. 12. **Collaborative urban educator.** (a) For the collaborative urban educator  
 51.7 grant program:

51.8 \$ 780,000 ..... 2016

51.9 780,000

51.10 \$ 2,780,000 ..... 2017

51.11 (b) Grants shall be awarded in equal amounts: \$195,000 each year is for the  
 51.12 Southeast Asian teacher program at Concordia University, St. Paul; \$195,000 each year is  
 51.13 for the collaborative urban educator program at the University of St. Thomas; \$195,000  
 51.14 each year is for the Center for Excellence in Urban Teaching at Hamline University;  
 51.15 and ~~\$195,00~~ \$195,000 each year is for the East Africa Student to Teacher program at  
 51.16 Augsburg College. In fiscal year 2017 only, the institutions identified in this paragraph  
 51.17 may receive additional funding.

51.18 ~~Any balance in the first year does not cancel but is available in the second year.~~

51.19 ~~Each institution shall prepare for the legislature, by January 15 of each year, a~~  
 51.20 ~~detailed report regarding the funds used. The report must include the number of teachers~~  
 51.21 ~~prepared as well as the diversity for each cohort of teachers produced.~~

51.22 (c) A Minnesota teacher preparation program, school district Grow Your Own  
 51.23 teacher program, nonconventional program approved under Minnesota Rules, part  
 51.24 8705.2300, or alternative teacher preparation program under Minnesota Statutes, section  
 51.25 122A.245, may apply to the commissioner of education for a grant in the form and manner  
 51.26 determined by the commissioner. The commissioner may award grants for up to two  
 51.27 years, as long as funds are available. A program that receives a grant is eligible to apply  
 51.28 for a subsequent grant. In each year, the commissioner shall award at least 50 percent of  
 51.29 the funds available to nonconventional and alternative teacher preparation programs. In  
 51.30 awarding grants, the commissioner must give priority to programs that recruit, retain,  
 51.31 graduate, and place ethnically and racially diverse teacher candidates in ethnically and  
 51.32 racially diverse classrooms and encourage their success through high-quality mentoring.  
 51.33 The commissioner may give special priority to otherwise qualified programs that train  
 51.34 and place teacher candidates in subject areas or regions identified as shortage areas by the  
 51.35 commissioner of education under Minnesota Statutes, section 127A.05, subdivision 6.

52.1 (d) A program that receives a grant under this subdivision shall, by January 15 of  
 52.2 each year, make a report to the commissioner of education and the legislative committees  
 52.3 with jurisdiction over kindergarten through grade 12 education and higher education in  
 52.4 the form and manner determined by the commissioner. At a minimum, the report must  
 52.5 detail grant expenditures for the previous year and summarize the number of teacher  
 52.6 candidates prepared, the ethnic and racial diversity of each cohort of teacher candidates,  
 52.7 the graduation rate for each cohort of teacher candidates, the placement rate for each  
 52.8 graduating cohort of teacher candidates, and the retention rate for each graduating cohort  
 52.9 of teacher candidates, among other program outcomes.

52.10 (e) This appropriation does not cancel and is available until June 30, 2019. The base  
 52.11 appropriation for fiscal year 2018 and later is \$780,000.

52.12 Sec. 51. Laws 2015, First Special Session chapter 3, article 3, section 15, subdivision  
 52.13 3, is amended to read:

52.14 Subd. 3. **ACT test College entrance examination reimbursement.** To reimburse  
 52.15 districts for students who qualify under Minnesota Statutes, section 120B.30, subdivision  
 52.16 1, paragraph (e), for onetime payment of their ACT college entrance examination fee:

52.17 \$ 3,011,000 ..... 2016  
 52.18 \$ 3,011,000 ..... 2017

52.19 The Department of Education must reimburse districts for their onetime payments  
 52.20 on behalf of students.

52.21 **EFFECTIVE DATE.** This section applies to college entrance exams administered  
 52.22 after July 1, 2016.

52.23 Sec. 52. **CONCURRENT ENROLLMENT TEACHER TRAINING GRANTS.**

52.24 For fiscal years 2017, 2018, and 2019 only, a high school teacher required to obtain  
 52.25 additional training to meet the partnering college's or university's academic requirements  
 52.26 to teach a concurrent enrollment course in a high school under Minnesota Statutes, section  
 52.27 124D.09, may be reimbursed for tuition for up to 18 graduate credits in furthering this  
 52.28 training. The commissioner shall establish application procedures and deadlines for  
 52.29 receiving grant payments under this subdivision.

52.30 **EFFECTIVE DATE.** This section is effective July 1, 2016.

52.31 Sec. 53. **MINNESOTA'S FUTURE TEACHERS; GRANT PROGRAM.**

53.1 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms  
 53.2 have the meanings given them.

53.3 (b) "Eligible institution" means a Minnesota public or nonpublic postsecondary  
 53.4 institution under Minnesota Statutes, section 136A.101, subdivision 4, providing a Board  
 53.5 of Teaching-approved teacher preparation program.

53.6 (c) "High needs area" means a shortage of teachers teaching in particular subject  
 53.7 areas and, or in particular regions of the state, identified in the commissioner of education's  
 53.8 biennial survey of districts under Minnesota Statutes, section 127A.05, subdivision 6, or  
 53.9 in another Department of Education survey on teacher shortages.

53.10 (d) "High needs school" means a school:

53.11 (1) designated as a low performing school under the most recently reauthorized  
 53.12 federal Elementary and Secondary Education Act; or

53.13 (2) above the state average in the concentration of students qualifying for free and  
 53.14 reduced-price lunch.

53.15 (e) "Qualified candidate" means a student enrolled in a Board of Teaching-approved  
 53.16 teacher preparation program at an eligible institution meeting the criteria in subdivision 3.

53.17 Subd. 2. **Account.** An account is established under the control of the commissioner  
 53.18 of the Office of Higher Education for grants to eligible institutions to provide financial  
 53.19 and other support to qualified candidates interested in teaching in a high needs area or  
 53.20 school. Unused funds appropriated to the Department of Education and transferred to the  
 53.21 Office of Higher Education in any fiscal year do not cancel and are available for the  
 53.22 purposes of this section.

53.23 Subd. 3. **Program requirements.** (a) The commissioner of the Office of Higher  
 53.24 Education, beginning in the 2017-2018 school year, shall award grants to eligible  
 53.25 institutions to help defray costs for qualified undergraduate and graduate candidates to  
 53.26 become licensed teachers. The commissioner shall determine the maximum grant award  
 53.27 available to each eligible institution, including the amount available for administrative and  
 53.28 support services, and other terms and conditions related to administering the grant program.

53.29 (b) The eligible institution must provide grant funding to its teacher preparation  
 53.30 programs for:

53.31 (1) reducing tuition, fees, and related education costs of qualified candidates;

53.32 (2) actively encouraging historically underserved students, students of color, and  
 53.33 students to pursue teaching in a high needs area or school;

53.34 (3) supporting qualified candidates to persist in and complete their teacher  
 53.35 preparation program and receive a full professional teaching license; and

54.1 (4) providing qualified candidates with experiential teaching opportunities.

54.2 (c) A qualified candidate under this section must submit to the teacher preparation  
 54.3 program a written statement indicating the qualified candidate's intent to teach in a high  
 54.4 needs school or area after completing the teacher preparation program and receiving  
 54.5 a teaching license.

54.6 (d) The teaching preparation program must provide mentoring to its qualified  
 54.7 candidates that includes at least:

54.8 (1) good communication with the qualified candidate throughout the program;

54.9 (2) a personalized learning plan for the qualified candidate that describes the  
 54.10 requirements for completing the program and obtaining a teaching position and the  
 54.11 resources available for overcoming obstacles to completing the program;

54.12 (3) connections to campus resources and professional and personal development  
 54.13 opportunities; and

54.14 (4) financial planning.

54.15 Sec. 54. **GRANTS TO STUDENT TEACHERS IN SHORTAGE AREAS.**

54.16 Subdivision 1. **Establishment.** The commissioner of the Office of Higher Education  
 54.17 must establish a grant program for student teaching stipends for low-income students  
 54.18 enrolled in a Board of Teaching-approved teacher preparation program who are interested  
 54.19 in teaching in a high needs subject area or region after graduating and receiving their  
 54.20 teaching license. For purposes of this section, "high needs subject area or region" means a  
 54.21 shortage of teachers teaching in particular subject areas or a shortage of teachers teaching  
 54.22 in particular regions of the state identified in the commissioner of education's biennial  
 54.23 survey of districts under Minnesota Statutes, section 127A.05, subdivision 6, or in another  
 54.24 Department of Education survey on teacher shortages.

54.25 Subd. 2. **Eligibility** To be eligible for a grant under this section, a teacher candidate  
 54.26 must:

54.27 (1) be enrolled in a Board of Teaching-approved teacher preparation program that  
 54.28 requires at least 12 weeks of student teaching and results in the teacher candidate receiving  
 54.29 a full professional teaching license enabling the licensee to teach in a high needs subject  
 54.30 area or region; and

54.31 (2) demonstrate financial need based on criteria established by the commissioner  
 54.32 under subdivision 3.

54.33 Subd. 3. **Administration; repayment.** (a) The commissioner must establish an  
 54.34 application process and other guidelines for implementing this program.

55.1 (b) The commissioner must determine each academic year the stipend amount based  
 55.2 on the amount of available funding and the number of eligible applicants.

55.3 **EFFECTIVE DATE.** This section is effective July 1, 2016.

55.4 Sec. 55. **LEGISLATIVE STUDY GROUP ON EDUCATOR LICENSURE.**

55.5 (a) A 12-member legislative study group on educator licensure is created to review  
 55.6 the 2016 Minnesota Teacher Licensure report prepared by the Office of the Legislative  
 55.7 Auditor on teacher licensing and submit a written report by February 1, 2017, to the  
 55.8 legislature recommending how to restructure Minnesota's teacher licensure system by  
 55.9 consolidating all teacher licensure activities into a single state entity to ensure transparency  
 55.10 and consistency or, at a minimum, by clarifying existing teacher licensure responsibilities  
 55.11 to provide transparency and consistency. In developing its recommendations, the study  
 55.12 group is encouraged to consider the tiered licensure system recommended in the legislative  
 55.13 auditor's report, among other recommendations. The study group is encouraged to begin  
 55.14 its work by consulting with teachers currently teaching in Minnesota school districts,  
 55.15 charter schools, and nonpublic schools and with out-of-state teachers currently licensed or  
 55.16 seeking a license in Minnesota. The study group is encouraged to identify and include in  
 55.17 its report any statutory changes needed to implement the study group recommendations.

55.18 (b) The legislative study group on educator licensure includes:

55.19 (1) six duly elected and currently serving members of the house of representatives,  
 55.20 three appointed by the speaker of the house and three appointed by the house minority  
 55.21 leader, and one of whom must be the current chair of the house of representatives  
 55.22 Education Innovation Policy Committee; and

55.23 (2) six duly elected and currently serving senators, three appointed by the senate  
 55.24 majority leader and three appointed by the senate minority leader, one of whom must be  
 55.25 the current chair of the senate Education Committee.

55.26 Only duly elected and currently serving members of the house of representatives or senate  
 55.27 may be study group members.

55.28 (c) The appointments must be made by June 1, 2016, and expire February 2, 2017.  
 55.29 If a vacancy occurs, the leader of the caucus in the house of representatives or senate to  
 55.30 which the vacating study group member belonged must fill the vacancy. The chair of the  
 55.31 house Education Innovation Policy Committee shall convene the first meeting of the study  
 55.32 group. The study group shall elect a chair or co-chairs from among the members at the  
 55.33 first meeting. The study group must meet periodically. The Legislative Coordinating  
 55.34 Commission shall provide technical and administrative assistance upon request.

56.1 (d) In reviewing the legislative auditor's report and developing its recommendations,  
 56.2 the study group must consult with the Board of Teaching, the licensing division of the  
 56.3 Department of Education, the Minnesota Board of School Administrators, and interested  
 56.4 and affected stakeholders.

56.5 (e) The study group expires on February 2, 2017, unless extended by law.

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

56.7 **Sec. 56. BOARD OF TEACHING REPORT.**

56.8 The Board of Teaching must prepare and submit a written report to the committees  
 56.9 of the legislature with jurisdiction over kindergarten through grade 12 education by  
 56.10 February 1, 2017, listing all the statutory and rule requirements on teacher preparation,  
 56.11 examinations, and training applicable to candidates for teacher licensure by type of license  
 56.12 and all the statutory and rule requirements on continuing education applicable to teachers  
 56.13 seeking to renew a full professional teaching license.

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

56.15 **Sec. 57. TEACHER LICENSING; PROCESS AND PROCEDURES.**

56.16 (a) The Board of Teaching must maintain an easily accessible, user-friendly online  
 56.17 teacher licensure application system to enable all teacher licensure candidates to upload  
 56.18 their teacher licensure applications electronically and to select the field and grade level for  
 56.19 which they seek to be licensed. The online application system must list all types of teacher  
 56.20 licenses and special permissions available, outline the specific requirements for each type  
 56.21 of license and special permission, allow candidates to submit applications for all types  
 56.22 of licenses and special permissions, and be clear and complete. The online application  
 56.23 form must accommodate Minnesota and out-of-state candidates who completed a teacher  
 56.24 preparation and training program at either an accredited college or university or a  
 56.25 nontraditional teacher preparation and training program.

56.26 (b) When completely or partially denying a candidate a teaching license by issuing  
 56.27 a license that is more limited than the license the candidate seeks, including a restricted  
 56.28 license, the Board of Teaching, after consulting with the Department of Education if  
 56.29 appropriate, must notify the candidate in writing clearly explaining: the reason for denying  
 56.30 or partially denying the candidate a teaching license, including the specific deficiencies  
 56.31 identified in the candidate's preparation or qualifications; the options available to the  
 56.32 candidate to pursue the license the candidate seeks; and the candidate's right to appeal a  
 56.33 denial. Under the two-step appeal process, a candidate may appeal a licensure decision



57.1 to the Board of Teaching for review and, if the board does not find for the candidate,  
 57.2 the candidate may submit a second appeal, requesting a contested case hearing under  
 57.3 Minnesota Statutes, chapter 14.

57.4 (c) The Board of Teaching must grant a one-year full professional teaching license  
 57.5 to otherwise qualified teacher licensure candidates who have satisfactorily completed  
 57.6 a board-approved teacher preparation program in Minnesota, an accredited teacher  
 57.7 preparation program in another state, or all the licensure-specific coursework and other  
 57.8 requirements of an alternative teacher preparation and training program but have not yet  
 57.9 successfully completed the content, pedagogy, and skills exams required for licensure.  
 57.10 The board may renew a candidate's one-year full professional teaching license under  
 57.11 this paragraph up to three times.

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

57.13 Sec. 58. **DATA SECURITY PLAN.**

57.14 Subdivision 1. **Plan components.** To protect education and related workforce  
 57.15 data on individual students maintained by public schools, school districts, and state  
 57.16 agencies, and consistent with Minnesota Statutes, chapter 13, and sections 116J.401,  
 57.17 120B.11, 120B.12, 120B.30, 120B.31, 120B.35, 120B.36, 124D.49, 124D.52, 124D.861,  
 57.18 125A.085, and 127A.70, subdivision 2, among other student data-related provisions, the  
 57.19 commissioner of education must develop, publish, and oversee a detailed data security  
 57.20 plan combining administrative, physical, and technical safeguards that includes:

57.21 (1) requirements for:

57.22 (i) authorizing access to the kindergarten through grade 12 data systems containing  
 57.23 personally identifiable information on students;

57.24 (ii) authorizing data and system access for other agencies participating in the  
 57.25 Statewide Longitudinal Education Data System and the Early Childhood Longitudinal  
 57.26 Data System;

57.27 (iii) authenticating authorized access to and the processing of personally identifiable  
 57.28 information on students;

57.29 (iv) protecting data that describes a student or otherwise identifies a student gathered  
 57.30 by an operator of a Web site, online service, online application, or mobile application  
 57.31 that operates a site, service, or application for kindergarten through grade 12 school  
 57.32 purposes; and

57.33 (v) sanctions for employees, contractors, grantees, researchers, and vendors who  
 57.34 fail to comply with the guidelines;

58.1 (2) minimum privacy compliance standards based on reasonable and enforceable  
 58.2 security measures and practices, including background checks, training opportunities  
 58.3 and resources, physical and technical safeguards, and privacy and security agreements  
 58.4 for employees, contractors, grantees, researchers, and vendors with access to personally  
 58.5 identifiable information on students, among other privacy and security measures and  
 58.6 practices;

58.7 (3) regular privacy and security compliance audits of the Statewide Longitudinal  
 58.8 Education Data System and other data systems; and

58.9 (4) data retention, storage, disposal, and security policies and protocols that include:

58.10 (i) safeguards for protecting, managing, accessing, and destroying students'  
 58.11 personally identifiable data; and

58.12 (ii) plans, notices, and mitigation procedures for responding to data breaches, among  
 58.13 other policies and protocols.

58.14 Subd. 2. **Plan report.** The commissioner of education must submit a report by  
 58.15 January 10, 2017, to the committees of the legislature with jurisdiction over education  
 58.16 and data practices on the Department of Education's progress in developing the data  
 58.17 security plan and must include in the report estimates of the costs for further developing  
 58.18 and implementing the plan, including audit, background check, and training costs, among  
 58.19 other costs.

58.20 Subd. 3. **Plan costs.** The commissioner of education must proceed in developing the  
 58.21 data security plan under subdivision 1 using existing Department of Education resources.

58.22 Subd. 4. **Plan implementation.** The commissioner of education may not proceed to  
 58.23 implement the data security plan under this section until July 1, 2017.

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

58.25 Sec. 59. **STAFF DEVELOPMENT GRANTS FOR INTERMEDIATE SCHOOL**  
 58.26 **DISTRICTS AND OTHER COOPERATIVE UNITS.**

58.27 (a) For fiscal years 2017, 2018, and 2019 only, an intermediate school district or  
 58.28 other cooperative unit providing instruction to students in federal instructional settings  
 58.29 of level 4 or higher qualifies for staff development grants equal to \$1,000 times the  
 58.30 full-time equivalent number of licensed instructional staff and nonlicensed classroom  
 58.31 aides employed by the intermediate school district or other cooperative unit during the  
 58.32 previous fiscal year.

59.1 (b) Staff development grants received under this section must be used for activities  
 59.2 related to enhancing services to students who may have challenging behaviors or mental  
 59.3 health issues or be suffering from trauma. Specific qualifying staff development activities  
 59.4 include but are not limited to:

59.5 (1) proactive behavior management;

59.6 (2) personal safety training;

59.7 (3) de-escalation techniques; and

59.8 (4) adaptation of published curriculum and pedagogy for students with complex  
 59.9 learning and behavioral needs.

59.10 (c) The grants received under this section must be reserved and spent only on the  
 59.11 activities specified in this section. If funding for purposes of this section is insufficient,  
 59.12 the commissioner must prorate the grants.

59.13 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2017  
 59.14 and later.

59.15 **Sec. 60. STUDENT DISCIPLINE WORKING GROUP.**

59.16 (a) A student discipline working group is created to review the substance,  
 59.17 application, and effect of Minnesota's Pupil Fair Dismissal Act under Minnesota Statutes,  
 59.18 sections 121A.40 to 121A.56, and related student discipline provisions in Minnesota  
 59.19 Statutes, chapter 121A, and submit written recommendations to the legislature by  
 59.20 February 1, 2017, on improving disciplinary policies, practices, and procedures as they  
 59.21 affect students and school officials and the effects on student outcomes.

59.22 (b) Consistent with paragraph (a), the working group must analyze:

59.23 (1) available summary data on elementary and secondary students' removal from  
 59.24 class, suspensions, exclusions, expulsions, and other disciplinary measures, disaggregated  
 59.25 by categories of race, ethnicity, poverty, disability, homelessness, English language  
 59.26 proficiency, gender, age, and foster care status;

59.27 (2) the meaning and effect of "willful" in establishing grounds for dismissal under  
 59.28 Minnesota Statutes, section 121A.45;

59.29 (3) the impact of positive behavioral interventions and supports and restorative  
 59.30 practices on student behavior, student outcomes, and the school climate, including student  
 59.31 engagement and connection, among other school climate measures;

59.32 (4) due process rights of students facing dismissal, including changes needed to  
 59.33 ensure students' due process rights are fully observed and protected;

60.1 (5) students' need for and access to professional support service providers such  
60.2 as school counselors, school social workers, school psychologists, and mental health  
60.3 professionals;

60.4 (6) the presence of school resource officers in school buildings, their role in affecting  
60.5 student discipline, and their impact on teacher safety and student outcomes;

60.6 (7) policies for retaining and destroying student disciplinary data; and

60.7 (8) other related school discipline matters that are of concern to working group  
60.8 members.

