



2017 Education Policy Provisions

Issue	House: HF 1376: Erickson	Senate: SF 1222: Pratt	Governor/MDE (HF 1376 /SF 1222)
Attending Courses At A Nonpublic School	Not Included.	<p>-A 9th, 10th, 11th or 12th grade student enrolled in a public school may attend courses at a nonpublic school at the student's expense for up to one-third of the minimum hours.</p> <p>-The district or school may grant academic credit to a pupil attending a nonsectarian courses at a nonpublic school.</p> <p>-Secondary credits granted to a pupil may be counted towards graduation requirements.</p> <p>-Evidence of successful completion of each course and secondary credits granted may be included in the pupil's secondary school record.</p> <p>-Written notice of attendance at a nonpublic school must be provided to the pupil's school or district no later than 60 days before the first day at a nonpublic school course.</p> <p>SF 1281: Eichorn/HF 1593: Theis</p>	Not Included.
Asthma Inhalers Exclusion	Includes MDE language.	Includes MDE language.	Clarification of students' use of asthma inhalers compliance with the specific statute regarding possession and use of asthma inhalers.
Asthma Inhalers Possession and Use	Includes MDE language.	Includes MDE language.	Statute clarification authorizing the use of asthma inhalers by students that is consistent with the general statute governing the administrative of drugs and medicine to students in terms of parental approval and written notice.
Energy Use Reduction and Reporting for Public Schools	Not Included.	School districts reporting on behalf of a public school must enter and maintain monthly utility consumption data into the Minnesota B3	Not Included.



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		benchmarking program for all buildings under its custodial control. SF 1510: Goggin/HF 1727: Zerwas	
Pupil Transportation Shelter Care Facility	Includes MDE language.	Includes MDE language.	Adds transportation of a student to and from a shelter care facility as a reimbursable expenditure under the special education pupil transportation formula.
Referendum Notice First Class Mail	Not Included.	Removes the referendum notice requirement to prepare the notice by first class mail. SF 1476: Pratt/HF 1549: Christensen	Not Included.
Audits	Does not include MDE language.	Does not include MDE language.	Clarification that the audit procedures followed by the Minnesota Department of Education's (MDE) pupil count and state aid auditors do not need be adopted through the state's Administrative Procedure Act (APA). The procedures may be different than the state's procedures when reducing a school district's aid for violation of state aid.
Payments to School Nonoperating Funds	Includes MDE language.	Includes MDE language.	Changes the metering schedule for the payment of school district nonoperating aids (nonoperating state aid includes debt service equalization aid) from 12 monthly payments to six monthly payments beginning in July.
American Indian Child Repealer	Includes MDE language.	Includes MDE language.	Repeals definition of "American Indian child" as a child enrolled or eligible for enrollment in a federally recognized tribe.
Economics and Citizenship	Changes required "curriculum" to "knowledge and skills" and adds economics and citizenship to social studies requirements. Similar language in HF 731: Erickson/SF 773: Kiffmeyer and HF 1602: Urdahl/SF 1061: Cwodzinski	Not included.	Not included.



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SHAPE America	Includes MDE language on SHAPE standards but does not include that the standards must be implemented by all schools as determined through the rulemaking process.	Includes MDE language on SHAPE standards but does not include that the standards must be implemented by all schools as determined through the rulemaking process.	Replaces National Association of Sport and Physical Education standards with Society of Health and Physical Educator (SHAPE) standards as the required physical education standards.
E-Learning	<ul style="list-style-type: none"> -Allows a school board’s annual calendar to include plans for up to five days of instruction provided through an online instruction due to inclement weather. -Establishes definitions for E-learning days. -A school board may adopt an e-learning plan after consulting with the exclusive bargaining representative of the teachers. -Plans must include accommodations for students without internet access. -A school’s e-learning plan must provide accessible options for students with disabilities in accordance with chapter 125A. -A school district of charter must notify students and families of the e-learning plan at the beginning of the school year. -Requires school districts and charters to notify parents and students at least two hours before school start time about following an e-learning plan for the day. -Each student’s teacher must be accessible both online and by telephone during normal school 	Included.	Not included.



