

143.12

**ARTICLE 4**

143.13

**AMERICAN INDIAN EDUCATION**

143.14 Section 1. Minnesota Statutes 2022, section 13.32, subdivision 3, is amended to read:

143.15 Subd. 3. **Private data; when disclosure is permitted.** Except as provided in subdivision  
143.16 5, educational data is private data on individuals and shall not be disclosed except as follows:

143.17 (a) pursuant to section 13.05;

143.18 (b) pursuant to a valid court order;

143.19 (c) pursuant to a statute specifically authorizing access to the private data;

143.20 (d) to disclose information in health, including mental health, and safety emergencies  
143.21 pursuant to the provisions of United States Code, title 20, section 1232g(b)(1)(I), and Code  
143.22 of Federal Regulations, title 34, section 99.36;

143.23 (e) pursuant to the provisions of United States Code, title 20, sections 1232g(b)(1),  
143.24 (b)(4)(A), (b)(4)(B), (b)(1)(B), (b)(3), (b)(6), (b)(7), and (i), and Code of Federal Regulations,  
143.25 title 34, sections 99.31, 99.32, 99.33, 99.34, 99.35, and 99.39;

143.26 (f) to appropriate health authorities to the extent necessary to administer immunization  
143.27 programs and for bona fide epidemiologic investigations which the commissioner of health  
143.28 determines are necessary to prevent disease or disability to individuals in the public  
143.29 educational agency or institution in which the investigation is being conducted;

144.1 (g) when disclosure is required for institutions that participate in a program under title  
144.2 IV of the Higher Education Act, United States Code, title 20, section 1092;

144.3 (h) to the appropriate school district officials to the extent necessary under subdivision  
144.4 6, annually to indicate the extent and content of remedial instruction, including the results  
144.5 of assessment testing and academic performance at a postsecondary institution during the  
144.6 previous academic year by a student who graduated from a Minnesota school district within  
144.7 two years before receiving the remedial instruction;

144.8 (i) to appropriate authorities as provided in United States Code, title 20, section  
144.9 1232g(b)(1)(E)(ii), if the data concern the juvenile justice system and the ability of the  
144.10 system to effectively serve, prior to adjudication, the student whose records are released;  
144.11 provided that the authorities to whom the data are released submit a written request for the  
144.12 data that certifies that the data will not be disclosed to any other person except as authorized  
144.13 by law without the written consent of the parent of the student and the request and a record  
144.14 of the release are maintained in the student's file;

144.15 (j) to volunteers who are determined to have a legitimate educational interest in the data  
144.16 and who are conducting activities and events sponsored by or endorsed by the educational  
144.17 agency or institution for students or former students;

43.6

**ARTICLE 3**

43.7

**AMERICAN INDIAN EDUCATION**

43.8 Section 1. Minnesota Statutes 2022, section 13.32, subdivision 3, is amended to read:

43.9 Subd. 3. **Private data; when disclosure is permitted.** Except as provided in subdivision  
43.10 5, educational data is private data on individuals and shall not be disclosed except as follows:

43.11 (a) pursuant to section 13.05;

43.12 (b) pursuant to a valid court order;

43.13 (c) pursuant to a statute specifically authorizing access to the private data;

43.14 (d) to disclose information in health, including mental health, and safety emergencies  
43.15 pursuant to the provisions of United States Code, title 20, section 1232g(b)(1)(I), and Code  
43.16 of Federal Regulations, title 34, section 99.36;

43.17 (e) pursuant to the provisions of United States Code, title 20, sections 1232g(b)(1),  
43.18 (b)(4)(A), (b)(4)(B), (b)(1)(B), (b)(3), (b)(6), (b)(7), and (i), and Code of Federal Regulations,  
43.19 title 34, sections 99.31, 99.32, 99.33, 99.34, 99.35, and 99.39;

43.20 (f) to appropriate health authorities to the extent necessary to administer immunization  
43.21 programs and for bona fide epidemiologic investigations which the commissioner of health  
43.22 determines are necessary to prevent disease or disability to individuals in the public  
43.23 educational agency or institution in which the investigation is being conducted;

43.24 (g) when disclosure is required for institutions that participate in a program under title  
43.25 IV of the Higher Education Act, United States Code, title 20, section 1092;

43.26 (h) to the appropriate school district officials to the extent necessary under subdivision  
43.27 6, annually to indicate the extent and content of remedial instruction, including the results  
43.28 of assessment testing and academic performance at a postsecondary institution during the  
43.29 previous academic year by a student who graduated from a Minnesota school district within  
43.30 two years before receiving the remedial instruction;

44.1 (i) to appropriate authorities as provided in United States Code, title 20, section  
44.2 1232g(b)(1)(E)(ii), if the data concern the juvenile justice system and the ability of the  
44.3 system to effectively serve, prior to adjudication, the student whose records are released;  
44.4 provided that the authorities to whom the data are released submit a written request for the  
44.5 data that certifies that the data will not be disclosed to any other person except as authorized  
44.6 by law without the written consent of the parent of the student and the request and a record  
44.7 of the release are maintained in the student's file;

44.8 (j) to volunteers who are determined to have a legitimate educational interest in the data  
44.9 and who are conducting activities and events sponsored by or endorsed by the educational  
44.10 agency or institution for students or former students;

144.18 (k) to provide student recruiting information, from educational data held by colleges  
144.19 and universities, as required by and subject to Code of Federal Regulations, title 32, section  
144.20 216;

144.21 (l) to the juvenile justice system if information about the behavior of a student who poses  
144.22 a risk of harm is reasonably necessary to protect the health or safety of the student or other  
144.23 individuals;

144.24 (m) with respect to Social Security numbers of students in the adult basic education  
144.25 system, to Minnesota State Colleges and Universities and the Department of Employment  
144.26 and Economic Development for the purpose and in the manner described in section 124D.52,  
144.27 subdivision 7;

144.28 (n) to the commissioner of education for purposes of an assessment or investigation of  
144.29 a report of alleged maltreatment of a student as mandated by chapter 260E. Upon request  
144.30 by the commissioner of education, data that are relevant to a report of maltreatment and are  
144.31 from charter school and school district investigations of alleged maltreatment of a student  
144.32 must be disclosed to the commissioner, including, but not limited to, the following:

144.33 (1) information regarding the student alleged to have been maltreated;

145.1 (2) information regarding student and employee witnesses;

145.2 (3) information regarding the alleged perpetrator; and

145.3 (4) what corrective or protective action was taken, if any, by the school facility in response  
145.4 to a report of maltreatment by an employee or agent of the school or school district;

145.5 (o) when the disclosure is of the final results of a disciplinary proceeding on a charge  
145.6 of a crime of violence or nonforcible sex offense to the extent authorized under United  
145.7 States Code, title 20, section 1232g(b)(6)(A) and (B), and Code of Federal Regulations,  
145.8 title 34, sections 99.31(a)(13) and (14);

145.9 (p) when the disclosure is information provided to the institution under United States  
145.10 Code, title 42, section 14071, concerning registered sex offenders to the extent authorized  
145.11 under United States Code, title 20, section 1232g(b)(7); ~~or~~

145.12 (q) when the disclosure is to a parent of a student at an institution of postsecondary  
145.13 education regarding the student's violation of any federal, state, or local law or of any rule  
145.14 or policy of the institution, governing the use or possession of alcohol or of a controlled  
145.15 substance, to the extent authorized under United States Code, title 20, section 1232g(i), and  
145.16 Code of Federal Regulations, title 34, section 99.31(a)(15), and provided the institution has  
145.17 an information release form signed by the student authorizing disclosure to a parent. The  
145.18 institution must notify parents and students about the purpose and availability of the  
145.19 information release forms. At a minimum, the institution must distribute the information  
145.20 release forms at parent and student orientation meetings; or

44.11 (k) to provide student recruiting information, from educational data held by colleges  
44.12 and universities, as required by and subject to Code of Federal Regulations, title 32, section  
44.13 216;

44.14 (l) to the juvenile justice system if information about the behavior of a student who poses  
44.15 a risk of harm is reasonably necessary to protect the health or safety of the student or other  
44.16 individuals;

44.17 (m) with respect to Social Security numbers of students in the adult basic education  
44.18 system, to Minnesota State Colleges and Universities and the Department of Employment  
44.19 and Economic Development for the purpose and in the manner described in section 124D.52,  
44.20 subdivision 7;

44.21 (n) to the commissioner of education for purposes of an assessment or investigation of  
44.22 a report of alleged maltreatment of a student as mandated by chapter 260E. Upon request  
44.23 by the commissioner of education, data that are relevant to a report of maltreatment and are  
44.24 from charter school and school district investigations of alleged maltreatment of a student  
44.25 must be disclosed to the commissioner, including, but not limited to, the following:

44.26 (1) information regarding the student alleged to have been maltreated;

44.27 (2) information regarding student and employee witnesses;

44.28 (3) information regarding the alleged perpetrator; and

44.29 (4) what corrective or protective action was taken, if any, by the school facility in response  
44.30 to a report of maltreatment by an employee or agent of the school or school district;

44.31 (o) when the disclosure is of the final results of a disciplinary proceeding on a charge  
44.32 of a crime of violence or nonforcible sex offense to the extent authorized under United  
45.1 States Code, title 20, section 1232g(b)(6)(A) and (B), and Code of Federal Regulations,  
45.2 title 34, sections 99.31(a)(13) and (14);

45.3 (p) when the disclosure is information provided to the institution under United States  
45.4 Code, title 42, section 14071, concerning registered sex offenders to the extent authorized  
45.5 under United States Code, title 20, section 1232g(b)(7); ~~or~~

45.6 (q) when the disclosure is to a parent of a student at an institution of postsecondary  
45.7 education regarding the student's violation of any federal, state, or local law or of any rule  
45.8 or policy of the institution, governing the use or possession of alcohol or of a controlled  
45.9 substance, to the extent authorized under United States Code, title 20, section 1232g(i), and  
45.10 Code of Federal Regulations, title 34, section 99.31(a)(15), and provided the institution has  
45.11 an information release form signed by the student authorizing disclosure to a parent. The  
45.12 institution must notify parents and students about the purpose and availability of the  
45.13 information release forms. At a minimum, the institution must distribute the information  
45.14 release forms at parent and student orientation meetings; or

145.21 (r) with Tribal Nations about Tribally enrolled or descendant students to the extent  
145.22 necessary for the Tribal Nation and school district or charter school to support the educational  
145.23 attainment of the student.

