

136.8 **ARTICLE 8**
136.9 **UNSESSION CHANGES**

119.18 **ARTICLE 9**
119.19 **UNSESSION CHANGES**

136.10 Section 1. Minnesota Statutes 2012, section 121A.36, is amended to read:

136.11 **121A.36 MOTORCYCLE SAFETY EDUCATION PROGRAM.**

136.12 Subdivision 1. **Established; administration; rules.** A motorcycle safety education
136.13 program is established. The program shall be administered by the commissioners of
136.14 public safety ~~and education~~. The program shall include but is not limited to training and
136.15 coordination of motorcycle safety instructors, motorcycle safety promotion and public
136.16 information, and reimbursement for the cost of approved courses offered by schools
136.17 and organizations.

136.18 Subd. 2. **Reimbursements.** The commissioner of ~~education~~ public safety, to the
136.19 extent that funds are available, may reimburse schools and other approved organizations
136.20 offering approved motorcycle safety education courses for up to 50 percent of the actual
136.21 cost of the courses. If sufficient funds are not available, reimbursements shall be prorated.
136.22 The commissioner may conduct audits and otherwise examine the records and accounts of
136.23 schools and approved organizations offering the courses to insure the accuracy of the costs.

136.24 Subd. 3. **Appropriation.** (a) All funds in the motorcycle safety fund created by
136.25 section 171.06, subdivision 2a, are hereby annually appropriated to the commissioner of
136.26 public safety to carry out the purposes of subdivisions 1 and 2. ~~The commissioner of~~
136.27 ~~public safety may make grants from the fund to the commissioner of education at such~~
136.28 ~~times and in such amounts as the commissioner deems necessary to carry out the purposes~~
136.29 ~~of subdivisions 1 and 2.~~

136.30 (b) Of the money appropriated under paragraph (a):

136.31 (1) not more than five percent shall be expended to defray the administrative costs
136.32 of carrying out the purposes of subdivisions 1 and 2; and

137.1 (2) not more than 65 percent shall be expended for the combined purpose of
137.2 training and coordinating the activities of motorcycle safety instructors and making
137.3 reimbursements to schools and other approved organizations.

119.20 Section 1. Minnesota Statutes 2012, section 121A.36, is amended to read:

119.21 **121A.36 MOTORCYCLE SAFETY EDUCATION PROGRAM.**

119.22 Subdivision 1. **Established; administration; rules.** A motorcycle safety education
119.23 program is established. The program shall be administered by the ~~commissioners~~
119.24 commissioner of public safety ~~and education~~. The program shall include but is not limited
119.25 to training and coordination of motorcycle safety instructors, motorcycle safety promotion
119.26 and public information, and reimbursement for the cost of approved courses offered by
119.27 schools and organizations.

119.28 Subd. 2. **Reimbursements.** The commissioner of ~~education~~ public safety, to the
119.29 extent that funds are available, may reimburse schools and other approved organizations
119.30 offering approved motorcycle safety education courses for up to 50 percent of the actual
119.31 cost of the courses. If sufficient funds are not available, reimbursements shall be prorated.
119.32 The commissioner may conduct audits and otherwise examine the records and accounts of
119.33 schools and approved organizations offering the courses to insure the accuracy of the costs.

120.1 Subd. 3. **Appropriation.** (a) All funds in the motorcycle safety fund created by
120.2 section 171.06, subdivision 2a, are hereby annually appropriated to the commissioner of
120.3 public safety to carry out the purposes of subdivisions 1 and 2. ~~The commissioner of~~
120.4 ~~public safety may make grants from the fund to the commissioner of education at such~~
120.5 ~~times and in such amounts as the commissioner deems necessary to carry out the purposes~~
120.6 ~~of subdivisions 1 and 2.~~

120.7 (b) Of the money appropriated under paragraph (a):

120.8 (1) not more than five percent shall be expended to defray the administrative costs
120.9 of carrying out the purposes of subdivisions 1 and 2; and

120.10 (2) not more than 65 percent shall be expended for the combined purpose of
120.11 training and coordinating the activities of motorcycle safety instructors and making
120.12 reimbursements to schools and other approved organizations.

