

## 2016 Summary of Education Articles in H.F. 2749

### Article 24 – Teachers

#### Section 1 [Duties of the Board of Teaching]

- Standardization and technical cleanup of licensure statutes
- Teachers renewing their license must receive an hour of suicide prevention best practices – effective immediately and applicable for teachers renewing their licenses beginning August 1, 2017.
- Board of Teaching may issue a one-year full license two times to certified Montessori teachers to teach at Montessori programs operated by a district or charter school; effective for the 2016-2017 through the 2018-2019 school years.
- Board of Teaching may issue two one-year waivers to individuals with bachelor’s degrees, three years’ work history in area, and enrolled in an alternative licensure program for career and technical education (CTE) instruction
- Board must strongly encourage prep programs to develop alternative pathways for CTE licensure
- A charter may seek a waiver from the Board of Teaching for implementing experimental programs in learning or management. The Board may also permit charter teachers teaching in an alternative education program to teach in a content area for which they are not licensed.

**Contact:**

Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

**Section 2 [Qualified teacher defined]** strikes obsolete language defining highly qualified teacher under the federal No Child Left Behind Act.

**Contact:**

Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

**Sections 3, 4 and 5 [Board to Issue Licenses, Applicants Trained in Other States, Alternative Teacher Preparation Program and Preliminary Teacher License]** makes technical and clarifying changes to standardize the statutory names of teacher licenses.

- For out-of-state applicants, if no district mentorship is available, the applicant must complete field-specific teaching methods coursework while serving as the teacher of record.
- Board of Teaching must issue an out-of-state licensed teacher up to four initial licenses, restricted in content or grade levels.
- Licenses must bear the name of the state-approved teacher training provider.

**Contact:**

Educator Licensing  
 mde.educator-licensing@state.mn.us  
 651-582-8691

**Section 6 and 7 [Development, evaluation, and peer coaching for continuing contract teachers].**

**Paragraph (b).** For teachers generally, makes providing all enrolled students with improved and equitable access to effective and more diverse teachers a goal of the teacher development and evaluation process. Allows the annual teacher evaluation process to include mentoring and induction programs for teachers who are members of populations underrepresented among the licensed teachers in the school or district and who reflect the diversity of the enrolled students. Effective for the 2016-2017 school year and later.

**Contact:**

School Support  
 651-582-8350

**Section 8 [Restructured pay system]** strikes obsolete language.

**Section 9, 10 and 11 [Alternative teacher professional pay system, Report; Approval process, Alternative Teacher Professional Pay System].** As a condition of eligibility for Q-Comp funding, requires interested districts and schools to have a world's best work force plan instead of an educational improvement plan; strikes outdated cross reference; conforms these sections to the repeal of section 122A.413, Educational Improvement Plan, and replaces this requirement with the WBWF reporting. An intermediate district in the program must replace the Educational Improvement Plan with assurances that it will use the aid for the activities in the Q-Comp agreement. Eliminates the requirement to send a Q-Comp report to the department and places it in the WBWF plan. Eliminates the department's ability to withhold Q-Comp funding based on the eliminated report.

**Contact:**

School Support  
 651-582-8350

**Section 13 [Basic alternative teacher compensation aid]** Basic aid cap increased to \$75,840,000 for FY 16; \$240,000 added to appropriation to ensure that ROCORI and Buffalo (the last two districts to join Q Comp before the cap was reached) will not receive less Q Comp

revenue in FY 2016 than expected due to changes in pupil units counted for other districts and charter schools ahead of these schools for funding priority. Minnesota Department of Education may not admit new participants when the funding limit is reached but may prorate the aid. The commissioner may reallocate funding from the second year to the first year to meet participant needs. Effective immediately.

**Contact:**  
School Support  
651-582-8350

**Section 14 [Alternative teacher compensation revenue for Perpich Center for Arts Education and multidistrict integration collaboratives]** strikes a statutory cross reference to conform with Sections 9 through 11.

**Contact:**  
School Support  
651-582-8350

**Section 15 [General control of schools]. Paragraph (a)** grants the teacher of record the general control and government of the school and classroom.

**Paragraph (b)** allows a teacher to remove students from class for violent or disruptive conduct, consistent with a school board's district-wide school discipline policy.

Effective for the 2016-2017 school year and later.

**Contact:**  
School Safety and Technical Assistance Center  
[mde.sstac@state.mn.us](mailto:mde.sstac@state.mn.us)  
651-582-8364

Compliance and Monitoring and Assistance  
651-582-8459

**Section 16 [Staff development report]** Staff development reports are no longer submitted to the education commissioner but are instead included in the district's world's best work force report. Strikes language requiring the commissioner to submit annual staff development data to the legislature.

**Contact:**  
School Support  
651-582-8350

**Section 17 [Establishment; American Indian teacher grants ]** allows the commissioner to award additional joint grants to postsecondary institutions and school districts to prepare American Indian teachers if additional funds are available.

**Contact:**  
Indian Education  
651-582-8300

**Section 18 [Teacher center; Center functions]** strikes an obsolete reference to highly qualified teacher under the federal No Child Left Behind Act.

**Contact:**  
Student Support  
651-582-8332

**Section 19 [Achievement and integration for Minnesota].**

**Subd. 1. Program to close the academic achievement and opportunity gap; revenue uses. Paragraph (c)** adds language directing districts receiving achievement and integration revenue to embed in their strategies improved and equitable access to effective and more diverse teachers,.

**Paragraph (d)** allows eligible districts to adopt policies to increase the diversity of district teachers and administrators using achievement and integration revenue.

**Subd. 2. Plan implementation; components.** Includes among the components of a long-term achievement and integration plan: professional development opportunities for teachers and administrators who are members of populations underrepresented among licensed teachers or administrators in the district or school and who reflect the diversity of the enrolled students; and increased programmatic opportunities and effective and more diverse instructors focused on rigor and career and college readiness for underserved students. Requires the long-term plan to contain goals for reducing the disparities in equitable access to effective and more diverse teachers and increasing racial and economic diversity in schools and districts, among other goals.

**Subd. 3. Public engagement; progress report and budget process.** In the required annual hearing, participating school boards must also publicly report on progress in improving students' equitable access to effective and more diverse teachers and in realizing racial and economic diversity in schools and districts, among other measures.

**Subd. 5. Evaluation.** The commissioner's evaluation of district plans must also look at improving students' equitable access to effective and diverse teachers and in realizing racial and economic diversity.

Makes this section effective for the 2016-2017 school year and later.

**Contact:**  
Equity and Innovation  
651-582-8462

School Support  
651-582-8350

**Section 20 [Teacher supply and demand report; Survey of districts]** The department's teacher supply and demand report must include students' access to effective and more diverse teachers who reflect the diversity of district students. The report must also include data on teachers' self-reported race and ethnicity. The five-year teacher demand projection must take into account the nine student categories under federal law.

**Contact:**  
Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

**Section 21 [Career and technical education certification and licensure].**

**Paragraph (a)** requires the MnSCU Board of Trustees to provide an alternative preparation program allowing individuals to be certified as a career and technical education instructor. Allows the board of trustees to locate the first such program in the seven-county metropolitan area.

**Paragraph (b)** directs the MnSCU Board of Trustees, in consultation with the board of Teaching, to develop standards, pedagogy, and curriculum for an alternative preparation program to certify and license career and technical education instructors and teachers.

Effective for the 2016-2017 academic year.