145.24 Sec. 2. Minnesota Statutes 2022, section 120A.42, is amended to read:

145.25 **120A.42 CONDUCT OF SCHOOL ON CERTAIN HOLIDAYS.**

145.26 (a) The governing body of any district may contract with any of the teachers of the  
145.27 district for the conduct of schools, and may conduct schools, on either, or any, of the  
145.28 following holidays, provided that a clause to this effect is inserted in the teacher's contract:  
145.29 Martin Luther King's birthday, Lincoln's and Washington's birthdays, ~~Columbus Day~~  
145.30 Indigenous Peoples Day, and Veterans' Day. On Martin Luther King's birthday, Washington's  
145.31 birthday, Lincoln's birthday, and Veterans' Day at least one hour of the school program  
145.32 must be devoted to a patriotic observance of the day. On Indigenous Peoples Day, at least  
145.33 one hour of the school program must be devoted to observance of the day. As part of its  
146.1 observance of Indigenous Peoples Day, a district may provide professional development to  
146.2 teachers and staff, or instruction to students, on the following topics:

146.3 (1) the history of treaties between the United States and Indigenous peoples;

146.4 (2) the history of federal boarding schools for Indigenous children;

146.5 (3) Indigenous languages;

146.6 (4) Indigenous traditional medicines and cultural or spiritual practices;

146.7 (5) the sovereignty of Tribal nations;

146.8 (6) the contributions of Indigenous people to American culture, literature, and society;

146.9 and

146.10 (7) current issues affecting Indigenous communities.

146.11 (b) A district may conduct a school program to honor Constitution Day and Citizenship  
146.12 Day by providing opportunities for students to learn about the principles of American  
146.13 democracy, the American system of government, American citizens' rights and  
146.14 responsibilities, American history, and American geography, symbols, and holidays. Among  
146.15 other activities under this paragraph, districts may administer to students the test questions  
146.16 United States Citizenship and Immigration Services officers pose to applicants for  
146.17 naturalization.

146.18 Sec. 3. Minnesota Statutes 2022, section 120B.021, subdivision 2, is amended to read:

146.19 Subd. 2. **Standards development.** (a) The commissioner must consider advice from at  
146.20 least the following stakeholders in developing statewide rigorous core academic standards  
146.21 in language arts, mathematics, science, social studies, including history, geography,  
146.22 economics, government and citizenship, and the arts:

45.15 (r) with Tribal Nations as listed in section 10.65, subdivision 2, paragraph (a), clause  
45.16 (4), about Tribally enrolled or descendant students as necessary for the Tribal Nation and  
45.17 school district or charter school to support the educational attainment of the student.

45.18 Sec. 2. Minnesota Statutes 2022, section 120B.021, subdivision 2, is amended to read:

45.19 Subd. 2. **Standards development.** (a) The commissioner must consider advice from at  
45.20 least the following stakeholders in developing statewide rigorous core academic standards  
45.21 in language arts, mathematics, science, social studies, including history, geography,  
45.22 economics, government and citizenship, and the arts:

146.23 (1) parents of school-age children and members of the public throughout the state;

146.24 (2) teachers throughout the state currently licensed and providing instruction in language

146.25 arts, mathematics, science, social studies, or the arts and licensed elementary and secondary

146.26 school principals throughout the state currently administering a school site;

146.27 (3) currently serving members of local school boards and charter school boards throughout

146.28 the state;

146.29 (4) faculty teaching core subjects at postsecondary institutions in Minnesota; ~~and~~

146.30 (5) representatives of the Minnesota business community; and

147.1 (6) representatives from the Tribal Nations Education Committee and Minnesota's Tribal

147.2 Nations and communities, including both Anishinaabe and Dakota.

147.3 (b) Academic standards must:

147.4 (1) be clear, concise, objective, measurable, and grade-level appropriate;

147.5 (2) not require a specific teaching methodology or curriculum; and

147.6 (3) be consistent with the Constitutions of the United States and the state of Minnesota.

147.7 Sec. 4. Minnesota Statutes 2022, section 120B.021, subdivision 4, as amended by Laws

147.8 2023, chapter 17, section 1, is amended to read:

147.9 Subd. 4. **Revisions and reviews required.** (a) The commissioner of education must

147.10 ~~revise and appropriately embed technology and information literacy standards consistent~~

147.11 ~~with recommendations from school media specialists into the state's academic standards~~

147.12 ~~and graduation requirements and implement a ten-year cycle to review and, consistent with~~

147.13 ~~the review, revise state academic standards and related benchmarks, consistent with this~~

147.14 ~~subdivision. During each ten-year review and revision cycle, the commissioner also must~~

147.15 ~~examine the alignment of each required academic standard and related benchmark with the~~

147.16 ~~knowledge and skills students need for career and college readiness and advanced work in~~

147.17 ~~the particular subject area. The commissioner must include the contributions of Minnesota~~

147.18 ~~American Indian Tribes and communities, including urban Indigenous communities, as~~

147.19 ~~related to the academic standards during the review and revision of the required academic~~

147.20 ~~standards. The commissioner must embed Indigenous education for all students consistent~~

147.21 ~~with recommendations from Minnesota's Tribal Nations and urban Indigenous communities~~

147.22 ~~regarding the contributions of Minnesota American Indian Tribes and communities into the~~

147.23 ~~state's academic standards during the review and revision of the required academic standards.~~

147.24 The recommendations to embed Indigenous education for all students includes but is not

147.25 limited to American Indian experiences in Minnesota, including Tribal histories, Indigenous

147.26 languages, sovereignty issues, cultures, treaty rights, governments, socioeconomic

147.27 experiences, contemporary issues, and current events.

45.23 (1) parents of school-age children and members of the public throughout the state;

45.24 (2) teachers throughout the state currently licensed and providing instruction in language

45.25 arts, mathematics, science, social studies, or the arts and licensed elementary and secondary

45.26 school principals throughout the state currently administering a school site;

45.27 (3) currently serving members of local school boards and charter school boards throughout

45.28 the state;

45.29 (4) faculty teaching core subjects at postsecondary institutions in Minnesota; ~~and~~

45.30 (5) representatives of the Minnesota business community; and

45.31 (6) representatives from the Tribal Nations Education Committee and Minnesota's Tribal

45.32 Nations and communities, including both Anishinaabe and Dakota.

46.1 (b) Academic standards must:

46.2 (1) be clear, concise, objective, measurable, and grade-level appropriate;

46.3 (2) not require a specific teaching methodology or curriculum; and

46.4 (3) be consistent with the Constitutions of the United States and the state of Minnesota.

46.5 Sec. 3. Minnesota Statutes 2022, section 120B.021, subdivision 4, is amended to read:

46.6 Subd. 4. **Revisions and reviews required.** (a) The commissioner of education must

46.7 ~~revise and appropriately embed technology and information literacy standards consistent~~

46.8 ~~with recommendations from school media specialists into the state's academic standards~~

46.9 ~~and graduation requirements and implement a ten-year cycle to review and, consistent with~~

46.10 ~~the review, revise state academic standards and related benchmarks, consistent with this~~

46.11 ~~subdivision. During each ten-year review and revision cycle, the commissioner also must~~

46.12 ~~examine the alignment of each required academic standard and related benchmark with the~~

46.13 ~~knowledge and skills students need for career and college readiness and advanced work in~~

46.14 ~~the particular subject area. The commissioner must include the contributions of Minnesota~~

46.15 ~~American Indian tribes and communities, including urban Indigenous communities, as~~

46.16 ~~related to the academic standards during the review and revision of the required academic~~

46.17 ~~standards. The commissioner must embed Indigenous education for all students consistent~~

46.18 ~~with recommendations from Minnesota's Tribal Nations and urban Indigenous communities~~

46.19 ~~regarding the contributions of Minnesota American Indian Tribes and communities into the~~

46.20 ~~state's academic standards during the review and revision of the required academic standards.~~

46.21 The recommendations to embed Indigenous education for all students includes but is not

46.22 limited to American Indian experiences in Minnesota, including Tribal histories, Indigenous

46.23 languages, sovereignty issues, cultures, treaty rights, governments, socioeconomic

46.24 experiences, contemporary issues, and current events.

147.28 (b) The commissioner must ensure that the statewide mathematics assessments  
147.29 administered to students in grades 3 through 8 and 11 are aligned with the state academic  
147.30 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph (b).  
147.31 The commissioner must implement a review of the academic standards and related  
147.32 benchmarks in mathematics beginning in the 2021-2022 school year and every ten years  
147.33 thereafter.

148.1 (c) The commissioner must implement a review of the academic standards and related  
148.2 benchmarks in arts beginning in the 2017-2018 school year and every ten years thereafter.

148.3 (d) The commissioner must implement a review of the academic standards and related  
148.4 benchmarks in science beginning in the 2018-2019 school year and every ten years thereafter.

148.5 (e) The commissioner must implement a review of the academic standards and related  
148.6 benchmarks in language arts beginning in the 2019-2020 school year and every ten years  
148.7 thereafter.

148.8 (f) The commissioner must implement a review of the academic standards and related  
148.9 benchmarks in social studies beginning in the 2020-2021 school year and every ten years  
148.10 thereafter.

148.11 (g) The commissioner must implement a review of the academic standards and related  
148.12 benchmarks in physical education beginning in the 2026-2027 school year and every ten  
148.13 years thereafter.

148.14 (h) School districts and charter schools must revise and align local academic standards  
148.15 and high school graduation requirements in health, world languages, and career and technical  
148.16 education to require students to complete the revised standards beginning in a school year  
148.17 determined by the school district or charter school. School districts and charter schools must  
148.18 formally establish a periodic review cycle for the academic standards and related benchmarks  
148.19 in health, world languages, and career and technical education.

148.20 (i) The commissioner of education must embed technology and information literacy  
148.21 standards consistent with recommendations from school media specialists into the state's  
148.22 academic standards and graduation requirements.