120.13 Sec. 2. Minnesota Statutes 2012, section 124D.141, subdivision 2, is amended to read:

120.14 Subd. 2. **Additional duties.** The following duties are added to those assigned
120.15 to the council under federal law:

120.16 (1) make recommendations on the most efficient and effective way to leverage state
120.17 and federal funding streams for early childhood and child care programs;

- 120.18 ~~(2) make recommendations on how to coordinate or colocate early childhood and~~
 120.19 ~~child care programs in one state Office of Early Learning. The council shall establish a task~~
 120.20 ~~force to develop these recommendations. The task force shall include two nonexecutive~~
 120.21 ~~branch or nonlegislative branch representatives from the council; six representatives from~~
 120.22 ~~the early childhood caucus; two representatives each from the Departments of Education,~~
 120.23 ~~Human Services, and Health; one representative each from a local public health agency, a~~
 120.24 ~~local county human services agency, and a school district; and two representatives from~~
 120.25 ~~the private nonprofit organizations that support early childhood programs in Minnesota.~~
 120.26 ~~In developing recommendations in coordination with existing efforts of the council, the~~
 120.27 ~~task force shall consider how to:~~
- 120.28 ~~(i) consolidate and coordinate resources and public funding streams for early~~
 120.29 ~~childhood education and child care, and ensure the accountability and coordinated~~
 120.30 ~~development of all early childhood education and child care services to children from birth~~
 120.31 ~~to kindergarten entrance;~~
- 120.32 ~~(ii) create a seamless transition from early childhood programs to kindergarten;~~
- 120.33 ~~(iii) encourage family choice by ensuring a mixed system of high-quality public and~~
 120.34 ~~private programs, with local points of entry, staffed by well-qualified professionals;~~
- 121.1 ~~(iv) ensure parents a decisive role in the planning, operation, and evaluation of~~
 121.2 ~~programs that aid families in the care of children;~~
- 121.3 ~~(v) provide consumer education and accessibility to early childhood education~~
 121.4 ~~and child care resources;~~
- 121.5 ~~(vi) advance the quality of early childhood education and child care programs in order~~
 121.6 ~~to support the healthy development of children and preparation for their success in school;~~
- 121.7 ~~(vii) develop a seamless service delivery system with local points of entry for early~~
 121.8 ~~childhood education and child care programs administered by local, state, and federal~~
 121.9 ~~agencies;~~
- 121.10 ~~(viii) ensure effective collaboration between state and local child welfare programs~~
 121.11 ~~and early childhood mental health programs and the Office of Early Learning;~~
- 121.12 ~~(ix) develop and manage an effective data collection system to support the necessary~~
 121.13 ~~functions of a coordinated system of early childhood education and child care in order to~~
 121.14 ~~enable accurate evaluation of its impact;~~
- 121.15 ~~(x) respect and be sensitive to family values and cultural heritage; and~~
- 121.16 ~~(xi) establish the administrative framework for and promote the development of~~
 121.17 ~~early childhood education and child care services in order to provide that these services,~~
 121.18 ~~staffed by well-qualified professionals, are available in every community for all families~~
 121.19 ~~that express a need for them.~~

- 121.20 ~~In addition, the task force must consider the following responsibilities for transfer~~
 121.21 ~~to the Office of Early Learning:~~
- 121.22 (A) ~~responsibilities of the commissioner of education for early childhood education~~
 121.23 ~~programs and financing under sections 119A.50 to 119A.535, 121A.16 to 121A.19, and~~
 121.24 ~~124D.129 to 124D.221;~~
- 121.25 (B) ~~responsibilities of the commissioner of human services for child care assistance,~~
 121.26 ~~child care development, and early childhood learning and child protection facilities~~
 121.27 ~~programs and financing under chapter 119B and section 256E.37; and~~
- 121.28 (C) ~~responsibilities of the commissioner of health for family home visiting programs~~
 121.29 ~~and financing under section 145A.17.~~
- 121.30 ~~Any costs incurred by the council in making these recommendations must be paid~~
 121.31 ~~from private funds. If no private funds are received, the council must not proceed in~~
 121.32 ~~making these recommendations. The council must report its recommendations to the~~
 121.33 ~~governor and the legislature by January 15, 2011;~~
- 121.34 ~~(3) (2) review program evaluations regarding high-quality early childhood programs;~~
 121.35 ~~and~~
- 122.1 ~~(4) (3) make recommendations to the governor and legislature, including proposed~~
 122.2 ~~legislation on how to most effectively create a high-quality early childhood system in~~
 122.3 ~~Minnesota in order to improve the educational outcomes of children so that all children~~
 122.4 ~~are school-ready by 2020;~~
- 122.5 ~~(5) make recommendations to the governor and the legislature by March 1, 2011, on~~
 122.6 ~~the creation and implementation of a statewide school readiness report card to monitor~~
 122.7 ~~progress toward the goal of having all children ready for kindergarten by the year 2020.~~
 122.8 ~~The recommendations shall include what should be measured including both children and~~
 122.9 ~~system indicators, what benchmarks should be established to measure state progress~~
 122.10 ~~toward the goal, and how frequently the report card should be published. In making their~~
 122.11 ~~recommendations, the council shall consider the indicators and strategies for Minnesota's~~
 122.12 ~~early childhood system report, the Minnesota school readiness study, developmental~~
 122.13 ~~assessment at kindergarten entrance, and the work of the council's accountability~~
 122.14 ~~committee. Any costs incurred by the council in making these recommendations must be~~
 122.15 ~~paid from private funds. If no private funds are received, the council must not proceed in~~
 122.16 ~~making these recommendations; and~~