**Contact:**  
Minnesota State Colleges and Universities (MnSCU)  
30 7th St. E., Suite 350, St. Paul, MN 55101-7804  
651-556-0596

**Section 22 [Staff development grants for intermediate school districts and other cooperative units].** For fiscal years 2017, 2018, and 2019 only, provides staff development grants to intermediate school districts and other cooperatives equal to \$1,000 times the full-time equivalent number of licensed instructional staff and nonlicensed classroom aides employed by the intermediate or other cooperative in the previous year. Requires the staff development grants to be used for at least: (1) proactive behavior management; (2) personal safety training; (3) de-escalation techniques; and (4) adapting curriculum and pedagogy for students with complex learning and behavioral needs. Requires the commissioner to pro-rate the grants if available funding is insufficient. Due to the number of programs which qualify and are expected to apply, this will likely be prorated to about \$600 per FTE.

Makes this section effective for fiscal year 2017 and later.

**Contact:**  
Compliance and Assistance

mde.compliance-assistance@state.mn.us  
651-582-8689

Special Education  
651-582-1143

School Safety and Technical Assistance Center  
[mde.sstac@state.mn.us](mailto:mde.sstac@state.mn.us)  
651-582-8364

**Section 23 [Career and Technical Educator Licensing Advisory Task Force]** A ten-member career and technical educator licensing advisory task force will be appointed by July 1, 2016. By January 15, 2017, the task force must recommend any necessary changes to career and technical education (CTE) licensure requirements and the supply of CTE teachers to districts.

Makes this section effective immediately.

**Contact:**  
Career and Technical Education  
[mde.cte@state.mn.us](mailto:mde.cte@state.mn.us)  
651-582-8434

**Section 24 [Legislative study group on educator licensure]. Paragraph (a)** establishes a 12-member legislative study group to review the 2016 OLA report on teacher licensing and to report to the legislature by February 1, 2017, on recommendations for restructuring Minnesota's teacher licensure.

**Paragraph (b)** includes six currently serving house members, including the chair of the house Education Innovation Policy Committee, three appointed by the house speaker and three appointed by the house minority leader, and six currently serving senate members, including the chair of the senate education committee, three appointed by the senate majority leader and three appointed by the senate minority leader, as study group members.

**Paragraph (c)** requires appointments to be made by June 1, 2016. Directs the Legislative Coordinating Commission to provide technical and administrative assistance upon request.

**Paragraph (d)** directs the study group to consult with the Board of Teaching, the education department, the Board of School Administrators, and other interested and affected stakeholders.

**Contact:**  
Educator Licensing  
[mde.educator-licensing@state.mn.us](mailto:mde.educator-licensing@state.mn.us)  
651-582-8691

Government Relations

## Article 25 – Education Excellence

**Section 1 [School crisis response teams]** requires the commissioner of education to collect, maintain and make available to school districts contact information for school crisis response teams. Requires the commissioner of education to work cooperatively with the Minnesota School Safety Center to help develop school crisis response teams in regions of the state where an existing crisis response team has not yet been formed.

**Contact:**

School Safety and Technical Assistance Center  
[mde.sstac@state.mn.us](mailto:mde.sstac@state.mn.us)  
651-582-8364

**Section 2 [Conduct of school on certain holidays]. Paragraph (b)** allows districts to honor Constitution Day and Citizenship Day by providing opportunities for students to learn about American government, law, history, and geography by, among other activities, taking the same test that applicants for naturalization do.

**Contact:**

Government Relations  
651-582-8298

**Section 3 [Required knowledge and understanding of civics].** Students must answer 30 out of 50 questions correctly. The Learning Law and Democracy Foundation, in consultation with Minnesota civics teachers, must select 50 of 100 of the questions from the United States citizenship test by July 1 of each year. MDE and Legislative Coordinating Commission must post questions on their respective Web sites by August 1. A district cannot prevent a student from graduating or deny a diploma for failing to correctly answer 30 out of 50 questions correctly. MDE and public schools cannot charge a fee for this.

Effective for those enrolling in 9<sup>th</sup> grade starting in 17-18 school year

Districts may: administer the civics test in a language other than English; exempt students with disabilities from this requirement if the student's individualized education program team determines the requirement is inappropriate and establishes an alternative requirement; administer the civics test as part of the social studies curriculum; record on a student's transcript if they answered 30 out of 50 questions correctly

**Contact:**

Government Relations  
651-582-8298

Academic Standards Division

mde.academic-standards@state.mn.us  
651-582-8749

**Section 4, 5, 6, and 7 [Required academic standards – Physical Education]. Paragraph (a)** includes the content of the civics test in the statewide social studies standards.

Section 4 Paragraph (c) Beginning in 2016-17, the education department must adopt, review, and revise nationally recognized prekindergarten through grade 12 physical education standards and benchmarks as Minnesota’s required physical education academic standards. Allows the department to modify and adapt the standards and benchmarks to accommodate state interests.

Directs the department to post samples of existing assessments for school districts to use as an alternative to local assessments to assess students’ mastery of the physical education standards. Effective beginning in the 2018-19 school year.

Section 5 directs the education commissioner to adopt statewide rules for implementing physical education standards.

Section 6 Paragraph (g) directs the education commissioner to implement a review of physical education standards and related benchmarks beginning in the 2022-2023 school year and every ten years thereafter. Pushes back the review of standards for arts, science, language arts, social studies, and mathematics by one year.

Section 7 outlines allowed exemptions from physical education, including health issues, disabilities, or religious grounds. It also strongly encourages districts to not punish K-5 students by removing them from recess.

**Contact:**  
Academic Standards Division  
mde.academic-standards@state.mn.us  
651-582-8749

**Section 8 [World’s best workforce; Performance measures]** strikes student performance on the National Assessment of Educational Progress (NAEP) as a world’s best work force measure of district and school progress.

**Contact:**  
World's Best Workforce  
mde.WorldsBestWorkForce@state.mn.us  
651-582-8242

**Section 9 [World’s best workforce; Adopting plans and budgets]** requires a world’s best work force plan to include a process to: assess and identify students to participate in gifted and talented programs and accelerate their instruction, and to adopt early admission procedures under Minnesota’s gifted and talented program; and examine the equitable distribution of teachers and

strategies to ensure low-income and minority children are not taught by inexperienced, ineffective, or out-of-field teachers.

**Contact:**  
Gifted and Talented  
mde.academic-standards@state.mn.us  
651-582-8786

School Support  
651-582-8350

**Section 10 [World's best workforce; District advisory committee].** Consistent with school performance reports and the world's best work force, directs local school boards to examine the equitable distribution of effective, experienced, and in-field teachers.

Makes this section effective for the 2016-2017 school year and later.

**Contact:**  
School Support  
651-582-8350

**Section 11 [World's best workforce; Site team]** requires a school's site team under the world's best workforce law to include an equal number of teachers and administrators and at least one parent. Makes the site team responsible for creating an instruction and curriculum improvement plan.

**Contact:**  
World's Best Workforce  
mde.WorldsBestWorkForce@state.mn.us  
651-582-8242

**Section 12 [World's best workforce; Report]** requires a school board to report on its efforts to equitably distribute diverse, effective, experienced, and infield teachers.

**Contact:**  
World's Best Workforce  
mde.WorldsBestWorkForce@state.mn.us  
651-582-8242

**Section 13 [Students not reading at grade level; Identification; Report]. Paragraph (a)** directs school districts to annually summarize their efforts to screen and identify students with dyslexia or convergence insufficiency disorder.