148.23 (j) The commissioner of education must embed ethnic studies as related to the academic  
148.24 standards during the review and revision of the required academic standards.

148.25 Sec. 5. Minnesota Statutes 2022, section 120B.021, is amended by adding a subdivision  
148.26 to read:

148.27 Subd. 5. **Indigenous education for all students.** To support implementation of  
148.28 Indigenous education for all students, the commissioner must:

148.29 (1) provide historically accurate, Tribally endorsed, culturally relevant, community-based,  
148.30 contemporary, and developmentally appropriate resources. Resources to implement standards  
148.31 must include professional development and must demonstrate an awareness and

46.25 (b) The commissioner must ensure that the statewide mathematics assessments  
46.26 administered to students in grades 3 through 8 and 11 are aligned with the state academic  
46.27 standards in mathematics, consistent with section 120B.30, subdivision 1, paragraph (b).  
46.28 The commissioner must implement a review of the academic standards and related  
46.29 benchmarks in mathematics beginning in the 2021-2022 school year and every ten years  
46.30 thereafter.

46.31 (c) The commissioner must implement a review of the academic standards and related  
46.32 benchmarks in arts beginning in the 2017-2018 school year and every ten years thereafter.

47.1 (d) The commissioner must implement a review of the academic standards and related  
47.2 benchmarks in science beginning in the 2018-2019 school year and every ten years thereafter.

47.3 (e) The commissioner must implement a review of the academic standards and related  
47.4 benchmarks in language arts beginning in the 2019-2020 school year and every ten years  
47.5 thereafter.

47.6 (f) The commissioner must implement a review of the academic standards and related  
47.7 benchmarks in social studies beginning in the 2020-2021 school year and every ten years  
47.8 thereafter.

47.9 (g) The commissioner must implement a review of the academic standards and related  
47.10 benchmarks in physical education beginning in the ~~2022-2023~~ 2026-2027 school year and  
47.11 every ten years thereafter.

47.12 (h) School districts and charter schools must revise and align local academic standards  
47.13 and high school graduation requirements in health, world languages, and career and technical  
47.14 education to require students to complete the revised standards beginning in a school year  
47.15 determined by the school district or charter school. School districts and charter schools must  
47.16 formally establish a periodic review cycle for the academic standards and related benchmarks  
47.17 in health, world languages, and career and technical education.

47.18 (i) The commissioner of education must embed technology and information literacy  
47.19 standards consistent with recommendations from school media specialists into the state's  
47.20 academic standards and graduation requirements.

47.21 (j) The commissioner of education must embed ethnic studies as related to the academic  
47.22 standards during the review and revision of the required academic standards.

47.23 Sec. 4. Minnesota Statutes 2022, section 120B.021, is amended by adding a subdivision  
47.24 to read:

47.25 Subd. 5. **Indigenous education for all students.** To support implementation of  
47.26 Indigenous education for all students, the commissioner must:

47.27 (1) provide historically accurate, Tribally endorsed, culturally relevant, community-based,  
47.28 contemporary, and developmentally appropriate resources. Resources to implement standards  
47.29 must include professional development and must demonstrate an awareness and

- 149.1 understanding of the importance of accurate, high-quality materials about the histories,  
149.2 languages, cultures, and governments of local Tribes;
- 149.3 (2) provide resources to support all students learning about the histories, languages,  
149.4 cultures, governments, and experiences of their American Indian peers and neighbors.  
149.5 Resources to implement standards across content areas must be developed to authentically  
149.6 engage all students and support successful learning; and
- 149.7 (3) conduct a needs assessment by December 31, 2023. The needs assessment must fully  
149.8 inform the development of future resources for Indigenous education for all students by  
149.9 using information from Minnesota's American Indian Tribes and communities, including  
149.10 urban Indigenous communities, Minnesota's Tribal Nations Education Committee, schools  
149.11 and districts, students, and educational organizations. The commissioner must submit a  
149.12 report on the findings and recommendations from the needs assessment to the chairs and  
149.13 ranking minority members of legislative committees with jurisdiction over education; to  
149.14 the American Indian Tribes and communities in Minnesota, including urban Indigenous  
149.15 communities; and to all schools and districts in the state by February 1, 2024.
- 149.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.
- 149.17 **Sec. 6. [121A.041] AMERICAN INDIAN MASCOTS PROHIBITED.**
- 149.18 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have  
149.19 the meanings given.
- 149.20 (b) "American Indian" means an individual who is:
- 149.21 (1) a member of an Indian Tribe or band, as membership is defined by the Tribe or band,  
149.22 including:
- 149.23 (i) any Tribe or band terminated since 1940; and
- 149.24 (ii) any Tribe or band recognized by the state in which the Tribe or band resides;
- 149.25 (2) a descendant, in the first or second degree, of an individual described in clause (1);
- 149.26 (3) considered by the Secretary of the Interior to be an Indian for any purpose;
- 149.27 (4) an Eskimo, Aleut, or other Alaska Native; or
- 149.28 (5) a member of an organized Indian group that received a grant under the Indian  
149.29 Education Act of 1988 as in effect the day preceding October 20, 1994.
- 149.30 (c) "District" means a district under section 120A.05, subdivision 8.
- 150.1 (d) "Mascot" means any human, nonhuman animal, or object used to represent a school  
150.2 and its population.

- 47.30 understanding of the importance of accurate, high-quality materials about the histories,  
47.31 languages, cultures, and governments of local Tribes;
- 48.1 (2) provide resources to support all students learning about the histories, languages,  
48.2 cultures, governments, and experiences of their American Indian peers and neighbors.  
48.3 Resources to implement standards across content areas must be developed to authentically  
48.4 engage all students and support successful learning; and
- 48.5 (3) conduct a needs assessment by December 31, 2023. The needs assessment must fully  
48.6 inform the development of future resources for Indigenous education for all students by  
48.7 using information from Minnesota's American Indian Tribes and communities, including  
48.8 urban Indigenous communities, Minnesota's Tribal Nations Education Committee, schools  
48.9 and districts, students, and educational organizations. The commissioner must submit a  
48.10 report on the findings and recommendations from the needs assessment to the chairs and  
48.11 ranking minority members of legislative committees with jurisdiction over education; to  
48.12 the American Indian Tribes and communities in Minnesota, including urban Indigenous  
48.13 communities; and to all schools and districts in the state by February 1, 2024.
- 48.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.
- 48.15 **Sec. 5. [121A.041] AMERICAN INDIAN MASCOTS PROHIBITED.**
- 48.16 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have  
48.17 the meanings given.
- 48.18 (b) "American Indian" means an individual who is:
- 48.19 (1) a member of an Indian Tribe or band, as membership is defined by the Tribe or band,  
48.20 including:
- 48.21 (i) any Tribe or band terminated since 1940; and
- 48.22 (ii) any Tribe or band recognized by the state in which the Tribe or band resides;
- 48.23 (2) a descendant, in the first or second degree, of an individual described in clause (1);
- 48.24 (3) considered by the Secretary of the Interior to be an Indian for any purpose;
- 48.25 (4) an Eskimo, Aleut, or other Alaska Native; or
- 48.26 (5) a member of an organized Indian group that received a grant under the Indian  
48.27 Education Act of 1988 as in effect the day preceding October 20, 1994.
- 48.28 (c) "District" means a district under section 120A.05, subdivision 8.
- 48.29 (d) "Mascot" means any human, nonhuman animal, or object used to represent a school  
48.30 and its population.

150.3 (e) "Public school" or "school" means a public school under section 120A.05, subdivisions  
150.4 9, 11, 13, and 17, and a charter school under chapter 124E.

150.5 Subd. 2. **Prohibition on American Indian mascots.** (a) A public school may not have  
150.6 or adopt a name, symbol, or image that depicts or refers to an American Indian Tribe,  
150.7 individual, custom, or tradition to be used as a mascot, nickname, logo, letterhead, or team  
150.8 name of the district or school within the district.

150.9 (b) A public school may seek an exemption to paragraph (a) by submitting a request in  
150.10 writing to all eleven federally recognized Tribal Nations in Minnesota and to the Tribal  
150.11 Nations Education Committee. The exemption is denied if any of the eleven Tribal Nations  
150.12 or the Tribal Nations Education Committee opposes the exemption. A public school whose  
150.13 exemption is denied must comply with paragraph (a) by September 1 of the following  
150.14 calendar year after which the exemption request was made.

150.15 **EFFECTIVE DATE.** This section is effective June 30, 2024.

150.16 Sec. 7. Minnesota Statutes 2022, section 122A.63, is amended by adding a subdivision to  
150.17 read:

150.18 Subd. 10. **Minnesota Indian teacher training program account.** (a) An account is  
150.19 established in the special revenue fund known as the "Minnesota Indian teacher training  
150.20 program account."

150.21 (b) Funds appropriated for the Minnesota Indian teacher training program under this  
150.22 section must be transferred to the Minnesota Indian teacher training program account in the  
150.23 special revenue fund.

49.1 (e) "Public school" or "school" means a public school under section 120A.05, subdivisions  
49.2 9, 11, 13, and 17, and a charter school under chapter 124E.

49.3 Subd. 2. **Prohibition on American Indian mascots.** (a) A public school may not have  
49.4 or adopt a name, symbol, or image that depicts or refers to an American Indian Tribe,  
49.5 individual, custom, or tradition to be used as a mascot, nickname, logo, letterhead, or team  
49.6 name of the district or school within the district.

49.7 (b) A public school may seek an exemption to paragraph (a) by submitting a request in  
49.8 writing to all eleven federally recognized Tribal Nations in Minnesota and to the Tribal  
49.9 Nations Education Committee. The exemption is denied if any of the eleven Tribal Nations  
49.10 or the Tribal Nations Education Committee opposes the exemption. A public school whose  
49.11 exemption is denied must comply with paragraph (a) by September 1 of the following  
49.12 calendar year after which the exemption request was made.

