

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-EIGHTH SESSION**

**S.F. No. 2691**

(SENATE AUTHORS: BAKK)

DATE	D-PG	OFFICIAL STATUS
03/17/2014	6276	Introduction and first reading Referred to Education

A bill for an act

relating to education; clarifying enrollment preferences for certain charter schools;  
amending Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 9.

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

Section 1. Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 9,  
is amended to read:

Subd. 9. **Admission requirements.** (a) A charter school may limit admission to:

(1) pupils within an age group or grade level;

(2) pupils who are eligible to participate in the graduation incentives program under  
section 124D.68; or

(3) residents of a specific geographic area in which the school is located when the  
majority of students served by the school are members of underserved populations.

(b) A charter school shall enroll an eligible pupil who submits a timely application,  
unless the number of applications exceeds the capacity of a program, class, grade level, or  
building. In this case, pupils must be accepted by lot. The charter school must develop  
and publish, including on its Web site, a lottery policy and process that it must use when  
accepting pupils by lot.

(c) A charter school shall give enrollment preference to a sibling of an enrolled  
pupil and to a foster child of that pupil's parents and may give preference for enrolling  
children of the school's staff before accepting other pupils by lot. A charter school that is  
located in a township and admits students in prekindergarten through grade 6 must give  
enrollment preference to students residing within a five-mile radius of the school and to  
the siblings of enrolled students.

2.1 (d) A person shall not be admitted to a charter school (1) as a kindergarten pupil,  
2.2 unless the pupil is at least five years of age on September 1 of the calendar year in which  
2.3 the school year for which the pupil seeks admission commences; or (2) as a first grade  
2.4 student, unless the pupil is at least six years of age on September 1 of the calendar year in  
2.5 which the school year for which the pupil seeks admission commences or has completed  
2.6 kindergarten; except that a charter school may establish and publish on its Web site a  
2.7 policy for admission of selected pupils at an earlier age, consistent with the enrollment  
2.8 process in paragraphs (b) and (c).

2.9 (e) Except as permitted in paragraph (d), a charter school may not limit admission  
2.10 to pupils on the basis of intellectual ability, measures of achievement or aptitude, or  
2.11 athletic ability and may not establish any criteria or requirements for admission that are  
2.12 inconsistent with this subdivision.

2.13 (f) The charter school shall not distribute any services or goods of value to students,  
2.14 parents, or guardians as an inducement, term, or condition of enrolling a student in a  
2.15 charter school.

2.16 **EFFECTIVE DATE.** This section is effective for the 2014-2015 school year and  
2.17 later.