**Paragraph (b)** requires districts to provide alternative instruction to students identified under paragraph (a).

**Contact:**

Academic Standards Division  
mde.academic-standards@state.mn.us  
651-582-8749

Special Education  
651-582-1134

**Section 14 [Gifted and talented students program]** requires school districts to adopt guidelines and procedures for students, including early learners, to participate in Minnesota's gifted and talented program, consistent with the district's world's best work force plan for assessing and evaluating student progress.

**Contact:**  
Gifted and Talented  
651-582-8786

**Section 15 [Character development education].**

**Subd. 1. Character development education. Paragraph (b)** allows character development education to include a voluntary elementary, middle, and high school program that incorporates the history and values of Congressional Medal of Honor recipients.

**Subd. 1a. Staff development; continuing education.** Allows staff development opportunities under section 122A.60 to include training in character development education that incorporates the history and values of Congressional Medal of Honor recipients. Encourages local continuing education and relicensure committees to approve up to six clock hours of continuing education for licensed teacher who complete the character development education training.

**Subd. 2. Funding sources.** Allows districts to accept programs funded through the Congressional Medal of Honor foundation. Effective immediately.

**Contact:**  
Government Relations  
651-582-8298

**Section 16 [College entrance exam; Statewide testing]. Paragraph (e)** directs districts to pay one time for a student in grade 11 or 12 to take the ACT or SAT to the extent state funding is available. Districts may administer the ACT, SAT, or both. If only one is administered but a student opts for the other, the student may take that test at a different time and/or location and is still eligible for the reimbursement.

**Paragraph (m)** directs the commissioner, in consultation with the Minnesota State Colleges and Universities (MnSCU) chancellor, to establish empirically derived benchmarks on the high school tests that reveal a trajectory toward career and college readiness.

Makes this section effective for the 2016-2017 school year.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 17 [Department of Education assistance]** requires any proposals for professional and technical services for the statewide testing system to include disclosures containing comprehensive information regarding test administration monitoring practices and data privacy safeguards for student information to be transmitted to or used by the bidder.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 18 [Testing disruption; Database]** requires the commissioner to establish a reporting system for teachers, administrators, and students to report service disruptions and technical interruptions. Must be accessible on the department's website.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 19 [Limits on local testing]. Paragraph (c)** requires districts and charter schools each year before the start of school to post on the official website a testing calendar for the year, and indicate the reason for each test and whether it is a local option or required by state or federal law. Effective for the 2016-2017 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 20 [School district assessment committee]. Paragraph (a)** requires a school district without a collectively bargained agreement about selecting assessments to establish a committee to advise the school board on administering tests in addition to those required under state and federal law unless the district chooses to consult its world's best workforce advisory committee instead. Requires a district's assessment committee to include an equal number of teachers and administrators and at least one parent. Effective for the 2016-2017 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 21 [Data disaggregation; Student performance data]** directs the education commissioner to use student categories under the federal Elementary and Secondary Education Act and other student categories, including home language, refugee status, immigrant, those who are and previously were ELs, and populations above 1,000 on the most recent census, when

organizing and reporting demographic data on students to policy makers. Effective for the 2017-2018 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

Student Support  
651-582-8332

**Section 22 [Student participation; Opting out on standardized tests]** directs the commissioner to make a prescribed form available for parents to complete if they refuse to have their children participate in state or locally required standardized testing. The form must state why there are standards, what tests are aligned to standards, and consequences to the student and school for opting out. Effective for the 2016-2017 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 23 [Access to Information]** directs a school district to provide teachers with the same information parents are provided about their student's current and longitudinal performance and progress on the state academic standards as measured by state assessments.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 24 [Testing disruption reporting; Retaliation prohibited]** protects from retaliation an employee who discloses information about difficulties in administering tests. Effective for the 2016-2017 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 25 [Student academic achievement and growth].**

**Subd. 1. and Subd. 2., Paragraph (a)** Strikes obsolete references to the No Child Left Behind Act, including "adequate yearly progress," and substitutes a reference to "federal expectations".

**Subd. 2. Paragraph (d)** directs the education commissioner to post aggregated and disaggregated student growth, learning, and outcome data.

**Subd. 3. State growth target; other state measures.** Adds student categories based on race, ethnicity, student categories for Minnesota populations over 1,000 based on the most

recent decennial census, refugee status, language proficiency, disabilities, poverty, immigrant, and homeless status, and enrollment in foster care for purposes of state accountability reports on course completion, rigorous course taking, and student engagement and connection.

Requires the commissioner to include data on all enrolled pupils who are or were counted as English learners.

**Subd. 4. Improving schools.** Strikes an obsolete reference, “high growth” which refers to the No Child Left Behind Act, and replaces with a reference to “high performing under federal expectations”

Effective for the 2017-2018 school year and later.

**Contact:**

Every Student Succeeds Act (ESSA)  
mde.essa@state.mn.us  
651-582-8800

**Section 26 [School accountability]** strikes an obsolete reference and substitutes references to federal expectations.

Defines department data on the World’s Best Workforce and state learning and outcome data as nonpublic data until the department publicly releases the data.

Requires the education commissioner to report: the academic progress of all enrolled public school pupils who are or were counted as English learners; and the foster care status of all enrolled public school students who are or were in foster care.

Effective for the 2016-2017 school year.

**Contact:**

Testing and Assessment  
651-582-8231

Every Student Succeeds Act (ESSA)  
[mde.essa@state.mn.us](mailto:mde.essa@state.mn.us)  
651-582-8800

**Section 27 [District surveys to collect student information; parent notice and opportunity for opting out]**

- Districts and charters must develop policies in consultation with parents on conducting student surveys and using/distributing personal student info
- Districts must inform parents of the policies and dates of scheduled surveys at the beginning of the school year

- Districts must give parents timely notice of scheduled surveys and the opportunity to review the survey and allow students to opt out
- Districts cannot penalize a student for opting out
- Effective for the 2016-2017 school year and later

**Contact:**

Health, Nutrition, and Youth Development  
651-582-8448

**Section 28, 29 and 30 [Report to commissioner of education, Policy Components, Notification; teachers' legitimate educational interest]. Student discipline**

- School boards must report to MDE student-on-teacher assaults (and the intervention/resolution) within 30 days of dismissal or assault.
- MDE internal reporting must include these assaults and MDE must aggregate discipline and assault data in school performance reports.
- District policies must include a provision that a student must be removed from class immediately for violent behavior or assault. Assault defined as:
  - M.S. 609.02, subd 10: "Assault" is: (1) an act done with intent to cause fear in another of immediate bodily harm or death; or (2) the intentional infliction of or attempt to inflict bodily harm upon another.
- Teacher has a right to know if a student in their classroom has physically assaulted a district employee.
- Effective for the 2016-2017 school year and later.

**Contact:**

School Safety and Technical Assistance Center  
[mde.sstac@state.mn.us](mailto:mde.sstac@state.mn.us)  
651-582-8364

Assistant Commissioner for Special Education and Compliance  
651-582-8215

**Section 31 [Teacher-governed schools; grants]** establishes a grant program to encourage licensed teachers at a school site to explore and develop teacher-governed schools. Allows the commissioner to award planning and start-up grants on a first-come first-served basis. Requires grant recipients to submit to the commissioner recommended best practices based on their experience. Provides a planning grant of up to \$50,000 and an implementation grant of up to \$100,000. Recipients must send the commissioner their recommended best practices based on their experiences and post it to their Web sites.

**Contact:**

School Support  
651-582-8350

**Section 32 [Open enrollment; Lotteries]** allows children of district staff to receive priority in the open enrollment lottery. Effective immediately and applicable to students whose applications have not yet been accepted or rejected.