49.13 Subd. 3. **Allowed American Indian mascot.** Notwithstanding subdivision 2, a public  
49.14 school may have a name, symbol, or image that depicts or refers to an American Indian  
49.15 Tribe, individual, custom, or tradition to be used as a mascot, nickname, logo, letterhead,  
49.16 or team name on the district or school within the district without applying for an exemption,  
49.17 if the district can demonstrate the following:

49.18 (1) the district has a documented, historic, and supportive connection between the school  
49.19 and an American Indian Tribe leader or Tribe concerning the school's mascot;

49.20 (2) the district or school logo was designed by an Indigenous artist and is trademarked  
49.21 by the school's American Indian Parent Advisory Committee;

49.22 (3) the district uses the proceeds from the sale of items displaying the school logo for  
49.23 programs benefitting Indigenous youth; and

49.24 (4) the district has received endorsement of its school name, symbol, and image from  
49.25 the National Coalition Against Racism in Sports Media.

49.26 **EFFECTIVE DATE.** This section is effective June 30, 2024.

150.24 (c) Money in the account is annually appropriated to the commissioner for the Minnesota  
150.25 Indian teacher training program under this section. Any returned funds are available to be  
150.26 regranted. Grant recipients may apply to use grant money over a period of up to 60 months.

150.27 (d) Up to \$75,000 annually is appropriated to the commissioner for costs associated with  
150.28 administering and monitoring the program under this section.

151.1 Sec. 8. Minnesota Statutes 2022, section 124D.73, is amended by adding a subdivision to  
151.2 read:

151.3 Subd. 5. **American Indian student.** "American Indian student" means a student who  
151.4 identifies as American Indian or Alaska Native, as defined by the state on October 1 of the  
151.5 previous school year.

151.6 Sec. 9. Minnesota Statutes 2022, section 124D.74, subdivision 1, is amended to read:

151.7 Subdivision 1. **Program described.** American Indian education programs are programs  
151.8 in public elementary and secondary schools, nonsectarian nonpublic, community, **Tribal**,  
151.9 charter, or alternative schools enrolling American Indian children designed to:

- 151.10 (1) support postsecondary preparation for American Indian pupils;
- 151.11 (2) support the academic achievement of American Indian ~~students~~ pupils;
- 151.12 (3) make the curriculum relevant to the needs, interests, and cultural heritage of American  
151.13 Indian pupils;
- 151.14 (4) provide positive reinforcement of the self-image of American Indian pupils;
- 151.15 (5) develop intercultural awareness among pupils, parents, and staff; and
- 151.16 (6) supplement, not supplant, state and federal educational and cocurricular programs.

151.17 Program services designed to increase completion and graduation rates of American Indian  
151.18 students must emphasize academic achievement, retention, and attendance; development  
151.19 of support services for staff, including in-service training and technical assistance in methods  
151.20 of teaching American Indian pupils; research projects, including innovative teaching  
151.21 approaches and evaluation of methods of relating to American Indian pupils; provision of  
151.22 career counseling to American Indian pupils; modification of curriculum, instructional  
151.23 methods, and administrative procedures to meet the needs of American Indian pupils; and  
151.24 ~~supplemental~~ instruction in American Indian language, literature, history, and culture.  
151.25 Districts offering programs may make contracts for the provision of program services by  
151.26 establishing cooperative liaisons with **Tribal** programs and American Indian social service  
151.27 agencies. These programs may also be provided as components of early childhood and  
151.28 family education programs.

49.27 Sec. 6. Minnesota Statutes 2022, section 124D.73, is amended by adding a subdivision to  
49.28 read:

49.29 Subd. 5. **American Indian student.** "American Indian student" means a student who  
49.30 identifies as American Indian or Alaska Native, as defined by the state on October 1 of the  
49.31 previous school year.

50.1 Sec. 7. Minnesota Statutes 2022, section 124D.74, subdivision 1, is amended to read:

50.2 Subdivision 1. **Program described.** American Indian education programs are programs  
50.3 in public elementary and secondary schools, nonsectarian nonpublic, community, **tribal**,  
50.4 charter, or alternative schools enrolling American Indian children designed to:

- 50.5 (1) support postsecondary preparation for American Indian pupils;
- 50.6 (2) support the academic achievement of American Indian ~~students~~ pupils;
- 50.7 (3) make the curriculum relevant to the needs, interests, and cultural heritage of American  
50.8 Indian pupils;
- 50.9 (4) provide positive reinforcement of the self-image of American Indian pupils;
- 50.10 (5) develop intercultural awareness among pupils, parents, and staff; and
- 50.11 (6) supplement, not supplant, state and federal educational and cocurricular programs.

50.12 Program services designed to increase completion and graduation rates of American Indian  
50.13 students must emphasize academic achievement, retention, and attendance; development  
50.14 of support services for staff, including in-service training and technical assistance in methods  
50.15 of teaching American Indian pupils; research projects, including innovative teaching  
50.16 approaches and evaluation of methods of relating to American Indian pupils; provision of  
50.17 career counseling to American Indian pupils; modification of curriculum, instructional  
50.18 methods, and administrative procedures to meet the needs of American Indian pupils; and  
50.19 ~~supplemental~~ instruction in American Indian language, literature, history, and culture.  
50.20 Districts offering programs may make contracts for the provision of program services by  
50.21 establishing cooperative liaisons with **tribal** programs and American Indian social service  
50.22 agencies. These programs may also be provided as components of early childhood and  
50.23 family education programs.



151.29 Sec. 10. Minnesota Statutes 2022, section 124D.74, subdivision 3, is amended to read:

151.30 Subd. 3. **Enrollment of other children; shared time enrollment.** To the extent it is  
151.31 economically feasible, a district or participating school may make provision for the voluntary  
152.1 enrollment of non-American Indian children in the instructional components of an American  
152.2 Indian education program in order that they may acquire an understanding of the cultural  
152.3 heritage of the American Indian children for whom that particular program is designed.  
152.4 However, in determining eligibility to participate in a program, priority must be given to  
152.5 American Indian children. American Indian children ~~and other children~~ enrolled in an  
152.6 existing nonpublic school system may be enrolled on a shared time basis in American Indian  
152.7 education programs.

151.29 Sec. 10. Minnesota Statutes 2022, section 124D.74, subdivision 3, is amended to read:

151.30 Subd. 3. **Enrollment of other children; shared time enrollment.** To the extent it is  
151.31 economically feasible, a district or participating school may make provision for the voluntary  
152.1 enrollment of non-American Indian children in the instructional components of an American  
152.2 Indian education program in order that they may acquire an understanding of the cultural  
152.3 heritage of the American Indian children for whom that particular program is designed.  
152.4 However, in determining eligibility to participate in a program, priority must be given to  
152.5 American Indian children. American Indian children ~~and other children~~ enrolled in an  
152.6 existing nonpublic school system may be enrolled on a shared time basis in American Indian  
152.7 education programs.

152.8 Sec. 11. Minnesota Statutes 2022, section 124D.74, subdivision 4, is amended to read:

152.9 Subd. 4. **Location of programs.** American Indian education programs must be located  
152.10 in facilities educational settings in which regular classes in a variety of subjects are offered  
152.11 on a daily basis. Programs may operate on an extended day or extended year basis, including  
152.12 school districts, charter schools, and Tribal contract schools that offer virtual learning  
152.13 environments.

152.14 Sec. 12. Minnesota Statutes 2022, section 124D.74, is amended by adding a subdivision  
152.15 to read:

152.16 Subd. 7. **American Indian culture and language classes.** A district or participating  
152.17 school that conducts American Indian education programs under sections 124D.71 to  
152.18 124D.82 must provide American Indian culture and language classes if: (1) at least five  
152.19 percent of enrolled students meet the definition of American Indian students; or (2) 100 or  
152.20 more enrolled students meet the definition of American Indian students.

50.24 Sec. 8. Minnesota Statutes 2022, section 124D.74, subdivision 3, is amended to read:

50.25 Subd. 3. **Enrollment of other children; shared time enrollment.** To the extent it is  
50.26 economically feasible, a district or participating school may make provision for the voluntary  
50.27 enrollment of non-American Indian children in the instructional components of an American  
50.28 Indian education program in order that they may acquire an understanding of the cultural  
50.29 heritage of the American Indian children for whom that particular program is designed.  
50.30 However, in determining eligibility to participate in a program, priority must be given to  
50.31 American Indian children. American Indian children ~~and other children~~ enrolled in an  
51.1 existing nonpublic school system may be enrolled on a shared time basis in American Indian  
51.2 education programs.

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30.6 Sec. 5. Minnesota Statutes 2022, section 124D.74, subdivision 3, is amended to read:

30.7 Subd. 3. **Enrollment of other children; shared time enrollment.** To the extent ~~it is~~  
30.8 economically feasible that the unique educational and culturally related academic needs of  
30.9 American Indian people are met and American Indian student accountability factors are the  
30.10 same or higher than their non-American Indian peers, a district or participating school may  
30.11 make provision for the voluntary enrollment of non-American Indian children in the  
30.12 instructional components of an American Indian education program in order that they may  
30.13 acquire an understanding of the cultural heritage of the American Indian children for whom  
30.14 that particular program is designed. However, in determining eligibility to participate in a  
30.15 program, priority must be given to American Indian children. American Indian children  
30.16 ~~and other children~~ enrolled in an existing nonpublic school system may be enrolled on a  
30.17 shared time basis in American Indian education programs.

S1311-2

51.3 Sec. 9. Minnesota Statutes 2022, section 124D.74, subdivision 4, is amended to read:

51.4 Subd. 4. **Location of programs.** American Indian education programs must be located  
51.5 in facilities educational settings in which regular classes in a variety of subjects are offered  
51.6 on a daily basis. Programs may operate on an extended day or extended year basis, including  
51.7 school districts, charter schools, and Tribal contract schools that offer virtual learning  
51.8 environments.

51.9 Sec. 10. Minnesota Statutes 2022, section 124D.74, is amended by adding a subdivision  
51.10 to read:

51.11 Subd. 7. **American Indian culture and language classes.** Any district or participating  
51.12 school that conducts American Indian education programs under sections 124D.71 to  
51.13 124D.82, and serves a student population of which: (1) at least five percent of the total  
51.14 student population meets the state definition of American Indian students; or (2) 100 or

152.21 Sec. 13. Minnesota Statutes 2022, section 124D.76, is amended to read:

152.22 **124D.76 COMMUNITY COORDINATORS, INDIAN HOME/SCHOOL LIAISONS**  
152.23 **AMERICAN INDIAN EDUCATION PROGRAM COORDINATORS,**  
152.24 **PARAPROFESSIONALS.**

152.25 In addition to employing American Indian language and culture education teachers, each  
152.26 district or participating school providing programs pursuant to sections 124D.71 to 124D.82  
152.27 may employ paraprofessionals. Paraprofessionals must not be employed for the purpose of  
152.28 supplanting American Indian language and culture education teachers.