~~122.17 (6) make recommendations to the governor and the legislature on how to screen
 122.18 earlier and comprehensively assess children for school readiness in order to provide
 122.19 increased early interventions and increase the number of children ready for kindergarten.
 122.20 In formulating their recommendations, the council shall consider (i) ways to interface
 122.21 with parents of children who are not participating in early childhood education or care
 122.22 programs, (ii) ways to interface with family child care providers, child care centers, and
 122.23 school-based early childhood and Head Start programs, (iii) if there are age-appropriate
 122.24 and culturally sensitive screening and assessment tools for three-, four-, and five-year-olds,
 122.25 (iv) the role of the medical community in screening, (v) incentives for parents to have
 122.26 children screened at an earlier age, (vi) incentives for early education and care providers
 122.27 to comprehensively assess children in order to improve instructional practice, (vii) how to
 122.28 phase in increases in screening and assessment over time, (viii) how the screening and
 122.29 assessment data will be collected and used and who will have access to the data, (ix)
 122.30 how to monitor progress toward the goal of having 50 percent of three-year-old children
 122.31 screened and 50 percent of entering kindergarteners assessed for school readiness by 2015
 122.32 and 100 percent of three-year-old children screened and entering kindergarteners assessed
 122.33 for school readiness by 2020, and (x) costs to meet these benchmarks. The council shall
 122.34 consider the screening instruments and comprehensive assessment tools used in Minnesota
 122.35 early childhood education and care programs and kindergarten. The council may survey
 122.36 early childhood education and care programs in the state to determine the screening and
 123.1 assessment tools being used or rely on previously collected survey data, if available. For
 123.2 purposes of this subdivision, "school readiness" is defined as the child's skills, knowledge,
 123.3 and behaviors at kindergarten entrance in these areas of child development: social;
 123.4 self-regulation; cognitive, including language, literacy, and mathematical thinking; and
 123.5 physical. For purposes of this subdivision, "screening" is defined as the activities used to
 123.6 identify a child who may need further evaluation to determine delay in development or
 123.7 disability. For purposes of this subdivision, "assessment" is defined as the activities used
 123.8 to determine a child's level of performance in order to promote the child's learning and
 123.9 development. Work on this duty will begin in fiscal year 2012. Any costs incurred by the
 123.10 council in making these recommendations must be paid from private funds. If no private
 123.11 funds are received, the council must not proceed in making these recommendations. The
 123.12 council must report its recommendations to the governor and legislature by January 15,
 123.13 2013, with an interim report on February 15, 2011.~~

137.4 Sec. 2. Minnesota Statutes 2012, section 124D.141, subdivision 3, is amended to read:

137.5 Subd. 3. **Administration.** An amount up to \$12,500 from federal child care and
 137.6 development fund administrative funds and up to \$12,500 from prekindergarten exploratory
 137.7 project funds appropriated under Laws 2007, chapter 147, article 19, section 3, may be
 137.8 used to reimburse the parents on the council and for technical assistance and administrative
 137.9 support of the State Advisory Council on Early Childhood Education and Care. This
 137.10 funding stream is for fiscal year 2009. The council may pursue additional funds from state,
 137.11 federal, and private sources. If additional operational funds are received, the council must
 137.12 reduce the amount of prekindergarten exploratory project funds used in an equal amount.