60.9 (c) By June 1, 2016, the executive director of each of the following organizations  
60.10 shall appoint one representative to serve as a member of the working group: the Minnesota  
60.11 School Boards Association; the Minnesota Association of School Administrators;  
60.12 Education Minnesota; the Minnesota Board of Peace Officer Standards and Training; the  
60.13 Minnesota Disability Law Center; the National Alliance of Mental Illness Minnesota;  
60.14 the Parent Advocacy Coalition for Educational Rights (PACER) Center; the Minnesota  
60.15 Association of Secondary School Principals; the Minnesota Elementary School Principals'  
60.16 Association; the Association of Metropolitan School Districts; the Minnesota Rural  
60.17 Education Association; the Minnesota School Counselors Association; the Minnesota  
60.18 School Psychologists Association; the School Nurse Organization of Minnesota; the St.  
60.19 Paul Special Education Advisory Council; the Solutions Not Suspensions Coalition; the  
60.20 Minnesota Education Equity Partnership; MinnCAN; Students for Education Reform; the  
60.21 Minnesota Youth Council; Educators 4 Excellence; the African American Leadership  
60.22 Forum; the American Indian Opportunities Industrialization Center; the Minnesota  
60.23 Association of Charter School Authorizers; the Minnesota Indian Affairs Council; and  
60.24 the Minnesota School Social Workers Association. Six legislators shall also be appointed  
60.25 by June 1, 2016, and serve as members of the working group: three duly elected and  
60.26 currently serving senators, two appointed by the senate majority leader and one appointed  
60.27 by the senate minority leader; and three duly elected and currently serving members of the  
60.28 house of representatives, two appointed by the speaker of the house and one appointed  
60.29 by the house of representatives minority leader. Only duly elected and currently serving  
60.30 members of the senate or house of representatives may be working group members. If a  
60.31 vacancy occurs, the leader of the caucus in the senate or house of representatives to which  
60.32 the vacating member belonged must fill the vacancy. Working group members must seek  
60.33 advice from experts and stakeholders in developing their recommendations.

60.34 (d) The commissioner of education, or the commissioner's designee, must convene  
60.35 the first meeting of the working group. The working group must select a chair or cochair  
60.36 from among its members at the first meeting. The working group must meet periodically.

61.1 The commissioner must provide technical and administrative assistance to the working  
 61.2 group upon request. Working group members are not eligible to receive expenses or per  
 61.3 diem payments for serving on the working group.

61.4 (e) The working group expires February 2, 2017.

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

61.6 Sec. 61. **NORTHWEST REGIONAL PARTNERSHIP CONCURRENT**  
 61.7 **ENROLLMENT PROGRAM.**

61.8 Subdivision 1. **Definition.** "Northwest Regional Partnership" means a voluntary  
 61.9 association of the Lakes Country Service Cooperative, the Northwest Service Cooperative,  
 61.10 and Minnesota State University-Moorhead that works together to provide coordinated  
 61.11 higher learning opportunities for teachers.

61.12 Subd. 2. **Establishment.** Lakes Country Service Cooperative, in consultation with  
 61.13 the Northwest Service Cooperative, may develop a continuing education program to allow  
 61.14 eligible teachers to attain the requisite graduate credits necessary to be qualified to teach  
 61.15 secondary school courses for postsecondary credit.

61.16 Subd. 3. **Curriculum development.** Minnesota State University-Moorhead may  
 61.17 develop an online education curriculum to allow eligible secondary school teachers to  
 61.18 attain graduate credit at a reduced credit rate.

61.19 Subd. 4. **Funding for course development; scholarships; stipends.** Lakes  
 61.20 Country Service Cooperative, in consultation with the other members of the Northwest  
 61.21 Regional Partnership, shall:

61.22 (1) provide funding for course development for up to 18 credits in applicable  
 61.23 postsecondary subject areas;

61.24 (2) provide scholarships for eligible teachers to enroll in the continuing education  
 61.25 program; and

61.26 (3) develop criteria for awarding educator stipends on a per-credit basis to  
 61.27 incentivize participation in the continuing education program.

61.28 Subd. 5. **Participant eligibility.** Participation in the continuing education program  
 61.29 is reserved for teachers of secondary school courses for postsecondary credit. Priority  
 61.30 must be given to teachers employed by a school district that is a member of the Lakes  
 61.31 Country Service Cooperative or Northwest Service Cooperative. Teachers employed  
 61.32 by a school district that is not a member of the Lakes Country Service Cooperative or

62.1 Northwest Service Cooperative may participate in the continuing education program as  
 62.2 space allows. A teacher participating in this program is ineligible to participate in other  
 62.3 concurrent enrollment teacher training grant programs.

62.4 Subd. 6. **Private funding.** The partnership may receive private resources to  
 62.5 supplement the available public money. All money received shall be administered by  
 62.6 the Lakes Country Service Cooperative.

62.7 Subd. 7. **Report required.** Northwest Regional Partnership must submit an annual  
 62.8 report by January 15 of each year on the progress of its activities to the legislature,  
 62.9 commissioner of education, and Board of Trustees of the Minnesota State Colleges and  
 62.10 Universities. The annual report shall contain a financial report for the preceding year. The  
 62.11 first report is due no later than January 15, 2018.

62.12 **EFFECTIVE DATE.** This section is effective July 1, 2016.

62.13 Sec. 62. **GROW YOUR OWN TEACHER RESIDENCY PILOT PROGRAM.**

62.14 (a) For fiscal years 2017, 2018, and 2019 only, a nonconventional teacher residency  
 62.15 pilot program under Minnesota Statutes, section 122A.09, subdivision 10, paragraph (a),  
 62.16 is established to provide tuition scholarships to enable education or teaching assistants  
 62.17 or other nonlicensed district employees who hold a bachelor's degree from an accredited  
 62.18 college or university and who seek an elementary education license to participate in a Board  
 62.19 of Teaching-approved nonconventional teacher residency program under this section.

62.20 (b) School districts or charter schools not participating under paragraph (a) may  
 62.21 use funds under this section to pay for tuition assistance or scholarships on behalf of  
 62.22 paraprofessionals employed in the school or district who are enrolled in a Board of  
 62.23 Teaching-approved teacher preparation program and who are making satisfactory progress  
 62.24 toward attaining teacher licensure.

62.25 (c) The commissioner of education and the commissioner of the Office of Higher  
 62.26 Education must evaluate the outcomes and efficacy of the program and, by February 1,  
 62.27 2017, submit written program recommendations to the committees of the legislature with  
 62.28 jurisdiction over kindergarten through grade 12 education and higher education, including  
 62.29 how to continue and expand the program throughout Minnesota.

62.30 Sec. 63. **PILOT PROJECT TO HELP STRUGGLING STUDENTS READ AT**  
 62.31 **GRADE LEVEL.**

62.32 (a) A pilot project for fiscal year 2017 is established to help struggling,  
 62.33 underperforming students in grades 3 through 5 read at grade level and close the academic

63.1 achievement gap. Under this pilot project, the commissioner of education shall make a  
 63.2 grant to a qualified and experienced nonprofit organization to provide three Minnesota  
 63.3 public schools with: a research-based intervention software program demonstrated to  
 63.4 effectively use singing to improve students' reading ability; technical training and staff to  
 63.5 install project software; on-site professional development and instructional monitoring  
 63.6 and support for school staff and students; preproject and postproject online reading  
 63.7 assessments developed by the University of Minnesota; and other project management  
 63.8 services. A participating school must identify a trained supervisor and other school staff  
 63.9 to work with students using the software in the computer lab and coordinate and review  
 63.10 students' weekly lab use.

63.11 (b) The commissioner, in consultation with the nonprofit organization receiving the  
 63.12 grant, must select three public elementary schools, located in an urban, suburban, and  
 63.13 greater Minnesota school district, respectively, to participate in the project based on:

63.14 (1) the number and percent of enrolled students in grades 3 through 5 whose  
 63.15 proficiency on the Minnesota Comprehensive Assessment in reading is below grade level  
 63.16 and who are eligible for free or reduced-price lunch;

63.17 (2) the interest of the school principal, teachers, and other school staff in  
 63.18 participating in the project; and

63.19 (3) the availability of a computer lab for the project and its software.

63.20 (c) The nonprofit organization receiving the grant must submit a  
 63.21 commissioner-reviewed report to the committees of the legislature with jurisdiction over  
 63.22 kindergarten through grade 12 education by February 1, 2017, using summary data to  
 63.23 compare and evaluate the reading gains of the third to fifth grade students in the three  
 63.24 schools that participated in the project and third to fifth grade students in schools that did  
 63.25 not participate in the project and recommend whether to continue or expand the project.

63.26 **EFFECTIVE DATE.** This section is effective July 1, 2016.

63.27 Sec. 64. **LEGISLATIVE AUDITOR.**

63.28 The legislative auditor is requested to perform a financial audit of the Perpich Center  
 63.29 for Arts Education in calendar year 2016, and at least every four calendar years thereafter.

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

63.31 Sec. 65. **STATEWIDE SCHOOL TEACHER AND ADMINISTRATOR JOB**  
 63.32 **BOARD.**

64.1 For fiscal years 2017, 2018, and 2019 only, the Board of Teaching must contract for  
64.2 an electronic statewide school teacher and administrator job board. The job board must  
64.3 allow school districts to post job openings for prekindergarten through grade 12 teaching  
64.4 and administrative positions.

64.5 **EFFECTIVE DATE.** This section is effective July 1, 2016.

64.6 Sec. 66. **CERTIFICATION INCENTIVE REVENUE.**

64.7 Subdivision 1. **Qualifying certificates.** As soon as practicable, the commissioner  
64.8 of education, in consultation with the Governor's Workforce Development Council  
64.9 established under Minnesota Statutes, section 116L.665, and the P-20 education  
64.10 partnership operating under Minnesota Statutes, section 127A.70, must establish the list of  
64.11 qualifying career and technical certificates and post the names of those certificates on the  
64.12 Department of Education's Web site. The certificates must be in fields where occupational  
64.13 opportunities exist.

64.14 Subd. 2. **School district participation.** (a) A school board may adopt a policy  
64.15 authorizing its students in grades 9 through 12, including its students enrolled in  
64.16 postsecondary enrollment options courses under Minnesota Statutes, section 124D.09, the  
64.17 opportunity to complete a qualifying certificate. The certificate may be completed as part  
64.18 of a regularly scheduled course.

64.19 (b) A school district may register a student for any assessment necessary to complete  
64.20 a qualifying certificate and pay any associated registration fees for its students.

64.21 Subd. 3. **Incentive funding.** (a) A school district's career and technical certification  
64.22 aid equals \$500 times the district's number of students enrolled during the current fiscal  
64.23 year who have obtained one or more qualifying certificates during the current fiscal year.

64.24 (b) The statewide total certificate revenue must not exceed \$1,000,000. The  
64.25 commissioner must proportionately reduce the initial aid provided under this subdivision  
64.26 so that the statewide aid cap is not exceeded.

64.27 Subd. 4. **Reports to the legislature.** (a) The commissioner of education must  
64.28 report to the committees of the legislature with jurisdiction over kindergarten through  
64.29 grade 12 education and higher education by February 1, 2017, on the number and types  
64.30 of certificates authorized for the 2016-2017 school year. The commissioner must also  
64.31 recommend whether the pilot program should be continued.

64.32 (b) By February 1, 2018, the commissioner of education must report to the  
64.33 committees of the legislature with jurisdiction over kindergarten through grade 12



65.1 education and higher education about the number and types of certificates earned by  
 65.2 Minnesota's students during the 2016-2017 school year.

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

65.4 Sec. 67. **APPROPRIATIONS.**

65.5 Subdivision 1. **Department of Education.** The sums indicated in this section  
 65.6 are appropriated from the general fund to the Department of Education for the fiscal  
 65.7 year designated.

65.8 Subd. 2. **Staff development grants for cooperative units.** For payment of staff  
 65.9 development grants to intermediate school districts and other cooperative units providing  
 65.10 instruction to students in federal instructional settings of level 4 or higher:

65.11 \$ 6,000,000 ..... 2017

65.12 This is a onetime appropriation. This appropriation does not cancel and is available  
 65.13 until June 30, 2019. To the extent practicable, this appropriation should fund staff  
 65.14 development grants for intermediate school districts and other cooperative units for fiscal  
 65.15 years 2017, 2018, and 2019.

65.16 Subd. 3. **Northwest Regional Partnership concurrent enrollment program.** For a  
 65.17 grant to the Lakes Country Service Cooperative to operate a continuing education program:

65.18 \$ 3,000,000 ..... 2017

65.19 This is a onetime appropriation. This appropriation does not cancel and is available  
 65.20 until June 30, 2019.

65.21 Subd. 4. **Grow Your Own tuition scholarships.** For a school district to provide  
 65.22 tuition scholarships to eligible employees under the Grow Your Own teacher residency  
 65.23 pilot program:

65.24 \$ 1,500,000 ..... 2017

65.25 This is a onetime appropriation. This appropriation does not cancel and is available  
 65.26 until June 30, 2019.

65.27 Subd. 5. **Sanneh Foundation.** For a grant to the Sanneh Foundation:

65.28 \$ 1,500,000 ..... 2017

65.29 Funds appropriated in this section are to provide all-day, in-school, and after-school  
 65.30 academic and behavioral interventions for low-performing and chronically absent students  
 65.31 with a focus on low-income students and students of color throughout the school year and

66.1 during the summer to decrease absenteeism, encourage school engagement, and improve  
 66.2 grades and graduation rates. Funds appropriated in this section may be used to hire and  
 66.3 train staff in areas of youth mentorship, behavior support, and academic tutoring in group  
 66.4 and individual settings and to promote pathways for teachers of color.

66.5 This is a onetime appropriation. This appropriation does not cancel and is available  
 66.6 until June 30, 2019.

66.7 Subd. 6. **Western Minnesota mobile manufacturing lab.** For a transfer to the  
 66.8 Pine to Prairie Cooperative Center:

66.9 \$ 900,000 ..... 2017

66.10 The funds in this subdivision must be used to establish a western Minnesota mobile  
 66.11 labs program, including manufacturing and welding labs to create interest in these careers  
 66.12 for secondary students. The program must be operated by Pine to Prairie Cooperative  
 66.13 Center in collaboration with Northland Community and Technical College, Lakes Country  
 66.14 Service Cooperative, and Minnesota State Community and Technical College.

66.15 This is a onetime appropriation. This appropriation does not cancel and is available  
 66.16 until June 30, 2019.

66.17 Subd. 7. **Music pilot project appropriation.** For a grant to a qualified nonprofit  
 66.18 organization to provide three Minnesota public elementary schools with a research-based  
 66.19 intervention software program that effectively uses singing to improve students' reading  
 66.20 ability:

66.21 \$ 100,000 ..... 2017

66.22 This is a onetime appropriation.

66.23 Subd. 8. **School crisis response teams.** For school crisis response teams under  
 66.24 Minnesota Statutes, section 119A.035:

66.25 \$ 100,000 ..... 2017

66.26 This is a onetime appropriation. This appropriation does not cancel and is available  
 66.27 until June 30, 2019.

66.28 Subd. 9. **Positive Behavioral Interventions and Supports (PBIS).** For  
 66.29 implementation of schoolwide Positive Behavioral Interventions and Supports (PBIS) in  
 66.30 schools and districts throughout Minnesota to reduce the use of restrictive procedures and  
 66.31 increase use of positive practices:

66.32 \$ 2,750,000 ..... 2017

66.33 This is a onetime appropriation.

67.1 Subd. 10. **Girls in Action grant.** For a grant to the Girls in Action program to  
 67.2 enable Girls in Action to continue to provide and to expand Twin Cities metropolitan area  
 67.3 school and community-based programs that encourage and support low-income girls,  
 67.4 including low-income girls of color, to graduate from high school on time, complete a  
 67.5 postsecondary preparation program, become community leaders, and participate in service  
 67.6 learning opportunities in their communities. Girls in Action must expend \$500,000 of this  
 67.7 appropriation for community-based programs located in the Twin Cities metropolitan area:

67.8 \$ 1,500,000 ..... 2017

67.9 This is a onetime appropriation. This appropriation does not cancel and is available  
 67.10 until June 30, 2019.

67.11 Subd. 11. **Concurrent enrollment teacher training grants.** For concurrent  
 67.12 enrollment teacher training grants under Minnesota Statutes, section 124D.091,  
 67.13 subdivision 4:

67.14 \$ 750,000 ..... 2017

67.15 This is a onetime appropriation. This appropriation does not cancel and is available  
 67.16 until June 30, 2019.

67.17 Subd. 12. **Minnesota Council on Economic Education.** For a grant to the  
 67.18 Minnesota Council on Economic Education to provide staff development to teachers  
 67.19 for implementing the state graduation standards in learning areas relating to economic  
 67.20 education:

67.21 \$ 250,000 ..... 2017

67.22 The commissioner, in consultation with the council, shall develop expectations for  
 67.23 staff development outcomes, eligibility criteria for participants, an evaluation procedure,  
 67.24 and guidelines for direct and in-kind contributions by the council.

67.25 This is a onetime appropriation. This appropriation does not cancel and is available  
 67.26 until June 30, 2019.

67.27 Subd. 13. **Certificate incentive funding.** For the certificate incentive program:

67.28 \$ 1,000,000 ..... 2017

67.29 This is a onetime appropriation. This appropriation does not cancel and is available  
 67.30 until June 30, 2019.

67.31 Subd. 14. **Southwest Minnesota State University special education teacher**  
 67.32 **education program.** The following sums are appropriated in the fiscal years designated  
 67.33 from the general fund to the commissioner of education for the Southwest Minnesota State

68.1 University special education teacher education program to support special education  
 68.2 paraprofessionals working toward licensure in an online program:

68.3 \$ 385,000 ..... 2017

68.4 The base for this program in fiscal year 2018 is \$0.

68.5 Sec. 68. **APPROPRIATION; JOB BOARD.**

68.6 \$239,000 in fiscal year 2017 is appropriated from the general fund to the Board of  
 68.7 Teaching for an electronic statewide job board. The board may expend \$79,000 of this  
 68.8 appropriation in fiscal year 2017, and the remaining unexpended funds are available  
 68.9 until June 30, 2019.

68.10 Sec. 69. **APPROPRIATION; FUTURE TEACHERS GRANT PROGRAM.**

68.11 \$4,500,000 in fiscal year 2017 is appropriated from the general fund to the  
 68.12 commissioner of the Office of Higher Education for the Minnesota future teachers grant  
 68.13 program. This is a onetime appropriation. This appropriation does not cancel and is  
 68.14 available until June 30, 2019.

68.15 Sec. 70. **APPROPRIATION; STUDENT TEACHERS IN SHORTAGE AREAS;**  
 68.16 **GRANTS.**

68.17 \$1,000,000 in fiscal year 2017 is appropriated from the general fund to the  
 68.18 commissioner of the Office of Higher Education for grants to student teachers in shortage  
 68.19 areas. This is a onetime appropriation. This appropriation does not cancel and is available  
 68.20 until June 30, 2019.

68.21 Sec. 71. **APPROPRIATION; SCHOOL-LINKED MENTAL HEALTH**  
 68.22 **SERVICES.**

68.23 \$5,000,000 in fiscal year 2017 is appropriated from the general fund to the  
 68.24 commissioner of human services for children's mental health grants under Minnesota  
 68.25 Statutes, section 245.4889, subdivision 1, paragraph (b), clause (8), for current grantees  
 68.26 to expand access to school-linked mental health services and to provide training to  
 68.27 grantees on the use of evidence-based practices. This appropriation does not cancel and  
 68.28 is available until June 30, 2019. To the extent practicable, the commissioner of human  
 68.29 services is encouraged to expend the fiscal year 2017 appropriation equally over fiscal  
 68.30 years 2017, 2018, and 2019.

