

1.1 A bill for an act

1.2 relating to education finance and policy; providing for school closures and other

1.3 amendments due to COVID-19; clarifying the calculation of certain school aids

1.4 formulas due to COVID-19; making forecast adjustments to funding for general

1.5 education, education excellence, teachers, special education, facilities, fund transfers

1.6 and accounting, nutrition and libraries, early childhood, and community education

1.7 and lifelong learning; clarifying the responsibilities for the Department of Education

1.8 and Department of Labor and Industry for construction and skills trades career

1.9 counseling services; clarifying the operation referendum calculation; clarifying

1.10 the appropriation for the Grow Your Own program; adjusting base appropriations;

1.11 amending Minnesota Statutes 2018, sections 126C.17, subdivision 7b; 134.355,

1.12 subdivision 8; Minnesota Statutes 2019 Supplement, section 126C.17, subdivision

1.13 2; Laws 2019, First Special Session chapter 11, article 1, section 25, subdivisions

1.14 2, 3, 4, 6, 7, 9; article 2, section 33, subdivisions 2, 3, 4, 5, 6, 16; article 3, section

1.15 23, subdivisions 3, 6; article 4, section 11, subdivisions 2, 3, 4, 5; article 6, section

1.16 7, subdivisions 2, 3, 6; article 7, section 1, subdivisions 2, 3, 4; article 8, section

1.17 13, subdivisions 5, 6, 14; article 9, section 3, subdivisions 2, 8; article 10, sections

1.18 5, subdivision 2; 6; 7; proposing coding for new law in Minnesota Statutes, chapter

1.19 120B.

1.20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.21 **ARTICLE 1**

1.22 **SCHOOL CLOSURES DUE TO COVID-19**

1.23 Section 1. **TRUANCY.**

1.24 Notwithstanding Minnesota Statutes, section 260A.02, subdivision 3, a student's absence,

1.25 without valid excuse, beginning March 1, 2020, and through the end of the distance learning

1.26 period on May 4, or any extension of the distance learning period, does not bring the student

1.27 within the definition of a continuing truant.

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

1.29 expires June 30, 2020.

2.1 Sec. 2. **PROBATIONARY TEACHERS.**

2.2 For the 2019-2020 school year only, for purposes of Minnesota Statutes, sections  
2.3 122A.40, subdivision 5, paragraph (e), and 122A.41, subdivision 2, paragraph (d), the  
2.4 minimum number of days of teacher service that a probationary teacher must complete  
2.5 equals the difference between 120 days and the number of scheduled instructional days that  
2.6 were canceled for COVID-19-related reasons.

2.7 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
2.8 expires June 30, 2020.

2.9 Sec. 3. **INSTRUCTION TO COMMISSIONER; FEDERAL EDUCATION**  
2.10 **STABILIZATION FUND APPLICATION.**

2.11 In applying for education stabilization fund grants authorized under the federal  
2.12 Coronavirus Aid, Relief, and Economic Security Act, the Department of Education must  
2.13 prioritize distribution and expenditure of funds that enables a school to comply with the  
2.14 governor's Executive Order 20-19 and any future executive order on kindergarten through  
2.15 grade 12 education that relates to the infectious disease known as COVID-19, as well as  
2.16 the corresponding Department of Education guidance related to the COVID-19 pandemic,  
2.17 including employee compensation.

2.18 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
2.19 expires June 30, 2020.

2.20 **ARTICLE 2**

2.21 **FORMULA ADJUSTMENTS**

2.22 Section 1. Minnesota Statutes 2018, section 134.355, subdivision 8, is amended to read:

2.23 Subd. 8. **Eligibility.** (a) A regional public library system may apply for regional library  
2.24 telecommunications aid on behalf of itself and member public libraries.

2.25 (b) The aid must be used for connections and other eligible non-voice-related e-rate  
2.26 program category one services. Aid may be used for e-rate program category two services  
2.27 as identified in the Federal Communication Commission's eligible services list for the current  
2.28 and preceding four funding years, or to improve Internet access and access to technology  
2.29 with items that are not e-rated, including but not limited to digital or online resources, if  
2.30 sufficient funds remain once category one needs are met in each funding year.

2.31 (c) To be eligible, a regional public library system must be officially designated by the  
2.32 commissioner of education as a regional public library system as defined in section 134.34,

3.1 subdivision 3, and each of its participating cities and counties must meet local support levels  
3.2 defined in section 134.34, subdivision 1. A public library building that receives aid under  
3.3 this section must be open a minimum of 20 hours per week. Exceptions to the minimum  
3.4 open hours requirement may be granted by the Department of Education on request of the  
3.5 regional public library system for the following circumstances: short-term closing for  
3.6 emergency maintenance and repairs following a natural disaster; in response to exceptional  
3.7 economic circumstances; building repair or maintenance that requires public services areas  
3.8 to be closed; or to adjust hours of public service to respond to documented seasonal use  
3.9 patterns.

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

3.11 **Sec. 2. SCHOOL AID FORMULAS ADJUSTED.**

3.12 Subdivision 1. **Special education.** Notwithstanding any law to the contrary, fiscal year  
3.13 2020 expenditures for employees and contracted services that would have been eligible for  
3.14 state special education aid under Minnesota Statutes, section 125A.76, and for special  
3.15 education tuition billing under Minnesota Statutes, sections 125A.11 and 127A.47, in the  
3.16 absence of school closures due to COVID-19 must be included as eligible expenditures for  
3.17 the calculation of state special education aid and special education tuition billing.

3.18 Subd. 2. **School meals.** (a) Notwithstanding any law to the contrary, for school meals  
3.19 served beginning on or after March 16, 2020, the commissioner of education may adjust  
3.20 the appropriations remaining under Laws 2019, First Special Session chapter 11, article 7,  
3.21 section 1, subdivisions 2, 3, and 4, as specified in paragraph (b).