123.14 Sec. 3. Minnesota Statutes 2012, section 124D.141, subdivision 3, is amended to read:

123.15 Subd. 3. **Administration.** An amount up to \$12,500 from federal child care and
 123.16 development fund administrative funds and up to \$12,500 from prekindergarten exploratory
 123.17 project funds appropriated under Laws 2007, chapter 147, article 19, section 3, may be
 123.18 used to reimburse the parents on the council and for technical assistance and administrative
 123.19 support of the State Advisory Council on Early Childhood Education and Care. This
 123.20 funding stream is for fiscal year 2009. The council may pursue additional funds from state,
 123.21 federal, and private sources. If additional operational funds are received, the council must
 123.22 reduce the amount of prekindergarten exploratory project funds used in an equal amount.

137.13 Sec. 3. **REVISOR'S INSTRUCTION.**

137.14 The revisor of statutes shall renumber Minnesota Statutes, section 121A.36, as
 137.15 section 171.335. The revisor of statutes shall also make cross-reference changes in
 137.16 Minnesota Statutes and Minnesota Rules consistent with the renumbering.

137.17 Sec. 4. **REPEALER.**

137.18 Minnesota Statutes 2012, sections 119A.04, subdivision 3; 119A.08; 120A.30;
 137.19 120B.19; 120B.24; 121A.17, subdivision 9; 122A.52; 122A.53; 122A.61, subdivision 2;
 137.20 124D.24; 124D.25; 124D.26; 124D.27; 124D.28; 124D.29; 124D.30; and 124D.31, are
 137.21 repealed.

137.22 **ARTICLE 9**
 137.23 **CONFORMING CHANGES**

137.24 Section 1. Minnesota Statutes 2012, section 120A.22, subdivision 2, is amended to read:

137.25 Subd. 2. **Applicability.** This section and sections 120A.24; 120A.26; ~~120A.30;~~
 137.26 120A.32; and 120A.34 apply only to a child required to receive instruction according to
 137.27 subdivision 5 and to instruction that is intended to fulfill that requirement.

137.28 Sec. 2. Minnesota Statutes 2012, section 120A.32, is amended to read:

137.29 **120A.32 OFFICERS, TEACHERS; NEGLECT OF DUTY; PENALTY.**

138.1 Any school officer, truant officer, public or nonpublic school teacher, principal,
 138.2 district superintendent, or person providing instruction other than a parent refusing,
 138.3 willfully failing, or neglecting to perform any duty imposed by sections 120A.22 to
 138.4 ~~120A.30~~, 120A.26, 120A.35, 120A.41, and 123B.03 is guilty of a misdemeanor. All
 138.5 persons found guilty shall be punished for each offense by a fine of not more than \$10 or
 138.6 by imprisonment for not more than ten days. All fines, when collected, shall be paid into
 138.7 the county treasury for the benefit of the school district in which the offense is committed.

138.8 Sec. 3. Minnesota Statutes 2012, section 122A.09, subdivision 7, is amended to read:

138.9 Subd. 7. **Commissioner's assistance; board money.** The commissioner shall
 138.10 provide all necessary materials and assistance for the transaction of the business of the
 138.11 Board of Teaching and all moneys received by the Board of Teaching shall be paid into
 138.12 the state treasury as provided by law. The expenses of administering sections 122A.01,
 138.13 122A.05 to 122A.09, 122A.15, 122A.16, 122A.17, 122A.18, 122A.20, 122A.21, 122A.22,
 138.14 122A.23, 122A.26, 122A.30, 122A.40, 122A.41, 122A.42, 122A.45, 122A.49, ~~122A.52;~~
 138.15 ~~122A.53;~~ 122A.54, 122A.55, 122A.56, 122A.57, and 122A.58 which are incurred by the
 138.16 Board of Teaching shall be paid for from appropriations made to the Board of Teaching.

137.17 Sec. 4. Minnesota Statutes 2012, section 127A.41, subdivision 7, is amended to read:

123.23 Sec. 4. **REVISOR'S INSTRUCTION.**

123.24 The revisor of statutes shall renumber Minnesota Statutes, section 121A.36, as
 123.25 section 171.335. The revisor of statutes shall also make cross-reference changes in
 123.26 Minnesota Statutes and Minnesota Rules consistent with the renumbering.