68.31 Sec. 72. **REVISOR'S INSTRUCTION.**

69.1 In the next and subsequent editions of Minnesota Statutes, the revisor of statutes  
 69.2 shall renumber the section on innovative delivery of career and technical education  
 69.3 programs as Minnesota Statutes, section 124D.339.

69.4 Sec. 73. **REPEALER.**

69.5 (a) Minnesota Statutes 2014, sections 120B.299, subdivision 5; 122A.413,  
 69.6 subdivision 3; and 122A.74, are repealed.

69.7 (b) Minnesota Statutes 2015 Supplement, section 122A.413, subdivisions 1 and  
 69.8 2, are repealed.

69.9 (c) Minnesota Statutes 2014, sections 122A.40, subdivision 11; and 122A.41,  
 69.10 subdivision 14, are repealed effective July 1, 2017.

### 69.11 **ARTICLE 3**

#### 69.12 **CHARTER SCHOOLS**

69.13 Section 1. Minnesota Statutes 2015 Supplement, section 124E.05, subdivision 4, is  
 69.14 amended to read:

69.15 Subd. 4. **Application content.** (a) An applicant must include in its application to  
 69.16 the commissioner to be an approved authorizer at least the following:

69.17 (1) how chartering schools is a way for the organization to carry out its mission;

69.18 ~~(2) a description of the capacity of the organization to serve as an authorizer,~~  
 69.19 ~~including the personnel who will perform the authorizing duties, their qualifications, the~~  
 69.20 ~~amount of time they will be assigned to this responsibility, and the financial resources~~  
 69.21 ~~allocated by the organization to this responsibility;~~

69.22 (2) a description of the capacity of the organization to serve as an authorizer,  
 69.23 including the positions allocated to authorizing duties, the qualifications for those  
 69.24 positions, the full-time equivalencies of those positions, and the financial resources  
 69.25 available to fund the positions. The commissioner may use information about specific  
 69.26 individuals expected to perform the authorizing duties in deciding whether to approve  
 69.27 or disapprove an organization's application to be approved as an authorizer. The  
 69.28 commissioner may not use information about specific individuals performing the  
 69.29 authorizing duties in reviewing an approved authorizer's performance;

69.30 (3) a description of the application and review process the authorizer will use to  
 69.31 make decisions regarding the granting of charters;

69.32 (4) a description of the type of contract it will arrange with the schools it charters  
 69.33 that meets the provisions of section 124E.10;

70.1 (5) the process to be used for providing ongoing oversight of the school consistent  
 70.2 with the contract expectations specified in clause (4) that assures that the schools chartered  
 70.3 are complying with both the provisions of applicable law and rules, and with the contract;

70.4 (6) a description of the criteria and process the authorizer will use to grant expanded  
 70.5 applications under section 124E.06, subdivision 5;

70.6 (7) the process for making decisions regarding the renewal or termination of  
 70.7 the school's charter based on evidence that demonstrates the academic, organizational,  
 70.8 and financial competency of the school, including its success in increasing student  
 70.9 achievement and meeting the goals of the charter school agreement; and

70.10 (8) an assurance specifying that the organization is committed to serving as an  
 70.11 authorizer for the full five-year term.

70.12 (b) Notwithstanding paragraph (a), an authorizer that is a school district may satisfy  
 70.13 the requirements of paragraph (a), clauses (1) and (2), and any requirement governing a  
 70.14 conflict of interest between an authorizer and its charter schools or ongoing evaluation and  
 70.15 continuing education of an administrator or other professional support staff by submitting  
 70.16 to the commissioner a written promise to comply with the requirements.

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

70.18 Sec. 2. Minnesota Statutes 2015 Supplement, section 124E.05, subdivision 5, is  
 70.19 amended to read:

70.20 Subd. 5. **Review by commissioner.** (a) The commissioner shall review an  
 70.21 authorizer's performance every five years in a manner and form determined by the  
 70.22 commissioner, subject to paragraphs (b) and (c), and may review an authorizer's  
 70.23 performance more frequently at the commissioner's own initiative or at the request of a  
 70.24 charter school operator, charter school board member, or other interested party. The  
 70.25 commissioner, after completing the review, shall transmit a report with findings to the  
 70.26 authorizer.

70.27 (b) Consistent with this subdivision, the commissioner must:

70.28 (1) use criteria appropriate to the authorizer and the schools it charters to review  
 70.29 the authorizer's performance; and

70.30 (2) consult with authorizers, charter school operators, and other charter school  
 70.31 stakeholders in developing review criteria under this paragraph.

70.32 (c) The commissioner's form must use existing department data on the authorizer to  
 70.33 minimize duplicate reporting to the extent practicable. When reviewing an authorizer's  
 70.34 performance under this subdivision, the commissioner must not:

70.35 (1) fail to credit;

- 71.1           (2) withhold points; or  
 71.2           (3) otherwise penalize an authorizer for failing to charter additional schools or for  
 71.3           the absence of complaints against the authorizer's current portfolio of charter schools.

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

71.5           Sec. 3. Minnesota Statutes 2015 Supplement, section 124E.05, subdivision 7, is  
 71.6           amended to read:

71.7           Subd. 7. **Withdrawal.** If the governing board of an approved authorizer votes to  
 71.8           withdraw as an approved authorizer for a reason unrelated to any cause under section  
 71.9           124E.10, subdivision 4, the authorizer must notify all its chartered schools and the  
 71.10          commissioner in writing by July 15 of its intent to withdraw as an authorizer on June 30  
 71.11          in the next calendar year, regardless of when the authorizer's five-year term of approval  
 71.12          ends. The commissioner may approve the transfer of a charter school to a new authorizer  
 71.13          under ~~this subdivision after the new authorizer submits an affidavit to the commissioner~~  
 71.14          section 124E.10, subdivision 5.

71.15          Sec. 4. Minnesota Statutes 2015 Supplement, section 124E.10, subdivision 1, is  
 71.16          amended to read:

71.17          Subdivision 1. **Contents.** (a) The authorization for a charter school must be in the  
 71.18          form of a written contract signed by the authorizer and the board of directors of the charter  
 71.19          school. The contract must be completed within 45 business days of the commissioner's  
 71.20          approval of the authorizer's affidavit. The authorizer shall submit to the commissioner a  
 71.21          copy of the signed charter contract within ten business days of its execution. The contract  
 71.22          for a charter school must be in writing and contain at least the following:

71.23               (1) a declaration that the charter school will carry out the primary purpose in section  
 71.24               124E.01, subdivision 1, and how the school will report its implementation of the primary  
 71.25               purpose;

71.26               (2) a declaration of the additional purpose or purposes in section 124E.01,  
 71.27               subdivision 1, that the school intends to carry out and how the school will report its  
 71.28               implementation of those purposes;

71.29               (3) a description of the school program and the specific academic and nonacademic  
 71.30               outcomes that pupils must achieve;

71.31               (4) a statement of admission policies and procedures;

71.32               (5) a governance, management, and administration plan for the school;

72.1 (6) signed agreements from charter school board members to comply with all  
72.2 federal and state laws governing organizational, programmatic, and financial requirements  
72.3 applicable to charter schools;

72.4 (7) the criteria, processes, and procedures that the authorizer will use to monitor and  
72.5 evaluate the fiscal, operational, and academic performance consistent with subdivision  
72.6 3, paragraphs (a) and (b);

72.7 (8) for contract renewal, the formal written performance evaluation of the school  
72.8 that is a prerequisite for reviewing a charter contract under subdivision 3;

72.9 (9) types and amounts of insurance liability coverage to be obtained by the charter  
72.10 school, consistent with section 124E.03, subdivision 2, paragraph (d);

72.11 (10) consistent with section 124E.09, paragraph (d), a provision to indemnify and  
72.12 hold harmless the authorizer and its officers, agents, and employees from any suit, claim,  
72.13 or liability arising from any operation of the charter school, and the commissioner and  
72.14 department officers, agents, and employees notwithstanding section 3.736;

72.15 (11) the term of the initial contract, which may be up to five years plus ~~an additional~~  
72.16 a preoperational planning year period, and up to five years for a renewed contract or a  
72.17 contract with a new authorizer after a transfer of authorizers, if warranted by the school's  
72.18 academic, financial, and operational performance;

72.19 (12) how the board of directors or the operators of the charter school will provide  
72.20 special instruction and services for children with a disability under sections 125A.03  
72.21 to 125A.24, and 125A.65, a description of the financial parameters within which the  
72.22 charter school will operate to provide the special instruction and services to children  
72.23 with a disability;

72.24 (13) the specific conditions for contract renewal that identify performance of all  
72.25 students under the primary purpose of section 124E.01, subdivision 1, as the most  
72.26 important factor in determining contract renewal;

72.27 (14) the additional purposes under section 124E.01, subdivision 1, and related  
72.28 performance obligations under clause (7) contained in the charter contract as additional  
72.29 factors in determining contract renewal; and

72.30 (15) the plan for an orderly closing of the school under chapter 317A, whether  
72.31 the closure is a termination for cause, a voluntary termination, or a nonrenewal of the  
72.32 contract, that includes establishing the responsibilities of the school board of directors  
72.33 and the authorizer and notifying the commissioner, authorizer, school district in which the  
72.34 charter school is located, and parents of enrolled students about the closure, information  
72.35 and assistance sufficient to enable the student to re-enroll in another school, the transfer



73.1 of student records under section 124E.03, subdivision 5, paragraph (b), and procedures  
73.2 for closing financial operations.

73.3 (b) A charter school must design its programs to at least meet the outcomes adopted  
73.4 by the commissioner for public school students, including world's best workforce goals  
73.5 under section 120B.11, subdivision 1. In the absence of the commissioner's requirements,  
73.6 the school must meet the outcomes contained in the contract with the authorizer. The  
73.7 achievement levels of the outcomes contained in the contract may exceed the achievement  
73.8 levels of any outcomes adopted by the commissioner for public school students.

73.9 Sec. 5. Minnesota Statutes 2015 Supplement, section 124E.10, subdivision 5, is  
73.10 amended to read:

73.11 Subd. 5. **Mutual nonrenewal.** If the authorizer and the charter school board of  
73.12 directors mutually agree not to renew the contract, or if the governing board of an approved  
73.13 authorizer votes to withdraw as an approved authorizer for a reason unrelated to any cause  
73.14 under subdivision 4, a change in authorizers is allowed. The authorizer and the school  
73.15 board must jointly submit a written and signed letter of their intent to the commissioner to  
73.16 mutually not renew the contract. The authorizer that is a party to the existing contract must  
73.17 inform the proposed authorizer about the fiscal, operational, and student performance status  
73.18 of the school, ~~as well as any~~ including unmet contract outcomes and other outstanding  
73.19 contractual obligations that exist. The charter contract between the proposed authorizer  
73.20 and the school must identify and provide a plan to address any outstanding obligations from  
73.21 the previous contract. The proposed contract must be submitted at least 105 business days  
73.22 before the end of the existing charter contract. The commissioner shall have 30 business  
73.23 days to review and make a determination. The proposed authorizer and the school shall  
73.24 have 15 business days to respond to the determination and address any issues identified by  
73.25 the commissioner. A final determination by the commissioner shall be made no later than  
73.26 45 business days before the end of the current charter contract. If no change in authorizer  
73.27 is approved, the school and the current authorizer may withdraw their letter of nonrenewal  
73.28 and enter into a new contract. If the transfer of authorizers is not approved and the current  
73.29 authorizer and the school do not withdraw their letter and enter into a new contract, the  
73.30 school must be dissolved according to applicable law and the terms of the contract.

73.31 Sec. 6. Minnesota Statutes 2015 Supplement, section 124E.16, subdivision 2, is  
73.32 amended to read:

73.33 Subd. 2. **Annual public reports.** (a) A charter school must publish an annual report  
73.34 approved by the board of directors. The annual report must at least include information

74.1 on school enrollment, student attrition, governance and management, staffing, finances,  
 74.2 academic performance, innovative practices and implementation, and future plans. A  
 74.3 charter school may combine this report with the reporting required under section 120B.11.  
 74.4 A charter school must post the annual report on the school's official Web site. A charter  
 74.5 school must also distribute the annual report by publication, mail, or electronic means to  
 74.6 its authorizer, school employees, and parents and legal guardians of students enrolled in  
 74.7 the charter school. The reports are public data under chapter 13.

74.8 (b) ~~The commissioner shall establish specifications for~~ An authorizer must submit an  
 74.9 authorizer's annual public report that in a manner specified by the commissioner by January  
 74.10 15 for the previous school year ending June 30 that shall at least include key indicators of  
 74.11 school academic, operational, and financial performance. The report is part of the system  
 74.12 to evaluate authorizer performance under section 124E.05, subdivision 5. The report shall  
 74.13 at least include key indicators of school academic, operational, and financial performance.

74.14 Sec. 7. Minnesota Statutes 2014, section 127A.45, subdivision 6a, is amended to read:

74.15 Subd. 6a. **Cash flow adjustment.** The board of directors of any ~~charter school~~  
 74.16 ~~servicing fewer than 200 students where the percent of students eligible for special~~  
 74.17 ~~education services equals at least 90 percent of the charter school's total enrollment~~  
 74.18 eligible special education charter school under section 124E.21, subdivision 2, may  
 74.19 request that the commissioner of education accelerate the school's cash flow under this  
 74.20 section. The commissioner must approve a properly submitted request within 30 days of  
 74.21 its receipt. The commissioner must accelerate the school's regular special education aid  
 74.22 payments according to the schedule in the school's request and modify the payments to the  
 74.23 school under subdivision 3 accordingly. A school must not receive current payments of  
 74.24 regular special education aid exceeding 90 percent of its estimated aid entitlement for the  
 74.25 fiscal year. The commissioner must delay the special education aid payments to all other  
 74.26 school districts and charter schools in proportion to each district or charter school's total  
 74.27 share of regular special education aid such that the overall aid payment savings from the  
 74.28 aid payment shift remains unchanged for any fiscal year.

74.29 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 74.30 later.

74.31 Sec. 8. Laws 2015, First Special Session chapter 3, article 4, section 4, the effective  
 74.32 date, is amended to read:

75.1 **EFFECTIVE DATE.** This section is effective the day following final enactment  
 75.2 except the provision under paragraph (g) allowing prekindergarten deaf or hard-of-hearing  
 75.3 pupils to enroll in a charter school is effective ~~only if the commissioner of education~~  
 75.4 ~~determines there is no added cost attributable to the pupil~~ for the 2016-2017 school year  
 75.5 and later.

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

## 75.7 **ARTICLE 4**

### 75.8 **SPECIAL EDUCATION**

75.9 Section 1. Minnesota Statutes 2015 Supplement, section 120B.125, is amended to read:

75.10 **120B.125 PLANNING FOR STUDENTS' SUCCESSFUL TRANSITION**  
 75.11 **TO POSTSECONDARY EDUCATION AND EMPLOYMENT; PERSONAL**  
 75.12 **LEARNING PLANS.**

75.13 (a) Consistent with sections 120B.13, 120B.131, 120B.132, 120B.14, 120B.15,  
 75.14 120B.30, subdivision 1, paragraph (c), 125A.08, and other related sections, school  
 75.15 districts, beginning in the 2013-2014 school year, must assist all students by no later  
 75.16 than grade 9 to explore their educational, college, and career interests, aptitudes, and  
 75.17 aspirations and develop a plan for a smooth and successful transition to postsecondary  
 75.18 education or employment. All students' plans must:

75.19 (1) provide a comprehensive plan to prepare for and complete a career and college  
 75.20 ready curriculum by meeting state and local academic standards and developing career and  
 75.21 employment-related skills such as team work, collaboration, creativity, communication,  
 75.22 critical thinking, and good work habits;

75.23 (2) emphasize academic rigor and high expectations;

75.24 (3) help students identify interests, aptitudes, aspirations, and personal learning  
 75.25 styles that may affect their career and college ready goals and postsecondary education  
 75.26 and employment choices;

75.27 (4) set appropriate career and college ready goals with timelines that identify  
 75.28 effective means for achieving those goals;

75.29 (5) help students access education and career options;

75.30 (6) integrate strong academic content into career-focused courses and applied and  
 75.31 experiential learning opportunities and integrate relevant career-focused courses and  
 75.32 applied and experiential learning opportunities into strong academic content;

75.33 (7) help identify and access appropriate counseling and other supports and assistance  
 75.34 that enable students to complete required coursework, prepare for postsecondary education

76.1 and careers, and obtain information about postsecondary education costs and eligibility  
76.2 for financial aid and scholarship;

76.3 (8) help identify collaborative partnerships among prekindergarten through grade  
76.4 12 schools, postsecondary institutions, economic development agencies, and local and  
76.5 regional employers that support students' transition to postsecondary education and  
76.6 employment and provide students with applied and experiential learning opportunities; and

76.7 (9) be reviewed and revised at least annually by the student, the student's parent or  
76.8 guardian, and the school or district to ensure that the student's course-taking schedule keeps  
76.9 the student making adequate progress to meet state and local academic standards and high  
76.10 school graduation requirements and with a reasonable chance to succeed with employment  
76.11 or postsecondary education without the need to first complete remedial course work.

76.12 (b) A school district may develop grade-level curricula or provide instruction that  
76.13 introduces students to various careers, but must not require any curriculum, instruction,  
76.14 or employment-related activity that obligates an elementary or secondary student to  
76.15 involuntarily select or pursue a career, career interest, employment goals, or related job  
76.16 training.

76.17 (c) Educators must possess the knowledge and skills to effectively teach all English  
76.18 learners in their classrooms. School districts must provide appropriate curriculum,  
76.19 targeted materials, professional development opportunities for educators, and sufficient  
76.20 resources to enable English learners to become career and college ready.

76.21 (d) When assisting students in developing a plan for a smooth and successful  
76.22 transition to postsecondary education and employment, districts must recognize the unique  
76.23 possibilities of each student and ensure that the contents of each student's plan reflect the  
76.24 student's unique talents, skills, and abilities as the student grows, develops, and learns.

76.25 (e) If a student with a disability has an individualized education program (IEP) or  
76.26 standardized written plan that meets the plan components of this section, the IEP satisfies  
76.27 the requirement and no additional transition plan is needed.

76.28 Sec. 2. Minnesota Statutes 2014, section 122A.31, subdivision 3, is amended to read:

76.29 Subd. 3. **Qualified interpreters.** The Department of Education ~~and the resource~~  
76.30 ~~center:~~ state specialist for deaf and hard-of-hearing ~~hard-of-hearing~~ shall work with  
76.31 existing interpreter/transliterator training programs, other training/educational institutions,  
76.32 and the regional service centers to ensure that ongoing staff development training for  
76.33 educational interpreters/transliterators is provided throughout the state.

76.34 Sec. 3. Minnesota Statutes 2014, section 124D.15, subdivision 15, is amended to read:

77.1 Subd. 15. **Eligibility.** A child is eligible to participate in a school readiness program  
77.2 if the child:

77.3 (1) is at least three years old on September 1;

77.4 (2) has completed health and developmental screening within 90 days of program  
77.5 enrollment under sections 121A.16 to 121A.19; and

77.6 (3) has one or more of the following risk factors:

77.7 (i) qualifies for free or reduced-price lunch;

77.8 (ii) is an English learner;

77.9 (iii) is homeless;

77.10 (iv) has an individualized education program (IEP) or ~~an individual interagency~~  
77.11 ~~intervention plan (HHP)~~ standardized written plan;

77.12 (v) is identified, through health and developmental screenings under sections  
77.13 121A.16 to 121A.19, with a potential risk factor that may influence learning; or

77.14 (vi) is defined as ~~at-risk~~ at risk by the school district.

77.15 Sec. 4. Minnesota Statutes 2015 Supplement, section 125A.08, is amended to read:

77.16 **125A.08 INDIVIDUALIZED EDUCATION PROGRAMS.**

77.17 (a) At the beginning of each school year, each school district shall have in effect, for  
77.18 each child with a disability, an individualized education program.