3.22 (b) On June 30, 2020, the commissioner must subtract the amount actually paid to  
3.23 participants for the 2019-2020 school year under Laws 2019, First Special Session chapter  
3.24 11, article 7, section 1, subdivisions 2, 3, and 4, through March 15, 2020, from the total  
3.25 appropriations for each program. The commissioner must then allocate the remaining funds  
3.26 under each appropriation to participants in the summer food service program on a per meal  
3.27 basis for meals served on or after March 16, 2020, and before July 1, 2020.

3.28 Subd. 3. **Career and technical aid.** Notwithstanding any law to the contrary, for fiscal  
3.29 years 2020 and 2021, the commissioner of education may recalculate career and technical  
3.30 revenue for school districts, cooperatives, and charter schools to ensure that the total statewide  
3.31 career and technical revenue does not fall below the amount estimated for fiscal years 2020  
3.32 and 2021 based on the February 2020 forecast. For expenses incurred on or after March 18,  
3.33 2020, the commissioner may recalculate school district, cooperatives, and charter school  
3.34 amounts based on any other mechanism that allows for the full amount of this appropriation

4.1 to be equitably paid to school districts, cooperatives, and charter schools. These amounts  
4.2 must be prorated at the end of each year if career and technical revenue were to exceed the  
4.3 February 2020 forecast estimate of this revenue for these fiscal years.

4.4 Subd. 4. **Nonpublic pupil transportation aid.** Notwithstanding any law to the contrary,  
4.5 the commissioner of education may adjust the fiscal year 2020 pupil transportation  
4.6 expenditures used to determine nonpublic pupil transportation aid for fiscal year 2022 based  
4.7 on any mechanism that allows for the full amount of the state total fiscal year 2020  
4.8 expenditure estimated in the February 2020 forecast to be equitably allocated among school  
4.9 districts.

4.10 Subd. 5. **Interdistrict desegregation or integration transportation**  
4.11 grants. Notwithstanding any law to the contrary, the commissioner of education may adjust  
4.12 the fiscal year 2020 pupil transportation expenditures used to determine interdistrict  
4.13 desegregation and integration aid for fiscal year 2021 based on any mechanism that allows  
4.14 for the full amount of the state total fiscal year 2020 expenditure estimated in the February  
4.15 2020 forecast to be equitably allocated among school districts.

4.16 Subd. 6. **Adult basic education aid.** Notwithstanding any law to the contrary, for the  
4.17 2020-2021 school year only, the commissioner of education may recalculate adult basic  
4.18 education aid to ensure that the total aid does not fall below the amount estimated for the  
4.19 2020-2021 school year based on the February 2020 forecast. The commissioner may  
4.20 recalculate contact hour rate or otherwise adjust the formula so that the full amount of this  
4.21 appropriation to be equitably paid to aid recipients. These amounts must be prorated at the  
4.22 end of the year if adult basic education aid were to exceed the February 2020 forecast  
4.23 estimate of this aid.

4.24 Subd. 7. **School employees; ensuring state revenue.** Notwithstanding any law to the  
4.25 contrary, for purposes of state aid formulas under subdivisions 1 and 3, the commissioner  
4.26 of education may include in any counts and costs of essential personnel the services provided  
4.27 by individuals who were essential personnel prior to March 13, 2020, for the purpose of  
4.28 ensuring state aid payments to school districts, cooperative units, and charter schools are  
4.29 consistent with the February 2020 forecast.

4.30 Subd. 8. **Literacy incentive aid.** Notwithstanding Minnesota Statutes, section 124D.98,  
4.31 for purposes of calculating proficiency aid and growth aid for fiscal years 2021, 2022, and  
4.32 2023 only, tests administered during the 2019-2020 school year must be excluded from the  
4.33 three year average proficiency percentage and from the three year average growth percentage.  
4.34 The commissioner may adjust the dollar amounts for proficiency aid and growth aid for

5.1 fiscal years 2021, 2022, and 2023 only, to ensure that the total statewide literacy incentive  
5.2 aid amount does not fall below the amount estimated for these fiscal years based on the  
5.3 February 2020 forecast.

5.4 Subd. 9. **School-age care revenue.** Notwithstanding Minnesota Statutes, section 124D.22,  
5.5 for fiscal year 2020 only, for spending on or after March 18, 2020, each district's school-age  
5.6 care revenue continues at its approved amounts and program funds may be spent consistent  
5.7 with the process, uses, and limitations of section 4 of this article.

5.8 Subd. 10. **Developmental screening aid.** Notwithstanding Minnesota Statutes, section  
5.9 121A.19, for fiscal years 2020 and 2021, the commissioner of education must recalculate  
5.10 developmental screening aid for school districts to ensure that the total statewide  
5.11 developmental screening aid does not fall below the amount estimated for fiscal years 2020  
5.12 and 2021 based on the February 2020 forecast. The commissioner may adjust the per child  
5.13 dollar amounts and distribute aid based on a district's proportion of children screened for  
5.14 each age group in fiscal year 2019. These amounts must be prorated at the end of each year  
5.15 if developmental screening aid were to exceed the February 2020 forecast estimate of this  
5.16 revenue for these fiscal years.

5.17 Subd. 11. **Achievement and integration revenue.** Notwithstanding Minnesota Statutes,  
5.18 section 124D.861 or 124D.862, or any other law to the contrary, for fiscal year 2020 only,  
5.19 a school district or charter school that has not spent the full approved amount of its  
5.20 achievement and integration revenue may use the unspent portion of that revenue for costs  
5.21 related to technology needed to provide distance learning.

5.22 Subd. 12. **Report.** The commissioner of education must notify school districts and charter  
5.23 schools of these formula changes as soon as practicable. The commissioner must issue a  
5.24 report by January 15, 2021, to the chairs and the ranking minority members of the legislative  
5.25 committees having jurisdiction over kindergarten through grade 12 education matters  
5.26 describing the formula changes and the distributional impact on school districts and charter  
5.27 schools.