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	hours on an e-learning day to assist students and parents. -Allows e-learning days to be counted the same as days when schools are in session for purposes of calculating average daily membership. HF 1421 Drazkowski/SF 1421 Clausen		
Rulemaking	Includes MDE language.	Includes MDE language.	Obsolete language removed for language arts, math, arts, science, and social studies.
Bilingual and Multilingual Seals	Includes MDE language.	Includes MDE language.	Seals are recognized for high school students in any public, charter, or nonpublic school with required proficiency.
Character Development Education	Adds language to character development education law regarding shared responsibility for character development education by parents, teachers, and members of the community. Also includes language that to the extent practicable, instruction should be integrated into positive behavioral intervention strategies. HF 836: Erickson/SF 736: Pratt	Not included.	Not included.
Statewide Accountability Cultural Competence	Adds to the definition of cultural competence and cultural competency as the ability and will of “families and educators” to interact effectively with people of different cultures, native languages, and socioeconomic backgrounds.	Not included.	Not included.
Disaggregated Data Rollout	Requires the Commissioner of Education to designate up to six	Included with the following difference, adds, “The commissioner	Not included.



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Sites	<p>school districts or charter schools as disaggregated data rollout sites by August 1, 2017. The sites should represent urban, suburban and nonurban school districts. The Commissioner must consult stakeholders and review the American Community Survey to develop recommendations for best practices for disaggregated data. Requires the Commissioner to report to the education committees by February 1, 2018 on the best practices from other states that have disaggregated data.</p> <p>HF 2258: Moran/SF 1847: Kent</p>	<p>must consult the stakeholders on how to measure a student’s background as an immigrant or a refugee and provide a recommendation in the report on how to include the data in the statewide rollout”.</p>	
Student Performance Data	<p>Amends the student categories of ethnicity and race to include references to 120B.35, subdivision 3, paragraph (a), clause (2) regarding separate categories. Also removes immigrant and refugee status. Amended with new language as outlined below.</p>	Not included.	Not included.
State Growth Target	<p>-Amends the separate categories of information for student categories that the Commissioner must analyze and report on. Adds, seven of the most populous Asian and Pacific Islander groups, three of the most populous Native groups, seven of the most populous Hispanic/Latino groups, and five of the most populous Black and African Heritage groups as</p>	Not included.	Not included.



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	<p>determined by the total Minnesota population based on the most recent state demographer's report.</p> <ul style="list-style-type: none"> -Requires the Commissioner to disaggregate data by student categories when reporting four and six-year graduation rates. -A school district must inform parents and guardians that volunteering information on student categories not required by the most recent reauthorization of ESSA is optional and will not violate the privacy of students, their families, parents, or guardians. The notice must state the purpose for collecting the student data. Effective in 2018-19 for the rollout sites and 2019-20 for all other districts. 		
School Performance Reports and Public Reporting	<p>The school performance report for a school site and a school district must include school performance reporting information and calculate proficiency rates as required by the most recently reauthorized Elementary and Secondary Education Act.</p> <p>HF 1966: Peterson/SF 1748: Chamberlain</p>	Not included.	Not included.
Reading Proficiently No Later than Third Grade	<p>Does not include MDE language.</p> <p>Includes a Commissioner's report on Dyslexia.</p>	<p>Includes MDE language, with differences noted below.</p> <ul style="list-style-type: none"> -Does not have the MDE language "likely to have" dyslexia. -Requires that a student, other than a 	<p>-Literacy Goal: Clarifies that goal of having every child reading at grade level by the end of grade three applies to students receiving literacy interventions as alternate instruction required before student is referred for special education</p>