77.19 (b) As defined in this section, every district must ensure the following:

77.20 (1) all students with disabilities are provided the special instruction and services  
77.21 which are appropriate to their needs. Where the individualized education program team  
77.22 has determined appropriate goals and objectives based on the student's needs, including  
77.23 the extent to which the student can be included in the least restrictive environment,  
77.24 and where there are essentially equivalent and effective instruction, related services, or  
77.25 assistive technology devices available to meet the student's needs, cost to the district may  
77.26 be among the factors considered by the team in choosing how to provide the appropriate  
77.27 services, instruction, or devices that are to be made part of the student's individualized  
77.28 education program. The individualized education program team shall consider and  
77.29 may authorize services covered by medical assistance according to section 256B.0625,  
77.30 subdivision 26. The student's needs and the special education instruction and services to  
77.31 be provided must be agreed upon through the development of an individualized education  
77.32 program. The program must address the student's need to develop skills to live and work  
77.33 as independently as possible within the community. The individualized education program  
77.34 team must consider positive behavioral interventions, strategies, and supports that address  
77.35 behavior needs for children. During grade 9, the program must address the student's

78.1 needs for transition from secondary services to postsecondary education and training,  
78.2 employment, community participation, recreation, and leisure and home living. In  
78.3 developing the program, districts must inform parents of the full range of transitional goals  
78.4 and related services that should be considered. The program must include a statement of  
78.5 the needed transition services, including a statement of the interagency responsibilities  
78.6 or linkages or both before secondary services are concluded. If the IEP meets the plan  
78.7 components in section 120B.125, the IEP satisfies the requirement and no additional  
78.8 transition plan is needed;

78.9 (2) children with a disability under age five and their families are provided special  
78.10 instruction and services appropriate to the child's level of functioning and needs;

78.11 (3) children with a disability and their parents or guardians are guaranteed procedural  
78.12 safeguards and the right to participate in decisions involving identification, assessment  
78.13 including assistive technology assessment, and educational placement of children with a  
78.14 disability;

78.15 (4) eligibility and needs of children with a disability are determined by an initial  
78.16 evaluation or reevaluation, which may be completed using existing data under United  
78.17 States Code, title 20, section 33, et seq.;

78.18 (5) to the maximum extent appropriate, children with a disability, including those  
78.19 in public or private institutions or other care facilities, are educated with children who  
78.20 are not disabled, and that special classes, separate schooling, or other removal of children  
78.21 with a disability from the regular educational environment occurs only when and to the  
78.22 extent that the nature or severity of the disability is such that education in regular classes  
78.23 with the use of supplementary services cannot be achieved satisfactorily;

78.24 (6) in accordance with recognized professional standards, testing and evaluation  
78.25 materials, and procedures used for the purposes of classification and placement of children  
78.26 with a disability are selected and administered so as not to be racially or culturally  
78.27 discriminatory; and

78.28 (7) the rights of the child are protected when the parents or guardians are not known  
78.29 or not available, or the child is a ward of the state.

78.30 (c) For all paraprofessionals employed to work in programs whose role in part is  
78.31 to provide direct support to students with disabilities, the school board in each district  
78.32 shall ensure that:

78.33 (1) before or beginning at the time of employment, each paraprofessional must  
78.34 develop sufficient knowledge and skills in emergency procedures, building orientation,  
78.35 roles and responsibilities, confidentiality, vulnerability, and reportability, among other

79.1 things, to begin meeting the needs, especially disability-specific and behavioral needs, of  
 79.2 the students with whom the paraprofessional works;

79.3 (2) annual training opportunities are required to enable the paraprofessional to  
 79.4 continue to further develop the knowledge and skills that are specific to the students with  
 79.5 whom the paraprofessional works, including understanding disabilities, the unique and  
 79.6 individual needs of each student according to the student's disability and how the disability  
 79.7 affects the student's education and behavior, following lesson plans, and implementing  
 79.8 follow-up instructional procedures and activities; and

79.9 (3) a districtwide process obligates each paraprofessional to work under the ongoing  
 79.10 direction of a licensed teacher and, where appropriate and possible, the supervision of a  
 79.11 school nurse.

79.12 Sec. 5. Minnesota Statutes 2015 Supplement, section 125A.083, is amended to read:

79.13 **125A.083 STUDENT INFORMATION SYSTEMS; TRANSFERRING**  
 79.14 **RECORDS.**

79.15 (a) To efficiently and effectively meet federal and state compliance and  
 79.16 accountability requirements using an online case management reporting system, beginning  
 79.17 July 1, 2018, a school districts district may contract only for a student information system  
 79.18 that is Schools Interoperability Framework compliant ~~and compatible with the~~.

79.19 (b) Beginning on July 1 of the fiscal year following the year that the commissioner  
 79.20 of education certifies to the legislature under paragraph (c) that a compatible compliant  
 79.21 system exists, a school district must use an online system for compliance reporting  
 79.22 under section 125A.085 beginning in the 2018-2019 school year and later. A district's  
 79.23 information system under this section must facilitate the seamless transfer of student  
 79.24 records for a student with disabilities who transfers between school districts, including  
 79.25 records containing the student's evaluation report, service plan, and other due process  
 79.26 forms and information, regardless of what information system any one district uses.

79.27 (c) As a part of the annual report required under section 125A.085, paragraph (f), the  
 79.28 commissioner must specify whether a compatible compliant system exists and if so, list  
 79.29 each vendor's systems that meet the criteria in paragraph (b).

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

79.31 Sec. 6. Minnesota Statutes 2014, section 125A.091, subdivision 11, is amended to read:

79.32 Subd. 11. **Facilitated team meeting.** A facilitated team meeting is an IEP, IFSP, or  
 79.33 ~~HP~~ multiagency team meeting led by an impartial state-provided facilitator to promote

80.1 effective communication and assist a team in developing an individualized education  
80.2 program.

80.3 Sec. 7. Minnesota Statutes 2015 Supplement, section 125A.0942, subdivision 3,  
80.4 is amended to read:

80.5 Subd. 3. **Physical holding or seclusion.** (a) Physical holding or seclusion may be  
80.6 used only in an emergency. A school that uses physical holding or seclusion shall meet the  
80.7 following requirements:

80.8 (1) physical holding or seclusion is the least intrusive intervention that effectively  
80.9 responds to the emergency;

80.10 (2) physical holding or seclusion is not used to discipline a noncompliant child;

80.11 (3) physical holding or seclusion ends when the threat of harm ends and the staff  
80.12 determines the child can safely return to the classroom or activity;

80.13 (4) staff directly observes the child while physical holding or seclusion is being used;

80.14 (5) each time physical holding or seclusion is used, the staff person who implements  
80.15 or oversees the physical holding or seclusion documents, as soon as possible after the  
80.16 incident concludes, the following information:

80.17 (i) a description of the incident that led to the physical holding or seclusion;

80.18 (ii) why a less restrictive measure failed or was determined by staff to be  
80.19 inappropriate or impractical;

80.20 (iii) the time the physical holding or seclusion began and the time the child was  
80.21 released; and

80.22 (iv) a brief record of the child's behavioral and physical status;

80.23 (6) the room used for seclusion must:

80.24 (i) be at least six feet by five feet;

80.25 (ii) be well lit, well ventilated, adequately heated, and clean;

80.26 (iii) have a window that allows staff to directly observe a child in seclusion;

80.27 (iv) have tamperproof fixtures, electrical switches located immediately outside the  
80.28 door, and secure ceilings;

80.29 (v) have doors that open out and are unlocked, locked with keyless locks that  
80.30 have immediate release mechanisms, or locked with locks that have immediate release  
80.31 mechanisms connected with a fire and emergency system; and

80.32 (vi) not contain objects that a child may use to injure the child or others; and

80.33 (7) before using a room for seclusion, a school must:

80.34 (i) receive written notice from local authorities that the room and the locking  
80.35 mechanisms comply with applicable building, fire, and safety codes; and



81.1 (ii) register the room with the commissioner, who may view that room; ~~and,~~

81.2 ~~(8) until August 1, 2015, a school district may use prone restraints with children~~  
 81.3 ~~age five or older if:~~

81.4 ~~(i) the district has provided to the department a list of staff who have had specific~~  
 81.5 ~~training on the use of prone restraints;~~

81.6 ~~(ii) the district provides information on the type of training that was provided and~~  
 81.7 ~~by whom;~~

81.8 ~~(iii) only staff who received specific training use prone restraints;~~

81.9 ~~(iv) each incident of the use of prone restraints is reported to the department within~~  
 81.10 ~~five working days on a form provided by the department; and~~

81.11 ~~(v) the district, before using prone restraints, must review any known medical or~~  
 81.12 ~~psychological limitations that contraindicate the use of prone restraints.~~

81.13 ~~The department must collect data on districts' use of prone restraints and publish the~~  
 81.14 ~~data in a readily accessible format on the department's Web site on a quarterly basis.~~

81.15 (b) By February 1, 2015, and annually thereafter, stakeholders may, as necessary,  
 81.16 recommend to the commissioner specific and measurable implementation and outcome  
 81.17 goals for reducing the use of restrictive procedures and the commissioner must submit to  
 81.18 the legislature a report on districts' progress in reducing the use of restrictive procedures  
 81.19 that recommends how to further reduce these procedures and eliminate the use of  
 81.20 ~~prone restraints~~ seclusion. The statewide plan includes the following components:

81.21 measurable goals; the resources, training, technical assistance, mental health services,  
 81.22 and collaborative efforts needed to significantly reduce districts' use of ~~prone restraints~~

81.23 seclusion; and recommendations to clarify and improve the law governing districts' use  
 81.24 of restrictive procedures. The commissioner must consult with interested stakeholders

81.25 when preparing the report, including representatives of advocacy organizations, special  
 81.26 education directors, teachers, paraprofessionals, intermediate school districts, school

81.27 boards, day treatment providers, county social services, state human services department  
 81.28 staff, mental health professionals, and autism experts. ~~By June 30~~ Beginning with the

81.29 2016-2017 school year, in a form and manner determined by the commissioner, districts  
 81.30 must report data quarterly to the department by January 15, April 15, July 15, and October

81.31 15 about individual students who have been secluded. By July 15 each year, districts  
 81.32 must report summary data on their use of restrictive procedures to the department for

81.33 the prior school year, July 1 through June 30, in a form and manner determined by the  
 81.34 commissioner. The summary data must include information about the use of restrictive

81.35 procedures, including use of reasonable force under section 121A.582.

82.1 **EFFECTIVE DATE.** This section is effective for the 2016-2017 school year and  
 82.2 later.

82.3 Sec. 8. Minnesota Statutes 2014, section 125A.0942, subdivision 4, is amended to read:

82.4 Subd. 4. **Prohibitions.** The following actions or procedures are prohibited:

82.5 (1) engaging in conduct prohibited under section 121A.58;

82.6 (2) requiring a child to assume and maintain a specified physical position, activity,  
 82.7 or posture that induces physical pain;

82.8 (3) totally or partially restricting a child's senses as punishment;

82.9 (4) presenting an intense sound, light, or other sensory stimuli using smell, taste,  
 82.10 substance, or spray as punishment;

82.11 (5) denying or restricting a child's access to equipment and devices such as walkers,  
 82.12 wheelchairs, hearing aids, and communication boards that facilitate the child's functioning,  
 82.13 except when temporarily removing the equipment or device is needed to prevent injury  
 82.14 to the child or others or serious damage to the equipment or device, in which case the  
 82.15 equipment or device shall be returned to the child as soon as possible;

82.16 (6) interacting with a child in a manner that constitutes sexual abuse, neglect, or  
 82.17 physical abuse under section 626.556;

82.18 (7) withholding regularly scheduled meals or water;

82.19 (8) denying access to bathroom facilities; ~~and~~

82.20 (9) physical holding that restricts or impairs a child's ability to breathe, restricts or  
 82.21 impairs a child's ability to communicate distress, places pressure or weight on a child's  
 82.22 head, throat, neck, chest, lungs, sternum, diaphragm, back, or abdomen, or results in  
 82.23 straddling a child's torso; and

82.24 (10) prone restraint.

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

82.26 Sec. 9. Minnesota Statutes 2015 Supplement, section 125A.63, subdivision 4, is  
 82.27 amended to read:

82.28 Subd. 4. **Advisory committees.** (a) The commissioner shall establish advisory  
 82.29 committees for the deaf and hard-of-hearing and for the blind and visually impaired. The  
 82.30 advisory committees shall develop recommendations and submit an annual report to the  
 82.31 commissioner on the form and in the manner prescribed by the commissioner.

82.32 (b) The advisory committees for the deaf and hard of hearing and for the blind and  
 82.33 visually impaired shall meet periodically at least four times per year ~~and~~. The committees  
 82.34 must each review, approve, and submit an annual a biennial report to the commissioner,

83.1 the education policy and finance committees of the legislature, and the Commission of  
83.2 Deaf, DeafBlind, and Hard-of-Hearing Minnesotans. The reports must, at least:

83.3 (1) identify and report the aggregate, data-based education outcomes for children  
83.4 with the primary disability classification of deaf and hard of hearing or of blind and  
83.5 visually impaired, consistent with the commissioner's child count reporting practices, the  
83.6 commissioner's state and local outcome data reporting system by district and region, and  
83.7 the school performance report cards under section 120B.36, subdivision 1; and

83.8 (2) describe the implementation of a data-based plan for improving the education  
83.9 outcomes of deaf and hard of hearing or blind and visually impaired children that is  
83.10 premised on evidence-based best practices, and provide a cost estimate for ongoing  
83.11 implementation of the plan.

83.12 Sec. 10. Laws 2015, First Special Session chapter 3, article 5, section 30, subdivision  
83.13 2, is amended to read:

83.14 Subd. 2. **Special education; regular.** For special education aid under Minnesota  
83.15 Statutes, section 125A.75:

83.16		<del>1,170,929,000</del>		
83.17	\$	<u>1,183,619,000</u>	.....	2016
83.18		<del>1,229,706,000</del>		
83.19	\$	<u>1,246,997,000</u>	.....	2017

83.20 The 2016 appropriation includes \$137,932,000 for 2015 and ~~\$1,032,997,000~~  
83.21 \$1,045,687,000 for 2016.

83.22 The 2017 appropriation includes ~~\$145,355,000~~ \$147,202,000 for 2016 and  
83.23 ~~\$1,084,351,000~~ \$1,099,795,000 for 2017.

83.24 Sec. 11. **REDUCING STATE-GENERATED SPECIAL EDUCATION**  
83.25 **PAPERWORK.**

83.26 Notwithstanding other law to the contrary in fiscal years 2017 and 2018, the  
83.27 commissioner of education must use existing budgetary resources to identify and remove  
83.28 25 percent of the paperwork burden on Minnesota special education teachers that results  
83.29 from state but not federally mandated special education compliance reporting requirements.

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

83.31 Sec. 12. **APPROPRIATION CANCELED.**

83.32 \$1,686,000 on June 30, 2016, is transferred from the information and  
83.33 telecommunications technology systems and services account under Minnesota Statutes,

84.1 section 16E.21, to the general fund. This represents the amount the Department of  
 84.2 Education transferred to that account in fiscal year 2015 after determining that the special  
 84.3 education paperwork reduction activities authorized in an appropriation under Laws 2013,  
 84.4 chapter 116, article 5, section 31, subdivision 8, were not feasible based on a onetime  
 84.5 appropriation.

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

## 84.7 **ARTICLE 5**

### 84.8 **FACILITIES AND TECHNOLOGY**

84.9 Section 1. Minnesota Statutes 2015 Supplement, section 123B.53, subdivision 1, is  
 84.10 amended to read:

84.11 Subdivision 1. **Definitions.** (a) For purposes of this section, the eligible debt service  
 84.12 revenue of a district is defined as follows:

84.13 (1) the amount needed to produce between five and six percent in excess of the  
 84.14 amount needed to meet when due the principal and interest payments on the obligations  
 84.15 of the district for eligible projects according to subdivision 2, including the amounts  
 84.16 necessary for repayment of ~~energy loans according to section 216C.37 or sections 298.292~~  
 84.17 ~~to 298.298~~, debt service loans, capital loans, and lease purchase payments under section  
 84.18 126C.40, subdivision 2, excluding long-term facilities maintenance levies under section  
 84.19 123B.595, minus

84.20 (2) the amount of debt service excess levy reduction for that school year calculated  
 84.21 according to the procedure established by the commissioner.

84.22 (b) The obligations in this paragraph are excluded from eligible debt service revenue:

84.23 (1) obligations under section 123B.61;

84.24 (2) the part of debt service principal and interest paid from the taconite environmental  
 84.25 protection fund or Douglas J. Johnson economic protection trust, excluding the portion of  
 84.26 taconite payments from the Iron Range school consolidation and cooperatively operated  
 84.27 school account under section 298.28, subdivision 7a;

84.28 (3) obligations issued under Laws 1991, chapter 265, article 5, section 18, as  
 84.29 amended by Laws 1992, chapter 499, article 5, section 24;

84.30 (4) obligations under section 123B.62; and

84.31 (5) obligations equalized under section 123B.535.

84.32 (c) For purposes of this section, if a preexisting school district reorganized under  
 84.33 sections 123A.35 to 123A.43, 123A.46, and 123A.48 is solely responsible for retirement  
 84.34 of the preexisting district's bonded indebtedness, capital loans or debt service loans, debt  
 84.35 service equalization aid must be computed separately for each of the preexisting districts.

85.1 (d) For purposes of this section, the adjusted net tax capacity determined according  
 85.2 to sections 127A.48 and 273.1325 shall be adjusted to include the tax capacity of property  
 85.3 generally exempted from ad valorem taxes under section 272.02, subdivision 64.

85.4 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 85.5 later.

85.6 Sec. 2. Minnesota Statutes 2014, section 123B.571, subdivision 2, is amended to read:

85.7 Subd. 2. **Radon testing.** A school district may include radon testing as a part of  
 85.8 its ~~health and safety~~ ten-year facility plan under section 123B.595, subdivision 4. If a  
 85.9 school district receives authority to use ~~health and safety~~ long-term facilities maintenance  
 85.10 revenue to conduct radon testing, the district shall conduct the testing according to the  
 85.11 radon testing plan developed by the commissioners of health and education.

85.12 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 85.13 later.

85.14 Sec. 3. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 4, is  
 85.15 amended to read:

85.16 Subd. 4. **Facilities plans.** (a) To qualify for revenue under this section, a school  
 85.17 district or intermediate district, not including a charter school, must have a ten-year facility  
 85.18 plan adopted by the school board and approved by the commissioner. The plan must include  
 85.19 provisions for implementing a health and safety program that complies with health, safety,  
 85.20 and environmental regulations and best practices, including indoor air quality management.

85.21 (b) The district must annually update the plan, ~~biennially~~ submit a ~~facility~~  
 85.22 ~~maintenance~~ the plan to the commissioner for approval by July 31, and indicate whether  
 85.23 the district will issue bonds to finance the plan or levy for the costs.

85.24 (c) For school districts issuing bonds to finance the plan, the plan must include a  
 85.25 debt service schedule demonstrating that the debt service revenue required to pay the  
 85.26 principal and interest on the bonds each year will not exceed the projected long-term  
 85.27 facilities revenue for that year.

85.28 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 85.29 later.

85.30 Sec. 4. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 7, is  
 85.31 amended to read:

86.1 Subd. 7. **Long-term facilities maintenance equalization revenue.** (a) For fiscal  
 86.2 year 2017 only, a district's long-term facilities maintenance equalization revenue equals  
 86.3 the lesser of (1) \$193 times the adjusted pupil units or (2) the district's revenue under  
 86.4 subdivision 1.

86.5 (b) For fiscal year 2018 only, a district's long-term facilities maintenance  
 86.6 equalization revenue equals the lesser of (1) \$292 times the adjusted pupil units or (2)  
 86.7 the district's revenue under subdivision 1.

86.8 (c) For fiscal year 2019 and later, a district's long-term facilities maintenance  
 86.9 equalization revenue equals the lesser of (1) \$380 times the adjusted pupil units or (2)  
 86.10 the district's revenue under subdivision 1.

86.11 (d) Notwithstanding paragraphs (a) to (c), a district's long-term facilities maintenance  
 86.12 equalization revenue must not be less than the lesser of the district's long-term facilities  
 86.13 maintenance revenue or the amount of aid the district received for fiscal year 2015 under  
 86.14 section 123B.59, subdivision 6.