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

5.29 Sec. 3. **ACCOUNTING.**

5.30 Notwithstanding any law to the contrary, services paid under section 2, subdivisions 1,  
5.31 2, and 3, including expenses recorded in the food service fund, may be charged to the same  
5.32 Uniform Financial Accounting and Reporting Standards codes to which the service is charged  
5.33 for an instructional day.

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

6.2 Sec. 4. **FUND TRANSFERS; FISCAL YEAR 2020 ONLY.**

6.3 Subdivision 1. **Fund and account transfers allowed.** Notwithstanding Minnesota  
6.4 Statutes, section 123B.80, subdivision 3, for fiscal year 2020 only, and for the purposes  
6.5 listed in subdivision 3, on or after March 18, 2020, a school district, charter school, or  
6.6 cooperative unit may transfer any funds not already assigned to, or encumbered by staff  
6.7 salary and benefits, or otherwise encumbered by federal law, from certain reserved accounts  
6.8 or operating funds to any other operating fund.

6.9 Subd. 2. **Definitions.** For purposes of this act:

6.10 (1) "eligible on-site child" means a school-aged child of a worker providing services in  
6.11 a critical sector as defined in the governor's Emergency Executive Orders 20-02, 20-19,  
6.12 and 20-20, or any subsequent order receiving services at a school facility;

6.13 (2) "closure period" means the time period specified by Emergency Executive Order  
6.14 20-02, during which schools were closed to students while staff engaged in planning for  
6.15 distance learning; and

6.16 (3) "distance learning period" means the time period during the 2019-2020 school year  
6.17 specified by Emergency Executive Order 20-19, or a future emergency executive order  
6.18 during which school buildings are closed and the time during which distance learning plans  
6.19 are implemented to provide instructional programming to all students.

6.20 Subd. 3. **Revenue uses for transferred funds.** Funds transferred under this section may  
6.21 be used to:

6.22 (1) provide care to eligible on-site children during the school day;

6.23 (2) pay for additional transportation costs needed in providing distance learning  
6.24 instruction and meal delivery during the closure period and the distance learning period;

6.25 (3) pay for additional costs related to technology needed to provide distance learning  
6.26 instruction;

6.27 (4) pay the portion of staff salary and benefits of employees paid through the community  
6.28 service fund normally funded by fees that were refunded, waived, or otherwise not paid  
6.29 during the closure period and distance learning period; or

6.30 (5) pay the portion of food service fund staff salary and benefits normally funded by  
6.31 meal reimbursement revenue during the closure period or distance learning period.

7.1 Subd. 4. **No aid or levy effect.** A fund or account transfer is allowed under this section  
7.2 if the transfer does not increase state aid obligations to the district or school, or result in  
7.3 additional property tax authority for the district. A fund or account transfer is limited to the  
7.4 operating funds and accounts of a school district, charter school, or cooperative unit.

7.5 Subd. 5. **Board approval required; reporting; audit trail.** A fund or account transfer  
7.6 under this section is effective June 30, 2020, and the school board must approve by recorded  
7.7 vote any fund or account transfer before the reporting deadline for fiscal year 2020. A school  
7.8 district, charter school, or cooperative unit must maintain accounting records for the purposes  
7.9 of this section that are sufficient to document both the specific funds transferred and use of  
7.10 those funds. The accounting records are subject to auditor review. Any execution of flexibility  
7.11 must not interfere with or jeopardize funding per federal requirements. Any transfer must  
7.12 not interfere with the equitable delivery of distance learning or social distancing models.

7.13 Subd. 6. **Commissioner's guidance.** The commissioner must prepare and post to the  
7.14 department's website a document providing guidance on the allowable uses and fund and  
7.15 account balance transfers authorized under this section.

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

7.17 Sec. 5. **REVENUE RESTRICTIONS; FISCAL YEAR 2020 ONLY.**

7.18 Notwithstanding Minnesota Statutes, section 124D.19, subdivision 12, for fiscal year  
7.19 2020 only, for spending occurring on or after March 18, 2020, after-school enrichment  
7.20 revenue under Minnesota Statutes, section 124D.20, subdivision 4a, may be used for the  
7.21 purposes listed in section 4. Any revenue used under this section must comply with section  
7.22 4, subdivisions 4 through 6.

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

7.24 Sec. 6. **CASH FLOW ADJUSTMENT; FISCAL YEAR 2021 ONLY.**

7.25 Notwithstanding any law to the contrary, for fiscal year 2021 only, a school district  
7.26 unable to make a required payment from its debt service fund because of a delay in receipt  
7.27 of its anticipated property tax proceeds may apply for modified cash flow payments under  
7.28 Minnesota Statutes, section 127A.45. The school district must apply in the form and manner  
7.29 specified by the commissioner and the commissioner must adjust the state aid cash flow  
7.30 payments accordingly.

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

**ARTICLE 3****STATE AGENCY COVID-19 EMERGENCY POWERS****Section 1. COMMISSIONER OF EDUCATION AND PROFESSIONAL EDUCATOR LICENSING AND STANDARDS BOARD COVID-19 EMERGENCY POWERS.**

(a) Notwithstanding Minnesota Statutes, section 120B.30, for the 2019-2020 school year only, the commissioner of education is granted authority and must waive the state requirements on statewide assessments, including requirements allowing students to take a college entrance exam in school on a regular school day. The commissioner must waive any state accountability and reporting requirements linked to the statewide assessments. The commissioner must distribute any savings attributable to this paragraph equitably among schools for purposes of complying with the governor's Executive Order 20-19 and the corresponding Department of Education guidance related to the COVID-19 pandemic, including employee compensation.

(b) Notwithstanding Minnesota Statutes, section 122A.183, Minnesota Rules, part 8710.0313, or any other law to the contrary, the Professional Educator Licensing and Standards Board must issue a one-year conditional Tier 3 license to an applicant that is otherwise qualified under Minnesota Statutes, section 122A.183, but was unable to complete the required licensure exams under Minnesota Statutes, section 122A.185, because of a COVID-19-related disruption. As a condition of renewing the Tier 3 license, the applicant must pass the required licensure exams under Minnesota Statutes, section 122A.185. The term of the renewed Tier 3 license under this section must be two years. The board must waive the licensure renewal fee.