**Contact:**  
Equity and Innovation  
651-582-8462

**Section 33 [School readiness; Application and reporting requirements]** integrates the school readiness biennial plan into the World's Best Workforce plan, and no longer submitted to the commissioner. Effective July 1, 2016.

**Contact:**  
Early Learning  
651-582-8307

**Section 34 [Full-service community school program]** increases the annual award amount a school site may receive from \$100,000 to \$150,000. Requires a site deciding not to use planning funds to submit their plan with the application.

**Contact:**  
Early Learning  
651-582-8307

**Section 35 [Data disaggregation; English learner data]** requires English learner data to include all pupils who are currently or were previously counted as an English learner and the data to be disaggregated by currently counted and previously counted English learners. Effective for the 2017-2018 school year and later.

**Contact:**  
Testing and Assessment  
651-582-8231

Student Support  
651-582-8332

**Section 36 [Participating school; American Indian school]** corrects a title reference under federal law.

**Contact:**  
Indian Education  
651-582-8300

**Section 37 [Prekindergarten through grade 12 parental rights coded elsewhere].**

**Subd. 1. Scope.** Indicates the sections referred to in subdivisions 2 to 30 of this section are listed in statute elsewhere in Minnesota’s education code and govern parent rights on topics related to prekindergarten through grade 12 education.

**Subds. 2 to 30.** List statutory provisions contained in Minnesota’s education code establishing parent rights related to their students’ kindergarten through grade 12 education.

**Contact:**

Government Relations  
651-582-8298

**Section 38 [Students not reading at grade level; Requirement]. Paragraph (c)** requires a student identified as being unable to read at grade level to receive alternative instruction.

**Contact:**

Academic Standards Division  
[mde.academic-standards@state.mn.us](mailto:mde.academic-standards@state.mn.us)  
651-582-8749

Special Education  
651-582-1134

**Section 39 [Implementation of Elementary and Secondary Education Act]** strikes now obsolete language referring to the state implementation and department review of the federal No Child Left Behind Act. Substitutes stricken language with a reference to the department’s continuing duty to implement the federal Elementary and Secondary Education Act.

**Contact:**

Every Student Succeeds Act (ESSA)  
[mde.essa@state.mn.us](mailto:mde.essa@state.mn.us)  
651-582-8800

**Section 40 [Perpich Center for Arts Education; Governance]. Paragraph (b)** requires Perpich Center for Arts Education board members to complete board training. Effective immediately.

**Contact:**

Perpich  
Board of Directors  
763-279-4161

**Section 41,42, and 60 [ACT college ready score; MCA career and college-ready benchmarks]**

- In consultation with MnSCU, MDE must develop benchmarks on the high school MCAs.

- MnSCU cannot require a student to take a remedial, noncredit course if they meet an MCA career and college ready benchmark
  - Scores for this purpose only good for five years
  - MnSCU institutions must post notice of this on their website.
  - The commissioner must notify parents and students of this as well
- Chancellor may approve or disapprove benchmarks (by 12/31/16)
  - Chancellor must provide written reasons for approval or disapproval to MDE, and (if rejected) suggested revisions, which the commissioner must incorporate.
  - If the benchmarks are approved, they are effective in 16-17 school year if practicable but no later than 17-18.
  - If benchmarks denied, then must be revised and established no later than the 18-19 school year.
  - Effective for the 2016-2017 school year and later.

**Contact:**

Testing and Assessment  
651-582-8231

**Section 43 [Teacher shortage loan forgiveness]** increases the teacher loan forgiveness program appropriation in fiscal year 2017 to \$2,200,000. Makes \$200,000 the base appropriation for the program in fiscal year 2018 and later. Unexpended fiscal year 2017 funds will remain available until June 30, 2019.

**Contact:**

State Scholarship Programs  
Minnesota Office of Higher Education  
651-355-0606

**Section 44 [Alternative compensation]** updates alternative teacher compensation aid amounts.

**Contact:**

School Support  
651-582-8350

**Section 45 [Achievement and integration aid]** updates achievement and integration aid.

**Contact:**

School Finance  
651-582-8828

Equity and Innovation  
651-582-8462

**Section 46 [Reading Corps; appropriation]** increases the appropriation for the Minnesota Reading Corps by \$1,000,000 to \$7,125,000 in fiscal year 2017 and makes the appropriation available through June 30, 2019. Makes the base appropriation for fiscal year 2018 and later \$5,625,000.

**Contact:**  
Early Learning  
651-582-8307

**Section 47 [Collaborative Urban Educator; appropriations].** One time increase of \$310,000 in fiscal year 2017. The programs' reports must include graduation, placement, and retention rates for each teacher candidate cohort.

**Contact:**  
Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

**Section 48 [Museums and Education Centers; appropriations].** \$50,000 increase to the Headwaters Science Museum in fiscal year 2017 and ongoing.

**Contact:**  
Academic Standards Division  
mde.academic-standards@state.mn.us  
651-582-8749

**Section 49 [Full-service community schools; appropriations].** One time increase of \$1,000,000 in fiscal year 2017. Up to \$50,000 each year is for administration.

**Contact:**  
Early Learning  
651-582-8307

**Section 50 [American Indian teacher preparation grants; appropriations].** \$270,000 increase in fiscal year 2017 and ongoing.

**Contact:**  
Indian Education  
651-582-8300

**Section 51 [Race 2 Reduce; appropriations].** \$150,000 increase in fiscal year 2017; \$238,000 increase in fiscal year 2018 and ongoing.

**Contact:**  
Academic Standards Division  
mde.academic-standards@state.mn.us  
651-582-8749

**Section 52 [Education partnership pilots; appropriations].** One time increase of \$30,000 in fiscal year 2017. Recipients must submit a report on February 15 of each even-numbered year.

**Contact:**  
Early Learning  
651-582-8301

**Section 53 [Northside Achievement Zone; appropriations].** One time increase of \$10,000 in fiscal year 2017.

**Contact:**  
Early Learning  
651-582-8301

**Section 54 [St. Paul Promise Neighborhood; appropriations].** One time increase of \$10,000 in fiscal year 2017.

**Contact:**  
Early Learning  
651-582-8301

**Section 55 [Agricultural educator grants]** establishes a grant program to pay agricultural education teachers for work over the summer with high school students on extended projects. Districts must match funds. Grants are limited to one-half share of the 40 working days. Recipients must report by December 31 to the commissioner on the number of teachers funded and the outcomes.

**Contact:**  
College and Career Success  
651-582-8395

**Section 56 [Support our students grant program].**

- **\$12.133 Million appropriated in FY 2017; available until 6/30/2022**
  - Six year matching grant -- \$1 to \$1 match first 4 years; \$3 local for \$1 state in last 2 years
  - No more than \$2.407 million may be allotted for FY 2017.
- **Eligibility / Approval Criteria:**
  - School districts, charter schools, intermediates and coops are eligible
  - Priority to schools in which support service positions do not exist
  - Equal split between metro and nonmetro, to the extent practicable
  - Additional criteria must include:
    - Existing student support caseloads;
    - School demographics;
    - Title 1 revenue;

- Minnesota student survey data;
  - Graduation rates; and
  - Postsecondary completion rates.
- Grants must be used to hire new full-time or part-time professional support staff (counselors, school psychologists, school social workers, school nurses, chemical dependency counselors)
  - “New” is defined as not under contract at the start of the 2015-16 school year.
- Report to commissioner required by February 1 following any FY in which a district received a grant, indicating how the new positions affected two or more of the following:
  - School climate
  - Attendance rates
  - Academic achievement
  - Career and college readiness
  - Postsecondary completion rates

**Contact:**

College and Career Success  
651-582-8737

**Section 57 [Student Discipline Working Group]** establishes a student discipline working group to review the Pupil Fair Dismissal Act and related student discipline provisions. Requires the working group to submit a report to the legislature with recommendations on improving disciplinary policies, practices, and procedures by February 1, 2017. Effective immediately.