86.15 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 86.16 later.

86.17 Sec. 5. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 8, is  
 86.18 amended to read:

86.19 Subd. 8. **Long-term facilities maintenance equalized levy.** (a) For fiscal year 2017  
 86.20 and later, a district's long-term facilities maintenance equalized levy equals the district's  
 86.21 long-term facilities maintenance equalization revenue minus the greater of:

86.22 (1) the lesser of the district's long-term facilities maintenance equalization revenue  
 86.23 or the amount of aid the district received for fiscal year 2015 under Minnesota Statutes  
 86.24 2014, section 123B.59, subdivision 6; or

86.25 (2) the district's long-term facilities maintenance equalization revenue times the  
 86.26 greater of (i) zero or (ii) one minus the ratio of its adjusted net tax capacity per adjusted  
 86.27 pupil unit in the year preceding the year the levy is certified to 123 percent of the state  
 86.28 average adjusted net tax capacity per adjusted pupil unit for all school districts in the  
 86.29 year preceding the year the levy is certified.

86.30 (b) For purposes of this subdivision, "adjusted net tax capacity" means the value  
 86.31 described in section 126C.01, subdivision 2, paragraph (b).

86.32 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 86.33 later.

87.1 Sec. 6. Minnesota Statutes 2015 Supplement, section 123B.595, is amended by adding  
87.2 a subdivision to read:

87.3 Subd. 8a. **Long-term facilities maintenance unequalized levy.** For fiscal year  
87.4 2017 and later, a district's long-term facilities maintenance unequalized levy equals the  
87.5 difference between the district's revenue under subdivision 1 and the district's equalization  
87.6 revenue under subdivision 7.

87.7 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
87.8 later.

87.9 Sec. 7. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 9, is  
87.10 amended to read:

87.11 Subd. 9. **Long-term facilities maintenance equalized aid.** For fiscal year 2017  
87.12 and later, a district's long-term facilities maintenance equalized aid equals its long-term  
87.13 facilities maintenance equalization revenue minus its long-term facilities maintenance  
87.14 equalized levy times the ratio of the actual equalized amount levied to the permitted  
87.15 equalized levy.

87.16 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
87.17 later.

87.18 Sec. 8. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 10,  
87.19 is amended to read:

87.20 Subd. 10. **Allowed uses for long-term facilities maintenance revenue.** (a) A  
87.21 district may use revenue under this section for any of the following:

87.22 (1) deferred capital expenditures and maintenance projects necessary to prevent  
87.23 further erosion of facilities;

87.24 (2) increasing accessibility of school facilities; ~~or~~

87.25 (3) health and safety capital projects under section 123B.57; or

87.26 (4) by board resolution, to transfer money from the general fund reserve for long-term  
87.27 facilities maintenance to the debt redemption fund to pay the amounts needed to meet,  
87.28 when due, principal and interest on general obligation bonds issued under subdivision 5.

87.29 (b) A charter school may use revenue under this section for any purpose related  
87.30 to the school.

87.31 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
87.32 later.

88.1 Sec. 9. Minnesota Statutes 2015 Supplement, section 123B.595, subdivision 11,  
88.2 is amended to read:

88.3 Subd. 11. **Restrictions on long-term facilities maintenance revenue.**

88.4 Notwithstanding subdivision ~~11~~ 10, long-term facilities maintenance revenue may not  
88.5 be used:

88.6 (1) for the construction of new facilities, remodeling of existing facilities, or the  
88.7 purchase of portable classrooms;

88.8 (2) to finance a lease purchase agreement, installment purchase agreement, or other  
88.9 deferred payments agreement;

88.10 (3) for energy-efficiency projects under section 123B.65, for a building or property  
88.11 or part of a building or property used for postsecondary instruction or administration, or  
88.12 for a purpose unrelated to elementary and secondary education; or

88.13 (4) for violence prevention and facility security, ergonomics, or emergency  
88.14 communication devices.

88.15 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
88.16 later.

88.17 Sec. 10. Minnesota Statutes 2014, section 123B.60, subdivision 1, is amended to read:

88.18 Subdivision 1. **Bonds.** When a building owned by a district is substantially damaged  
88.19 by an act of God or other means beyond the control of the district, the district may issue  
88.20 general obligation bonds without an election to provide money immediately to carry  
88.21 out its adopted ~~health and safety~~ long-term facilities maintenance program. Each year  
88.22 the district must pledge an attributable share of its ~~health and safety~~ long-term facilities  
88.23 maintenance revenue to the repayment of principal and interest on the bonds. The pledged  
88.24 revenue must be ~~transferred to~~ recognized in the debt redemption fund of the district. The  
88.25 district must submit to the department the repayment schedule for any bonds issued under  
88.26 this section. The district must deposit in the debt redemption fund all proceeds received  
88.27 for specific costs for which the bonds were issued, including but not limited to:

88.28 (1) insurance proceeds;

88.29 (2) restitution proceeds; and

88.30 (3) proceeds of litigation or settlement of a lawsuit.

88.31 Before bonds are issued, the district must submit ~~a combined~~ an amended  
88.32 application to the commissioner for ~~health and safety~~ long-term facilities maintenance  
88.33 revenue, according to section ~~123B.57~~, and requesting review and comment, according  
88.34 to section ~~123B.71~~, subdivisions ~~8, 9, 11, and 12~~ 123B.595. The commissioner shall  
88.35 complete all procedures concerning the combined application within 20 days of receiving



89.1 the application. The publication provisions of section 123B.71, subdivision 12, do not  
89.2 apply to bonds issued under this section.

89.3 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
89.4 later.

89.5 Sec. 11. Minnesota Statutes 2014, section 123B.71, subdivision 8, is amended to read:

89.6 Subd. 8. **Review and comment.** A school district, a special education cooperative,  
89.7 or a cooperative unit of government, as defined in section 123A.24, subdivision 2,  
89.8 must not initiate an installment contract for purchase or a lease agreement, hold a  
89.9 referendum for bonds, nor solicit bids for new construction, expansion, or remodeling of  
89.10 an educational facility that requires an expenditure in excess of \$500,000 per school site if  
89.11 it has a capital loan outstanding, or \$2,000,000 per school site if it does not have a capital  
89.12 loan outstanding, prior to review and comment by the commissioner. A facility addition,  
89.13 maintenance project, or remodeling project funded only with general education revenue,  
89.14 ~~deferred maintenance revenue, alternative facilities bonding and levy program revenue,~~  
89.15 ~~lease levy proceeds, capital facilities bond proceeds, or health and safety long-term~~  
89.16 facilities maintenance revenue is exempt from this provision. A capital project under  
89.17 section 123B.63 addressing only technology is exempt from this provision if the district  
89.18 submits a school board resolution stating that funds approved by the voters will be used  
89.19 only as authorized in section 126C.10, subdivision 14. A school board shall not separate  
89.20 portions of a single project into components to avoid the requirements of this subdivision.

89.21 **EFFECTIVE DATE.** This section is effective the day following final enactment  
89.22 and applies to review and comments for projects funded with revenue for fiscal year  
89.23 2017 and later.

89.24 Sec. 12. Minnesota Statutes 2014, section 123B.79, subdivision 5, is amended to read:

89.25 Subd. 5. **Deficits; exception.** For the purposes of this section, a permanent transfer  
89.26 includes creating a deficit in a nonoperating fund for a period past the end of the current  
89.27 fiscal year which is covered by moneys in an operating fund. ~~However,~~ A deficit in the  
89.28 ~~capital expenditure fund~~ reserve for operating capital account pursuant to section 123B.78,  
89.29 subdivision 5, does not constitute a permanent transfer.

89.30 Sec. 13. Minnesota Statutes 2014, section 123B.79, subdivision 8, is amended to read:

89.31 Subd. 8. **Account transfer for reorganizing districts.** A district that has  
89.32 reorganized according to sections 123A.35 to 123A.43, 123A.46, or 123A.48, or has

90.1 conducted a successful referendum on the question of combination under section  
 90.2 123A.37, subdivision 2, or consolidation under section 123A.48, subdivision 15, or has  
 90.3 been assigned an identification number by the commissioner under section 123A.48,  
 90.4 subdivision 16, may make permanent transfers between any of the funds or accounts in  
 90.5 the newly created or enlarged district with the exception of the debt redemption fund,  
 90.6 building construction fund, food service fund, and health and safety long-term facilities  
 90.7 maintenance account of the ~~capital expenditure~~ general fund. Fund transfers under this  
 90.8 section may be made for up to one year prior to the effective date of combination or  
 90.9 consolidation by the consolidating boards and during the year following the effective date  
 90.10 of reorganization by the consolidated board. The newly formed board of the combined  
 90.11 district may adopt a resolution on or before August 30 of the year of the reorganization  
 90.12 authorizing a transfer among accounts or funds of the previous independent school  
 90.13 districts which transfer or transfers shall be reported in the affected districts' audited  
 90.14 financial statements for the year immediately preceding the consolidation.

90.15 **EFFECTIVE DATE.** This section is effective July 1, 2016, for fiscal year 2017  
 90.16 and later.

90.17 Sec. 14. Minnesota Statutes 2014, section 123B.79, subdivision 9, is amended to read:

90.18 Subd. 9. **Elimination of reserve accounts.** ~~A school board shall eliminate all~~  
 90.19 ~~reserve accounts established in the school district's general fund under Minnesota Statutes~~  
 90.20 ~~before July 1, 2006, for which no specific authority remains in statute as of June 30, 2007.~~  
 90.21 Any balance in the district's reserved for bus purchases account for deferred maintenance  
 90.22 as of June 30, 2007 2016, shall be transferred to the reserved account for ~~operating capital~~  
 90.23 long-term facilities maintenance in the school district's general fund. ~~Any balance in~~  
 90.24 ~~other reserved accounts established in the school district's general fund under Minnesota~~  
 90.25 ~~Statutes before July 1, 2006, for which no specific authority remains in statute as of June~~  
 90.26 ~~30, 2007, shall be transferred to the school district's unreserved general fund balance.~~  
 90.27 ~~A school board may, upon adoption of a resolution by the school board, establish a~~  
 90.28 ~~designated account for any program for which a reserved account has been eliminated.~~  
 90.29 Any balance in the district's reserved account for health and safety as of June 30, 2019,  
 90.30 shall be transferred to the unassigned fund balance account in the district's general fund.  
 90.31 Any balance in the district's reserved account for alternative facilities as of June 30, 2016,  
 90.32 shall be transferred to the reserved account for long-term facilities maintenance in the  
 90.33 district's building construction fund.

91.1 **EFFECTIVE DATE.** This section is effective July 1, 2016, for fiscal year 2017  
 91.2 and later.

91.3 Sec. 15. Minnesota Statutes 2014, section 126C.40, subdivision 5, is amended to read:

91.4 Subd. 5. **Energy conservation.** ~~For loans approved before March 1, 1998, the~~  
 91.5 ~~district may annually include as revenue under section 123B.53, without the approval of a~~  
 91.6 ~~majority of the voters in the district, an amount sufficient to repay the annual principal and~~  
 91.7 ~~interest of the loan made pursuant to sections 216C.37 and 298.292 to 298.298.~~ For energy  
 91.8 loans approved after March 1, 1998, under sections 216C.37 and 298.292 to 298.298,  
 91.9 school districts must annually transfer from the general fund to the debt redemption fund  
 91.10 the amount sufficient to pay interest and principal on the loans.

91.11 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 91.12 later.

91.13 Sec. 16. Minnesota Statutes 2015 Supplement, section 126C.48, subdivision 8, is  
 91.14 amended to read:

91.15 Subd. 8. **Taconite payment and other reductions.** (1) Reductions in levies  
 91.16 pursuant to subdivision 1 must be made prior to the reductions in clause (2).

91.17 (2) Notwithstanding any other law to the contrary, districts that have revenue  
 91.18 pursuant to sections 298.018; 298.225; 298.24 to 298.28, except an amount distributed  
 91.19 under sections 298.26; 298.28, subdivision 4, paragraphs (c), clause (ii), and (d); 298.34 to  
 91.20 298.39; 298.391 to 298.396; 298.405; 477A.15; and any law imposing a tax upon severed  
 91.21 mineral values must reduce the levies authorized by this chapter and chapters 120B, 122A,  
 91.22 123A, 123B, 124A, 124D, 125A, and 127A, excluding the student achievement levy  
 91.23 under section 126C.13, subdivision 3b, by 95 percent of the sum of the previous year's  
 91.24 revenue specified under this clause and the amount attributable to the same production  
 91.25 year distributed to the cities and townships within the school district under section 298.28,  
 91.26 subdivision 2, paragraph (c).

91.27 (3) The amount of any voter approved referendum, facilities down payment, and  
 91.28 debt levies shall not be reduced by more than 50 percent under this subdivision, except  
 91.29 that payments under section 298.28, subdivision 7a, may reduce the debt service levy by  
 91.30 more than 50 percent. In administering this paragraph, the commissioner shall first reduce  
 91.31 the nonvoter approved levies of a district; then, if any payments, severed mineral value  
 91.32 tax revenue or recognized revenue under paragraph (2) remains, the commissioner shall  
 91.33 reduce any voter approved referendum levies authorized under section 126C.17; then, if  
 91.34 any payments, severed mineral value tax revenue or recognized revenue under paragraph

92.1 (2) remains, the commissioner shall reduce any voter approved facilities down payment  
 92.2 levies authorized under section 123B.63 and then, if any payments, severed mineral value  
 92.3 tax revenue or recognized revenue under paragraph (2) remains, the commissioner shall  
 92.4 reduce any voter approved debt levies.

92.5 (4) Before computing the reduction pursuant to this subdivision of the ~~health and~~  
 92.6 ~~safety long-term facilities maintenance~~ levy authorized by ~~sections 123B.57 and 126C.40,~~  
 92.7 ~~subdivision 5~~ section 123B.595, the commissioner shall ascertain from each affected  
 92.8 school district the amount it proposes to levy ~~under each section or subdivision~~. The  
 92.9 reduction shall be computed on the basis of the amount so ascertained.

92.10 (5) To the extent the levy reduction calculated under paragraph (2) exceeds the  
 92.11 limitation in paragraph (3), an amount equal to the excess must be distributed from the  
 92.12 school district's distribution under sections 298.225, 298.28, and 477A.15 in the following  
 92.13 year to the cities and townships within the school district in the proportion that their  
 92.14 taxable net tax capacity within the school district bears to the taxable net tax capacity of  
 92.15 the school district for property taxes payable in the year prior to distribution. No city or  
 92.16 township shall receive a distribution greater than its levy for taxes payable in the year prior  
 92.17 to distribution. The commissioner of revenue shall certify the distributions of cities and  
 92.18 towns under this paragraph to the county auditor by September 30 of the year preceding  
 92.19 distribution. The county auditor shall reduce the proposed and final levies of cities and  
 92.20 towns receiving distributions by the amount of their distribution. Distributions to the cities  
 92.21 and towns shall be made at the times provided under section 298.27.

92.22 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 92.23 later.

92.24 Sec. 17. Minnesota Statutes 2014, section 126C.63, subdivision 7, is amended to read:

92.25 Subd. 7. **Required debt service levy.** "Required debt service levy" means the total  
 92.26 dollar amount needed to be included in the taxes levied by the district in any year for  
 92.27 payment of interest and principal falling due on its debts prior to collection of the next  
 92.28 ensuing year's debt service levy, excluding the debt service levy for obligations under  
 92.29 sections 123B.595, 123B.61, and 123B.62.

92.30 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2017 and  
 92.31 later.

92.32 Sec. 18. Laws 2011, First Special Session chapter 11, article 4, section 8, is amended to  
 92.33 read:

93.1           **Sec. 8. EARLY REPAYMENT.**

93.2           (a) A school district that received a maximum effort capital loan prior to January  
 93.3 1, 1997, may repay the full outstanding original principal on its capital loan prior to  
 93.4 July 1, 2012, and the liability of the district on the loan is satisfied and discharged and  
 93.5 interest on the loan ceases.

93.6           (b) A school district with an outstanding capital loan balance that received a  
 93.7 maximum effort capital loan prior to January 1, 2007, may repay to the commissioner of  
 93.8 education by November 30, 2016, the full outstanding original principal on its capital  
 93.9 loan and the liability of the district on the loan is satisfied and discharged and interest  
 93.10 on the loan ceases.

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

93.12           **Sec. 19. INTERNET BROADBAND EXPANSION FOR STUDENTS;**  
 93.13 **INNOVATIVE GRANTS.**

93.14           Subdivision 1. **Broadband Wi-Fi hot spots.** (a) A school district is eligible for a  
 93.15 broadband hot spot grant not to exceed \$100,000 to support wireless off-campus learning  
 93.16 through a student's use of a data card, USB modem, or other mobile broadband device  
 93.17 that enables the student to access learning materials available on the Internet through a  
 93.18 mobile broadband connection. A district's application for a grant under this subdivision  
 93.19 must describe its approach for identifying and prioritizing access for low-income students  
 93.20 and others otherwise unable to access the Internet and may include a description of  
 93.21 local or private matching grants or in-kind contributions. When evaluating applications,  
 93.22 the commissioner may give priority to grant applications that include local in-kind  
 93.23 contributions.

93.24           (b) A school district may develop its application in cooperation with its community  
 93.25 education department, its adult basic education program provider, a public library, or other  
 93.26 community partner. A cooperative grant award under this paragraph may not exceed  
 93.27 \$200,000.

93.28           (c) A school district that qualifies for general education transportation sparsity  
 93.29 revenue under Minnesota Statutes, section 126C.10, may apply to the commissioner of  
 93.30 education for a school bus Internet access grant as a part of its grant application under  
 93.31 paragraph (a). The commissioner of education must prioritize grants to districts with the  
 93.32 longest bus routes. A school district that receives a grant under this subdivision may use  
 93.33 the grant to purchase or lease equipment designed to make Internet access available on  
 93.34 school buses, including routers and mobile Wi-Fi hot spots to connect to the Internet, and

94.1 may also purchase or lease one-to-one devices for students. The one-to-one devices may  
 94.2 be connected to the Internet through the Wi-Fi hot spot or otherwise contain content  
 94.3 for age-appropriate, self-directed learning.

94.4 (d) A school district that has equipped a school bus with Wi-Fi access may park the  
 94.5 school bus, when not in use, in locations most likely to provide Internet access to members  
 94.6 of the community who would not otherwise have access to the Internet.

94.7 Subd. 2. **Capacity-building grants.** A school district that is a member of  
 94.8 a telecommunications access cluster may submit an application approved by its  
 94.9 telecommunications access cluster to the commissioner of education for a broadband  
 94.10 access grant. The grant application may include a description of local or private matching  
 94.11 grants or in-kind contributions. When evaluating applications, the commissioner may give  
 94.12 priority to grant applications that include local in-kind contributions. The maximum  
 94.13 amount of each grant may not exceed \$100,000. The grant may be used in any manner and  
 94.14 with any community partners that allow the school district to expand telecommunications  
 94.15 access to its students, teachers, and community members.

94.16 Sec. 20. **APPROPRIATIONS.**

94.17 Subdivision 1. **Department of Education.** The sums indicated in this section are  
 94.18 appropriated from the general fund to the commissioner of education for the fiscal years  
 94.19 designated.

94.20 Subd. 2. **Broadband expansion grants.** For broadband expansion grants:

94.21 \$ 7,000,000 ..... 2017

94.22 Of this amount, \$5,000,000 is for broadband Wi-Fi hot spots under section 19,  
 94.23 subdivision 1, and \$2,000,000 is for capacity-building grants under section 19, subdivision  
 94.24 2. This is a onetime appropriation. This appropriation does not cancel and is available  
 94.25 until June 30, 2019.

94.26 Sec. 21. **REPEALER.**

94.27 Minnesota Statutes 2014, sections 123B.60, subdivision 2; and 123B.79,  
 94.28 subdivisions 2 and 6, are repealed for fiscal year 2017 and later.

