



## Summary of S.F. 3086: MDE Policy Bill

### Article 1: General Education

**Section 1:** Deletes a cross-reference to a report under 125A.75, subdivision 9, Special Education Litigation Costs Report, which is repealed in Article 2, Section 12.

**Section 2:** Deletes a cross-reference to a report under 123A.26, subdivision 3, Cooperative Units, Prohibited Aids and Levies—Allocation from Members, which is repealed in Article 2, Section 12.

### Article 2: Education Excellence

**Section 1:** This section contains a number of clarifying and technical changes to data disaggregation under 120B.35, subdivision 2. The changes are:

- Correcting a reference to “Asian and Pacific Islander” to align with the federal race definitions
- Adding language allowing the state demographer to assist the Minnesota Department of Education in identifying which ethnicities in Minnesota are the most populous
- Removing a reference to “four and six-year” graduation rates to allow the Minnesota Department of Education to disaggregate all graduation rates.

**Section 2:** This section relates to the transfer of the Educator Licensing Division from the Minnesota Department of Education to the Professional Educator Licensing and Standards Board. It reassigns a requirement that the Minnesota Department of Education maintain a list of licensed and non-licensed staff members for each school district to the Professional Educator Licensing and Standards Board. This data is collected through Staff Automated Report (STAR), which was transferred to the Professional Educator Licensing and Standards Board last session.

**Section 3:** This section deletes a report required under 123B.14, subdivision 7, Clerk Records.

**Section 4:** This clarifies a requirement under 124D.78, subdivision 2, Parent and Community Education. Statute requires American Indian education parent advisory committees to submit a resolution of concurrence or non-concurrence on educational programs for American Indian students offered by the school district or American Indian school. This section clarifies that a resolution of non-concurrence and recommendations must be submitted directly to the school board.

**Section 5:** This section replicates the formula for medium and high growth under 120B.299, which is repealed in the A18-0647 amendment, in order to maintain the formula that is used to calculate literacy incentive aid.

**Section 6:** This section relates to the transfer of the Educator Licensing Division from the Minnesota Department of Education to the Professional Educator Licensing and Standards Board. It removes a requirement that the Minnesota Department of Education maintain a list of licensed and non-licensed staff members for each school district to the Professional Educator Licensing and Standards Board, which is reassigned to the Professional Educator Licensing and Standards Board in Section 2.

**Section 7:** This section moves a requirement that school districts report on how their basic skills revenue raised student achievement levels to the World's Best Workforce Plan under 120B.11.

**Section 8:** This section removes a report required under 128D.06, subdivision 1, Board's Annual Report. Chapter 128D is specific to Special School District No. 1, Minneapolis.

**Section 9:** This section relates to the transfer of the Educator Licensing Division from the Minnesota Department of Education to the Professional Educator Licensing and Standards Board. It removes a requirement that notices of expungements be sent to the Minnesota Department of Education.

**Section 10:** This section adds a cross-reference to the definition of sexual abuse under the Maltreatment of Minors Act to cite 609.352, Solicitation of Children to Engage in Sexual Conduct. This would allow the Minnesota Department of Education to investigate behaviors that fall under that statute for maltreatment, similar to existing authority for counties and the Department of Human Services.

**Section 11:** This section clarifies the Grow Your Own grant program to ensure charter schools can apply for grants.

**Section 12:** This section repeals the following sections of statute:

1. 120B.35, subdivision 4: Best Practices in High Performing Schools report.
2. 120B.35, subdivision 5: Improving Graduation Rates for Students with Emotional and Behavioral Disorders.
  - a. This statute requires interventions for districts with either a dropout rate of more than 25 percent for students with Emotional and Behavioral Disorders, or for districts that are in the top 25 percent for their dropout rate for students with Emotional and Behavioral Disorders. This legislation was enacted in 2004, prior to the 2005 federal Office of Special Education Programs (OSEP) requirement for states to report graduation rates for all students with disabilities as part of Minnesota's State Performance Plan/Annual Performance Report (SPP/APR). This requirement is duplicative of federal reporting requirements.
3. 123A.26, subdivision 3: Cooperative Units, Prohibited Aids and Levies.
4. 125A.75, subdivision 9: Special Education Litigation Costs report.
5. 128D.06, subdivision 3: Minneapolis Public Schools Board's Annual Report.

## Article 3: Teachers

**Section 1:** This section eliminates option five under 122A.183, which allows individuals who have three years of teaching experience on a Tier 2 license and evidence of a summative teacher evaluation that did not result in placing a teacher on an improvement plan to obtain a Tier 3 license.

## Article 4: Facilities and Technology

**Section 1:** This section would require school districts to complete water testing for lead in all buildings that serve students within two years. It would also require either remediation or faucet shut-off when testing finds the presence of lead.

## Article 5: Nutrition

**Section 1:** This section adds a cross-reference to federal statute to clarify that school districts and charters can contract for up to four years for summer programs and Child and Adult Care Food Programs (CACFP). Legislation passed last year was specific to federal school lunch programs.

**Section 2:** Explicitly clarifies that school districts may collect unpaid meal debt, consistent with the provisions in Section 3.

**Section 3:** This section outlines a non-exhaustive list of activities that are prohibited when collecting student debt, including dumping meals, announcing students' names publicly, affixing stickers, and limiting participation in extracurricular activities.

## Article 6: Early Childhood and Family Support

**Section 1:** This section adds language that would allow children in protective services or experiencing homelessness to qualify for early learning scholarships without providing income verification.

**Section 2:** Clarifies that children receiving early learning scholarships are required to receive an early learning screening within 90 days of their third birthday, but not before, for those children who receive a scholarship at an earlier age.

**Section 3:** Strikes an obsolete provision that allowed the early learning scholarship pilot sites to participate in the statewide program prior to becoming rated through the state's quality rating and improvement system.

## Article 7: Self-Sufficiency and Lifelong Learning

**Sections 1, 2 and 3:** Clarify that the state may select more than one high school equivalency test.