**Contact:**

Assistant Commissioner for School Safety and Technical Assistant Center  
651-582-8208

Assistant Commissioner for Special Education and Compliance  
651-582-8215

**Section 58 [Northwest regional partnership concurrent enrollment education program]**

- \$3 M one-time grant to Lakes Country Service Coop (LCSC), available through FY 19, in cooperation with NW Service Coop (NWSC), and MSU – Moorhead
- LCSC, in consultation with NWSC, may develop a continuing education program to allow eligible teachers to attain graduate credits necessary to be qualified to teach secondary courses eligible for postsecondary credit (concurrent enrollment).
- MSU-Moorhead may develop an online education curriculum to enable eligible secondary teachers to attain graduate credit at a reduced rate
- The partnership must:

- Provide funding for course development for up to 18 credits in applicable post-secondary subject areas;
  - Provide scholarships for eligible teachers, and
  - Develop criteria for awarding educator stipends on a per credit basis to incentivize participation in the continuing education program.
- A partnership may receive private resources.
  - Priority must be given to teachers employed by a district who is a member of LCSC or NWSC.
  - A participant teacher is ineligible to be in other concurrent enrollment training programs.
  - An annual report is due.
  - Effective July 1, 2016.

**Contact:**

Career and Technical Education  
651-582-8737

**Section 59 [Appropriation; student teachers in shortage areas; grants]** appropriates \$2,800,000 in fiscal year 2017 to the commissioner of the Office of Higher Education for grants to low-income student teachers interested in teaching in shortage areas. Makes this appropriation available until June 30, 2019.

**Contact:**

Government Relations  
Office of Higher Education  
1450 Energy Park Drive, Suite 350  
St. Paul, MN 55108-5227  
651-259-3964

**Section 60 [MCA College-Ready Benchmarks' MNSCU participation]** requires the MNSCU chancellor to approve or reject high school MCA benchmarks (see sections 41 and 42).

**Contact:**

Testing and Assessment  
651-582-8231

**Section 61 [Certification incentive revenue]**

- Requires the commissioner to consult with the governor's workforce development council and the P-20 education partnership to compile a list of qualifying career and technical certificates.
- Provides funding to school districts equal to \$500 times the number of students in the district who earn one or more career and technical certificates.

- Caps the statewide revenue amount at \$1,000,000 and authorizes the education commissioner to spread the funding out over the next three fiscal years.
- Requires the commissioner to report to the legislature on the program by February 1, 2017, and again on February 1, 2018.
- Effective immediately.

**Contact:**

Career and Technical Education  
651-582-8737

**Section 62 [Appropriations].** See fiscal tracking sheets, available here:

[http://www.senate.leg.state.mn.us/departments/fiscalpol/tracking/2016/E12\\_aid\\_CC\\_Agreement.pdf](http://www.senate.leg.state.mn.us/departments/fiscalpol/tracking/2016/E12_aid_CC_Agreement.pdf)

- **Subd. 1** – Appropriations to the Department of Education for programs described in Subd. 2 through 18
- **Subd. 2** – Staff development grants for cooperatives units
  - Please see Article 24, Section 22
- **Subd. 3** – Support our students grants
  - Please see Section 56
- **Subd. 4** – Northwest Regional Partnership concurrent enrollment program
  - Please see Section 58
- **Subd. 5** – Paraprofessional pathway to teacher licensure
  - \$1.5 M in grants for FY 17 and \$1 M per year for later years for a first class city school district or any other school district with more than 40 percent minority students to provide tuition scholarships or stipends to eligible employees for a nonconventional teacher residency pilot program.
  - Tuition scholarships or stipends provided to enable education or teaching assistants or other nonlicensed employees who hold a bachelor's degree and who seek an education license to participate in a BOT-approved nonconventional teacher residency program. (a). Any funds not awarded by June 1, 217 may be reallocated among remaining districts whose costs exceed original allocation

**Contact:**

Educator Licensing  
[mde.educator-licensing@state.mn.us](mailto:mde.educator-licensing@state.mn.us)  
651-582-8691

- **Subd. 6** – Sanneh Foundation
  - One-time \$1.5 million grant available until June 30, 2019 to provide all-day, in-school, and after-school academic and behavioral interventions for low-performing and chronically absent students with a focus on low-income students and students of

color throughout the school year and during the summer to decrease absenteeism, encourage school engagement, and improve grades and graduation rates.

- Funds may be used to hire and train staff in areas of youth mentorship, behavior support, and academic tutoring in group and individual settings and to promote pathways for teachers of color.

**Contact:**

Libraries

651-582-8791

- **Subd. 7** – Education Innovation Partners Cooperative Center

- One-time \$500,000 matching grant to Education Innovation Partners Cooperative Center, No. 6091-50, to provide research-based professional development services, on-site training, and leadership coaching to teachers and other school staff:

**Contact:**

School Support

651-582-8350

- **Subd. 8** – Western Minnesota mobile manufacturing lab

- One-time \$900,000 grant available until June 30, 2019 Pine to Prairie Cooperative Center to collaborate with Northland Community and Technical College, Lakes Country Service Cooperative, and Minnesota State Community and Technical College to establish a western Minnesota mobile labs program, including manufacturing and welding labs to create interest in these careers for secondary students.

**Contact:**

College and Career Success

651-582-8737

- **Subd. 9** – Teacher-governed school grants

- Please see Section 31

- **Subd. 10** – Girls in Action grant

- A one-time \$1.5 million grant available until June 30, 2019 for Girls in Action to continue to provide and to expand metro area school and community-based programs that encourage and support low-income girls, including low-income girls of color, to graduate from high school on time, complete a postsecondary preparation program, become community leaders, and participate in service learning opportunities in their communities.
- Girls in Action must expend \$500,000 of this appropriation for community-based programs located in the metro area.

**Contact:**

College and Career Success

651-582-8737

- **Subd. 11** – Student teachers in shortage areas
  - Please see Section 59
- **Subd. 12** – Minnesota Council on Economic Education
  - One-time \$250,000 grant available until June 30, 2019 to the Minnesota Council on Economic Education to provide staff development to teachers for implementing the state graduation standards in learning areas relating to economic education.
  - The commissioner, in consultation with the council, shall develop expectations for staff development outcomes, eligibility criteria for participants, an evaluation procedure, and guidelines for direct and in-kind contributions by the council.

**Contact:**  
 School Support  
 651-582-8350

Academic Standards Division  
[mde.academic-standards@state.mn.us](mailto:mde.academic-standards@state.mn.us)  
 651-582-8749
- **Subd. 13** – Singing-based pilot program to improve student reading
  - One-time \$100,000 grant to Rock ‘n’ Read Project to pilot a research-supported, computer-based educational program that uses singing to improve the reading ability of students in grades 3 through 5, in at least three Minnesota school districts, charters schools, or school sites. The grantee shall provide computer resources and project management services.
  - To the extent practicable, the grantee must select participating schools in urban, suburban, and greater Minnesota, and give priority to schools in which a high proportion of students do not read proficiently at grade level and are eligible for free or reduced-price lunch.
  - By February 15, 2017, the grantee must submit a report detailing expenditures and outcomes of the grant.