152.29 Any district or participating school ~~which that~~ conducts American Indian education  
152.30 programs pursuant to sections 124D.71 to 124D.82 must employ one or more full-time or  
152.31 part-time ~~community coordinators or Indian home/school liaisons if there are dedicated~~  
152.32 American Indian education program coordinators in a district with 100 or more  
153.1 state-identified American Indian students enrolled in the district. Community coordinators  
153.2 ~~shall~~ A dedicated American Indian education program coordinator must promote  
153.3 communication, understanding, and cooperation between the schools and the community  
153.4 and ~~shall~~ must visit the homes of children who are to be enrolled in an American Indian  
153.5 education program in order to convey information about the program.

153.6 Sec. 14. Minnesota Statutes 2022, section 124D.78, is amended to read:

153.7 **124D.78 PARENT AND COMMUNITY PARTICIPATION.**

153.8 Subdivision 1. ~~Parent committee. School boards and American Indian schools~~ School  
153.9 districts, charter schools, Tribal contract schools, and the respective school boards must  
153.10 provide for the maximum involvement of parents of American Indian children enrolled in  
153.11 American Indian education programs, programs for elementary and secondary grades,  
153.12 special education programs, and support services. Accordingly, the board of a school district  
153.13 school districts, charter schools, and Tribal contract schools in which there are ten or more  
153.14 state-identified American Indian students enrolled and each American Indian school must  
153.15 establish an American Indian education Parent Advisory Committee. If a committee whose  
153.16 membership consists of a majority of parents of American Indian children has been or is  
153.17 established according to federal, Tribal, or other state law, that committee may serve as the  
153.18 committee required by this section and is subject to, at least, the requirements of this  
153.19 subdivision and subdivision 2.

153.20 The American Indian ~~education~~ Parent Advisory Committee must develop its  
153.21 recommendations in consultation with the curriculum advisory committee required by  
153.22 section 120B.11, subdivision 3. This committee must afford parents the necessary information  
153.23 and the opportunity effectively to express their views concerning all aspects of American  
153.24 Indian education and the educational needs of the American Indian children enrolled in the  
153.25 school or program. ~~The school board or American Indian school~~ School districts, charter

51.15 more students enrolled in the district are state-identified American Indian students must  
51.16 provide American Indian culture and language classes.

51.17 Sec. 11. Minnesota Statutes 2022, section 124D.76, is amended to read:

51.18 **124D.76 COMMUNITY COORDINATORS, INDIAN HOME/SCHOOL LIAISONS**  
51.19 **AMERICAN INDIAN EDUCATION PROGRAM COORDINATORS,**  
51.20 **PARAPROFESSIONALS.**

51.21 In addition to employing American Indian language and culture education teachers, each  
51.22 district or participating school providing programs pursuant to sections 124D.71 to 124D.82  
51.23 may employ paraprofessionals. Paraprofessionals must not be employed for the purpose of  
51.24 supplanting American Indian language and culture education teachers.

51.25 Any district or participating school ~~which that~~ conducts American Indian education  
51.26 programs pursuant to sections 124D.71 to 124D.82 must employ one or more full-time or  
51.27 part-time ~~community coordinators or Indian home/school liaisons if there are dedicated~~  
51.28 American Indian education program coordinators in a district with 100 or more  
51.29 state-identified American Indian students enrolled in the district. Community coordinators  
51.30 ~~shall~~ A dedicated American Indian education program coordinator must promote  
51.31 communication, understanding, and cooperation between the schools and the community  
52.1 and ~~shall~~ must visit the homes of children who are to be enrolled in an American Indian  
52.2 education program in order to convey information about the program.

52.3 Sec. 12. Minnesota Statutes 2022, section 124D.78, is amended to read:

52.4 **124D.78 PARENT AND COMMUNITY PARTICIPATION.**

52.5 Subdivision 1. ~~Parent committee. School boards and American Indian schools~~ School  
52.6 districts, charter schools, Tribal contract schools, and the respective school boards must  
52.7 provide for the maximum involvement of parents of American Indian children enrolled in  
52.8 American Indian education programs, programs for elementary and secondary grades,  
52.9 special education programs, and support services. Accordingly, the board of a school district  
52.10 school districts, charter schools, and Tribal contract schools in which there are ten or more  
52.11 state-identified American Indian students enrolled and each American Indian school must  
52.12 establish an American Indian education Parent Advisory Committee. If a committee whose  
52.13 membership consists of a majority of parents of American Indian children has been or is  
52.14 established according to federal, Tribal, or other state law, that committee may serve as the  
52.15 committee required by this section and is subject to, at least, the requirements of this  
52.16 subdivision and subdivision 2.

52.17 The American Indian ~~education~~ Parent Advisory Committee must develop its  
52.18 recommendations in consultation with the curriculum advisory committee required by  
52.19 section 120B.11, subdivision 3. This committee must afford parents the necessary information  
52.20 and the opportunity effectively to express their views concerning all aspects of American  
52.21 Indian education and the educational needs of the American Indian children enrolled in the  
52.22 school or program. ~~The school board or American Indian school~~ School districts, charter

153.26 schools, and Tribal contract schools must ensure that programs are planned, operated, and  
153.27 evaluated with the involvement of and in consultation with parents of the American Indian  
153.28 students served by the programs.

153.29 Subd. 2. **Resolution of concurrence Annual compliance.** Prior to March 1, the school  
153.30 board or American Indian school must submit to the department a copy of a resolution  
153.31 adopted by the American Indian education parent advisory committee. The copy must be  
153.32 signed by the chair of the committee and must state whether the committee concurs with  
153.33 the educational programs for American Indian students offered by the school board or  
153.34 American Indian school. If the committee does not concur with the educational programs,  
154.1 the reasons for nonconcurrence and recommendations shall be submitted directly to the  
154.2 school board with the resolution. By resolution, the board must respond in writing within  
154.3 60 days, in cases of nonconcurrence, to each recommendation made by the committee and  
154.4 state its reasons for not implementing the recommendations. American Indian Parent  
154.5 Advisory Committee must meet to discuss whether or not they concur with the educational  
154.6 offerings that have been extended by the district to American Indian students. If the  
154.7 committee finds that the district, charter school, Tribal contract school, and the school board  
154.8 have been meeting the needs of American Indian students, they issue a vote and resolution  
154.9 of concurrence. If they find that the needs of American Indian students are not being met,  
154.10 they issue a vote and resolution of nonconcurrence. The vote and resolution must be presented  
154.11 to the school board by one or more members of the American Indian Parent Advisory  
154.12 Committee. The vote is formally reflected on documentation provided by the Department  
154.13 of Education and must be submitted annually on March 1.

154.14 If the vote is one of nonconcurrence, the committee must provide written  
154.15 recommendations for improvement to the school board at the time of the presentation. In  
154.16 the case of nonconcurrence, the school board is given 60 days in which to respond, in writing,  
154.17 to the committee's recommendations. The board response must be signed by the entire  
154.18 school board and submitted to both the American Indian Parent Advisory Committee and  
154.19 to the Department of Education. The resolution must be accompanied by Parent Advisory  
154.20 Committee meeting minutes that show they have been appraised by the district on the goals  
154.21 of the Indian Education Program Plan and the measurement of progress toward those goals.

154.22 Subd. 3. **Membership.** The American Indian ~~education~~ Parent Advisory Committee  
154.23 must be composed of parents or guardians of American Indian children eligible to be enrolled  
154.24 in American Indian education programs; American Indian secondary students eligible to  
154.25 be served; American Indian family members of students eligible to be enrolled in American  
154.26 Indian education programs; American Indian language and culture education teachers and  
154.27 paraprofessionals; American Indian teachers; American Indian district employees; American  
154.28 Indian counselors; adult American Indian people enrolled in educational programs; and  
154.29 representatives from community groups. A American Indian community members. The  
154.30 majority of each committee must be the parents or guardians of the American Indian children  
154.31 enrolled or eligible to be enrolled in the programs. ~~The number of parents of American~~

52.23 schools, and Tribal contract schools must ensure that programs are planned, operated, and  
52.24 evaluated with the involvement of and in consultation with parents of the American Indian  
52.25 students served by the programs.

52.26 Subd. 2. **Resolution of concurrence Annual compliance.** Prior to March 1, the school  
52.27 board or American Indian school must submit to the department a copy of a resolution  
52.28 adopted by the American Indian education parent advisory committee. The copy must be  
52.29 signed by the chair of the committee and must state whether the committee concurs with  
52.30 the educational programs for American Indian students offered by the school board or  
52.31 American Indian school. If the committee does not concur with the educational programs,  
52.32 the reasons for nonconcurrence and recommendations shall be submitted directly to the  
52.33 school board with the resolution. By resolution, the board must respond in writing within  
52.34 60 days, in cases of nonconcurrence, to each recommendation made by the committee and  
53.1 state its reasons for not implementing the recommendations. American Indian Parent  
53.2 Advisory Committee must meet to discuss whether or not they concur with the educational  
53.3 offerings that have been extended by the district to American Indian students. If the  
53.4 committee finds that the district, charter school, Tribal contract school, and the school board  
53.5 have been meeting the needs of American Indian students, they issue a vote and resolution  
53.6 of concurrence. If they find that the needs of American Indian students are not being met,  
53.7 they issue a vote and resolution of nonconcurrence. The vote and resolution must be presented  
53.8 to the school board by one or more members of the American Indian Parent Advisory  
53.9 Committee. The vote is formally reflected on documentation provided by the Department  
53.10 of Education and must be submitted annually on March 1.

53.11 If the vote is one of nonconcurrence, the committee must provide written  
53.12 recommendations for improvement to the school board at the time of the presentation. In  
53.13 the case of nonconcurrence, the school board is given 60 days in which to respond, in writing,  
53.14 to the committee's recommendations. The board response must be signed by the entire  
53.15 school board and submitted to both the American Indian Parent Advisory Committee and  
53.16 to the Department of Education. The resolution must be accompanied by Parent Advisory  
53.17 Committee meeting minutes that show they have been appraised by the district on the goals  
53.18 of the Indian Education Program Plan and the measurement of progress toward those goals.