## 94.29 **ARTICLE 6**

### 94.30 **EARLY CHILDHOOD EDUCATION**

94.31 Section 1. **[124D.1295] EARLY LEARNING PROGRAM COORDINATION.**

95.1 Subdivision 1. **Early learning program coordination.** A school board, after  
 95.2 receiving written comments from its early childhood advisory and community education  
 95.3 councils, may adopt a resolution allowing the district to offer an integrated early learning  
 95.4 program. An integrated early learning program may provide for early childhood family  
 95.5 education services, school readiness services, and other early learning programs providing  
 95.6 services to parents and children. A school district's integrated early learning program must  
 95.7 continue to contain components of parent education, opportunities for early learning  
 95.8 activities for families with young children, and school readiness activities.

95.9 Subd. 2. **Early learning program revenue sources.** A school district's early  
 95.10 learning program revenue includes its early childhood family education revenue under  
 95.11 section 124D.135, school readiness program revenue under section 124D.16, and any  
 95.12 other revenues set aside for early learning activities.

95.13 Subd. 3. **Reserve account.** A district that offers an integrated early learning  
 95.14 program must place all of the revenue it receives under subdivision 2 in an early learning  
 95.15 program reserve account established in the community service fund.

95.16 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

95.17 Sec. 2. Minnesota Statutes 2014, section 124D.13, subdivision 1, is amended to read:

95.18 Subdivision 1. **Establishment; purpose.** A district that provides a community  
 95.19 education program under sections 124D.18 and 124D.19 may establish an early childhood  
 95.20 family education program as an individual program or as a part of an early learning  
 95.21 program under section 124D.1295. Two or more districts, each of which provides a  
 95.22 community education program, may cooperate to jointly provide an early childhood  
 95.23 family education program. The purpose of the early childhood family education program  
 95.24 is to provide parenting education to support children's learning and development.

95.25 **EFFECTIVE DATE.** This section is effective July 1, 2016.

95.26 Sec. 3. Minnesota Statutes 2014, section 124D.13, subdivision 5, is amended to read:

95.27 Subd. 5. **Separate accounts.** The A district operating an early childhood family  
 95.28 education program independent of an early learning program under section 124D.1295  
 95.29 must maintain a separate account within the community education fund for money for  
 95.30 early childhood family education programs.

95.31 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

95.32 Sec. 4. Minnesota Statutes 2014, section 124D.13, subdivision 9, is amended to read:

96.1 Subd. 9. **District advisory councils.** The board must appoint an advisory council  
 96.2 from the area in which the program is provided. A majority of the council must be parents  
 96.3 participating in the program, who represent the demographics of the community. The  
 96.4 district must ensure, to the extent possible, that the council includes representation of  
 96.5 families who are racially, culturally, linguistically, and economically diverse. The council  
 96.6 must assist the board in developing, planning, and monitoring the early childhood family  
 96.7 education program and the early learning program under section 124D.1295. The council  
 96.8 must report to the board and the community education advisory council.

96.9 **EFFECTIVE DATE.** This section is effective July 1, 2016.

96.10 Sec. 5. Minnesota Statutes 2014, section 124D.135, subdivision 5, is amended to read:

96.11 Subd. 5. **Use of revenue restricted.** (a) Early childhood family education revenue  
 96.12 may be used only for early learning programs, including early childhood family education  
 96.13 programs.

96.14 (b) Not more than five percent of early childhood family education revenue, as defined  
 96.15 in subdivision 7, may be used to administer early childhood family education programs.

96.16 (c) An early childhood family education program may use up to ten percent of its  
 96.17 early childhood family education revenue as defined in subdivision 1, including revenue  
 96.18 from participant fees, for equipment that is used in the early childhood family education  
 96.19 program. This revenue may only be used for the following purposes:

96.20 (1) to purchase or lease computers and related materials; and

96.21 (2) to purchase or lease equipment for instruction for participating children and  
 96.22 their families.

96.23 If a district anticipates an unusual circumstance requiring its early childhood family  
 96.24 education program capital expenditures to exceed the ten percent limitation, prior approval  
 96.25 to exceed the limit must be obtained in writing from the commissioner.

96.26 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

96.27 Sec. 6. Minnesota Statutes 2014, section 124D.135, subdivision 7, is amended to read:

96.28 Subd. 7. **Reserve account.** Early childhood family education revenue, which  
 96.29 includes aids, levies, fees, grants, and all other revenues received by the district for early  
 96.30 childhood family education programs, must be maintained in either an early learning  
 96.31 program reserve account or a separate early childhood family education reserve account  
 96.32 within the community service fund.

96.33 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.



97.1 Sec. 7. Minnesota Statutes 2014, section 124D.15, subdivision 1, is amended to read:

97.2 Subdivision 1. **Establishment; purpose.** A district, charter school, or a group of  
97.3 districts or charter schools may establish a school readiness program for children age  
97.4 three to kindergarten entrance. The purpose of a school readiness program is to prepare  
97.5 children to enter kindergarten.

97.6 Sec. 8. Minnesota Statutes 2014, section 124D.15, subdivision 3a, is amended to read:

97.7 Subd. 3a. **Application and reporting requirements.** (a) A school readiness  
97.8 program provider must submit a biennial plan for approval by the commissioner before  
97.9 receiving aid under section 124D.16. The plan must describe how the program meets the  
97.10 program requirements under subdivision 3. A school district ~~by April 1~~ or charter school  
97.11 must submit the plan for approval by the commissioner in the form and manner and by the  
97.12 date prescribed by the commissioner. ~~One-half the districts must first submit the plan by~~  
97.13 ~~April 1, 2006, and one-half the districts must first submit the plan by April 1, 2007, as~~  
97.14 ~~determined by the commissioner.~~

97.15 (b) Programs receiving school readiness funds annually must submit a report to  
97.16 the department.

97.17 Sec. 9. Minnesota Statutes 2015 Supplement, section 124D.16, subdivision 2, is  
97.18 amended to read:

97.19 Subd. 2. **Amount of aid.** (a) A district or charter school is eligible to receive school  
97.20 readiness aid for eligible prekindergarten pupils enrolled in a school readiness program  
97.21 under section 124D.15 if the biennial plan required by section 124D.15, subdivision 3a,  
97.22 has been approved by the commissioner.

97.23 (b) A school district must receive school readiness aid equal to:

97.24 (1) the number of four-year-old children in the district on October 1 for the previous  
97.25 school year times the ratio of 50 percent of the total school readiness aid for that year to  
97.26 the total number of four-year-old children reported to the commissioner for the previous  
97.27 school year; plus

97.28 (2) the number of pupils enrolled in the school district from families eligible for the  
97.29 free or reduced school lunch program for the previous school year times the ratio of  
97.30 50 percent of the total school readiness aid for that year to the total number of pupils  
97.31 in the state from families eligible for the free or reduced school lunch program for the  
97.32 previous school year.

97.33 (c) The total school readiness aid entitlement equals \$23,558,000 for fiscal year 2016  
97.34 and \$33,683,000 for fiscal year 2017 and later.

98.1 (d) If the aid entitlement in paragraph (c) is increased above \$33,683,000 for any  
 98.2 year, the commissioner must calculate the school readiness aid entitlement for charter  
 98.3 schools equal to the aid entitlement in the current year less \$33,683,000. A charter  
 98.4 school's school readiness aid equals:

98.5 (1) the number of kindergarten pupils enrolled in the charter school on October 1 for  
 98.6 the previous school year times the ratio of 50 percent of the total charter school readiness  
 98.7 aid for that year to the total number of charter school kindergarten pupils reported to the  
 98.8 commissioner for the previous school year; plus

98.9 (2) the number of pupils enrolled in the charter school from families eligible for the  
 98.10 free or reduced-price school lunch program for the previous school year times the ratio  
 98.11 of 50 percent of the total charter school readiness aid for that year to the total number of  
 98.12 pupils in all charter schools from families eligible for the free or reduced-price school  
 98.13 lunch program for the previous school year.

98.14 (e) If the aid entitlement under paragraph (c) is increased above \$36,683,000, the  
 98.15 commissioner must combine the counts for school districts and charter schools under  
 98.16 paragraphs (b) and (c) and compute aid amounts accordingly.

98.17 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2018  
 98.18 and later.

98.19 Sec. 10. Minnesota Statutes 2014, section 124D.16, subdivision 3, is amended to read:

98.20 Subd. 3. **Use of aid.** School readiness aid shall be used only to provide a school  
 98.21 readiness program or an early learning program and may be used to provide transportation.  
 98.22 Not more than five percent of program revenue, as defined in subdivision 5, may be used  
 98.23 for the cost of administering the program. Aid must be used to supplement and not supplant  
 98.24 local, state, and federal funding. Aid may not be used for instruction and services required  
 98.25 under sections 125A.03 to 125A.24 and 125A.65. Aid may not be used to purchase land  
 98.26 or construct buildings, but may be used to lease or renovate existing buildings.

98.27 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

98.28 Sec. 11. Minnesota Statutes 2014, section 124D.16, subdivision 5, is amended to read:

98.29 Subd. 5. **Reserve account.** School readiness revenue, which includes aids, fees,  
 98.30 grants, and all other revenues received by the district school readiness programs, must  
 98.31 be maintained in either an early learning program reserve account or a school readiness  
 98.32 reserve account within the community service fund.

98.33 **EFFECTIVE DATE.** This section is effective for fiscal year 2017 and later.

99.1 Sec. 12. Minnesota Statutes 2014, section 124D.165, as amended by Laws 2015, First  
 99.2 Special Session chapter 3, article 9, section 6, is amended to read:

99.3 **124D.165 EARLY LEARNING SCHOLARSHIPS.**

99.4 Subdivision 1. **Establishment; purpose.** There is established an early learning  
 99.5 scholarships program in order to increase access to high-quality early childhood programs  
 99.6 for children ages three to five.

99.7 Subd. 2. **Family eligibility.** (a) For a family to receive an early learning scholarship,  
 99.8 parents or guardians must meet the following eligibility requirements:

99.9 (1) have a child three or four years of age on September 1 of the current school year,  
 99.10 who has not yet started kindergarten; and

99.11 (2) have income equal to or less than 185 percent of federal poverty level income  
 99.12 in the current calendar year, or be able to document their child's current participation in  
 99.13 the free and reduced-price lunch program or child and adult care food program, National  
 99.14 School Lunch Act, United States Code, title 42, sections 1751 and 1766; the Food  
 99.15 Distribution Program on Indian Reservations, Food and Nutrition Act, United States  
 99.16 Code, title 7, sections 2011-2036; Head Start under the federal Improving Head Start for  
 99.17 School Readiness Act of 2007; Minnesota family investment program under chapter 256J;  
 99.18 child care assistance programs under chapter 119B; the supplemental nutrition assistance  
 99.19 program; or placement in foster care under section 260C.212.

99.20 (b) Notwithstanding the other provisions of this section, a child from birth to age five  
 99.21 and not yet enrolled in kindergarten is eligible for an early learning scholarship if the child's  
 99.22 family meets the income eligibility standard established in paragraph (a), clause (2), and:

99.23 (1) the child's parent is under age 21 who and is pursuing a high school or general  
 99.24 education equivalency diploma is eligible for an early learning scholarship if the parent  
 99.25 has a child age zero to five years old and meets the income eligibility guidelines in this  
 99.26 subdivision;

99.27 (2) the child is in foster care or otherwise a child in need of protection or services; or

99.28 (3) the child's family has experienced homelessness in the last 24 months.

99.29 (c) Any siblings between the ages zero to five years old of a child who has been  
 99.30 awarded a scholarship under this section must be awarded a scholarship upon request,  
 99.31 provided the sibling attends the same program as long as funds are available.

99.32 (d) A child who has received a scholarship under this section must continue to  
 99.33 receive a scholarship each year until that child is eligible for kindergarten under section  
 99.34 120A.20 and as long as funds are available.

99.35 (e) Early learning scholarships may not be counted as earned income for the  
 99.36 purposes of medical assistance under chapter 256B, MinnesotaCare under chapter 256L,

100.1 Minnesota family investment program under chapter 256J, child care assistance programs  
 100.2 under chapter 119B, or Head Start under the federal Improving Head Start for School  
 100.3 Readiness Act of 2007.

100.4 (f) A child from an adjoining state whose family resides at a Minnesota address as  
 100.5 assigned by the United States Postal Service, who has received developmental screening  
 100.6 under sections 121A.16 to 121A.19, who intends to enroll in a Minnesota school district,  
 100.7 and whose family meets the criteria of paragraph (a) is eligible for an early learning  
 100.8 scholarship under this section.

100.9 Subd. 3. **Administration.** (a) The commissioner shall establish application  
 100.10 timelines and determine the schedule for awarding scholarships that meets operational  
 100.11 needs of eligible families and programs. The commissioner may prioritize applications  
 100.12 on factors including:

100.13 (1) family income;

100.14 (2) geographic location; ~~and;~~

100.15 (3) whether the child's family is on a waiting list for a publicly funded program  
 100.16 providing early education or child care services;

100.17 (4) whether the child is in foster care or otherwise a child in need of protection or  
 100.18 services; and

100.19 (5) whether the child's family has experienced homelessness in the last 24 months.

100.20 (b) ~~For fiscal years 2014 and 2015 only, scholarships may not exceed \$5,000 per year~~  
 100.21 ~~for each eligible child.~~ For fiscal year 2016 and later, the commissioner shall establish  
 100.22 a target for the average scholarship amount per child based on the results of the rate  
 100.23 survey conducted under section 119B.02. The commissioner may award a scholarship  
 100.24 in excess of this amount to a child who qualifies for priority enrollment under paragraph  
 100.25 (a), clause (4) or (5).

100.26 (c) A four-star rated program that has children eligible for a scholarship enrolled  
 100.27 in or on a waiting list for a program beginning in July, August, or September may notify  
 100.28 the commissioner, in the form and manner prescribed by the commissioner, each year of  
 100.29 the program's desire to enhance program services ~~or~~ and to serve more children than  
 100.30 current funding provides. The commissioner may designate a predetermined number of  
 100.31 scholarship slots for that program and notify the program of that number. Beginning July  
 100.32 1, 2016, a school district or Head Start program qualifying under this paragraph, a licensed  
 100.33 child care center, or a family child care provider may use its established registration  
 100.34 process to enroll scholarship recipients and may verify a scholarship recipient's family  
 100.35 income in the same manner as for other program participants. Scholarships awarded under

101.1 this section must be paid to the eligible program provider designated by the award recipient  
 101.2 and must be transferred to another eligible program provider at the recipient's request.

101.3 (d) A scholarship is awarded for a 12-month period. If the scholarship recipient has  
 101.4 not been accepted and subsequently enrolled in a rated program within ten months of the  
 101.5 awarding of the scholarship, the scholarship cancels and the recipient must reapply in  
 101.6 order to be eligible for another scholarship. A child may not be awarded more than one  
 101.7 scholarship in a 12-month period.

101.8 (e) A child who receives a scholarship who has not completed development  
 101.9 screening under sections 121A.16 to 121A.19 must complete that screening within 90  
 101.10 days of first attending an eligible program.

101.11 (f) For fiscal year ~~2017~~ 2018 and later, ~~a school district or Head Start program~~  
 101.12 ~~enrolling scholarship recipients under paragraph (e) may apply to the commissioner, in~~  
 101.13 ~~the form and manner prescribed by the commissioner, for direct payment of state aid.~~  
 101.14 ~~Upon receipt of the application, the commissioner must pay each program directly for~~  
 101.15 ~~each approved scholarship recipient enrolled under paragraph (e) according to the metered~~  
 101.16 ~~payment system or another schedule established by the commissioner.~~ the total amount of  
 101.17 funding directly allocated to a program under paragraph (c) must not exceed the amount  
 101.18 directly awarded to that program in fiscal year 2017.

101.19 Subd. 4. **Early childhood program eligibility.** (a) In order to be eligible to accept  
 101.20 an early learning scholarship, a program must:

101.21 (1) participate in the quality rating and improvement system under section  
 101.22 124D.142; and

101.23 (2) beginning July 1, ~~2016~~ 2020, have a three- or four-star rating in the quality  
 101.24 rating and improvement system.

101.25 (b) Any program accepting scholarships must use the revenue to supplement and not  
 101.26 supplant federal funding.

101.27 (c) Notwithstanding paragraph (a), all Minnesota early learning foundation  
 101.28 scholarship program pilot sites are eligible to accept an early learning scholarship under  
 101.29 this section.

101.30 Subd. 5. **Report required.** The commissioner shall contract with an independent  
 101.31 contractor to evaluate the early learning scholarship program. The evaluation must  
 101.32 include recommendations regarding the appropriate scholarship amount, efficiency, and  
 101.33 effectiveness of the administration, and impact on kindergarten readiness. By January  
 101.34 15, 2016, the commissioner shall submit a written copy of the evaluation to the chairs  
 101.35 and ranking minority members of the legislative committees and divisions with primary  
 101.36 jurisdiction over kindergarten through grade 12 education.

102.1 **EFFECTIVE DATE.** This section is effective July 1, 2016.

102.2 Sec. 13. Laws 2015, First Special Session chapter 3, article 9, section 8, subdivision 7,  
102.3 is amended to read:

102.4 Subd. 7. **Parent-child home program.** For a grant to the parent-child home  
102.5 program:

102.6	\$	350,000	.....	2016
102.7		<del>350,000</del>		
102.8	\$	<u>2,350,000</u>	.....	2017

102.9 The grant must be used for an evidence-based and research-validated early childhood  
102.10 literacy and school readiness program for children ages 16 months to four years at its  
102.11 existing suburban program location. The program must include urban and rural program  
102.12 locations for fiscal years 2016 and 2017.

102.13 The base appropriation for this program for fiscal year 2018 and later is \$350,000.  
102.14 The 2017 appropriation does not cancel and is available until June 30, 2019.

102.15 To the extent practicable, the parent-child home program is encouraged to expend  
102.16 the fiscal year 2017 appropriation equally over fiscal years 2017, 2018, and 2019.

102.17 Sec. 14. Laws 2015, First Special Session chapter 3, article 9, section 8, subdivision 9,  
102.18 is amended to read:

102.19 Subd. 9. **Quality Rating System.** For transfer to the commissioner of human  
102.20 services for the purposes of expanding the Quality Rating and Improvement System under  
102.21 Minnesota Statutes, section 124D.142, in greater Minnesota and increasing supports for  
102.22 providers participating in the Quality Rating and Improvement System:

102.23	\$	1,200,000	.....	2016
102.24		<del>2,300,000</del>		
102.25	\$	<u>4,125,000</u>	.....	2017

102.26 To the extent possible, the commissioner must direct at least \$2,000,000 of the 2017  
102.27 appropriation toward increasing access and providing training assistance to providers who  
102.28 are located in underserved or low-income neighborhoods.

102.29 Any balance in the first year does not cancel but is available in the second year. The  
102.30 base for this program in fiscal year 2018 and later is \$1,750,000.

102.31 **EFFECTIVE DATE.** This section is effective July 1, 2016.

102.32 Sec. 15. **APPROPRIATION.**

103.1 Subdivision 1. **Department of Education.** The sums indicated in this section are  
 103.2 appropriated from the general fund to the commissioner of education for the fiscal year  
 103.3 designated.

103.4 Subd. 2. **St. Cloud preschool pilot program.** For a grant to Independent School  
 103.5 District No. 742, St. Cloud, to establish a preschool pilot program targeting low-income  
 103.6 students and English language learners.

103.7 §            430,000    ..... 2017

103.8 Funds appropriated in this section are to be used to create morning and afternoon  
 103.9 preschool sections, each consisting of 15 low-income students and English language  
 103.10 learners at a ratio of ten English language learners to five English-speaking students,  
 103.11 at three elementary schools. The funds appropriated under this section may be used to  
 103.12 purchase developmentally appropriate furniture and materials, instructional materials, and  
 103.13 curriculum materials; hire and train teachers and staff; and offset transportation costs.

103.14 Independent School District No. 742, St. Cloud, must submit an annual report by  
 103.15 January 15 of 2017, 2018, and 2019, describing the activities undertaken and outcomes  
 103.16 achieved with this grant. The 2019 report must contain recommendations for other  
 103.17 districts interested in similar prekindergarten programs.

103.18 This is a onetime appropriation. The fiscal year 2017 appropriation does not cancel  
 103.19 and is available until June 30, 2019.