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		<p>student under an individualized education program (IEP), who is unable to demonstrate grade-level proficiency as measured by the statewide reading assessment in grade 3, shall receive a personal learning plan. A personal learning plan shall address knowledge gaps and skill deficiencies through strategies that may include grade retention, if necessary. Intervention must continue after grade 3 until the student is reading at grade level.</p> <p>-Requires that all students' postsecondary personal learning plans must inform the student and their guardian, if the student is a minor, of the student's achievement level score on the MCAs that are administered in high school.</p> <p>-Students who do not meet or exceed Minnesota academic standards, as measured by the MCAs that are administered during high school, shall be informed that admission to public school is free and available to any resident under 21.</p> <p>SF 468: Utke/HF 538: Christensen</p>	<p>evaluation, and to students receiving prevention services as an alternative to special education and other compensatory programs.</p> <p>-Outlines definitions for literacy instruction.</p> <p>-Districts must use locally adopted, developmentally appropriate, and culturally appropriate, and culturally responsive screening and diagnostic assessments to identify and evaluate students' areas of academic need related to literacy.</p> <p>-Requires districts to report on their efforts to identify students likely to have dyslexia.</p> <p>-Requires districts to provide students not reading at grade level literacy practices instead of providing services before evaluation for special education.</p> <p>-Requires schools to report to parents on student's progress. Prohibits district from using notification requirement to deny a student's right to special education evaluation.</p> <p>-Requires a multitiered system of supports and outlines methods that are matched to the needs, stages of development, and culture of the students engaging with the instruction.</p>
Statewide Assessments and Local Assessments Adaptive	Does not include MDE language.	Includes MDE language.	Eliminates the requirement that adaptive assessments have test items that are above or below a student's grade level.
Enrollment	Changes lottery priorities for school	Not included.	Not included.



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Lotteries	<p>district open enrollment and proposes a new fourth priority. The fourth priorities establishes that students who do not reside in the school district receive priority if they reside in a municipality where the nonresident district operates a building, the resident district does not operate a building, and no other nonresident district operates a building</p> <p>HF 1083: Anselmo/SF 1053: Franzen</p>		
Concurrent Enrollment Definition, Language recodified, and Financial arrangement	Includes MDE language.	Includes MDE language.	<ul style="list-style-type: none"> -Defines concurrent enrollment as nonsectarian courses in which an eligible pupil enrolls to earn both secondary and postsecondary credits, are taught by a secondary teacher or a postsecondary faculty member, and are offered at a high school for which the district is eligible to receive concurrent enrollment program aid. -Recodifies language about 9th and 10th grade students. - Increases number of days the department has to pay postsecondary institutions for concurrent enrollment students from 30 to 45.
Innovative Delivery of Career and Technical Education Programs	<p>Codifies the Innovation Pilot Projects provisions enacted in session laws in 2012 and 2014.</p> <p>This proposal add to the partnership plans to increase opportunities for diverse populations of students that are focused on employability skills and technical, job-specific skills related to a specific career pathway;</p>	Not included.	Not included.



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	<p>or demonstrate efficiencies in delivering financial and other services needed to realize plan goals and objectives.</p> <p>Requires the Commissioner to convene an advisory panel to advise on the applicants' qualifications to participate in the program. Districts already approved for an innovation zone pilot may continue to operate.</p> <p>HF 877: Erickson/SF 1070: Dahms</p>		
<p>Commissioner-Selected High School Equivalency</p>	<p>Requires the Commissioner in consultation with adult basic education stakeholders must select a high school equivalency test. The Commissioner may issue a high school equivalency diploma to a MN resident 19 years of age or older who has not earned a high school diploma and who has not previously been issued a GED and who has exceeded or achieved a minimum passing score on the equivalency test. The Commissioner may waive age requirement.</p> <p>-Makes changes to replace GED test with Commissioner-selected equivalency test in Minnesota Family Investment Program.</p> <p>HF 1398: Jessup/SF 953: Nelson</p>	<p>Included. Also includes cross references to 256J.08, subdivisions 38 and 39.</p>	<p>Not included.</p>
<p>Limits on Enrollment</p>	<p>Includes MDE language.</p>	<p>Not included.</p>	<p>Prohibits online learning providers from discriminating in admissions.</p>