(c) Notwithstanding any law to the contrary, the Professional Educator Licensing and Standards Board must extend by six months any calendar year 2020 deadline for completion of license renewal requirements for licenses under their jurisdiction.

**EFFECTIVE DATE.** Paragraph (a) of this section expires June 30, 2020. Paragraph (b) of this section expires October 31, 2020.

**Sec. 2. REPORTING; RIGHT OF ACTION.**

(a) A court must not construe anything in this article as creating a right of action for a student, parent, teacher license applicant, or any other individual or entity to enforce any provisions of this article.

(b) By December 15, 2020, the Professional Educator Licensing and Standards Board must report on all conditional licenses issued under section 1, paragraph (b), to the chairs



9.1 and the ranking minority members of the committees in the house of representatives and  
 9.2 the senate with jurisdiction over kindergarten through grade 12 education policy and finance.

9.3 **ARTICLE 4**

9.4 **MISCELLANEOUS CORRECTIONS**

9.5 Section 1. **[120B.126] CONSTRUCTION AND SKILLED TRADES COUNSELING.**

9.6 The commissioner of education must collaborate with the commissioner of labor and  
 9.7 industry to incorporate construction and skilled trades into career counseling services for  
 9.8 middle and high school aged students. Career advisement should identify high-growth,  
 9.9 in-demand skilled trades and include information on various career paths and associated  
 9.10 jobs, the salary profiles of those jobs, and the credentials and other training desired by  
 9.11 employers for those jobs.

9.12 Sec. 2. Minnesota Statutes 2019 Supplement, section 126C.17, subdivision 2, is amended  
 9.13 to read:

9.14 Subd. 2. **Referendum allowance limit.** (a) Notwithstanding subdivision 1, for fiscal  
 9.15 year 2021 and later, a district's referendum allowance must not exceed the greater of:

9.16 (1) the product of the annual inflationary increase as calculated under paragraph (b),  
 9.17 and \$2,079.50, minus \$300;

9.18 (2) the product of the annual inflationary increase as calculated under paragraph (b),  
 9.19 ~~and the sum of the referendum revenue allowance limit the district would have received for~~  
 9.20 ~~fiscal year 2015 2021 under Minnesota Statutes 2012 2018, section 126C.17, subdivision~~  
 9.21 ~~4 2, paragraph (a), clause (2), based on elections held before July 1, 2013, and the adjustment~~  
 9.22 ~~the district would have received under Minnesota Statutes 2012, section 127A.47, subdivision~~  
 9.23 ~~7, paragraphs (a), (b), and (c), based on elections held before July 1, 2013, divided by the~~  
 9.24 ~~district's adjusted pupil units for fiscal year 2015, minus \$300;~~

9.25 (3) for a newly reorganized district created on July 1, 2020, the referendum revenue  
 9.26 authority for each reorganizing district in the year preceding reorganization divided by its  
 9.27 adjusted pupil units for the year preceding reorganization, minus \$300; or

9.28 (4) for a newly reorganized district created after July 1, ~~2021 2020~~, the referendum  
 9.29 revenue authority for each reorganizing district in the year preceding reorganization divided  
 9.30 by its adjusted pupil units for the year preceding reorganization.

9.31 (b) For purposes of this subdivision, for fiscal year 2022 and later, "inflationary increase"  
 9.32 means one plus the percentage change in the Consumer Price Index for urban consumers,

10.1 as prepared by the United States Bureau of Labor Statistics, for the current fiscal year to  
10.2 fiscal year 2021.

10.3 **EFFECTIVE DATE.** This section is effective for revenue for fiscal year 2021 and later.

10.4 Sec. 3. Minnesota Statutes 2018, section 126C.17, subdivision 7b, is amended to read:

10.5 Subd. 7b. **Referendum aid guarantee.** (a) Notwithstanding subdivision 7, the sum of  
10.6 a district's referendum equalization aid and local optional aid under section 126C.10,  
10.7 subdivision 2e, for fiscal year 2015 must not be less than the sum of the referendum  
10.8 equalization aid the district would have received for fiscal year 2015 under Minnesota  
10.9 Statutes 2012, section 126C.17, subdivision 7, and the adjustment the district would have  
10.10 received under Minnesota Statutes 2012, section 127A.47, subdivision 7, paragraphs (a),  
10.11 (b), and (c).

10.12 (b) Notwithstanding subdivision 7, the sum of referendum equalization aid and local  
10.13 optional aid under section 126C.10, subdivision 2e, for fiscal year 2016 and later, for a  
10.14 district qualifying for additional aid under paragraph (a) for fiscal year 2015, must not be  
10.15 less than the product of (1) the sum of the district's referendum equalization aid and local  
10.16 optional aid under section 126C.10, subdivision 2e, for fiscal year 2015, times (2) the lesser  
10.17 of one or the ratio of the sum of the district's referendum revenue and local optional revenue  
10.18 for that school year to the sum of the district's referendum revenue and local optional revenue  
10.19 for fiscal year 2015, times (3) the lesser of one or the ratio of the district's referendum market  
10.20 value used for fiscal year 2015 referendum equalization calculations to the district's  
10.21 referendum market value used for that year's referendum equalization calculations.

10.22 **EFFECTIVE DATE.** This section is effective for fiscal year 2016 and later.