**Contact:**  
 Academic Standards Division  
[mde.academic-standards@state.mn.us](mailto:mde.academic-standards@state.mn.us)  
 651-582-8749

Early Learning  
 651-582-8301
- **Subd. 14** – Agricultural educator grants
  - Please see Section 55
- **Subd. 15** – Certificate incentive funding
  - Please see Section 61
- **Subd. 16** – Grants for vision therapy pilot project

- One-time \$200,000 grant available until June 30, 2019 to Centennial school district to implement a neuro-optometric vision therapy pilot project.
- In each year of the pilot project, certain second and third grade students shall be admitted into the pilot study. Identified students shall have a comprehensive eye examination with written standard requirements of testing. Students identified with a diagnosis of convergence insufficiency must undergo a vision efficiency evaluation by a licensed optometrist or ophthalmologist trained in the evaluation of learning-related vision problems.
- The district must establish guidelines to provide quality standards and to ensure an appropriate diagnosis and treatment plan.
- Parents or guardians may opt their student out of the program.
- The commissioner of education must provide for an evaluation of the pilot project and make a report to the legislature by January 15, 2020.

**Contact:**

Special Education  
651-582-1143

- **Subd. 17** – Southwest Minnesota State University special education teacher education program
  - One-time \$385,000 grant to the Southwest Minnesota State University special education teacher education program to support Minnesota resident special education paraprofessionals working toward licensure in an online program.

**Contact:**

Educator Licensing  
[mde.educator-licensing@state.mn.us](mailto:mde.educator-licensing@state.mn.us)  
651-582-8691

Special Education  
651-582-1143

- **Subd. 18** – Student success grant
  - One-time appropriation of \$500,000
  - A grant to Independent School District No. 272, Eden Prairie, for career and college readiness coordination, counseling, academic support for middle and high school students, and summer activities and before and after school tutoring programs

**Contact:**

College and Career Success  
651-582-8737

**Section 63 [Repealer].**

- **Paragraph (a)** repeals sections 122A.413, subdivision 3 (Educational Improvement Plan); and 122A.43, subdivision 6 (Short-Limited Contracts Optional Report).

- **Paragraph (b)** repeals section 122A.413, subdivisions 1 and 2 (Educational Improvement Plan).

**Contact:**

School Support  
651-582-8350

**Article 26 – Charter School Technical and Grammatical Changes**

This article makes technical and grammatical corrections to the charter schools statutes.

**Article 27 – General Education**

**Voluntary Prekindergarten (Sections 1, 4-7, and 9-11)**

- **Student Eligibility:** All children who are four years old on Sept. 1 of the school year in which they enroll.
- **Funding Model:**
  - Formula – Driven with Cap on State Total Aid Entitlement
  - Students at participating sites generate up to 0.6 pupil unit – all pupil-driven formulas apply
- **Program Requirements:**
  - Instruction through play-based learning to foster social, emotional, cognitive and physical/motor development, and language and literacy skills;
  - At least 350 hours of instruction must be provided for the school year;
  - Staff-to-child ratios of one-to-ten with a maximum class size of 20 children;
  - Instructional staff with salaries comparable to those of local K-12 staff;
  - comprehensive program content, with curriculum, assessment and instructional strategies aligned with state early learning standards;
  - Formative measurement of child cognitive and social skills;
  - Coordination with relevant community-based services and district programs, including parent engagement strategies;
  - High-quality professional development provided;
  - Policies and practices aligned for prekindergarten through third grade.
  - Teachers knowledgeable in early childhood curriculum content, assessment, native and English language programs, and instruction
    - Same requirement as for school readiness program
    - Does not require early childhood licensure for classroom teachers by FY 2023 (which was in Governor & Senate bills)

- **Aid entitlement capped at \$27,092,000 for FY 17, \$27,239,000 for FY 18 and \$26,399,000 for FY 19 and later**
  - Funding is sufficient to include 6.2 percent of four year olds – about 3,700 participants in each of the three years
  - Slightly less aid in FY 19 due to assumption that facilities costs will go down by the third year with the same districts and charter schools participating each year
- **Funding is broken down into four buckets, based on percentage of state total kindergarten enrollment:**
  - Minneapolis and St. Paul School Districts      10%
  - Metro Suburban School Districts                      40%
  - Non-Metro School Districts                              43%
  - Charter Schools    7%
- **Within each bucket, funding is prioritized based on:**
  - Concentration of the prior year kindergarten students eligible for free and reduced-priced lunch by site and,
  - The proximity of three- and four-star rated Parent Aware programs to the district or charter.
- **Deadlines:**
  - July 1, 2016 Initial Application Deadline for FY 17
  - MDE must review and approve applications by August 1, 2016
  - If funds remain after initial round, MDE will provide notice of a second round by August 1, with second round applications due Sept 1
  - Once approved, a school site remains eligible for aid in later years
  - No schools / districts added for FY 18 unless there is room under the cap; if FY 18 applications are accepted, deadline would be 1/30/2017
- **Participating students would be included in district / charter school enrollment, Average Daily Membership (ADM) and pupil units**
- ADM = ratio of program hours to 850, with a maximum of 0.6 ADM.
- Pupil weighting factor = 1.0, so the pupil units will be the same as the average daily membership.
  - Students enrolled in programs that provide the minimum of 350 hours of instruction will be counted as 0.412 pupil unit.
  - Students in programs that provide 425 hours will be counted as 0.5 pupil unit
  - Students in programs that provide 510 or more hours will be counted as 0.6 pupil unit.

- Participating charters and districts may contract with a charter, Head Start or child care centers, licensed family child care programs, or a community-based organization that meet the program requirements to provide services.

**Contact:**

Voluntary Pre-Kindergarten  
mde.vpk@state.mn.us  
651-582-8849

**Section 2 [Cooperative unit defined]** explicitly adds special education cooperatives to the types of joint governance units that are considered “cooperative units” for purposes of the school code.

**Contact:**

School Finance  
651-582-8828

**Section 3 [Federal child and adult care food program]** Food Providers: MDE must post eligibility criteria and application information for nonprofits wanting to apply for approval as a provider under the federal child and adult care food program. Posting must include:

- Approval criteria and how an applicant shows financial viability
- Process and timeline of decision and that MDE will provide explanation for denial
- Any appeal course available

**Contact:**

Health, Nutrition and Youth Development  
651-582-8266

**Section 8 [Graduation incentive aid; Eligible pupils].** For the 2016-2017 school year only, allows an English learner with an interrupted formal education, who is 21, but not yet 22, to participate in the graduation incentives program and in concurrent enrollment course.

**Contact:**

College and Career Success  
651-582-8737

**Section 12 [Operating capital levy]** changes the operating capital equalizing factor for fiscal year 2017 and later to offset increased levies associated with other provisions in this bill. Strikes other obsolete language. Effective for revenue in fiscal year 2017 and later.

**Contact:**

School Finance  
651-582-8828

**Section 13 and 22 [Equity revenue]** For FY 2017 – FY 2019, makes nonmetro school districts eligible for a 16 percent increase in the sliding scale portion of equity revenue.

- Districts whose administrative headquarters are in the seven county metro area continue to receive a 25 percent increase over the initial calculation for this revenue.
- Beginning in FY 2020, all districts, metro and nonmetro, will receive the same 25 percent increase over the initial calculation for this revenue.
- For FY 2017 only, the revenue increase is all paid in state aid.