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Charter Schools	<p>Includes the following MDE language:</p> <ul style="list-style-type: none"> -Regulates placement of students in classroom of a teacher who is on performance plan or has not had summative evaluation. -Requires charter schools to comply with Pupil Fair Dismissal Act. -Clarifies that charter school admission requirements apply to charter schools offering free preschool or prekindergarten program. 	<ul style="list-style-type: none"> -Includes individual definitions for charter management organizations, education management organization, and online education service provider. -Includes role and responsibility language for authorizers. -Includes language that authorizers must provide a letter to the school for distribution to families that explains withdrawal. -Includes merger language, makes changes to membership criteria, board structure, training, school transfer of authorizers, student educational records, reports, public accountability and reporting of education management and online service provider agreements. <p>SF 1171: Pratt/HF 1580: Erickson</p> <p>Includes the following MDE language:</p> <ul style="list-style-type: none"> -Regulates placement of students in classroom of a teacher who is on performance plan or has not had summative evaluation. -Requires charter schools to comply with Pupil Fair Dismissal Act. -Clarifies that charter school admission requirements apply to charter schools offering free preschool or prekindergarten program. 	<ul style="list-style-type: none"> -Includes definition for education service provider, charter managements organization, educational management organization, or school management organization. -Regulates placement of students in classroom of a teacher who is on performance plan or has not had summative evaluation. -Requires charter schools to comply with Pupil Fair Dismissal Act. -Requires an authorizer that withdraws as an authorizer to notify all families of children in charter schools in the authorizer’s portfolio. -Prohibits a charter school from contracting with an entity headquartered outside of Minnesota to manage the charter school’s educational, financial, business, operational, or administrative functions. - Requires a charter school’s educational staff to be employed by the charter school’s board of directors, and prohibits an entity that manages the charter’s functions from employing the charter school’s educational staff. -Requires charter schools with different authorizers, and who intend to merge, to request a change in authorizer. -Requires authorizer to notify families of children attending charter school when authorizer and charter school board mutually agree not to renew the contract. -Clarifies that charter school admission requirements apply to charter schools offering free preschool or prekindergarten program. -Requires that all educational staff at a charter school be employed by or on contract with the charter school’s board of directors.



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			-Requires charter school contracting with entity to oversee charter school's operations to submit all contracts and amendments to Department of Education.
ESSA STEM	Not included.	Encourages school districts to use the funding provided for activities to support the effective use of technology under ESSA for STEM-related activities. SF 264: Franzen/HF 1523: Anselmo	Not included.
Individualized Education Programs	-Requires that school districts provide annual cultural competency training to paraprofessionals that work with students with disabilities. -Requires that a school board make available, annual training opportunities to enable a special education teacher serving on an individualized education program team to further develop the knowledge, skills, and cultural competency necessary to appropriately serve students. Cultural competency is defined as the ability and will to interact effectively with people of different cultures, native languages, and socioeconomic backgrounds. HF 341: Thissen/No SF	Not included.	Not included.
Commissioner Report on Dyslexia	Requires the Commissioner to submit a report to the legislature on resources and administrative changes that would assist schools in addressing the needs of students	Not included.	Not included.



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	with dyslexia and convergence insufficiency disorder. The report must include resources for school districts including screening tools and best practices for identifying students. HF 668: Daniels/SF 453: Chamberlain		
Data Disaggregated by Race	Requires certain data to be disaggregated by race, unless such disaggregation would not yield statistically reliable results or would reveal personally identifiable information about an individual. Requires the following disaggregation: the number and percent of students by program who graduated, received a teaching or administrator license, and were hired in a Minnesota district or school as a teacher or administrator; and student and graduate survey results measuring student and graduate satisfaction with the program. Also includes employer satisfaction for administrators. HF 1426: Lee/No SF	Not included.	Not included.
Alternative Teacher Compensation Revenue	Includes MDE language.	Includes MDE language and technical change to c) of 122A.415, subdivision 4.	Allows St. Croix River Education District to receive alternative teacher compensation revenue (Q-comp).
Positive Behavioral Interventions	Includes MDE language.	Includes MDE language.	-Defines “positive behavioral interventions and supports” (PBIS) as an evidence-based framework for preventing problem behavior and outlines six



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and Support			key components of PBIS. -Amends special education statute to include cross reference for new definition of PBIS.
Placement of Students On-Site Education Programs	Includes MDE language.	Includes MDE language.	MDE is responsible for the approval of “on-site” education programs for facilities licensed by the Department of Human Services and the Department of Corrections.
Special Education Assistive Technology Study	Requires the Commissioner to examine the use of assistive technology in Minnesota school districts. Report due to the education committees of the Legislature by February 15, 2018.	Included.	Not Included.
Data Collection and Performance Tracking ABE	Does not include MDE language.	Includes similar MDE language.	Clarifies data collection procedures for ABE.
Food Service Contracts	Allows a school board and a food service management company to renew a contract annually for not more than four additional years. HF 652: Kresha/SF 587: Dahms	Included.	Not included.
Division of Library Services	Includes MDE language.	Includes MDE language.	The Division of Library Services of MDE, upon request, may give advice and instruction to school district and charter school libraries.