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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **1800**

01/24/2012 Authored by Falk

The bill was read for the first time and referred to the Committee on Education Reform

1.1 A bill for an act
1.2 relating to education; creating an exemption to the state reciprocity agreement;
1.3 amending Minnesota Statutes 2010, section 124D.041, subdivision 3.

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

1.5 Section 1. Minnesota Statutes 2010, section 124D.041, subdivision 3, is amended to
1.6 read:

1.7 Subd. 3. **Procedures.** (a) The Department of Education must establish procedures
1.8 relating to the application process, the collection or payment of funds under the provisions
1.9 of any agreement established pursuant to this section, and the collection of data necessary
1.10 to implement any agreement established pursuant to this section.

1.11 (b) Notwithstanding sections 124A.04 and 124A.05, if an agreement is established
1.12 between Minnesota and an adjoining state pursuant to this section, the provisions of this
1.13 section and the agreement shall apply to all enrollment transfers between Minnesota and
1.14 the adjoining state, and provisions of sections 124D.04 and 124D.05 to the contrary,
1.15 including provisions relating to tuition payments, shall not apply.

1.16 (c) Notwithstanding paragraph (a), any payments to adjoining states under this
1.17 section shall be made according to section 127A.45, subdivision 16.

1.18 (d) Notwithstanding paragraph (b), sections 124D.04, subdivision 6, paragraph (b),
1.19 and 124D.05, subdivision 2a, the provisions of this section and the agreement shall not
1.20 apply to: (1) enrollment transfers between Minnesota and a school district in an adjoining
1.21 state enrolling fewer than 150 pupils that is exempted from participation in the program
1.22 under the laws of the adjoining state; ~~or~~ (2) enrollment transfers between Minnesota and a
1.23 school district in an adjoining state under a board agreement initiated in fiscal year 2009
1.24 to serve students in grade levels discontinued by the resident district; or (3) enrollment

2.1 transfers between (i) a Minnesota school district with a total enrollment of fewer than 250
2.2 students and a district boundary within five miles of, but not directly bordering, South
2.3 Dakota; and (ii) a school district in an adjoining state if the Minnesota school district has
2.4 an agreement with one or more school districts in South Dakota.

2.5 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
2.6 later.