10.23 Sec. 4. Laws 2019, First Special Session chapter 11, article 3, section 23, subdivision 6,  
10.24 is amended to read:

10.25 Subd. 6. **Paraprofessional pathway to teacher licensure.** (a) For grants to school  
10.26 districts for Grow Your Own new teacher programs:

10.27				<del>2018</del>
10.28	\$	1,500,000	.....	<u>2020</u>
10.29				<del>2019</del>
10.30	\$	1,500,000	.....	<u>2021</u>

10.31 (b) The grants are for school districts with more than 30 percent minority students for  
10.32 a Board of Teaching-approved nonconventional teacher residency pilot program. The  
10.33 program must provide tuition scholarships or stipends to enable school district employees

11.1 or community members affiliated with a school district who seek an education license to  
 11.2 participate in a nonconventional teacher preparation program. School districts that receive  
 11.3 funds under this subdivision are strongly encouraged to recruit candidates of color and  
 11.4 American Indian candidates to participate in the Grow Your Own new teacher programs.  
 11.5 Districts or schools providing financial support may require a commitment as determined  
 11.6 by the district to teach in the district or school for a reasonable amount of time that does  
 11.7 not exceed five years.

11.8 (c) School districts and charter schools may also apply for grants to develop innovative  
 11.9 expanded Grow Your Own programs that encourage secondary school students to pursue  
 11.10 teaching, including developing and offering dual-credit postsecondary course options in  
 11.11 schools for "Introduction to Teaching" or "Introduction to Education" courses consistent  
 11.12 with Minnesota Statutes, section 124D.09, subdivision 10.

11.13 (d) Programs must annually report to the commissioner by the date determined by the  
 11.14 commissioner on their activities under this section, including the number of participants,  
 11.15 the percentage of participants who are of color or who are American Indian, and an  
 11.16 assessment of program effectiveness, including participant feedback, areas for improvement,  
 11.17 the percentage of participants continuing to pursue teacher licensure, and the number of  
 11.18 participants hired in the school or district as teachers after completing preparation programs.

11.19 (e) The department may retain up to three percent of the appropriation amount to monitor  
 11.20 and administer the grant program.

11.21 (f) Any balance in the first year does not cancel but is available in the second year.

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

11.23 Sec. 5. Laws 2019, First Special Session chapter 11, article 10, section 5, subdivision 2,  
 11.24 is amended to read:

11.25 Subd. 2. **Department.** (a) For the Department of Education:

11.26 \$ 29,196,000 ..... 2020

11.27 \$ 24,911,000 ..... 2021

11.28 Of these amounts:

11.29 (1) \$319,000 each year is for the Board of School Administrators;

11.30 (2) \$1,000,000 each year is for regional centers of excellence under Minnesota Statutes,  
 11.31 section 120B.115;

12.1 (3) \$250,000 each year is for the School Finance Division to enhance financial data  
12.2 analysis;

12.3 (4) \$720,000 each year is for implementing Minnesota's Learning for English Academic  
12.4 Proficiency and Success Act under Laws 2014, chapter 272, article 1, as amended;

12.5 (5) \$123,000 each year is for a dyslexia specialist;

12.6 (6) \$4,700,000 in fiscal year 2020 only is for legal fees and costs associated with  
12.7 litigation; and

12.8 (7) \$400,000 in fiscal year 2020 and \$480,000 in fiscal year 2021 and later are for the  
12.9 Department of Education's mainframe update.

12.10 (b) None of the amounts appropriated under this subdivision may be used for Minnesota's  
12.11 Washington, D.C. office.

12.12 (c) The expenditures of federal grants and aids as shown in the biennial budget document  
12.13 and its supplements are approved and appropriated and shall be spent as indicated.

12.14 (d) This appropriation includes funds for information technology project services and  
12.15 support subject to the provisions of Minnesota Statutes, section 16E.0466. Any ongoing  
12.16 information technology costs will be incorporated into the service level agreement and will  
12.17 be paid to the Office of MN.IT Services by the Department of Education under the rates  
12.18 and mechanism specified in that agreement.

12.19 (e) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,  
12.20 section 1, paragraph (a), and section 3, paragraph (a), the base for fiscal year 2022 is  
12.21 \$24,591,000. The base for fiscal year 2023 is \$24,611,000. The base for fiscal year 2024 is  
12.22 \$24,629,000.

12.23 Sec. 6. Laws 2019, First Special Session chapter 11, article 10, section 6, is amended to  
12.24 read:

12.25 **Sec. 6. APPROPRIATIONS; MINNESOTA STATE ACADEMIES.**

12.26 (a) The sums indicated in this section are appropriated from the general fund to the  
12.27 Minnesota State Academies for the Deaf and the Blind for the fiscal years designated:

12.28 \$ 13,746,000 ..... 2020

12.29 \$ 13,787,000 ..... 2021

12.30 (b) Any balance in the first year does not cancel but is available in the second year.

13.1 (c) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,  
 13.2 section 1, paragraph (a), and section 3, paragraph (b), the base for fiscal year 2022 is  
 13.3 \$13,794,000 and the base for fiscal year 2023 is \$13,801,000. The base for fiscal year 2024  
 13.4 is \$13,807,000.

13.5 Sec. 7. Laws 2019, First Special Session chapter 11, article 10, section 7, is amended to  
 13.6 read:

13.7 **Sec. 7. APPROPRIATIONS; PERPICH CENTER FOR ARTS EDUCATION.**

13.8 (a) The sums in this section are appropriated from the general fund to the Perpich Center  
 13.9 for Arts Education for the fiscal years designated:

13.10 \$ 7,292,000 ..... 2020

13.11 \$ 7,283,000 ..... 2021

13.12 (b) Any balance in the first year does not cancel but is available in the second year.

13.13 (c) To account for the base adjustments provided in Laws 2018, chapter 211, article 21,  
 13.14 section 1, paragraph (a), and section 3, paragraph (c), the base for fiscal year 2022 is  
 13.15 \$7,288,000. The base for fiscal year 2023 is \$7,294,000. The base for fiscal year 2024 is  
 13.16 \$7,299,000.

13.17 (d) Of the amount appropriated in fiscal year 2020, \$80,000 is for severance payments  
 13.18 related to the closure of the Crosswinds school and is available until June 30, 2021.

