

1.1 moves to amend H.F. No. 1644, the first engrossment, as follows:

1.2 Page 2, delete section 2 and insert:

1.3 "Sec. 2. DISTANCE LEARNING.

1.4 (a) In response to the COVID-19 pandemic, a school district or charter school may offer
1.5 distance and hybrid learning options to enrolled students. A student may participate in
1.6 distance or hybrid learning options only if the student and family so choose. Districts and
1.7 charter schools must provide students participating in distance or hybrid learning options
1.8 the option to participate in in-person instruction on the same basis as other enrolled students
1.9 subject to reasonable limits on students changing between in-person and distance or hybrid
1.10 learning options. Districts and charter schools must not prevent students from enrolling in
1.11 courses offered by online learning providers approved under Minnesota Statutes, section
1.12 124D.095.

1.13 (b) A school district or charter school offering distance or hybrid learning options must:

1.14 (1) ensure that students and families in a distance or hybrid learning options program
1.15 have access to digital devices, in-home broadband that meets or exceeds Federal
1.16 Communications Commissions recommendations of 25 megabytes to download and three
1.17 megabytes to upload, and digital literacy skills support;

1.18 (2) employ or contract with another district or a cooperative unit for licensed teachers
1.19 to provide online instruction to no more than 40 students in an online learning course. The
1.20 contract of a teacher employed by a district must meet the requirements of Minnesota
1.21 Statutes, section 122A.40 or 122A.41, and a charter school must employ or contract with
1.22 a teacher in accordance with Minnesota Statutes, section 124E.12, subdivision 1;

1.23 (3) provide direct supervision and control of the education program by an administrator
1.24 holding an appropriate license;

2.1 (4) provide a curriculum that meets state academic standards under Minnesota Statutes,
2.2 section 120B.021, and locally established learning goals consistent with those provided in
2.3 the in-person school settings;

2.4 (5) provide instruction that meets the school calendar's instructional days and hours
2.5 requirements;

2.6 (6) provide a student with a disability with special instruction and services as defined
2.7 in Minnesota Statutes, section 125A.03, in accordance with Minnesota Statutes, chapter
2.8 125A, Minnesota Rules, chapter 3525, and the Individuals with Disabilities Education Act,
2.9 including special education evaluation and development of individualized education programs
2.10 under Minnesota Statutes, section 125A.08. A district offering distance or hybrid learning
2.11 options must develop systems designed to identify pupils with disabilities under Minnesota
2.12 Rules, part 3525.0750;

2.13 (7) provide students identified as English learners with instruction by a teacher licensed
2.14 to teach bilingual education or English as a second language, and differentiated instruction
2.15 in all courses consistent with state and federal law, and communicate with the families of
2.16 students identified as English learners and encourage their involvement in the students'
2.17 educational program; and

2.18 (8) provide meals for students participating in distance learning, including an option for
2.19 delivery of weekly meals.

2.20 (c) A school district or charter school that offers distance learning does not generate
2.21 revenue as an online learning provider and is not subject to application approval under
2.22 Minnesota Statutes, section 124D.095.

2.23 (d) A school district or charter school requiring a teacher to provide simultaneous
2.24 instruction to students in person and doing online learning must negotiate additional daily
2.25 preparation time for the teachers providing the simultaneous instruction with the exclusive
2.26 representative of the teachers.

2.27 **EFFECTIVE DATE.** This section is effective for the 2021-2022 school year only."

2.28 Page 3, line 31, delete "four" and insert "two elementary school"

2.29 Page 3, after line 31, insert:

2.30 "(3) two secondary school teachers;

2.31 (4) one special education teacher;

2.32 (5) one teacher in a state-approved alternative program;

3.1 (6) one school counselor;"

3.2 Page 4, delete line 5 and insert:

3.3 "(11) one technology director;

3.4 (12) one technology coordinator;"

3.5 Page 4, line 8, delete "(10) one representative of" and insert "(15) one teacher and one
3.6 administrator from"

3.7 Renumber the clauses in sequence