## 103.20 **ARTICLE 7**

### 103.21 **SELF-SUFFICIENCY AND LIFELONG LEARNING**

103.22 Section 1. Minnesota Statutes 2014, section 124D.52, subdivision 1, is amended to read:

103.23 Subdivision 1. **Program requirements.** (a) An adult basic education program is  
 103.24 a day or evening program offered by a district that is for people ~~over 16 years of age~~  
 103.25 who do not attend an elementary or secondary school and are not subject to compulsory  
 103.26 attendance. The program offers academic and English language instruction necessary to  
 103.27 earn a high school diploma or equivalency certificate.

103.28 (b) Notwithstanding any law to the contrary, a school board or the governing body of  
 103.29 a consortium offering an adult basic education program may adopt a sliding fee schedule  
 103.30 based on a family's income, but must waive the fee for participants who are under the age  
 103.31 of 21 or unable to pay. The fees charged must be designed to enable individuals of all  
 103.32 socioeconomic levels to participate in the program. A program may charge a security  
 103.33 deposit to assure return of materials, supplies, and equipment.

104.1 (c) Each approved adult basic education program must develop a memorandum of  
 104.2 understanding with the local workforce development centers located in the approved  
 104.3 program's service delivery area. The memorandum of understanding must describe how  
 104.4 the adult basic education program and the workforce development centers will cooperate  
 104.5 and coordinate services to provide unduplicated, efficient, and effective services to clients.

104.6 (d) Adult basic education aid must be spent for adult basic education purposes as  
 104.7 specified in sections 124D.518 to 124D.531.

104.8 (e) A state-approved adult basic education program must count and submit student  
 104.9 contact hours for a program that offers high school credit toward an adult high school  
 104.10 diploma according to student eligibility requirements and measures of student progress  
 104.11 toward work-based competency and, where appropriate, English language proficiency  
 104.12 requirements established by the commissioner and posted on the department Web site in  
 104.13 a readily accessible location and format.

104.14 Sec. 2. Minnesota Statutes 2014, section 124D.52, subdivision 2, is amended to read:

104.15 Subd. 2. **Program approval.** (a) To receive aid under this section, a district, a  
 104.16 ~~consortium of districts~~, the Department of Corrections, ~~or~~ a private nonprofit organization,  
 104.17 or a consortium including districts, nonprofit organizations, or both must submit an  
 104.18 application by June 1 describing the program, on a form provided by the department. The  
 104.19 program must be approved by the commissioner according to the following criteria:

104.20 (1) how the needs of different levels of learning and English language proficiency  
 104.21 will be met;

104.22 (2) for continuing programs, an evaluation of results;

104.23 (3) anticipated number and education level of participants;

104.24 (4) coordination with other resources and services;

104.25 (5) participation in a consortium, if any, and money available from other participants;

104.26 (6) management and program design;

104.27 (7) volunteer training and use of volunteers;

104.28 (8) staff development services;

104.29 (9) program sites and schedules;

104.30 (10) program expenditures that qualify for aid;

104.31 (11) program ability to provide data related to learner outcomes as required by  
 104.32 law; and

104.33 (12) a copy of the memorandum of understanding described in subdivision 1  
 104.34 submitted to the commissioner.



105.1 (b) Adult basic education programs may be approved under this subdivision for  
105.2 up to five years. Five-year program approval must be granted to an applicant who has  
105.3 demonstrated the capacity to:

105.4 (1) offer comprehensive learning opportunities and support service choices  
105.5 appropriate for and accessible to adults at all basic skill and English language levels of need;

105.6 (2) provide a participatory and experiential learning approach based on the strengths,  
105.7 interests, and needs of each adult, that enables adults with basic skill needs to:

105.8 (i) identify, plan for, and evaluate their own progress toward achieving their defined  
105.9 educational and occupational goals;

105.10 (ii) master the basic academic reading, writing, and computational skills, as well  
105.11 as the problem-solving, decision making, interpersonal effectiveness, and other life and  
105.12 learning skills they need to function effectively in a changing society;

105.13 (iii) locate and be able to use the health, governmental, and social services and  
105.14 resources they need to improve their own and their families' lives; and

105.15 (iv) continue their education, if they desire, to at least the level of secondary school  
105.16 completion, with the ability to secure and benefit from continuing education that will  
105.17 enable them to become more employable, productive, and responsible citizens;

105.18 (3) plan, coordinate, and develop cooperative agreements with community resources  
105.19 to address the needs that the adults have for support services, such as transportation, English  
105.20 language learning, flexible course scheduling, convenient class locations, and child care;

105.21 (4) collaborate with business, industry, labor unions, and employment-training  
105.22 agencies, as well as with family and occupational education providers, to arrange for  
105.23 resources and services through which adults can attain economic self-sufficiency;

105.24 (5) provide sensitive and well trained adult education personnel who participate in  
105.25 local, regional, and statewide adult basic education staff development events to master  
105.26 effective adult learning and teaching techniques;

105.27 (6) participate in regional adult basic education peer program reviews and evaluations;

105.28 (7) submit accurate and timely performance and fiscal reports;

105.29 (8) submit accurate and timely reports related to program outcomes and learner  
105.30 follow-up information; and

105.31 (9) spend adult basic education aid on adult basic education purposes only, which  
105.32 are specified in sections 124D.518 to 124D.531.

105.33 (c) The commissioner shall require each district to provide notification by February  
105.34 1, 2001, of its intent to apply for funds under this section as a single district or as part of  
105.35 an identified consortium of districts. A district receiving funds under this section must

106.1 notify the commissioner by February 1 of its intent to change its application status for  
 106.2 applications due the following June 1.

106.3 Sec. 3. Minnesota Statutes 2014, section 124D.55, is amended to read:

106.4 **124D.55 GENERAL EDUCATION DEVELOPMENT (GED) TEST FEES.**

106.5 The commissioner shall pay 60 percent of the fee that is charged to an eligible  
 106.6 individual for the full battery of a general education development (GED) test tests, but not  
 106.7 more than \$40 for an eligible individual.

106.8 For fiscal year 2017 only, the commissioner shall pay 100 percent of the fee charged  
 106.9 to an eligible individual for the full battery of general education development (GED) tests,  
 106.10 but not more than the cost of one full battery of tests per year for any individual.

106.11 Sec. 4. Laws 2015, First Special Session chapter 3, article 11, section 3, subdivision 3,  
 106.12 is amended to read:

106.13 Subd. 3. **GED tests.** For payment of 60 percent of the costs of GED tests under  
 106.14 Minnesota Statutes, section 124D.55:

106.15	\$	125,000	.....	2016
106.16		<del>125,000</del>		
106.17	\$	<u>245,000</u>	.....	2017

106.18 The base appropriation for fiscal year 2018 and later is \$125,000.

106.19 Sec. 5. **APPROPRIATIONS.**

106.20 Subdivision 1. **Department of Education.** The sums indicated in this section are  
 106.21 appropriated from the general fund to the commissioner of education for the fiscal years  
 106.22 designated.

106.23 Subd. 2. **Adult basic education.** For a grant for additional adult basic aid:

106.24	\$	<u>400,000</u>	.....	<u>2017</u>
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106.25 The International Education Center, the American Indian Opportunities  
 106.26 Industrialization Center, and the Minnesota Office of Communication Service for the Deaf  
 106.27 are eligible for additional adult basic education aid for innovative programs for fiscal year  
 106.28 2017 only. The onetime aid for each organization equals \$400,000 times the ratio of the  
 106.29 organization's number of students served for the previous fiscal year to the sum of the  
 106.30 three organizations' number of students served for the previous fiscal year.

106.31 This is a onetime appropriation.

107.1 **ARTICLE 8**

107.2 **STATE AGENCIES**

107.3 Section 1. Minnesota Statutes 2014, section 122A.14, subdivision 9, is amended to read:

107.4 Subd. 9. **Fee.** Each person licensed by the Board of School Administrators shall pay  
 107.5 the board a fee of \$75, collected each fiscal year. When transmitting notice of the license  
 107.6 fee, the board also must notify the licensee of the penalty for failing to pay the fee within  
 107.7 the time specified by the board. The board may provide a lower fee for persons on retired  
 107.8 or inactive status. After receiving notice from the board, any licensed school administrator  
 107.9 who does not pay the fee in the given fiscal year shall have all administrative licenses held  
 107.10 by the person automatically suspended, without the right to a hearing, until the fee has been  
 107.11 paid to the board. If the board suspends a licensed school administrator for failing to pay  
 107.12 the fee, it must immediately notify the district currently employing the school administrator  
 107.13 of the school administrator's suspension. The executive secretary shall deposit the fees in  
 107.14 the educator licensure account in the special revenue fund in the state treasury.

107.15 **EFFECTIVE DATE.** This section is effective July 1, 2016.

107.16 Sec. 2. Minnesota Statutes 2014, section 122A.18, subdivision 7c, is amended to read:

107.17 Subd. 7c. **Temporary military license.** The Board of Teaching shall establish  
 107.18 a temporary license in accordance with section 197.4552 for teaching. The fee for a  
 107.19 temporary license under this subdivision shall be \$87.90 for an online application or  
 107.20 \$86.40 for a paper application. The board must deposit the fees received from applicants  
 107.21 in the educator licensure account in the special revenue fund.

107.22 **EFFECTIVE DATE.** This section is effective July 1, 2016.

107.23 Sec. 3. Minnesota Statutes 2014, section 122A.18, subdivision 8, is amended to read:

107.24 Subd. 8. **Background checks.** (a) The Board of Teaching and the commissioner  
 107.25 of education must request a criminal history background check from the superintendent  
 107.26 of the Bureau of Criminal Apprehension on all applicants for initial licenses under their  
 107.27 jurisdiction. An application for a license under this section must be accompanied by:

107.28 (1) an executed criminal history consent form, including fingerprints; and

107.29 (2) ~~a money order or cashier's check payable to the Bureau of Criminal Apprehension~~  
 107.30 ~~for the fee for conducting~~ payment to conduct the criminal history background check. The  
 107.31 Board of Teaching and the commissioner of education must deposit payments received  
 107.32 under this subdivision in the educator licensure background check account in the special  
 107.33 revenue fund.

108.1 (b) The superintendent of the Bureau of Criminal Apprehension shall perform the  
 108.2 background check required under paragraph (a) by retrieving criminal history data as  
 108.3 defined in section 13.87 and shall also conduct a search of the national criminal records  
 108.4 repository. The superintendent is authorized to exchange fingerprints with the Federal  
 108.5 Bureau of Investigation for purposes of the criminal history check. The superintendent  
 108.6 shall recover the cost to the bureau of a background check through the fee charged to  
 108.7 the applicant under paragraph (a).

108.8 (c) The Board of Teaching or the commissioner of education may issue a license  
 108.9 pending completion of a background check under this subdivision, but must notify  
 108.10 the individual that the individual's license may be revoked based on the result of the  
 108.11 background check.

108.12 **EFFECTIVE DATE.** This section is effective July 1, 2016.

108.13 Sec. 4. **[122A.185] SPECIAL REVENUE FUND ACCOUNTS; EDUCATOR**  
 108.14 **LICENSURE AND BACKGROUND CHECKS.**

108.15 **Subdivision 1. Educator licensure account.** An educator licensure account is  
 108.16 created in the special revenue fund. Applicant licensure fees received by the Department  
 108.17 of Education, the Board of Teaching, or the Board of School Administrators must be  
 108.18 deposited in the educator licensure account. Any funds appropriated from this account  
 108.19 that remain unexpended at the end of the biennium cancel to the educator licensure  
 108.20 account in the special revenue fund.

108.21 **Subd. 2. Background check account.** An educator licensure background check  
 108.22 account is created in the special revenue fund. The Department of Education, the Board of  
 108.23 Teaching, and the Board of School Administrators must deposit all payments submitted by  
 108.24 license applicants for criminal background checks conducted by the Bureau of Criminal  
 108.25 Apprehension in the educator licensure background check account. Amounts in the  
 108.26 account are annually appropriated to the commissioner of education for payment to the  
 108.27 superintendent of the Bureau of Criminal Apprehension for the costs of background  
 108.28 checks on applicants for licensure.

108.29 **EFFECTIVE DATE.** This section is effective July 1, 2016.

108.30 Sec. 5. Minnesota Statutes 2014, section 122A.21, subdivision 1, is amended to read:

108.31 Subdivision 1. **Licensure applications.** Each applicant submitting an application  
 108.32 for the issuance, renewal, or extension of to the Board of Teaching to issue, renew, or  
 108.33 extend a teaching license to teach, including applications for licensure via portfolio under

109.1 subdivision 2, ~~must be accompanied by~~ include a processing fee of \$57. ~~Each application~~  
 109.2 ~~for issuing, renewing, or extending the license of a school administrator or supervisor~~  
 109.3 ~~must be accompanied by a processing fee in the amount set by the Board of Teaching.~~ The  
 109.4 processing fee for a teacher's license and for the licenses of supervisory personnel must  
 109.5 be paid to the executive secretary of the appropriate board and deposited in the educator  
 109.6 licensure account in the special revenue fund. ~~The executive secretary of the board shall~~  
 109.7 ~~deposit the fees with the commissioner of management and budget.~~ The fees as set by the  
 109.8 board are nonrefundable for applicants not qualifying for a license. However, ~~a fee must~~  
 109.9 ~~be refunded by the commissioner of management and budget~~ must refund a fee in any  
 109.10 case in which the applicant already holds a valid unexpired license. The board may waive  
 109.11 or reduce fees for applicants who apply at the same time for more than one license.

109.12 **EFFECTIVE DATE.** This section is effective July 1, 2016.

109.13 Sec. 6. Minnesota Statutes 2015 Supplement, section 122A.21, subdivision 2, is  
 109.14 amended to read:

109.15 Subd. 2. **Licensure via portfolio.** (a) An eligible candidate may use licensure via  
 109.16 portfolio to obtain an initial licensure or to add a licensure field, consistent with applicable  
 109.17 Board of Teaching licensure rules.

109.18 (b) A candidate for initial licensure must submit to the Educator Licensing Division  
 109.19 at the department one portfolio demonstrating pedagogical competence and one portfolio  
 109.20 demonstrating content competence.

109.21 (c) A candidate seeking to add a licensure field must submit to the Educator  
 109.22 Licensing Division at the department one portfolio demonstrating content competence.

109.23 (d) The Board of Teaching must notify a candidate who submits a portfolio under  
 109.24 paragraph (b) or (c) within 90 calendar days after the portfolio is received whether or not  
 109.25 the portfolio was approved. If the portfolio was not approved, the board must immediately  
 109.26 inform the candidate how to revise the portfolio to successfully demonstrate the requisite  
 109.27 competence. The candidate may resubmit a revised portfolio at any time and the Educator  
 109.28 Licensing Division at the department must approve or disapprove the portfolio within  
 109.29 60 calendar days of receiving it.

109.30 (e) A candidate must pay to the executive secretary of the Board of Teaching a \$300  
 109.31 fee for the first portfolio submitted for review and a \$200 fee for any portfolio submitted  
 109.32 subsequently. ~~The candidate must pay the fees must be paid~~ to the executive secretary  
 109.33 of the Board of Teaching. ~~The revenue generated from~~ Board of Teaching executive  
 109.34 secretary must deposit the fee ~~must be deposited in an education~~ the educator licensure  
 109.35 ~~portfolio~~ account in the special revenue fund. The fees set by the Board of Teaching are

110.1 nonrefundable for applicants not qualifying for a license. The Board of Teaching may  
110.2 waive or reduce fees for candidates based on financial need.

110.3 **EFFECTIVE DATE.** This section is effective July 1, 2016.

110.4 Sec. 7. Minnesota Statutes 2014, section 122A.21, is amended by adding a subdivision  
110.5 to read:

110.6 **Subd. 3. Annual appropriations.** The amounts collected under subdivision 2  
110.7 and deposited in the educator licensure account in the special revenue fund are annually  
110.8 appropriated to the Board of Teaching.

110.9 **EFFECTIVE DATE.** This section is effective July 1, 2016.

110.10 Sec. 8. Minnesota Statutes 2015 Supplement, section 122A.415, subdivision 3, is  
110.11 amended to read:

110.12 **Subd. 3. Revenue timing.** (a) Districts, intermediate school districts, cooperatives,  
110.13 school sites, or charter schools with approved applications must receive alternative  
110.14 compensation revenue for each school year that the district, intermediate school district,  
110.15 cooperative, school site, or charter school implements an alternative teacher professional  
110.16 pay system under this subdivision and section 122A.414. A qualifying district, intermediate  
110.17 school district, cooperative, school site, or charter school that received alternative teacher  
110.18 compensation aid for the previous fiscal year must receive at least an amount of alternative  
110.19 teacher compensation revenue equal to the lesser of the amount it received for the previous  
110.20 fiscal year or the amount it qualifies for under subdivision 1 for the current fiscal year if  
110.21 the district, intermediate school district, cooperative, school site, or charter school submits  
110.22 a timely application and the commissioner determines that the district, intermediate school  
110.23 district, cooperative, school site, or charter school continues to implement an alternative  
110.24 teacher professional pay system, consistent with its application under this section.

110.25 (b) The commissioner shall approve applications that comply with subdivision 1,  
110.26 and section 122A.414, subdivisions 2, paragraph (b), and 2a, if the applicant is a charter  
110.27 school or cooperative, in the order in which they are received, select applicants that  
110.28 qualify for this program, notify school districts, intermediate school districts, cooperatives,  
110.29 school sites, and charter schools about the program, develop and disseminate application  
110.30 materials, and carry out other activities needed to implement this section.

110.31 **(c) A school district, intermediate school district, cooperative, school site, or charter**  
110.32 **school with an approved application and a written notice from the commissioner that the**

111.1 district qualifies for its first year of alternative compensation revenue must receive revenue  
 111.2 for that year according to section 127A.41, subdivision 2.

111.3 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2016  
 111.4 and later.

111.5 Sec. 9. Minnesota Statutes 2014, section 127A.41, subdivision 2, is amended to read:

111.6 Subd. 2. **Errors in distribution.** (a) On determining that the amount of state aid  
 111.7 distributed to a school district is in error, the commissioner is authorized to adjust the  
 111.8 amount of aid consistent with this subdivision. On determining that the amount of aid is  
 111.9 in excess of the school district's entitlement, the commissioner is authorized to recover  
 111.10 the amount of the excess by any appropriate means. Notwithstanding the fiscal years  
 111.11 designated by the appropriation, the excess may be recovered by reducing future aid  
 111.12 payments to the district. Notwithstanding any law to the contrary, if the aid reduced is not  
 111.13 of the same type as that overpaid, the district must adjust all necessary financial accounts  
 111.14 to properly reflect all revenues earned in accordance with the uniform financial accounting  
 111.15 and reporting standards pursuant to sections 123B.75 to 123B.83. Notwithstanding the  
 111.16 fiscal years designated by the appropriation, on determining that the amount of an aid paid  
 111.17 is less than the school district's entitlement, the commissioner is authorized to increase  
 111.18 such aid from the current appropriation. If the aid program has been discontinued and has  
 111.19 no appropriation, the appropriation for general education shall be used for recovery or  
 111.20 payment of the aid decrease or increase. Any excess of aid recovery over aid payment  
 111.21 shall be canceled to the state general fund.

111.22 (b) If the commissioner determines that an error in aid payments to a school under  
 111.23 section 122A.415, subdivision 3, paragraph (c), cannot be corrected under this section,  
 111.24 the commissioner must transfer the necessary funds and make those payments from the  
 111.25 Department of Education's annual operating budget.

111.26 **EFFECTIVE DATE.** This section is effective the day following final enactment for  
 111.27 aid adjustments for fiscal year 2016 and later.

111.28 Sec. 10. Laws 2015, First Special Session chapter 3, article 12, section 4, is amended  
 111.29 to read:

111.30 Sec. 4. **APPROPRIATIONS; DEPARTMENT OF EDUCATION.**

111.31 Subdivision 1. **Department of Education.** Unless otherwise indicated, the sums  
 111.32 indicated in this section are appropriated from the general fund to the Department of  
 111.33 Education for the fiscal years designated.