53.19 Subd. 3. **Membership.** The American Indian ~~education~~ Parent Advisory Committee  
53.20 must be composed of parents or guardians of American Indian children eligible to be enrolled  
53.21 in American Indian education programs; American Indian secondary students eligible to  
53.22 be served; American Indian family members of students eligible to be enrolled in American  
53.23 Indian education programs; American Indian language and culture education teachers and  
53.24 paraprofessionals; American Indian teachers; American Indian district employees; American  
53.25 Indian counselors; adult American Indian people enrolled in educational programs; and  
53.26 representatives from community groups. A American Indian community members. The  
53.27 majority of each committee must be the parents or guardians of the American Indian children  
53.28 enrolled or eligible to be enrolled in the programs. ~~The number of parents of American~~

154.32 ~~Indian and non-American Indian children shall reflect approximately the proportion of~~  
154.33 ~~children of those groups enrolled in the programs.~~

154.34 Subd. 4. **Alternate committee.** If the organizational membership or the board of directors  
154.35 of ~~an American Indian school~~ a Tribal contract school consists of parents of children attending  
155.1 the school, that membership or board may serve also as the American Indian ~~education~~  
155.2 Parent Advisory Committee.

155.3 Subd. 5. **State-identified American Indian.** For the purposes of sections 124D.71 to  
155.4 124D.82, the number of students who identify as American Indian or Alaska Native, as  
155.5 defined by the state of Minnesota on October 1 of the previous school year, will be used to  
155.6 determine the state-identified American Indian student counts for school districts, charter  
155.7 schools, and Tribal contract schools for the subsequent school year.

155.8 Sec. 15. Minnesota Statutes 2022, section 124D.79, subdivision 2, is amended to read:

155.9 Subd. 2. **Technical assistance.** The commissioner shall provide technical assistance to  
155.10 districts, schools and postsecondary institutions for preservice and in-service training for  
155.11 teachers, American Indian education teachers and paraprofessionals specifically designed  
155.12 to implement culturally responsive teaching methods, culturally based curriculum  
155.13 development, testing and testing mechanisms, ~~and~~ the development of materials for American  
155.14 Indian education programs, and the annual report of American Indian student data using  
155.15 the state count.

155.16 Sec. 16. Minnesota Statutes 2022, section 124D.791, subdivision 4, is amended to read:

155.17 Subd. 4. **Duties; powers.** The American Indian education director shall:

155.18 (1) ~~serve as the liaison for the department~~ work collaboratively and in conjunction with  
155.19 the Tribal Liaison, the Tribal Nations Education Committee, the 11 Tribal communities  
155.20 nations in Minnesota, the Minnesota Chippewa Tribe, and the Minnesota Indian Affairs  
155.21 Council;

155.22 (2) evaluate the state of American Indian education in Minnesota;

155.23 (3) engage the Tribal bodies, community groups, parents of children eligible to be served  
155.24 by American Indian education programs, American Indian administrators and teachers,  
155.25 persons experienced in the training of teachers for American Indian education programs,  
155.26 the Tribally controlled schools, and other persons knowledgeable in the field of American  
155.27 Indian education and seek their advice on policies that can improve the quality of American  
155.28 Indian education;

155.29 (4) advise the commissioner on American Indian education issues, including:

155.30 (i) issues facing American Indian students;

155.31 (ii) policies for American Indian education;

53.29 ~~Indian and non-American Indian children shall reflect approximately the proportion of~~  
53.30 ~~children of those groups enrolled in the programs.~~

53.31 Subd. 4. **Alternate committee.** If the organizational membership or the board of directors  
53.32 of ~~an American Indian school~~ a Tribal contract school consists of parents of children attending  
53.33 the school, that membership or board may serve also as the American Indian ~~education~~  
53.34 Parent Advisory Committee.

54.1 Subd. 5. **State-identified American Indian.** For the purposes of sections 124D.71 to  
54.2 124D.82, the number of students who identify as American Indian or Alaska Native, as  
54.3 defined by the state of Minnesota on October 1 of the previous school year, will be used to  
54.4 determine the state-identified American Indian student counts for school districts, charter  
54.5 schools, and Tribal contract schools for the subsequent school year.

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54.7 Subd. 2. **Technical assistance.** The commissioner shall provide technical assistance to  
54.8 districts, schools and postsecondary institutions for preservice and in-service training for  
54.9 teachers, American Indian education teachers and paraprofessionals specifically designed  
54.10 to implement culturally responsive teaching methods, culturally based curriculum  
54.11 development, testing and testing mechanisms, ~~and~~ the development of materials for American  
54.12 Indian education programs, and the annual report of American Indian student data using  
54.13 the state count.

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54.15 Subd. 4. **Duties; powers.** The American Indian education director shall:

54.16 (1) ~~serve as the liaison for the department~~ work collaboratively and in conjunction with  
54.17 the Tribal Liaison, the Tribal Nations Education Committee, the 11 Tribal communities  
54.18 nations in Minnesota, the Minnesota Chippewa Tribe, and the Minnesota Indian Affairs  
54.19 Council;

54.20 (2) evaluate the state of American Indian education in Minnesota;

54.21 (3) engage the tribal bodies, community groups, parents of children eligible to be served  
54.22 by American Indian education programs, American Indian administrators and teachers,  
54.23 persons experienced in the training of teachers for American Indian education programs,  
54.24 the tribally controlled schools, and other persons knowledgeable in the field of American  
54.25 Indian education and seek their advice on policies that can improve the quality of American  
54.26 Indian education;

54.27 (4) advise the commissioner on American Indian education issues, including:

54.28 (i) issues facing American Indian students;

54.29 (ii) policies for American Indian education;

156.1 (iii) awarding scholarships to eligible American Indian students and in administering  
156.2 the commissioner's duties regarding awarding of American Indian education grants to school  
156.3 districts; and

156.4 (iv) administration of the commissioner's duties under sections 124D.71 to 124D.82 and  
156.5 other programs for the education of American Indian people;

156.6 (5) propose to the commissioner legislative changes that will improve the quality of  
156.7 American Indian education;

156.8 (6) develop a strategic plan and a long-term framework for American Indian education,  
156.9 in conjunction with the Minnesota Indian Affairs Council, that is updated every five years  
156.10 and implemented by the commissioner, with goals to:

156.11 (i) increase American Indian student achievement, including increased levels of  
156.12 proficiency and growth on statewide accountability assessments;

156.13 (ii) increase the number of American Indian teachers in public schools;

156.14 (iii) close the achievement gap between American Indian students and their more  
156.15 advantaged peers;

156.16 (iv) increase the statewide graduation rate for American Indian students; and

156.17 (v) increase American Indian student placement in postsecondary programs and the  
156.18 workforce; and

156.19 (7) keep the American Indian community informed about the work of the department  
156.20 by reporting to the Tribal Nations Education Committee at each committee meeting.

156.21 Sec. 17. 124D.792] GRADUATION CEREMONIES; TRIBAL REGALIA AND  
156.22 OBJECTS OF CULTURAL SIGNIFICANCE.

156.23 A school district or charter school must not prohibit an American Indian student from  
156.24 wearing American Indian regalia, Tribal regalia, or objects of cultural significance at a  
156.25 graduation ceremony.

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

156.27 Sec. 18. Minnesota Statutes 2022, section 124D.81, is amended to read:

156.28 **124D.81 AMERICAN INDIAN EDUCATION AID.**

156.29 Subdivision 1. **Procedures.** A school district, charter school, cooperative unit as defined  
156.30 in section 123A.24, subdivision 2, or American Indian-controlled Tribal contract or grant  
157.1 school enrolling at least 20 American Indian students identified by the state count on October  
157.2 1 of the previous school year ~~and operating an American Indian education program according~~  
157.3 ~~to section 124D.74~~ is eligible for American Indian education aid if it meets the requirements

55.1 (iii) awarding scholarships to eligible American Indian students and in administering  
55.2 the commissioner's duties regarding awarding of American Indian education grants to school  
55.3 districts; and

55.4 (iv) administration of the commissioner's duties under sections 124D.71 to 124D.82 and  
55.5 other programs for the education of American Indian people;

55.6 (5) propose to the commissioner legislative changes that will improve the quality of  
55.7 American Indian education;

55.8 (6) develop a strategic plan and a long-term framework for American Indian education,  
55.9 in conjunction with the Minnesota Indian Affairs Council, that is updated every five years  
55.10 and implemented by the commissioner, with goals to:

55.11 (i) increase American Indian student achievement, including increased levels of  
55.12 proficiency and growth on statewide accountability assessments;

55.13 (ii) increase the number of American Indian teachers in public schools;

55.14 (iii) close the achievement gap between American Indian students and their more  
55.15 advantaged peers;

55.16 (iv) increase the statewide graduation rate for American Indian students; and

55.17 (v) increase American Indian student placement in postsecondary programs and the  
55.18 workforce; and

55.19 (7) keep the American Indian community informed about the work of the department  
55.20 by reporting to the Tribal Nations Education Committee at each committee meeting.

55.21 Sec. 15. 124D.792] GRADUATION CEREMONIES; TRIBAL REGALIA AND  
55.22 OBJECTS OF CULTURAL SIGNIFICANCE.

55.23 A school district or charter school must not prohibit an American Indian student from  
55.24 wearing American Indian regalia, Tribal regalia, or objects of cultural significance at a  
55.25 graduation ceremony.

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30.18 Sec. 6. Minnesota Statutes 2022, section 124D.81, is amended to read:

30.19 **124D.81 AMERICAN INDIAN EDUCATION AID.**

30.20 Subdivision 1. **Procedures.** A school district, charter school, cooperative unit as defined  
30.21 in section 123A.24, subdivision 2, or American Indian-controlled Tribal contract or grant  
30.22 school enrolling at least 20 American Indian students on October 1 of the previous school  
30.23 year ~~and operating an American Indian education program according to section 124D.74~~ is  
30.24 eligible for American Indian education aid if it meets the requirements of this section.