13.19 **ARTICLE 5**

13.20 **FORECAST ADJUSTMENTS**

13.21 **A. GENERAL EDUCATION**

13.22 Section 1. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision  
 13.23 2, is amended to read:

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

13.26 ~~7,383,162,000~~  
 13.27 \$ 7,348,336,000 ..... 2020

13.28 ~~7,566,309,000~~  
 13.29 \$ 7,509,639,000 ..... 2021

13.30 The 2020 appropriation includes ~~\$700,383,000~~ \$701,295,000 for 2019 and  
 13.31 ~~\$6,682,779,000~~ \$6,647,041,000 for 2020.

14.1 The 2021 appropriation includes ~~\$715,184,000~~ \$711,885,000 for 2020 and  
 14.2 ~~\$6,851,125,000~~ \$6,797,754,000 for 2021.

14.3 Sec. 2. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 3,  
 14.4 is amended to read:

14.5 Subd. 3. **Enrollment options transportation.** For transportation of pupils attending  
 14.6 postsecondary institutions under Minnesota Statutes, section 124D.09, or for transportation  
 14.7 of pupils attending nonresident districts under Minnesota Statutes, section 124D.03:

14.8		<del>24,000</del>		
14.9	\$	<u>19,000</u>	.....	2020
14.10		<del>26,000</del>		
14.11	\$	<u>20,000</u>	.....	2021

14.12 Sec. 3. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 4,  
 14.13 is amended to read:

14.14 Subd. 4. **Abatement aid.** For abatement aid under Minnesota Statutes, section 127A.49:

14.15		<del>2,897,000</del>		
14.16	\$	<u>1,770,000</u>	.....	2020
14.17		<del>2,971,000</del>		
14.18	\$	<u>2,827,000</u>	.....	2021

14.19 The 2020 appropriation includes \$274,000 for 2019 and ~~\$2,623,000~~ \$1,496,000 for  
 14.20 2020.

14.21 The 2021 appropriation includes ~~\$291,000~~ \$166,000 for 2020 and ~~\$2,680,000~~ \$2,661,000  
 14.22 for 2021.

14.23 Sec. 4. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 6,  
 14.24 is amended to read:

14.25 Subd. 6. **Nonpublic pupil education aid.** For nonpublic pupil education aid under  
 14.26 Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

14.27		<del>18,083,000</del>		
14.28	\$	<u>17,925,000</u>	.....	2020
14.29		<del>18,670,000</del>		
14.30	\$	<u>18,917,000</u>	.....	2021

14.31 The 2020 appropriation includes \$1,806,000 for 2019 and ~~\$16,277,000~~ \$16,119,000 for  
 14.32 2020.

15.1 The 2021 appropriation includes ~~\$1,808,000~~ \$1,790,000 for 2020 and ~~\$16,862,000~~  
 15.2 \$17,127,000 for 2021.

15.3 Sec. 5. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 7,  
 15.4 is amended to read:

15.5 Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid under  
 15.6 Minnesota Statutes, section 123B.92, subdivision 9:

15.7		<del>19,478,000</del>		
15.8	\$	<u>19,168,000</u>	.....	2020
15.9		<del>19,728,000</del>		
15.10	\$	<u>20,100,000</u>	.....	2021

15.11 The 2020 appropriation includes \$1,961,000 for 2019 and ~~\$17,517,000~~ \$17,207,000 for  
 15.12 2020.

15.13 The 2021 appropriation includes ~~\$1,946,000~~ \$1,911,000 for 2020 and ~~\$17,782,000~~  
 15.14 \$18,189,000 for 2021.

15.15 Sec. 6. Laws 2019, First Special Session chapter 11, article 1, section 25, subdivision 9,  
 15.16 is amended to read:

15.17 Subd. 9. **Career and technical aid.** For career and technical aid under Minnesota  
 15.18 Statutes, section 124D.4531, subdivision 1b:

15.19		<del>3,751,000</del>		
15.20	\$	<u>3,857,000</u>	.....	2020
15.21		<del>3,321,000</del>		
15.22	\$	<u>3,433,000</u>	.....	2021

15.23 The 2020 appropriation includes \$422,000 for 2019 and ~~\$3,329,000~~ \$3,435,000 for  
 15.24 2020.

15.25 The 2021 appropriation includes ~~\$369,000~~ \$378,000 for 2020 and ~~\$2,952,000~~ \$3,055,000  
 15.26 for 2021.

## 15.27 **B. EDUCATION EXCELLENCE**

15.28 Sec. 7. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 2,  
 15.29 is amended to read:

15.30 Subd. 2. **Achievement and integration aid.** For achievement and integration aid under  
 15.31 Minnesota Statutes, section 124D.862:

16.1 ~~80,424,000~~  
 16.2 \$ 77,955,000 ..... 2020  
 16.3 ~~83,256,000~~  
 16.4 \$ 80,603,000 ..... 2021

16.5 The 2020 appropriation includes \$7,058,000 for 2019 and ~~\$73,366,000~~ \$70,897,000 for  
 16.6 2020.

16.7 The 2021 appropriation includes ~~\$8,151,000~~ \$7,842,000 for 2020 and ~~\$75,105,000~~  
 16.8 \$72,761,000 for 2021.

16.9 Sec. 8. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 3,  
 16.10 is amended to read:

16.11 Subd. 3. **Interdistrict desegregation or integration transportation grants.** For  
 16.12 interdistrict desegregation or integration transportation grants under Minnesota Statutes,  
 16.13 section 124D.87:

16.14 ~~13,874,000~~  
 16.15 \$ 14,231,000 ..... 2020  
 16.16 ~~14,589,000~~  
 16.17 \$ 14,962,000 ..... 2021

16.18 Sec. 9. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 4,  
 16.19 is amended to read:

16.20 Subd. 4. **Literacy incentive aid.** For literacy incentive aid under Minnesota Statutes,  
 16.21 section 124D.98:

16.22 ~~45,304,000~~  
 16.23 \$ 44,985,000 ..... 2020  
 16.24 ~~45,442,000~~  
 16.25 \$ 44,658,000 ..... 2021

16.26 The 2020 appropriation includes \$4,582,000 for 2019 and ~~\$40,722,000~~ \$40,403,000 for  
 16.27 2020.

16.28 The 2021 appropriation includes ~~\$4,524,000~~ \$4,489,000 for 2020 and ~~\$40,918,000~~  
 16.29 \$40,169,000 for 2021.