123.27 Sec. 5. **REPEALER.**

123.28 Minnesota Statutes 2012, sections 119A.04, subdivision 3; 120A.30; 120B.19;
 123.29 120B.24; 121A.17, subdivision 9; 122A.52; 122A.53; 122A.61, subdivision 2; 122A.71;
 123.30 124D.24; 124D.25; 124D.26; 124D.27; 124D.28; 124D.29; 124D.30; and 124D.31, are
 123.31 repealed.

124.1 **ARTICLE 10**
 124.2 **UNSESSION CONFORMING CHANGES**

124.3 Section 1. Minnesota Statutes 2012, section 120A.22, subdivision 2, is amended to read:

124.4 Subd. 2. **Applicability.** This section and sections 120A.24; 120A.26; ~~120A.30;~~
 124.5 120A.32; and 120A.34 apply only to a child required to receive instruction according to
 124.6 subdivision 5 and to instruction that is intended to fulfill that requirement.

124.7 Sec. 2. Minnesota Statutes 2012, section 120A.32, is amended to read:

124.8 **120A.32 OFFICERS, TEACHERS; NEGLECT OF DUTY; PENALTY.**

124.9 Any school officer, truant officer, public or nonpublic school teacher, principal,
 124.10 district superintendent, or person providing instruction other than a parent refusing,
 124.11 willfully failing, or neglecting to perform any duty imposed by sections 120A.22 to
 124.12 ~~120A.30~~ 120A.26, 120A.35, 120A.41, and 123B.03 is guilty of a misdemeanor. All
 124.13 persons found guilty shall be punished for each offense by a fine of not more than \$10 or
 124.14 by imprisonment for not more than ten days. All fines, when collected, shall be paid into
 124.15 the county treasury for the benefit of the school district in which the offense is committed.

124.16 Sec. 3. Minnesota Statutes 2012, section 122A.09, subdivision 7, is amended to read:

124.17 Subd. 7. **Commissioner's assistance; board money.** The commissioner shall
 124.18 provide all necessary materials and assistance for the transaction of the business of the
 124.19 Board of Teaching and all moneys received by the Board of Teaching shall be paid into
 124.20 the state treasury as provided by law. The expenses of administering sections 122A.01,
 124.21 122A.05 to 122A.09, 122A.15, 122A.16, 122A.17, 122A.18, 122A.20, 122A.21, 122A.22,
 124.22 122A.23, 122A.26, 122A.30, 122A.40, 122A.41, 122A.42, 122A.45, 122A.49, ~~122A.52;~~
 124.23 ~~122A.53;~~ 122A.54, 122A.55, 122A.56, 122A.57, and 122A.58 which are incurred by the
 124.24 Board of Teaching shall be paid for from appropriations made to the Board of Teaching.

124.25 Sec. 4. Minnesota Statutes 2012, section 127A.41, subdivision 7, is amended to read:

138.18 Subd. 7. **Schedule adjustments.** (a) It is the intention of the legislature to encourage
138.19 efficient and effective use of staff and facilities by districts. Districts are encouraged to
138.20 consider both cost and energy saving measures.

138.21 (b) Any district operating a program pursuant to sections 124D.12 to 124D.127; or
138.22 124D.128, ~~or 124D.25 to 124D.29~~; or operating a commissioner-designated area learning
138.23 center program under section 123A.09, or that otherwise receives the approval of the
138.24 commissioner to operate its instructional program to avoid an aid reduction in any year,
138.25 may adjust the annual school schedule for that program throughout the calendar year.

124.26 Subd. 7. **Schedule adjustments.** (a) It is the intention of the legislature to encourage
124.27 efficient and effective use of staff and facilities by districts. Districts are encouraged to
124.28 consider both cost and energy saving measures.

124.29 (b) Any district operating a program pursuant to sections 124D.12 to 124D.127; or
124.30 124D.128, ~~or 124D.25 to 124D.29~~; or operating a commissioner-designated area learning
124.31 center program under section 123A.09, or that otherwise receives the approval of the
125.1 commissioner to operate its instructional program to avoid an aid reduction in any year,
125.2 may adjust the annual school schedule for that program throughout the calendar year.