**Contact:**

School Finance  
651-582-8828

**Section 14 [Duties; powers; school trust lands director]** authorizes the school trust lands director to:

- enter into joint powers agreements,
- evaluate and initiate real estate development projects on school trust lands,
- and serve as temporary trustee in cases of eminent domain.

**Contact:**

School Trust Administrator  
651-259-5955  
[http://dnr.state.mn.us/aboutdnr/school\\_lands/index.html](http://dnr.state.mn.us/aboutdnr/school_lands/index.html)

**Section 15 [Statewide average revenue report]** grants MDE another two months to prepare the annual report that measures the disparity in adjusted general revenue among school districts by changing the date the report must be prepared from October 1 to December 1 (this delay allows the MDE to use more current data). Delays the date for the commissioner of education to make recommendations based on the results of the report from January 15 to February 1. Clarifies that the definition of adjusted general revenue includes local optional revenue.

**Contact:**

School Finance  
651-582-8828

**Section 16 [Compensatory revenue; intermediate district]** clarifies the calculation of compensatory revenue for the newly formed intermediate district.

**Contact:**

School Finance  
651-582-8828

**Section 17 and Section 21 [Appropriation; general education aid] Glenville-Emmons**

- The operating referendum approved by the voters in April 2015 is made effective for FY 2017, overriding an error in ballot language which made the referendum effective in FY 2018.
  - Requires unanimous local school board resolution

- Requires documentation that the district's SOD plan is being followed
- Allows the levy adjustment for FY 17 to be spread over three years

**Contact:**

School Finance  
651-582-8828

**Section 18 [Appropriations; school lunch]** increases school lunch aid for voluntary prekindergarten pupils.

**Contact:**

School Finance  
651-582-8828

**Section 19 [Appropriations; school breakfast]** increases school breakfast aid for voluntary prekindergarten pupils.

**Contact:**

School Finance  
651-582-8828

**Section 20 [Voluntary boundary alignment; Moorhead and Dilworth-Glyndon-Felton school districts].**

- Allows the two school boards to voluntarily realign their shared boundaries by identifying parcels that will be transferred between the districts.

**Contact:**

School Finance  
651-582-8828

## **Article 28 – Charter Schools**

**Section 1 [Charters; Eligible authorizers]** removes the requirement that charitable organizations serving as a charter school authorizer must be members of the Minnesota Council of Nonprofits or the Minnesota Council on Foundations.

**Contact:**

Charter Schools  
651-582-8217

**Section 2 [Application content]**

- Districts applying to be charter school authorizers may satisfy certain requirements of the authorizer application by submitting a written promise to the commissioner.

**Section 3 [Charter school authorizer evaluation]**

- The department must use data they already have access to in order to reduce duplicative reporting when evaluating charter school authorizers.

**Contact:**  
Charter Schools  
651-582-8217

**Section 4 [Charter authorizer; Withdrawal]** clarifies that, if the governing board of an approved authorizer votes to withdraw for a reason unrelated to any cause under section 124E.10, subdivision 4, the same process applies to the change of authorizer as in the case where an authorizer and the charter school board of directors mutually agree not to renew the contract.

**Contact:**  
Charter Schools  
651-582-8217

**Section 5 [Charter planning period]. Paragraph (a)** provides for a pre-operational planning period instead of a pre-operational planning year.

**Paragraph (b)** directs charter schools to design their programs to meet the world's best work force goals.

**Contact:**  
Charter Schools  
651-582-8217

**Section 6 [Mutual nonrenewal]** allows a change in charter school authorizers if the governing board of an approved authorizer votes to withdraw as an authorizer for a reason unrelated to the statutory causes for not renewing or terminating a charter school contract. When pursuing a change in authorizers under this subdivision, requires the authorizer that is the party to the charter contract to inform the proposed authorizer about unmet contract outcomes, among other required information.

**Contact:**  
Charter Schools  
651-582-8217

**Section 7 [Annual public reports]. Paragraph (b)** requires an authorizer to submit an annual public report to the education commissioner by January 15 for the previous school year ending June 30 that at least includes key indicators of school academic, operational, and financial performance.

**Contact:**  
Charter Schools  
651-582-8217

**Section 8 [Cash flow adjustment; charter schools]** Removes the 200 maximum pupil limitation on an eligible special education charter school that requests an accelerated cash flow schedule.

**Contact:**  
School Finance  
651-582-8828

**Section 9 [Metro Deaf Charter School]** Allows prekindergarten deaf and hard-of-hearing pupils to enroll in a charter school beginning in the 2016-2017 school year and deletes a previously enacted condition allowing such enrollment only if the commissioner determined no added cost would be attributable to the pupil.

**Contact:**  
Charter Schools  
651-582-8217

**Section 10 [Charter school building lease aid]** updates charter school building lease aid amounts for additional prekindergarten pupils.

**Contact:**  
Charter Schools  
651-582-8217

## **Article 29 – Special Education**

**Section 1 [Planning for students’ successful transition to postsecondary education and employment; personal learning plans].** A student with an IEP does not need a transition plan if their IEP meets the parameters of a transition plan.

**Contact:**  
Special Education  
651-582-1143

**Section 2 [Qualified interpreters]** strikes a reference to the resource center and substitutes and makes a technical correction to a reference to the state specialist for deaf and hard-of-hearing.

**Contact:**  
Special Education  
651-582-1143

**Section 3 and 6 [Individual interagency intervention plan]** changes a reference from an individual interagency intervention plan to a standardized written plan.

**Contact:**  
Special Education  
651-582-1143

**Section 4 [Individualized education programs].** Before an evaluation team determines another health disability, the team must seek written proof signed by a licensed provider (previously required written proof signed by a doctor).

**Contact:**  
Special Education  
651-582-1143

**Section 5 [Student information systems; transferring records].** The department must certify if and when Schools Interoperability Framework software becomes available. MDE must report whether the system exists and list each vendor's system that meet the compliance criteria.

**Contact:**  
MN.IT @ Education  
651-582-8804

**Section 7 and 8 [Restrictive Procedure Work Group Recommendations]**

- Moves prone restraint to the list of prohibited procedures.
- Requires quarterly reporting on the use of seclusion

**Contact:**  
Compliance and Assistance  
651-582-8459

**Section 9, 10, 12, 13 and 14 [Special education clarifications and conforming changes]**

- Reserve requirement added for third party revenue. Uses limited to those currently authorized in MS 125A.21, subd 3:
  - Administrative costs of obtaining reimbursement;
  - Training to improve the district's ability to access third-party payments;
  - Other expenditures to benefit students with IEPs or IFSPs.
- Clarification that intermediates and special education coops may charge member fees and nonmember access fees to recover unreimbursed costs of serving pupils with a disability.
- Clarification of several special education formula calculations, and related accounting requirements, consistent with current MDE practice.
- Requirement to track third party billing revenue at the district level in UFARS; exclude this revenue from excess cost aid calculations and include it in cross subsidy calculations (inadvertently deleted from statutes in 2013 when new special education formula enacted)
- Exclusion of local optional levies from special education tuition and excess cost aid calculations

**Contact:**  
School Finance  
651-582-8828

**Section 11 [Blind and visually impaired and deaf and hard of hearing report].** MDE reports on blind and visually impaired and deaf and hard of hearing now biennial versus annual.

**Contact:**  
Special Education  
651-582-1143

**Section 15 [Special education aid appropriation]** increases the special education aid appropriation by \$69,000 per year starting in fiscal year 2017 for additional special education aid to allow the Metro Deaf charter school to directly enroll prekindergarten pupils. Adjusts the appropriation for forecast changes.

