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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3634

02/21/2022 Authored by Morrison and Hassan
The bill was read for the first time and referred to the Committee on Education Policy
03/07/2022 Adoption of Report: Re-referred to the Committee on Education Finance

1.1 A bill for an act
1.2 relating to education; requiring mental health screening for students; creating
1.3 student mental health supports revenue; appropriating money; amending Minnesota
1.4 Statutes 2020, sections 124E.20, subdivision 1; 126C.10, subdivision 1, by adding
1.5 a subdivision; proposing coding for new law in Minnesota Statutes, chapter 121A.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. 121A.245] MENTAL HEALTH SCREENING.

1.8 Subdivision 1. Screening required. A school district or charter school must develop a
1.9 plan to conduct mental health screenings on students in kindergarten through grade 12. This
1.10 requirement applies to districts and charter schools that have received funding under section
1.11 126C.10, subdivision 38, to hire student mental health support staff. "Student mental health
1.12 support staff" as used in this section means school psychologists, school social workers,
1.13 school nurses, school counselors, and chemical dependency counselors.

1.14 Subd. 2. Parent notice. (a) A district or charter school must notify a student's parent
1.15 before the student participates in a mental health screening under this section and provide
1.16 the parent the option to decline the screening. The written notice must include the purpose
1.17 of the screening and the date and time at which the screening is scheduled. "Parent" as used
1.18 in this section has the meaning provided in section 120A.22, subdivision 3.

1.19 (b) If the results of a student's screening indicate a potential mental health condition, the
1.20 district or charter school must notify the student's parent of the results and resources available
1.21 to the student in the school or community.

2.1 Subd. 3. **Commissioner assistance.** The commissioner of education may provide districts
 2.2 and charter schools with sample mental health screenings and other resources to assist them
 2.3 with implementing mental health screenings under this section.

2.4 **EFFECTIVE DATE.** This section is effective July 1, 2022.

2.5 Sec. 2. Minnesota Statutes 2020, section 124E.20, subdivision 1, is amended to read:

2.6 Subdivision 1. **Revenue calculation.** (a) General education revenue must be paid to a
 2.7 charter school as though it were a district. The general education revenue for each adjusted
 2.8 pupil unit is the state average general education revenue per pupil unit, plus the referendum
 2.9 equalization aid allowance and first tier local optional aid allowance in the pupil's district
 2.10 of residence, minus an amount equal to the product of the formula allowance according to
 2.11 section 126C.10, subdivision 2, times .0466, calculated without declining enrollment revenue,
 2.12 local optional revenue, basic skills revenue, extended time revenue, pension adjustment
 2.13 revenue, transition revenue, and transportation sparsity revenue, plus declining enrollment
 2.14 revenue, basic skills revenue, pension adjustment revenue, student mental health supports
 2.15 revenue, and transition revenue as though the school were a school district.

2.16 (b) For a charter school operating an extended day, extended week, or summer program,
 2.17 the general education revenue in paragraph (a) is increased by an amount equal to 25 percent
 2.18 of the statewide average extended time revenue per adjusted pupil unit.

2.19 (c) Notwithstanding paragraph (a), the general education revenue for an eligible special
 2.20 education charter school as defined in section 124E.21, subdivision 2, equals the sum of
 2.21 the amount determined under paragraph (a) and the school's unreimbursed cost as defined
 2.22 in section 124E.21, subdivision 2, for educating students not eligible for special education
 2.23 services.

2.24 **EFFECTIVE DATE.** This section is effective July 1, 2022.

2.25 Sec. 3. Minnesota Statutes 2020, section 126C.10, subdivision 1, is amended to read:

2.26 Subdivision 1. **General education revenue.** The general education revenue for each
 2.27 district equals the sum of the district's basic revenue, extended time revenue, gifted and
 2.28 talented revenue, declining enrollment revenue, local optional revenue, small schools
 2.29 revenue, basic skills revenue, secondary sparsity revenue, elementary sparsity revenue,
 2.30 transportation sparsity revenue, total operating capital revenue, equity revenue, pension
 2.31 adjustment revenue, student mental health supports revenue, and transition revenue.

2.32 **EFFECTIVE DATE.** This section is effective July 1, 2022.

3.1 Sec. 4. Minnesota Statutes 2020, section 126C.10, is amended by adding a subdivision to
3.2 read:

3.3 Subd. 38. **Student mental health supports.** (a) A school district or charter school is
3.4 eligible for student mental health supports revenue to hire student mental health support
3.5 staff, as defined in section 121A.245. In order to receive revenue under this subdivision, a
3.6 district or charter school must report to the commissioner of education the number of student
3.7 mental health support staff employed by the district or charter school in the 2021-2022
3.8 school year, the number of new positions eligible for funding with student mental health
3.9 supports revenue, and the salary and benefits of the personnel in the new positions.

3.10 (b) A district or charter school is eligible to receive an amount of money sufficient to
3.11 fund two full-time student mental health support staff positions for each 2,000 or fewer
3.12 students.

3.13 (c) For purposes of this section, the amount sufficient to fund a student mental health
3.14 support staff position is equal to the statewide average salary and benefit amount for student
3.15 mental health support staff for the previous year.

3.16 (d) A school district or charter school may use student mental health supports revenue
3.17 to contract for mental health support services for students. The district must report to the
3.18 commissioner the costs for contracted services in the 2021-2022 school year and increased
3.19 costs thereafter.

3.20 **EFFECTIVE DATE.** This section is effective July 1, 2022.

3.21 Sec. 5. **APPROPRIATIONS; ADDITIONAL GENERAL EDUCATION AID FOR**
3.22 **STUDENT MENTAL HEALTH SUPPORTS.**

3.23 \$..... in fiscal year 2023 is appropriated from the general fund to the Department of
3.24 Education for additional general education aid for the amounts required under section 4.

3.25 **EFFECTIVE DATE.** This section is effective July 1, 2022.