

Subject Governor's policy bill  
Authors Youakim  
Analyst Cristina Parra  
Date March 4, 2019

## Article 1: General Education

Requires a school board to take control of extracurricular activities. Removes expiration of School Safety Technical Assistance Center and Council.

Section	Description
1	<b>Board control of extracurricular activities.</b> Requires a school board to take charge of and control all extracurricular activities. Requires a school district to reserve revenue raised for extracurricular activities and spend the revenue only for extracurricular activities.
2	<b>School safety technical assistance center.</b> Strikes expiration of center, currently scheduled for June 30, 2019.
3	<b>Repealer.</b> Repeals section 127A.051, subdivision 7 (School Safety Technical Assistance Council expiration), and section 127A.14 (commissioner purchase of annuity for employees).

## Article 2: Education Excellence

Modifies Pupil Fair Dismissal Act. Requires nonexclusionary disciplinary policies and practices. Makes technical changes.

Section	Description
1	<b>Placing Minnesota students in travel abroad programs.</b> Adds school district or charter school students participating in foreign exchange or study or other travel abroad program to statute governing students in travel abroad programs.
2	<b>Education records.</b> Requires a school transmitting a student's educational records to a school to which the student is transferring to include pupil withdrawal and school threat assessment records, including services a pupil needs to prevent inappropriate behavior from recurring.

Section	Description
3	<p data-bbox="355 275 672 302"><b>School safety assessment.</b></p> <p data-bbox="453 317 1354 420"><b>Subd. 1. School safety assessment.</b> Defines “school safety assessment” as a process using an integrated team approach that helps schools evaluate and assess potentially threatening situations or individuals.</p> <p data-bbox="453 455 1398 699"><b>Subd. 2. Policy.</b> Requires a school board to adopt a policy establishing safety assessment teams to conduct school safety assessments. Policy must be consistent with crisis management policy and guidance from School Safety Center, include procedures for referrals to mental health centers or health care providers, and require notice to the parent of an assessed student. Team must determine strategies to mitigate the threat and provide intervention and assistance to those involved.</p> <p data-bbox="453 735 1321 804"><b>Subd. 3. Oversight.</b> Requires superintendent to establish a committee or individual charged with oversight of safety assessment teams.</p> <p data-bbox="453 840 1382 974"><b>Subd. 4. Safety assessment teams.</b> (a) Requires superintendent to establish a safety assessment team for each school, or more than one school. Team must include, to the extent practicable, school officials with expertise in particular areas.</p> <p data-bbox="453 1010 1422 1184">(b) Requires team to provide guidance to school staff and students on recognizing behavior that may represent a threat, consider whether there is enough information to determine whether the individual is a threat, implement a safety assessment policy, and report summary data on team activities to the superintendent.</p> <p data-bbox="453 1220 1422 1354">(c) Requires team to immediately report determination that an individual poses a threat of violence or physical harm to self or others to the superintendent, who must notify the parent. Requires team to consider services to address individual’s underlying behavior or mental health issues.</p> <p data-bbox="453 1390 1360 1493">(d) Requires team to follow district’s suicide prevention policy or protocol or refer student to appropriate personnel upon determining a student exhibits suicidal ideation or self-harm.</p> <p data-bbox="453 1528 1369 1598">(e) States that school district officials and employees may act immediately to address imminent harm.</p> <p data-bbox="453 1633 1382 1745"><b>Subd. 5. Redisclosure.</b> Prohibits team member from redisclosing record of individual beyond purpose for which disclosure was made to the team. Allows educational data to be disclosed consistent with chapter 13.</p>
4	<p data-bbox="355 1793 976 1820"><b>Nonexclusionary disciplinary policies and practices.</b></p> <p data-bbox="355 1835 1398 1898">Defines nonexclusionary disciplinary policies and practices as alternatives to removing a pupil from class or dismissing a pupil from class, and lists examples. These policies and</p>

<b>Section</b>	<b>Description</b>
	practices require school officials to intervene in, redirect, and support a pupil's behavior before removing a pupil from class or beginning dismissal proceedings.
<b>5</b>	<b>Pupil withdrawal agreements.</b> Defines pupil withdrawal agreements as verbal or written agreements between an administrator and parent to withdraw a student to avoid expulsion or exclusion dismissal proceedings; agreements may be no longer than 12 months.
<b>6</b>	<b>Provision of alternative programs.</b> Requires a school to use nonexclusionary disciplinary policies and practices before a dismissal proceeding or pupil withdrawal agreement, unless it appears the pupil will create an immediate and substantial danger to self or other persons or property.
<b>7</b>	<b>Suspensions exceeding five consecutive school days.</b> Requires a school administrator to ensure that when a pupil is suspended for more than five consecutive school days, alternative education services are provided.
<b>8</b>	<b>Minimum education services.</b> Requires school officials to give suspended pupils the opportunity to complete school work assigned during the suspension and receive full credit for completing the assignments. Encourages principal to designate a liaison to work with the pupil's teachers to allow the pupil to receive timely course materials, and complete assignment and receive feedback.
<b>9</b>	<b>Safety assessment requirement.</b> Requires threat assessment team to conduct an assessment of the pupil before providing the pupil notice of expulsion or exclusion, or accepting a pupil withdrawal agreement. Assessment must address pupil's underlying issues that led to the expulsion, exclusion, or pupil withdrawal agreement to prevent behaviors from recurring.
<b>10</b>	<b>Written notice.</b> Requires written notice of intent to exclude or expel to describe nonexclusionary disciplinary policies and practices accorded the pupil to try to avoid the expulsion proceedings. Requires department to post on its website a list of legal assistance resources.
<b>11</b>	<b>Admission or readmission plan.</b> Requires admission or readmission plan to address measures to improve the pupil's behavior, and adds examples of such measures. Requires parental involvement in the admission or readmission process.