**Contact:**  
School Finance  
651-582-8828

**Section 16 [Reducing state-generated special education paperwork]** For FY 17 and FY 18, MDE must use existing budget resources to identify and remove 25 percent of the paperwork burden on Minnesota special education teachers that results from state but not federally mandated special education compliance reporting requirements.

**Contact:**  
Compliance and Assistance  
651-582-8459

**Section 17 [Appropriation canceled]** Remainder of FY 2014 appropriation for special ed paperwork reduction (\$1.686 million) that MDE transferred to an IT account is cancelled to the state general fund

The \$1.686 million is used to fund other expenditures in the education articles of the supplemental budget bill.

**Contact:**  
Assistant Commissioner to Special Education  
651-582-8215

### **Article 30 – Facilities and Technology**

**Section 1 [Contracts]** excludes school district contracts for information systems software from the uniform municipal contracting law and bidding process otherwise applicable to contracts exceeding \$100,000.

**Contact:**  
School Finance  
651-582-8828

**Section 2 – 4, 6 –20 [Clarifications related to last year’s implementation of long-term facilities maintenance revenue]**

**Contact:**  
School Finance  
651-582-8828

**Section 5 [Solar panel fire safety]** clarifies that a solar photovoltaic system installed at a school must comply with the most recently-adopted version of the Minnesota electric code.

**Contact:**  
Budget and Facilities  
651-582-8319

**Section 21 [Required debt service levy]** requires one-day bond sales if approved, to be funded through a local tax increase. Clarifies that the required debt service levy does not include amounts necessary for repayment of three types of bonds that have separate revenue authority:

- (1) long-term facilities maintenance revenue bonds (§ 123B.595);
- (2) bonds for certain capital equipment (§ 123B.61); and
- (3) bonds for certain capital facilities (§ 123B.62).

**Contact:**  
School Finance  
651-582-8828

**Section 22 [Early repayment of maximum effort capital loan]** authorizes a school district with an outstanding balance on its maximum effort capital loan to refinance its local bonds and repay to the state an amount equal to the remaining original principal amount that is still outstanding and forgives any accumulated interest on the state maximum effort capital loan.

**Contact:**  
School Finance  
651-582-8828

**Section 23 [Appropriation; long term maintenance equalization aid]** increases this appropriation for prekindergarten programs.

**Contact:**  
School Finance  
651-582-8828

**Section 24 [Internet broadband expansion; innovative grants]** \$500,000 for Broadband Wi-Fi hot spots (FY 2017 only)

- A district is eligible for a broadband Wi-Fi hot spot grant not to exceed \$50,000 to enable students to access learning materials on the internet through a mobile broadband connection.
- A district eligible for transportation sparsity revenue may apply to the commissioner for a school bus internet access grant as part of its grant application. The commissioner must prioritize grants to districts with the longest bus routes. The grant may be used to make internet access available on the bus and for one-to-one devices for students.
- Allows the commissioner to give priority to applications that include local in-kind contributions.

**Contact:**  
Libraries  
651-582-8791

**Section 25 [Appropriations]** appropriates \$500,000 for grants for broadband Wi-Fi hot spots and \$2,200,000 for districts that repay a maximum effort capital loan.

**Contact:**  
Agency Finance  
651-582-8588

**Section 26 [Repealer].** Repeals the following:

- § 123B.60, subd. 2. – health and safety revenue pledged for calamity bonds; and
- § 123B.79, subds. 2 and 6. – obsolete school fund and account references for technical colleges and certain separation and retirement benefits.

**Contact:**  
School Finance  
651-582-8828

**Article 31 – Early Childhood Education**

**Section 1, 2 and 3 [Home visiting revenue]** Increases home visiting revenue from \$1.60 to \$3.00 times population under age 5 residing in the district on Sept 1 of the last school year, effective for FY 2018 (Pay 17 levy).

Equalizes the levy with an equalizing factor of \$17,250 per adjusted pupil unit.

**Contact:**  
School Finance  
651-582-8828

**Section 4 [Parent-child home program; appropriation]** increases the appropriation for the parent- child home program by \$2,000,000 for fiscal year 2017 only Encourages the program to spend the 2017 appropriation equally over the next three fiscal years.

**Contact:**  
Early Learning  
651-582-8301

**Section 5 [Quality rating system; appropriation]** increases the appropriation for the Quality Rating and Improvement System by \$2,000,000 for fiscal year 2017 only. To the extent possible, the \$2,000,000 must go to training providers in underserved or low-income neighborhoods.

**Contact:**  
Early Learning Scholarships  
651-582-8301

**Section 6 [Appropriation; St. Cloud Area School District]** appropriates \$430,000 in fiscal year 2017 from the general fund to the commissioner of education for a grant to the St. Cloud Area School District to establish a preschool pilot program directed toward serving low-income students and English language learners. Allows funds to be used for staff costs, curriculum, equipment, and student transportation. Authorizes the funds to carry forward until expended.

**Contact:**  
Early Learning  
651-582-8414

### **Article 32 – Self-Sufficiency and Lifelong Learning**

**Section 1 [Adult basic education program requirements]** clarifies the eligible age of participation in adult basic education programs – strikes “over 16 years of age” and inserts “not subject to compulsory instruction”

**Contact:**  
Adult Basic Education  
651-582-8594

**Section 2 [Consortium for adult basic education aid; Program approval]** clarifies that a consortium applying for adult basic education aid may consist of districts, nonprofit organizations or both.

**Contact:**  
Adult Basic Education  
651-582-8594

**Section 3 and 4 [GED test fees]** For FY 2017 only, the commissioner shall pay 100% of the fee charged to an eligible individual for the full battery of GED tests, but not more than the cost of one full battery of tests for any individual.

FY 2017 appropriation for GED tests increased by \$120,000

**Contact:**

General Education Development (GED)  
651-582-8446

**Section 5 [Appropriation; adult basic education aid].**

- Appropriates \$400,000 for FY 17 only for three ABE programs for innovative programming. Allocates the money among the three programs based on the number of students served by each
- Appropriates \$400,000 for ABE grants for a college readiness academy, a contextualized GED or Adult Diploma Program, and navigating and advising support services.

**Contact:**

Career and Technical Education  
651-582-8737

**Article 33 – State Agencies**

**Section 1 [Teachers’ and administrators’ licenses; fees]** clarifies language.

**Contact:**

Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

**Section 2 [Appropriations; Department of Education].** Beginning in fiscal year 2017, removes riders on the MDE agency budget for transfer to the Board of Teaching which will now receive direct appropriations.

**Contact:**

Agency Finance  
651-582-8588

**Section 3 [Appropriation; Board of Teaching and Department of Education]**

- Appropriates \$1,018,000 in fiscal year 2017 to the Board of Teaching for board operations. Includes \$80,000 for an electronic job board. Adds \$30,000 in fiscal year 2016 to fund a Board of Teaching deficiency

**Contact:**

Board of Teaching  
651-582-8833

- \$2,750,000 appropriated in FY 17 only for implementation of schoolwide PBIS in schools and districts throughout Minnesota to reduce the use of restrictive procedures and increase use of positive practices.

**Contact:**

Special Education  
651-582-1143

- Adds \$1,000,000 for technology and security enhancements at the department of education.

**Contact:**

Agency Finance  
651-582-8588

- Appropriates licensure via portfolio money.

**Contact:**

Educator Licensing  
mde.educator-licensing@state.mn.us  
651-582-8691

### **Article 34 – Forecast Adjustments**

This article makes adjustments to education appropriations to align with the February 2016 forecast.

**Contact:**

School Finance  
651-582-8828