157.4 of this section. Programs may provide for contracts for the provision of program components  
157.5 by nonsectarian nonpublic, community, Tribal, charter, or alternative schools. The  
157.6 commissioner shall prescribe the form and manner of application for aids, and no aid shall  
157.7 be made for a program not complying with the requirements of sections 124D.71 to 124D.82.

157.8 Subd. 2. **Plans.** To qualify for receive aid, an eligible district, charter school, cooperative  
157.9 unit as defined in section 123A.24, subdivision 2, or Tribal contract school must develop  
157.10 and submit a plan for approval by the Indian education director that shall:

157.11 (a) Identify the measures to be used to meet the requirements of sections 124D.71 to  
157.12 124D.82;

157.13 (b) Identify the activities, methods and programs to meet the identified educational needs  
157.14 of the children to be enrolled in the program;

157.15 (c) Describe how district goals and objectives as well as the objectives of sections  
157.16 124D.71 to 124D.82 are to be achieved;

157.17 (d) Demonstrate that required and elective courses as structured do not have a  
157.18 discriminatory effect within the meaning of section 124D.74, subdivision 5;

157.19 (e) Describe how each school program will be organized, staffed, coordinated, and  
157.20 monitored; and

157.21 (f) Project expenditures for programs under sections 124D.71 to 124D.82.

157.22 Subd. 2a. **American Indian education aid.** (a) The American Indian education aid for  
157.23 an eligible district, cooperative unit, or Tribal contract school equals the greater of (1) the  
157.24 sum of ~~\$20,000~~ \$40,000 plus the product of ~~\$358~~ \$500 times the difference between the  
157.25 number of American Indian students enrolled on October 1 of the previous school year and  
157.26 20; or (2) if the district or school received a grant under this section for fiscal year 2015,  
157.27 the amount of the grant for fiscal year 2015.

157.28 (b) Notwithstanding paragraph (a), the American Indian education aid must not exceed  
157.29 the district, cooperative unit, or Tribal contract school's actual expenditure according to the  
157.30 approved plan under subdivision 2, except as provided in subdivision 2b.

157.31 Subd. 2b. **Carry forward of funds.** If a school district or Tribal contract school does  
157.32 not expend the full amount of its aid described in its plan and received under this section  
157.33 in the designated fiscal year, the school district or Tribal contract school may carry forward  
158.1 the remaining funds to the following fiscal year and is not subject to an aid reduction only  
158.2 if:

158.3 (1) the district is otherwise adhering to the plan developed under subdivision 2;

158.4 (2) the American Indian education parent advisory committee for that school has approved  
158.5 the carry forward; and

30.25 Programs may provide for contracts for the provision of program components by nonsectarian  
30.26 nonpublic, community, Tribal, charter, or alternative schools. The commissioner shall  
30.27 prescribe the form and manner of application for aids, and no aid shall be made for a program  
30.28 not complying with the requirements of sections 124D.71 to 124D.82.

30.29 Subd. 2. **Plans.** To qualify for receive aid, an eligible district, charter school, cooperative  
30.30 unit as defined in section 123A.24, subdivision 2, or Tribal contract school must develop  
30.31 and submit a plan for approval by the Indian education director that shall:

31.1 (a) Identify the measures to be used to meet the requirements of sections 124D.71 to  
31.2 124D.82;

31.3 (b) Identify the activities, methods and programs to meet the identified educational needs  
31.4 of the children to be enrolled in the program;

31.5 (c) Describe how district goals and objectives as well as the objectives of sections  
31.6 124D.71 to 124D.82 are to be achieved;

31.7 (d) Demonstrate that required and elective courses as structured do not have a  
31.8 discriminatory effect within the meaning of section 124D.74, subdivision 5;

31.9 (e) Describe how each school program will be organized, staffed, coordinated, and  
31.10 monitored; and

31.11 (f) Project expenditures for programs under sections 124D.71 to 124D.82.

31.12 Subd. 2a. **American Indian education aid.** (a) The American Indian education aid for  
31.13 an eligible district, cooperative unit, or Tribal contract school equals the greater of (1) the  
31.14 sum of ~~\$20,000~~ \$40,000 plus the product of ~~\$358~~ \$500 times the difference between the  
31.15 number of American Indian students enrolled on October 1 of the previous school year and  
31.16 20; or (2) if the district or school received a grant under this section for fiscal year 2015,  
31.17 the amount of the grant for fiscal year 2015.

31.18 (b) Notwithstanding paragraph (a), the American Indian education aid must not exceed  
31.19 the district, cooperative unit, or Tribal contract school's actual expenditure according to the  
31.20 approved plan under subdivision 2, except as provided in subdivision 2b.

31.21 Subd. 2b. **Carry forward of funds.** Notwithstanding section 16A.28, if a school district  
31.22 or Tribal contract school does not expend the full amount of its aid described in its plan and  
31.23 received under this section in the designated fiscal year, the school district or Tribal contract  
31.24 school may carry forward the remaining funds to the following fiscal year and is not subject  
31.25 to an aid reduction only if:

31.26 (1) the district is otherwise adhering to the plan developed under subdivision 2;

31.27 (2) the American Indian education parent advisory committee for that school has approved  
31.28 the carry forward; and

158.6 (3) the school district reports the reason for the carry forward and describes the district's  
158.7 intended actions to ensure the funds are expended in the following fiscal year. The district  
158.8 must report this information to the Department of Education in the form and manner and  
158.9 according to the timelines specified by the commissioner.

158.10 Subd. 3. **Additional requirements.** Each district or cooperative unit receiving aid under  
158.11 this section must each year conduct a count of American Indian children in the schools of  
158.12 the district; test for achievement; identify the extent of other educational needs of the children  
158.13 to be enrolled in the American Indian education program; and classify the American Indian  
158.14 children by grade, level of educational attainment, age and achievement. Participating  
158.15 schools must maintain records concerning the needs and achievements of American Indian  
158.16 children served.

158.17 Subd. 4. **Nondiscrimination; testing.** In accordance with recognized professional  
158.18 standards, all testing and evaluation materials and procedures utilized for the identification,  
158.19 testing, assessment, and classification of American Indian children must be selected and  
158.20 administered so as not to be racially or culturally discriminatory and must be valid for the  
158.21 purpose of identifying, testing, assessing, and classifying American Indian children.

158.22 Subd. 5. **Records.** Participating schools and districts, and cooperative units must keep  
158.23 records and afford access to them as the commissioner finds necessary to ensure that  
158.24 American Indian education programs are implemented in conformity with sections 124D.71  
158.25 to 124D.82. Each school district, cooperative unit, or participating school must keep accurate,  
158.26 detailed, and separate revenue and expenditure accounts for ~~the~~ American Indian education  
158.27 programs funded under this section.

158.28 Subd. 6. **Money from other sources.** A district, cooperative unit, or participating school  
158.29 providing American Indian education programs shall be eligible to receive moneys for these  
158.30 programs from other government agencies and from private sources when the moneys are  
158.31 available.

158.32 Subd. 7. **Exceptions.** Nothing in sections 124D.71 to 124D.82 shall be construed as  
158.33 prohibiting a district, cooperative unit, or school from implementing an American Indian  
159.1 education program which is not in compliance with sections 124D.71 to 124D.82 if the  
159.2 proposal and plan for that program is not funded pursuant to this section.

159.3 **EFFECTIVE DATE.** This section is effective the day following final enactment for  
159.4 aid for fiscal year 2024 and later.

NOTE: COMPARE CHANGES TO AMERICAN INDIAN EDUCATION AID,  
MINNESOTA STATUES 2022, SECTION 124D.81, SUBD. 1, ABOVE

31.29 (3) the school district reports the reason for the carry forward and describes the district's  
31.30 intended actions to ensure the funds are expended in the following fiscal year. The district  
31.31 must report this information to the Department of Education in the form and manner and  
31.32 according to the timelines specified by the commissioner.

32.1 Subd. 3. **Additional requirements.** Each district or cooperative unit receiving aid under  
32.2 this section must each year conduct a count of American Indian children in the schools of  
32.3 the district; test for achievement; identify the extent of other educational needs of the children  
32.4 to be enrolled in the American Indian education program; and classify the American Indian  
32.5 children by grade, level of educational attainment, age and achievement. Participating  
32.6 schools must maintain records concerning the needs and achievements of American Indian  
32.7 children served.

32.8 Subd. 4. **Nondiscrimination; testing.** In accordance with recognized professional  
32.9 standards, all testing and evaluation materials and procedures utilized for the identification,  
32.10 testing, assessment, and classification of American Indian children must be selected and  
32.11 administered so as not to be racially or culturally discriminatory and must be valid for the  
32.12 purpose of identifying, testing, assessing, and classifying American Indian children.

32.13 Subd. 5. **Records.** Participating schools and districts, and cooperative units must keep  
32.14 records and afford access to them as the commissioner finds necessary to ensure that  
32.15 American Indian education programs are implemented in conformity with sections 124D.71  
32.16 to 124D.82. Each school district, cooperative unit, or participating school must keep accurate,  
32.17 detailed, and separate revenue and expenditure accounts for ~~the~~ American Indian education  
32.18 programs funded under this section.

32.19 Subd. 6. **Money from other sources.** A district, cooperative unit, or participating school  
32.20 providing American Indian education programs shall be eligible to receive moneys for these  
32.21 programs from other government agencies and from private sources when the moneys are  
32.22 available.

32.23 Subd. 7. **Exceptions.** Nothing in sections 124D.71 to 124D.82 shall be construed as  
32.24 prohibiting a district, cooperative unit, or school from implementing an American Indian  
32.25 education program which is not in compliance with sections 124D.71 to 124D.82 if the  
32.26 proposal and plan for that program is not funded pursuant to this section.

32.27 **EFFECTIVE DATE.** This section is effective the day following final enactment for  
32.28 aid for fiscal year 2024 and later.