112.1 Subd. 2. **Department.** (a) For the Department of Education:

112.2 \$ 21,246,000 ..... 2016

112.3 21,973,000

112.4 \$ 20,099,000 ..... 2017

112.5 Of these amounts:

112.6 (1) \$718,000 ~~each~~ in fiscal year 2016 is for the Board of Teaching;

112.7 (2) \$228,000 in fiscal year 2016 ~~and \$231,000 in fiscal year 2017~~ are is for the

112.8 Board of School Administrators;

112.9 (3) \$1,000,000 ~~each~~ in fiscal year 2016 only is for Regional Centers of Excellence

112.10 under Minnesota Statutes, section 120B.115;

112.11 (4) \$500,000 each year is for the School Safety Technical Assistance Center under

112.12 Minnesota Statutes, section 127A.052;

112.13 (5) \$250,000 each year is for the School Finance Division to enhance financial

112.14 data analysis; and

112.15 (6) \$441,000 in fiscal year 2016 and \$720,000 in fiscal year 2017 is for implementing

112.16 Laws 2014, chapter 272, article 1, Minnesota's Learning for English Academic Proficiency

112.17 and Success Act, as amended.

112.18 (b) \$916,000 in fiscal year 2017 is appropriated from the educator licensure account

112.19 in the special revenue fund to the commissioner of education for teacher licensure

112.20 activities and other operational needs.

112.21 (c) Any balance in the first year does not cancel but is available in the second year.

112.22 ~~(e)~~ (d) None of the amounts appropriated under this subdivision may be used for

112.23 Minnesota's Washington, D.C. office.

112.24 ~~(d)~~ (e) The expenditures of federal grants and aids as shown in the biennial budget

112.25 document and its supplements are approved and appropriated and shall be spent as

112.26 indicated.

112.27 ~~(e)~~ (f) This appropriation includes funds for information technology project services

112.28 and support subject to the provisions of Minnesota Statutes, section 16E.0466. Any

112.29 ongoing information technology costs will be incorporated into the service level agreement

112.30 and will be paid to the Office of MN.IT Services by the Department of Education under

112.31 the rates and mechanism specified in that agreement.

112.32 ~~(f)~~ (g) If a school qualifying for aid under Minnesota Statutes, section 122A.415,

112.33 subdivision 3, paragraph (c), does not receive aid under that section or Minnesota Statutes,

112.34 section 127A.41, subdivision 2, paragraph (b), the commissioner must transfer the

112.35 amounts necessary to make these payments from the agency appropriation in paragraph

112.36 (a) to the appropriation for alternative compensation revenue.



113.1 (h) \$65,000 in fiscal year 2017 is for agency compliance.

113.2 (i) The agency's base budget in fiscal year 2018 is \$21,973,000 \$20,024,000. The  
 113.3 agency's base budget in fiscal year 2019 is \$21,948,000 \$19,999,000.

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

113.5 Sec. 11. **TRANSFERS.**

113.6 Subdivision 1. **Portfolio account.** On July 1, 2016, the commissioner of management  
 113.7 and budget shall transfer any balances in the educator licensure portfolio account in the  
 113.8 special revenue fund to the educator licensure account in the special revenue fund.

113.9 Subd. 2. **Background check.** Any balance in an account that holds fees collected  
 113.10 under Minnesota Statutes, section 122A.18, subdivision 8, is transferred to the educator  
 113.11 licensure background check account in the special revenue fund under Minnesota Statutes,  
 113.12 section 122A.185, subdivision 2. On July 2, 2016, \$80,000 is transferred from the  
 113.13 education licensure background check account in the special revenue fund to the educator  
 113.14 licensure account in the special revenue fund.

113.15 Sec. 12. **APPROPRIATION; BOARD OF TEACHING.**

113.16 \$718,000 in fiscal year 2017 is appropriated from the educator licensure account in  
 113.17 the special revenue fund to the Board of Teaching.

113.18 Sec. 13. **APPROPRIATION; BOARD OF SCHOOL ADMINISTRATORS.**

113.19 \$231,000 in fiscal year 2017 is appropriated from the educator licensure account in  
 113.20 the special revenue fund to the Board of School Administrators.

## 113.21 **ARTICLE 9**

### 113.22 **FORECAST ADJUSTMENTS**

113.23 Section 1. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision  
 113.24 4, is amended to read:

113.25 Subd. 4. **Abatement revenue.** For abatement aid under Minnesota Statutes, section  
 113.26 127A.49:

113.27		<u>2,740,000</u>		
113.28	\$	<u>3,051,000</u>	.....	2016
113.29		<u>2,932,000</u>		
113.30	\$	<u>3,425,000</u>	.....	2017

113.31 The 2016 appropriation includes \$278,000 for 2015 and ~~\$2,462,000~~ \$2,773,000  
 113.32 for 2016.

114.1 The 2017 appropriation includes ~~\$273,000~~ \$308,000 for 2016 and ~~\$2,659,000~~  
 114.2 \$3,117,000 for 2017.

114.3 Sec. 2. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision 5,  
 114.4 is amended to read:

114.5 Subd. 5. **Consolidation transition.** For districts consolidating under Minnesota  
 114.6 Statutes, section 123A.485:

114.7		<del>292,000</del>		
114.8	\$	<u>22,000</u>	.....	2016
114.9		<del>165,000</del>		
114.10	\$	<u>0</u>	.....	2017

114.11 The 2016 appropriation includes \$22,000 for 2015 and ~~\$270,000~~ \$0 for 2016.

114.12 The 2017 appropriation includes ~~\$30,000~~ \$0 for 2016 and ~~\$135,000~~ \$0 for 2017.

114.13 Sec. 3. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision 6,  
 114.14 is amended to read:

114.15 Subd. 6. **Nonpublic pupil education aid.** For nonpublic pupil education aid under  
 114.16 Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

114.17		<del>16,881,000</del>		
114.18	\$	<u>16,759,000</u>	.....	2016
114.19		<del>17,460,000</del>		
114.20	\$	<u>17,235,000</u>	.....	2017

114.21 The 2016 appropriation includes \$1,575,000 for 2015 and ~~\$15,306,000~~ \$15,184,000  
 114.22 for 2016.

114.23 The 2017 appropriation includes ~~\$1,700,000~~ \$1,687,000 for 2016 and ~~\$15,760,000~~  
 114.24 \$15,548,000 for 2017.

114.25 Sec. 4. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision 7,  
 114.26 is amended to read:

114.27 Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid  
 114.28 under Minnesota Statutes, section 123B.92, subdivision 9:

114.29		<del>17,654,000</del>		
114.30	\$	<u>17,673,000</u>	.....	2016
114.31		<del>17,792,000</del>		
114.32	\$	<u>18,103,000</u>	.....	2017

114.33 The 2016 appropriation includes \$1,816,000 for 2015 and ~~\$15,838,000~~ \$15,857,000  
 114.34 for 2016.

115.1 The 2017 appropriation includes ~~\$1,759,000~~ \$1,761,000 for 2016 and ~~\$16,033,000~~  
 115.2 \$16,342,000 for 2017.

115.3 Sec. 5. Laws 2015, First Special Session chapter 3, article 1, section 27, subdivision 9,  
 115.4 is amended to read:

115.5 Subd. 9. **Career and technical aid.** For career and technical aid under Minnesota  
 115.6 Statutes, section 124D.4531, subdivision 1b:

115.7		<del>5,420,000</del>		
115.8	\$	<u>5,922,000</u>	.....	2016
115.9		<del>4,405,000</del>		
115.10	\$	<u>4,262,000</u>	.....	2017

115.11 The 2016 appropriation includes \$574,000 for 2015 and ~~\$4,846,000~~ \$5,348,000  
 115.12 for 2016.

115.13 The 2017 appropriation includes ~~\$538,000~~ \$517,000 for 2016 and ~~\$3,867,000~~  
 115.14 \$3,745,000 for 2017.

115.15 Sec. 6. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 3,  
 115.16 is amended to read:

115.17 Subd. 3. **Achievement and integration aid.** For achievement and integration aid  
 115.18 under Minnesota Statutes, section 124D.862:

115.19		<del>65,539,000</del>		
115.20	\$	<u>65,439,000</u>	.....	2016
115.21		<del>68,745,000</del>		
115.22	\$	<u>69,255,000</u>	.....	2017

115.23 The 2016 appropriation includes \$6,382,000 for 2015 and ~~\$59,157,000~~ \$59,057,000  
 115.24 for 2016.

115.25 The 2017 appropriation includes ~~\$6,573,000~~ \$6,561,000 for 2016 and ~~\$62,172,000~~  
 115.26 \$62,694,000 for 2017.

115.27 Sec. 7. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 4,  
 115.28 is amended to read:

115.29 Subd. 4. **Literacy incentive aid.** For literacy incentive aid under Minnesota  
 115.30 Statutes, section 124D.98:

115.31		<del>44,552,000</del>		
115.32	\$	<u>44,538,000</u>	.....	2016
115.33		<del>45,508,000</del>		
115.34	\$	<u>45,855,000</u>	.....	2017

116.1 The 2016 appropriation includes \$4,683,000 for 2015 and ~~\$39,869,000~~ \$39,855,000  
 116.2 for 2016.

116.3 The 2017 appropriation includes ~~\$4,429,000~~ \$4,428,000 for 2016 and ~~\$41,079,000~~  
 116.4 \$41,427,000 for 2017.

116.5 Sec. 8. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 5,  
 116.6 is amended to read:

116.7 Subd. 5. **Interdistrict desegregation or integration transportation grants.** For  
 116.8 interdistrict desegregation or integration transportation grants under Minnesota Statutes,  
 116.9 section 124D.87:

116.10		<del>15,023,000</del>		
116.11	\$	<u>14,423,000</u>	.....	2016
116.12		<del>15,825,000</del>		
116.13	\$	<u>15,193,000</u>	.....	2017

116.14 Sec. 9. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 7,  
 116.15 is amended to read:

116.16 Subd. 7. **Tribal contract schools.** For tribal contract school aid under Minnesota  
 116.17 Statutes, section 124D.83:

116.18		<del>4,340,000</del>		
116.19	\$	<u>3,539,000</u>	.....	2016
116.20		<del>5,090,000</del>		
116.21	\$	<u>3,715,000</u>	.....	2017

116.22 The 2016 appropriation includes \$204,000 for 2015 and ~~\$4,136,000~~ \$3,335,000  
 116.23 for 2016.

116.24 The 2017 appropriation includes ~~\$459,000~~ \$370,000 for 2016 and ~~\$4,631,000~~  
 116.25 \$3,345,000 for 2017.

116.26 Sec. 10. Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision  
 116.27 11, is amended to read:

116.28 Subd. 11. **American Indian education aid.** For American Indian education aid  
 116.29 under Minnesota Statutes, section 124D.81, subdivision 2a:

116.30		<del>7,868,000</del>		
116.31	\$	<u>7,740,000</u>	.....	2016
116.32		<del>8,875,000</del>		
116.33	\$	<u>8,878,000</u>	.....	2017

116.34 The 2016 appropriation includes \$0 for 2015 and ~~\$7,868,000~~ \$7,740,000 for 2016.

117.1 The 2017 appropriation includes ~~\$874,000~~ \$860,000 for 2016 and ~~\$8,001,000~~  
 117.2 \$8,018,000 for 2017.

117.3 Sec. 11. Laws 2015, First Special Session chapter 3, article 4, section 9, subdivision 2,  
 117.4 is amended to read:

117.5 Subd. 2. **Charter school building lease aid.** For building lease aid under Minnesota  
 117.6 Statutes, section ~~124D.11~~, subdivision ~~4~~ 124E.22:

117.7		<del>66,787,000</del>		
117.8	\$	<u>63,540,000</u>	.....	2016
117.9		<del>73,603,000</del>		
117.10	\$	<u>69,962,000</u>	.....	2017

117.11 The 2016 appropriation includes \$6,032,000 for 2015 and ~~\$60,755,000~~ \$57,508,000  
 117.12 for 2016.

117.13 The 2017 appropriation includes ~~\$6,750,000~~ \$6,389,000 for 2016 and ~~\$66,853,000~~  
 117.14 \$63,573,000 for 2017.

117.15 Sec. 12. Laws 2015, First Special Session chapter 3, article 5, section 30, subdivision  
 117.16 3, is amended to read:

117.17 Subd. 3. **Travel for home-based services.** For aid for teacher travel for home-based  
 117.18 services under Minnesota Statutes, section 125A.75, subdivision 1:

117.19		<del>361,000</del>		
117.20	\$	<u>416,000</u>	.....	2016
117.21		<del>371,000</del>		
117.22	\$	<u>435,000</u>	.....	2017

117.23 The 2016 appropriation includes \$35,000 for 2015 and ~~\$326,000~~ \$381,000 for 2016.

117.24 The 2017 appropriation includes ~~\$36,000~~ \$42,000 for 2016 and ~~\$335,000~~ \$393,000  
 117.25 for 2017.

117.26 Sec. 13. Laws 2015, First Special Session chapter 3, article 5, section 30, subdivision  
 117.27 5, is amended to read:

117.28 Subd. 5. **Aid for children with disabilities.** For aid under Minnesota Statutes,  
 117.29 section 125A.75, subdivision 3, for children with disabilities placed in residential facilities  
 117.30 within the district boundaries for whom no district of residence can be determined:

117.31		<del>1,406,000</del>		
117.32	\$	<u>1,307,000</u>	.....	2016
117.33		<del>1,629,000</del>		
117.34	\$	<u>1,516,000</u>	.....	2017

118.1 If the appropriation for either year is insufficient, the appropriation for the other  
118.2 year is available.

118.3 Sec. 14. Laws 2015, First Special Session chapter 3, article 6, section 13, subdivision  
118.4 2, is amended to read:

118.5 Subd. 2. **Long-term maintenance equalization aid.** For long-term maintenance  
118.6 equalization aid under Minnesota Statutes, section 123B.595:

118.7 \$ 0 ..... 2016

118.8 ~~52,088,000~~

118.9 \$ 52,553,000 ..... 2017

118.10 The 2017 appropriation includes \$0 for 2016 and ~~\$52,088,000~~ \$52,553,000 for 2017.

118.11 Sec. 15. Laws 2015, First Special Session chapter 3, article 6, section 13, subdivision  
118.12 3, is amended to read:

118.13 Subd. 3. **Debt service equalization.** For debt service aid according to Minnesota  
118.14 Statutes, section 123B.53, subdivision 6:

118.15 \$ 20,349,000 ..... 2016

118.16 ~~22,171,000~~

118.17 \$ 22,926,000 ..... 2017

118.18 The 2016 appropriation includes \$2,295,000 for 2015 and \$18,054,000 for 2016.

118.19 The 2017 appropriation includes \$2,005,000 for 2016 and ~~\$20,166,000~~ \$20,921,000  
118.20 for 2017.

118.21 Sec. 16. Laws 2015, First Special Session chapter 3, article 6, section 13, subdivision  
118.22 6, is amended to read:

118.23 Subd. 6. **Deferred maintenance aid.** For deferred maintenance aid, according to  
118.24 Minnesota Statutes, section 123B.591, subdivision 4:

118.25 ~~3,520,000~~

118.26 \$ 3,523,000 ..... 2016

118.27 \$ 345,000 ..... 2017

118.28 The 2016 appropriation includes \$409,000 for 2015 and ~~\$3,111,000~~ \$3,114,000  
118.29 for 2016.

118.30 The 2017 appropriation includes \$345,000 for 2016 and \$0 for 2017.

118.31 Sec. 17. Laws 2015, First Special Session chapter 3, article 6, section 13, subdivision  
118.32 7, is amended to read:

119.1 Subd. 7. **Health and safety revenue.** For health and safety aid according to  
 119.2 Minnesota Statutes, section 123B.57, subdivision 5:

119.3		<del>501,000</del>		
119.4	\$	<u>588,000</u>	.....	2016
119.5		<del>48,000</del>		
119.6	\$	<u>57,000</u>	.....	2017

119.7 The 2016 appropriation includes \$66,000 for 2015 and ~~\$435,000~~ \$522,000 for 2016.

119.8 The 2017 appropriation includes ~~\$48,000~~ \$57,000 for 2016 and \$0 for 2017.

119.9 Sec. 18. Laws 2015, First Special Session chapter 3, article 7, section 7, subdivision 2,  
 119.10 is amended to read:

119.11 Subd. 2. **School lunch.** For school lunch aid according to Minnesota Statutes,  
 119.12 section 124D.111, and Code of Federal Regulations, title 7, section 210.17:

119.13		<del>15,661,000</del>		
119.14	\$	<u>16,251,000</u>	.....	2016
119.15		<del>15,818,000</del>		
119.16	\$	<u>16,739,000</u>	.....	2017

119.17 Sec. 19. Laws 2015, First Special Session chapter 3, article 7, section 7, subdivision 3,  
 119.18 is amended to read:

119.19 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota  
 119.20 Statutes, section 124D.1158:

119.21		<del>9,731,000</del>		
119.22	\$	<u>9,457,000</u>	.....	2016
119.23		<del>10,361,000</del>		
119.24	\$	<u>10,149,000</u>	.....	2017

119.25 Sec. 20. Laws 2015, First Special Session chapter 3, article 7, section 7, subdivision 4,  
 119.26 is amended to read:

119.27 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
 119.28 section 124D.118:

119.29		<del>942,000</del>		
119.30	\$	<u>788,000</u>	.....	2016
119.31		<del>942,000</del>		
119.32	\$	<u>788,000</u>	.....	2017

119.33 Sec. 21. Laws 2015, First Special Session chapter 3, article 9, section 8, subdivision 5,  
 119.34 is amended to read:

120.1 Subd. 5. **Early childhood family education aid.** For early childhood family  
120.2 education aid under Minnesota Statutes, section 124D.135:

120.3		<del>28,444,000</del>		
120.4	\$	<u>27,948,000</u>	.....	2016
120.5		<del>29,939,000</del>		
120.6	\$	<u>29,336,000</u>	.....	2017

120.7 The 2016 appropriation includes \$2,713,000 for 2015 and ~~\$25,731,000~~ \$25,235,000  
120.8 for 2016.

120.9 The 2017 appropriation includes ~~\$2,858,000~~ \$2,803,000 for 2016 and ~~\$27,081,000~~  
120.10 \$26,533,000 for 2017.

120.11 Sec. 22. Laws 2015, First Special Session chapter 3, article 9, section 8, subdivision 6,  
120.12 is amended to read:

120.13 Subd. 6. **Developmental screening aid.** For developmental screening aid under  
120.14 Minnesota Statutes, sections 121A.17 and 121A.19:

120.15		<del>3,363,000</del>		
120.16	\$	<u>3,477,000</u>	.....	2016
120.17		<del>3,369,000</del>		
120.18	\$	<u>3,488,000</u>	.....	2017

120.19 The 2016 appropriation includes \$338,000 for 2015 and ~~\$3,025,000~~ \$3,139,000  
120.20 for 2016.

120.21 The 2017 appropriation includes ~~\$336,000~~ \$348,000 for 2016 and ~~\$3,033,000~~  
120.22 \$3,140,000 for 2017.

120.23 Sec. 23. Laws 2015, First Special Session chapter 3, article 10, section 3, subdivision  
120.24 2, is amended to read:

120.25 Subd. 2. **Community education aid.** For community education aid under  
120.26 Minnesota Statutes, section 124D.20:

120.27		<del>788,000</del>		
120.28	\$	<u>790,000</u>	.....	2016
120.29		<del>554,000</del>		
120.30	\$	<u>553,000</u>	.....	2017

120.31 The 2016 appropriation includes \$107,000 for 2015 and ~~\$681,000~~ \$683,000 for 2016.

120.32 The 2017 appropriation includes \$75,000 for 2016 and ~~\$479,000~~ \$478,000 for 2017.

120.33 Sec. 24. Laws 2015, First Special Session chapter 3, article 11, section 3, subdivision  
120.34 2, is amended to read:



121.1 Subd. 2. **Adult basic education aid.** For adult basic education aid under Minnesota

121.2 Statutes, section 124D.531:

121.3		<del>49,118,000</del>		
121.4	\$	<u>48,231,000</u>	.....	2016
121.5		<del>50,592,000</del>		
121.6	\$	<u>49,683,000</u>	.....	2017

121.7 The 2016 appropriation includes \$4,782,000 for 2015 and ~~\$44,336,000~~ \$43,449,000  
121.8 for 2016.

121.9 The 2017 appropriation includes ~~\$4,926,000~~ \$4,827,000 for 2016 and ~~\$45,666,000~~  
121.10 \$44,856,000 for 2017."

121.11 Amend the title accordingly