16.30 Sec. 10. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 5,  
 16.31 is amended to read:

16.32 Subd. 5. **Tribal contract school aid.** For tribal contract school aid under Minnesota  
 16.33 Statutes, section 124D.83:



17.1                   ~~3,275,000~~  
 17.2           \$       2,766,000       ..... 2020  
 17.3                   ~~3,763,000~~  
 17.4           \$       3,106,000       ..... 2021

17.5           The 2020 appropriation includes \$299,000 for 2019 and ~~\$2,976,000~~ \$2,467,000 for  
 17.6 2020.

17.7           The 2021 appropriation includes ~~\$330,000~~ \$274,000 for 2020 and ~~\$3,433,000~~ \$2,832,000  
 17.8 for 2021.

17.9           Sec. 11. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision 6,  
 17.10 is amended to read:

17.11           Subd. 6. **American Indian education aid.** For American Indian education aid under  
 17.12 Minnesota Statutes, section 124D.81, subdivision 2a:

17.13                   ~~9,515,000~~  
 17.14           \$       10,113,000       ..... 2020  
 17.15                   ~~9,673,000~~  
 17.16           \$       10,696,000       ..... 2021

17.17           The 2020 appropriation includes \$960,000 for 2019 and ~~\$8,555,000~~ \$9,153,000 for  
 17.18 2020.

17.19           The 2021 appropriation includes ~~\$950,000~~ \$1,016,000 for 2020 and ~~\$8,723,000~~  
 17.20 \$9,680,000 for 2021.

17.21           Sec. 12. Laws 2019, First Special Session chapter 11, article 2, section 33, subdivision  
 17.22 16, is amended to read:

17.23           Subd. 16. **Charter school building lease aid.** For building lease aid under Minnesota  
 17.24 Statutes, section 124E.22:

17.25                   ~~85,450,000~~  
 17.26           \$       83,214,000       ..... 2020  
 17.27                   ~~91,064,000~~  
 17.28           \$       88,454,000       ..... 2021

17.29           The 2020 appropriation includes \$8,021,000 for 2019 and ~~\$77,429,000~~ \$75,193,000 for  
 17.30 2020.

17.31           The 2021 appropriation includes ~~\$8,603,000~~ \$8,354,000 for 2020 and ~~\$82,461,000~~  
 17.32 \$80,100,000 for 2021.

18.1

**C. TEACHERS**

18.2 Sec. 13. Laws 2019, First Special Session chapter 11, article 3, section 23, subdivision 3,  
18.3 is amended to read:

18.4 Subd. 3. **Alternative teacher compensation aid.** (a) For alternative teacher compensation  
18.5 aid under Minnesota Statutes, section 122A.415, subdivision 4:

18.6		<del>89,211,000</del>		
18.7	\$	<u>89,166,000</u>	.....	2020
18.8		<del>88,853,000</del>		
18.9	\$	<u>88,851,000</u>	.....	2021

18.10 (b) The 2020 appropriation includes \$8,974,000 for 2019 and ~~\$80,237,000~~ \$80,192,000  
18.11 for 2020.

18.12 (c) The 2021 appropriation includes ~~\$8,915,000~~ \$8,887,000 for 2020 and ~~\$79,938,000~~  
18.13 \$79,964,000 for 2021.

18.14

**D. SPECIAL EDUCATION**

18.15 Sec. 14. Laws 2019, First Special Session chapter 11, article 4, section 11, subdivision 2,  
18.16 is amended to read:

18.17 Subd. 2. **Special education; regular.** For special education aid under Minnesota Statutes,  
18.18 section 125A.75:

18.19		<del>1,619,065,000</del>		
18.20	\$	<u>1,600,889,000</u>	.....	2020
18.21		<del>1,773,125,000</del>		
18.22	\$	<u>1,747,701,000</u>	.....	2021

18.23 The 2020 appropriation includes \$184,363,000 for 2019 and ~~\$1,434,702,000~~  
18.24 \$1,416,526,000 for 2020.

18.25 The 2021 appropriation includes ~~\$201,964,000~~ \$199,406,000 for 2020 and  
18.26 ~~\$1,571,161,000~~ \$1,548,295,000 for 2021.

18.27 Sec. 15. Laws 2019, First Special Session chapter 11, article 4, section 11, subdivision 3,  
18.28 is amended to read:

18.29 Subd. 3. **Aid for children with disabilities.** For aid under Minnesota Statutes, section  
18.30 125A.75, subdivision 3, for children with disabilities placed in residential facilities within  
18.31 the district boundaries for whom no district of residence can be determined:

19.1                   ~~1,382,000~~  
 19.2           \$       1,109,000     ..... 2020  
 19.3                   ~~1,564,000~~  
 19.4           \$       1,267,000     ..... 2021

19.5           If the appropriation for either year is insufficient, the appropriation for the other year is  
 19.6 available.

19.7           Sec. 16. Laws 2019, First Special Session chapter 11, article 4, section 11, subdivision 4,  
 19.8 is amended to read:

19.9           Subd. 4. **Travel for home-based services.** For aid for teacher travel for home-based  
 19.10 services under Minnesota Statutes, section 125A.75, subdivision 1:

19.11                   ~~422,000~~  
 19.12           \$       448,000     ..... 2020  
 19.13                   ~~442,000~~  
 19.14           \$       467,000     ..... 2021

19.15           The 2020 appropriation includes ~~\$40,000~~ \$43,000 for 2019 and ~~\$382,000~~ \$405,000 for  
 19.16 2020.

19.17           The 2021 appropriation includes ~~\$42,000~~ \$44,000 for 2020 and ~~\$400,000~~ \$423,000 for  
 19.18 2021.