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55.26 Sec. 16. Minnesota Statutes 2022, section 124D.81, subdivision 1, is amended to read:

55.27 Subdivision 1. **Procedures.** A school district, charter school, or American  
55.28 Indian-controlled tribal contract or grant school enrolling at least 20 American Indian  
55.29 students identified by the state count on October 1 of the previous school year and operating  
55.30 an American Indian education program according to section 124D.74 is eligible for Indian

NOTE: COMPARE CHANGES TO AMERICAN INDIAN EDUCATION AID,  
MINNESOTA STATUTES 2022, SECTION 124D.81, SUBD. 5, ABOVE

159.5 Sec. 19. Minnesota Statutes 2022, section 126C.05, subdivision 19, is amended to read:

159.6 Subd. 19. **Online learning students.** (a) The average daily membership for a public  
159.7 school pupil or a pupil enrolled in a school authorized to receive Tribal contract or grant  
159.8 aid under section 124D.83 generating online learning average daily membership according  
159.9 to section 124D.095, subdivision 8, paragraph (b), equals the sum of: (1) the ratio of the  
159.10 sum of the number of instructional hours the pupil is enrolled in a regular classroom setting  
159.11 at the enrolling school to the actual number of instructional hours in the school year at the  
159.12 enrolling school, plus (2) .12 times the initial online learning average daily membership  
159.13 according to section 124D.095, subdivision 8, paragraph (b).

159.14 (b) When the sum of the average daily membership under paragraph (a) and the adjusted  
159.15 online learning average daily membership under section 124D.095, subdivision 8, paragraph  
159.16 (b), exceeds the maximum allowed for the student under subdivision 8 or 15, as applicable,  
159.17 the average daily membership under paragraph (a) shall be reduced by the excess over the  
159.18 maximum, but shall not be reduced below .12. The adjusted online learning average daily  
159.19 membership according to section 124D.095, subdivision 8, paragraph (b), shall be reduced  
159.20 by any remaining excess over the maximum.

159.21 Sec. 20. Minnesota Statutes 2022, section 144.4165, is amended to read:

159.22 **144.4165 TOBACCO PRODUCTS PROHIBITED IN PUBLIC SCHOOLS.**

159.23 (a) No person shall at any time smoke, chew, or otherwise ingest tobacco, or carry or  
159.24 use an activated electronic delivery device as defined in section 609.685, subdivision 1, in  
159.25 a public school, as defined in section 120A.05, subdivisions 9, 11, and 13, or in a charter  
159.26 school governed by chapter 124E. This prohibition extends to all facilities, whether owned,

55.31 education aid if it meets the requirements of this section. Programs may provide for contracts  
56.1 for the provision of program components by nonsectarian nonpublic, community, tribal,  
56.2 charter, or alternative schools. The commissioner shall prescribe the form and manner of  
56.3 application for aids, and no aid shall be made for a program not complying with the  
56.4 requirements of sections 124D.71 to 124D.82.

56.5 Sec. 17. Minnesota Statutes 2022, section 124D.81, subdivision 5, is amended to read:

56.6 Subd. 5. **Records.** Participating schools and districts must keep records and afford access  
56.7 to them as the commissioner finds necessary to ensure that American Indian education  
56.8 programs are implemented in conformity with sections 124D.71 to 124D.82. Each school  
56.9 district or participating school must keep accurate, detailed, and separate revenue and  
56.10 expenditure accounts for ~~pilot~~ American Indian education programs funded under this  
56.11 section.

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7.1 Sec. 7. Minnesota Statutes 2022, section 126C.05, subdivision 19, is amended to read:

7.2 Subd. 19. **Online learning students.** (a) The average daily membership for a public  
7.3 school pupil or a pupil enrolled in a school authorized to receive Tribal contract or grant  
7.4 aid under section 124D.83 generating online learning average daily membership according  
7.5 to section 124D.095, subdivision 8, paragraph (b), equals the sum of: (1) the ratio of the  
7.6 sum of the number of instructional hours the pupil is enrolled in a regular classroom setting  
7.7 at the enrolling school to the actual number of instructional hours in the school year at the  
7.8 enrolling school, plus (2) .12 times the initial online learning average daily membership  
7.9 according to section 124D.095, subdivision 8, paragraph (b).

7.10 (b) When the sum of the average daily membership under paragraph (a) and the adjusted  
7.11 online learning average daily membership under section 124D.095, subdivision 8, paragraph  
7.12 (b), exceeds the maximum allowed for the student under subdivision 8 or 15, as applicable,  
7.13 the average daily membership under paragraph (a) shall be reduced by the excess over the  
7.14 maximum, but shall not be reduced below .12. The adjusted online learning average daily  
7.15 membership according to section 124D.095, subdivision 8, paragraph (b), shall be reduced  
7.16 by any remaining excess over the maximum.

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56.12 Sec. 18. Minnesota Statutes 2022, section 144.4165, is amended to read:

56.13 **144.4165 TOBACCO PRODUCTS PROHIBITED IN PUBLIC SCHOOLS.**

56.14 (a) No person shall at any time smoke, chew, or otherwise ingest tobacco, or carry or  
56.15 use an activated electronic delivery device as defined in section 609.685, subdivision 1, in  
56.16 a public school, as defined in section 120A.05, subdivisions 9, 11, and 13, or in a charter  
56.17 school governed by chapter 124E. This prohibition extends to all facilities, whether owned,



159.27 rented, or leased, and all vehicles that a school district owns, leases, rents, contracts for, or  
159.28 controls.

159.29 (b) Nothing in this section shall prohibit the lighting of tobacco by an adult as a part of  
159.30 a traditional Indian spiritual or cultural ceremony. An American Indian student may carry  
159.31 a medicine pouch containing loose tobacco intended as observance of traditional spiritual  
160.1 or cultural practices. For purposes of this section, an Indian is a person who is a member  
160.2 of an Indian **Tribe** as defined in section 260.755, subdivision 12.

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

160.4 Sec. 21. **APPROPRIATIONS.**

160.5 Subdivision 1. **Department of Education.** The sums indicated in this section are  
160.6 appropriated from the general fund to the Department of Education for the fiscal years  
160.7 designated.

160.8 Subd. 2. **American Indian education aid.** (a) For American Indian education aid under  
160.9 Minnesota Statutes, section 124D.81, subdivision 2a:

160.10 \$ 17,949,000 ..... 2024

160.11 \$ 19,266,000 ..... 2025

160.12 (b) The 2024 appropriation includes \$1,159,000 for 2023 and \$16,790,000 for 2024.

160.13 (c) The 2025 appropriation includes \$1,865,000 for 2024 and \$17,401,000 for 2025.

160.14 Subd. 3. **Minnesota Indian teacher training program grants.** (a) For joint grants to  
160.15 assist people who are American Indian to become teachers under Minnesota Statutes, section  
160.16 122A.63:

160.17 \$ 2,210,000 ..... 2024

160.18 \$ 600,000 ..... 2025

160.19 (b) This appropriation is subject to the requirements under Minnesota Statutes, section  
160.20 122A.63, subdivision 10.

160.21 Subd. 4. **Native language revitalization grants to schools.** (a) For grants to school  
160.22 districts and charter schools to offer language instruction in Dakota and Anishinaabe  
160.23 languages or another language indigenous to the United States or Canada:

56.18 rented, or leased, and all vehicles that a school district owns, leases, rents, contracts for, or  
56.19 controls.

56.20 (b) Nothing in this section shall prohibit the lighting of tobacco by an adult as a part of  
56.21 a traditional Indian spiritual or cultural ceremony. An American Indian student may carry  
56.22 a medicine pouch containing loose tobacco intended as observance of traditional spiritual  
56.23 or cultural practices. For purposes of this section, an Indian is a person who is a member  
56.24 of an Indian **tribe** as defined in section 260.755, subdivision 12.

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37.7 Subdivision 1. **Department of Education.** The sums indicated in this section are  
37.8 appropriated from the general fund to the Department of Education for the fiscal years  
37.9 designated.

37.23 Subd. 4. **American Indian education aid.** (a) For American Indian education aid under  
37.24 Minnesota Statutes, section 124D.81, subdivision 2a:

37.25 \$ 17,949,000 ..... 2024

37.26 \$ 19,266,000 ..... 2025

37.27 (b) The 2024 appropriation includes \$1,159,000 for 2023 and \$16,790,000 for 2024.

37.28 (c) The 2025 appropriation includes \$1,865,000 for 2024 and \$17,401,000 for 2025.

96.1 Subd. 9. **Minnesota Indian teacher training program grants.** (a) For joint grants to  
96.2 assist American Indian people to become teachers under Minnesota Statutes, section 122A.63:

96.3 \$ 700,000 ..... 2024

96.4 \$ 700,000 ..... 2025

96.5 (b) The department may use up to five percent of the appropriation amount to administer  
96.6 the grant program.

47.1 Subd. 26. **Native language revitalization grants to schools.** (a) For grants to school  
47.2 districts and charter schools to offer language instruction in Dakota and Anishinaabe  
47.3 languages or another language indigenous to the United States or Canada:

160.24       \$        7,500,000   .....  2024

160.25       \$        7,500,000   .....  2025

160.26       (b) Grant amounts are to be determined based upon the number of schools within a  
160.27 district implementing language courses. Eligible expenses include costs for teachers, program  
160.28 supplies, and curricular resources.

160.29       (c) Up to five percent of the grant amount is available for grant administration and  
160.30 monitoring.

161.1       (d) Up to \$300,000 each year is for administrative and programmatic capacity at the  
161.2 Department of Education.

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

161.4       Subd. 5. **Tribal contract school aid.** (a) For Tribal contract school aid under Minnesota  
161.5 Statutes, section 124D.83:

161.6       \$        2,585,000   .....  2024

161.7       \$        2,804,000   .....  2025

161.8       (b) The 2024 appropriation includes \$255,000 for 2023 and \$2,330,000 for 2024.

161.9       (c) The 2025 appropriation includes \$258,000 for 2024 and \$2,546,000 for 2025.

47.4        \$        7,500,000   .....  2024

47.5        \$        7,500,000   .....  2025

47.6        (b) Grant amounts are to be determined based upon the number of schools within a  
47.7 district implementing language courses. Eligible expenses include costs for teachers, program  
47.8 supplies, and curricular resources.

47.9        (c) Up to five percent of the grant amount is available for grant administration and  
47.10 monitoring.

47.11       (d) Up to \$300,000 each year is for administrative and programmatic capacity at the  
47.12 Department of Education.

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