<b>Section</b>	<b>Description</b>
12	<b>Exclusions and expulsions; student withdrawals; physical assaults.</b> Requires a school board to report pupil withdrawal agreements, and nonexclusionary disciplinary policies and practices given to a pupil in response to an assault, to the department.
13	<b>Policies to be established.</b> Requires school district policy to include nonexclusionary disciplinary policies and practices. Requires that alternative educational services be provided to a pupil during dismissal period. Requires, for all exclusion and expulsion dismissals, and pupil withdrawal agreements: district continues to review pupil's work and grades to ensure pupil is on track for readmission; pupil remains eligible for school-based mental health services until the pupil is enrolled in a new district; and school district provides to parent a list of mental health and counseling services after expulsion.
14	<b>Postsecondary enrollment options; definitions.</b> Modifies accreditation requirement for an industrialization center.
15	<b>Early learning scholarships; family eligibility.</b> Eliminates income verification requirement for a child in need of protective services or foster care, or designated as homeless.
16	<b>Minnesota Foundation for Student Organizations; creation of foundation.</b> Changes "vocational" to "career and technical" in description of student organizations.
17	<b>Minnesota Foundation for Student Organizations; board of directors.</b> Changes "vocational" to "career and technical" in description of student organizations.
18	<b>Minnesota Foundation for Student Organizations; foundational programs.</b> Changes "vocational" to "career and technical" in description of student organizations.
19	<b>Minnesota Foundation for Student Organizations; powers and duties.</b> Changes "vocational" to "career and technical" in description of student organizations.
20	<b>Minnesota Foundation for Student Organizations; public funding.</b> Changes "vocational" to "career and technical" in description of student organizations.
21	<b>Minnesota Foundation for Student Organizations; student organizations.</b> Changes "vocational" to "career and technical" in description of student organizations.

Section	Description
22	<b>American Indian education; resolution of concurrence.</b> Requires that American Indian education parent advisory committee submit reasons for nonconcurrence with educational programs for American Indian students offered by the school board directly to the board.
23	<b>Affiliated nonprofit building corporation.</b> Requires an affiliated nonprofit building corporation to serve no more than one charter school.
24	<b>Reporting of maltreatment of minors; definitions.</b> Modifies definition of “sexual abuse” to include solicitation of children to engage in sexual conduct and communication of sexually explicit materials to children.

### Article 3: Nutrition

Modifies requirements for participants in school lunch program relating to provision of meals with outstanding balances in meal accounts.

Section	Description
1	<b>No fees.</b> Prohibits a participant in the school lunch program from denying a school lunch to all students who qualify for free or reduced-price meals, regardless of whether the student has an outstanding balance in the student’s meal account.
2	<b>Respectful treatment.</b> Requires a participant in the school lunch program to provide meals to students in a respectful manner. Prohibits reminders for payment that demean or stigmatize a student. Prohibits restrictions under public school fee law due to an unpaid student meal balance. Prohibits limiting a student’s participating in school activities due to an unpaid meal balance. Requires the commissioner to send a letter of noncompliance to a participant that does not provide meals to participating students in a respectful manner. Requires participant to respond, and if applicable, remedy the practice within 30 days.

## Article 4: Facilities

Modifies lead and radon testing requirements. Makes charter schools subject to municipal contract law.

Section	Description
1	<p><b>Lead in school water; frequency of testing.</b></p> <p>Adds charter schools to lead testing requirements. Requires the commissioner of education, in consultation with the commissioner of health, to establish guidelines and recommendations for reducing the hazards of lead in school drinking water. Requires a district or charter school that finds lead to formulate, make publicly available, and implement a plan consistent with established guidelines and recommendations to minimize student exposure to lead.</p>
2	<p><b>Lead in school water; reporting.</b></p> <p>Adds charter schools to reporting requirements. Requires a district or charter school that finds lead in water to directly notify parents of the test results and steps taken to remediate the water source, make the water source unavailable, or otherwise reduce the hazard.</p>
3	<p><b>Radon testing; voluntary plan.</b></p> <p>Adds charter schools to voluntary testing statute.</p>
4	<p><b>Radon testing; reporting.</b></p> <p>Adds charter schools to radon reporting statute, and requires districts and charter schools to test school buildings for radon and report the results to the Department of Health.</p>
5	<p><b>Radon testing; testing requirements.</b></p> <p>Requires short-term testing on school days between November 1 and March 31, and long-term tests between November 1 and March 31. Specifies other testing requirements.</p>
6	<p><b>Uniform municipal contracting law; municipality defined.</b></p> <p>Adds charter schools to the definition of “municipality” for purposes of municipal contract law.</p>



**MN HOUSE  
RESEARCH**

*Minnesota House Research Department provides nonpartisan legislative, legal, and information services to the Minnesota House of Representatives. This document can be made available in alternative formats.*

[www.house.mn/hrd](http://www.house.mn/hrd) | 651-296-6753 | 600 State Office Building | St. Paul, MN 55155