19.19           Sec. 17. Laws 2019, First Special Session chapter 11, article 4, section 11, subdivision 5,  
 19.20 is amended to read:

19.21           Subd. 5. **Court-placed special education revenue.** For reimbursing serving school  
 19.22 districts for unreimbursed eligible expenditures attributable to children placed in the serving  
 19.23 school district by court action under Minnesota Statutes, section 125A.79, subdivision 4:

19.24                   ~~31,000~~  
 19.25           \$       -0-     ..... 2020  
 19.26                   ~~32,000~~  
 19.27           \$       23,000     ..... 2021

## 19.28                   **E. FACILITIES, FUND TRANSFERS, AND ACCOUNTING**

19.29           Sec. 18. Laws 2019, First Special Session chapter 11, article 6, section 7, subdivision 2,  
 19.30 is amended to read:

19.31           Subd. 2. **Debt service equalization aid.** For debt service equalization aid under  
 19.32 Minnesota Statutes, section 123B.53, subdivision 6:



21.1 ~~16,306,000~~  
 21.2 \$ 16,245,000 ..... 2020  
 21.3 ~~16,575,000~~  
 21.4 \$ 16,514,000 ..... 2021

21.5 Sec. 22. Laws 2019, First Special Session chapter 11, article 7, section 1, subdivision 3,  
 21.6 is amended to read:

21.7 Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes,  
 21.8 section 124D.1158:

21.9 ~~11,310,000~~  
 21.10 \$ 11,428,000 ..... 2020  
 21.11 ~~11,771,000~~  
 21.12 \$ 11,846,000 ..... 2021

21.13 Sec. 23. Laws 2019, First Special Session chapter 11, article 7, section 1, subdivision 4,  
 21.14 is amended to read:

21.15 Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes,  
 21.16 section 124D.118:

21.17 ~~691,000~~  
 21.18 \$ 658,000 ..... 2020  
 21.19 ~~691,000~~  
 21.20 \$ 658,000 ..... 2021

21.21 **G. EARLY CHILDHOOD**

21.22 Sec. 24. Laws 2019, First Special Session chapter 11, article 8, section 13, subdivision 5,  
 21.23 is amended to read:

21.24 Subd. 5. **Early childhood family education aid.** (a) For early childhood family education  
 21.25 aid under Minnesota Statutes, section 124D.135:

21.26 ~~32,176,000~~  
 21.27 \$ 32,151,000 ..... 2020  
 21.28 ~~33,531,000~~  
 21.29 \$ 33,540,000 ..... 2021

21.30 (b) The 2020 appropriation includes \$3,098,000 for 2019 and ~~\$29,078,000~~ \$29,053,000  
 21.31 for 2020.

21.32 (c) The 2021 appropriation includes ~~\$3,230,000~~ \$3,133,000 for 2020 and ~~\$30,301,000~~  
 21.33 \$30,407,000 for 2021.

22.1 Sec. 25. Laws 2019, First Special Session chapter 11, article 8, section 13, subdivision 6,  
22.2 is amended to read:

22.3 Subd. 6. **Developmental screening aid.** (a) For developmental screening aid under  
22.4 Minnesota Statutes, sections 121A.17 and 121A.19:

22.5		<del>3,639,000</del>		
22.6	\$	<u>3,621,000</u>	.....	2020
22.7		<del>3,625,000</del>		
22.8	\$	<u>3,607,000</u>	.....	2021

22.9 (b) The 2020 appropriation includes \$363,000 for 2019 and ~~\$3,276,000~~ \$3,258,000 for  
22.10 2020.

22.11 (c) The 2021 appropriation includes ~~\$364,000~~ \$362,000 for 2020 and ~~\$3,261,000~~  
22.12 \$3,245,000 for 2021.

22.13 Sec. 26. Laws 2019, First Special Session chapter 11, article 8, section 13, subdivision  
22.14 14, is amended to read:

22.15 Subd. 14. **Home visiting aid.** (a) For home visiting aid under Minnesota Statutes, section  
22.16 124D.135:

22.17	\$	521,000	.....	2020
22.18		<del>503,000</del>		
22.19	\$	<u>528,000</u>	.....	2021

22.20 (b) The 2020 appropriation includes \$54,000 for 2019 and \$467,000 for 2020.

22.21 (c) The 2021 appropriation includes \$51,000 for 2020 and ~~\$452,000~~ \$477,000 for 2021.

## 22.22 H. COMMUNITY EDUCATION AND LIFELONG LEARNING

22.23 Sec. 27. Laws 2019, First Special Session chapter 11, article 9, section 3, subdivision 2,  
22.24 is amended to read:

22.25 Subd. 2. **Community education aid.** For community education aid under Minnesota  
22.26 Statutes, section 124D.20:

22.27		<del>330,000</del>		
22.28	\$	<u>327,000</u>	.....	2020
22.29		<del>257,000</del>		
22.30	\$	<u>249,000</u>	.....	2021

22.31 The 2020 appropriation includes \$40,000 for 2019 and ~~\$290,000~~ \$287,000 for 2020.

23.1 The 2021 appropriation includes ~~\$32,000~~ \$31,000 for 2020 and ~~\$225,000~~ \$218,000 for  
 23.2 2021.

23.3 Sec. 28. Laws 2019, First Special Session chapter 11, article 9, section 3, subdivision 8,  
 23.4 is amended to read:

23.5 Subd. 8. **Adult basic education aid.** For adult basic education aid under Minnesota  
 23.6 Statutes, section 124D.531:

23.7		<del>50,106,000</del>		
23.8	\$	<u>50,052,000</u>	.....	2020
23.9		<del>51,620,000</del>		
23.10	\$	<u>51,613,000</u>	.....	2021

23.11 The 2020 appropriation includes \$4,868,000 for 2019 and ~~\$45,238,000~~ \$45,184,000 for  
 23.12 2020.

23.13 The 2021 appropriation includes ~~\$5,026,000~~ \$5,020,000 for 2020 and ~~\$46,594,000~~  
 23.14 \$46,593,000 for 2021.