

This Document can be made available  
in alternative formats upon request

State of Minnesota  
**HOUSE OF REPRESENTATIVES**  
*First Division Engrossment*

NINETY-FIRST SESSION

**H. F. No. 2544**

03/14/2019 Authored by Bernardy  
The bill was read for the first time and referred to the Committee on Ways and Means

**Division Action**

03/15/2019 Referred by Chair to the Higher Education Finance and Policy Division  
04/09/2019 Division action, to adopt as amended and return to the Committee on Ways and Means

1.1 A bill for an act

1.2 relating to higher education; providing funding and policy changes for the Office

1.3 of Higher Education, the Minnesota State Colleges and Universities, the University

1.4 of Minnesota, and other related programs; modifying state grant program calculation

1.5 parameters; requiring reports; appropriating money; amending Minnesota Statutes

1.6 2018, sections 13.322, subdivision 3; 127A.70, subdivision 2; 135A.15, subdivision

1.7 2, by adding a subdivision; 136A.101, subdivision 5a; 136A.121, subdivisions 5,

1.8 6; 136A.1215, subdivision 4; 136A.1275; 136A.15, subdivision 8; 136A.16,

1.9 subdivisions 1, 2, 5, 8, 9; 136A.162; 136A.1701, subdivision 7; 136A.1789,

1.10 subdivisions 1, 3, 5; 136A.1791, subdivisions 1, 2, 3, 4, 5; 136A.246, subdivisions

1.11 4, 8; 136A.64, subdivisions 1, 5, by adding a subdivision; 136A.645; 136A.646;

1.12 136A.672, by adding a subdivision; 136A.821, by adding subdivisions; 136A.822,

1.13 subdivisions 6, 10, 12; 136A.8295, by adding subdivisions; 136A.87; 136F.20, by

1.14 adding a subdivision; 136F.58, subdivision 3, by adding subdivisions; Laws 2017,

1.15 chapter 89, article 1, section 2, subdivision 29; proposing coding for new law in

1.16 Minnesota Statutes, chapters 136A; 136F; repealing Minnesota Statutes 2018,

1.17 sections 136A.15, subdivisions 2, 7; 136A.1701, subdivision 12.

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

1.19 **ARTICLE 1**

1.20 **HIGHER EDUCATION APPROPRIATIONS**

1.21 Section 1. **APPROPRIATIONS.**

1.22 The sums shown in the columns marked "Appropriations" are appropriated to the agencies

1.23 and for the purposes specified in this article. The appropriations are from the general fund,

1.24 or another named fund, and are available for the fiscal years indicated for each purpose.

1.25 The figures "2020" and "2021" used in this article mean that the appropriations listed under

1.26 them are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively.

1.27 "The first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium"

1.28 is fiscal years 2020 and 2021.

2.1		<b><u>APPROPRIATIONS</u></b>	
2.2		<b><u>Available for the Year</u></b>	
2.3		<b><u>Ending June 30</u></b>	
2.4		<b><u>2020</u></b>	<b><u>2021</u></b>
2.5 2.6	<b><u>Sec. 2. MINNESOTA OFFICE OF HIGHER EDUCATION</u></b>		
2.7	<b><u>Subdivision 1. Total Appropriation</u></b>	<b><u>\$ 274,318,000</u></b>	<b><u>\$ 270,220,000</u></b>
2.8 2.9 2.10	<u>The amounts that may be spent for each purpose are specified in the following subdivisions.</u>		
2.11	<b><u>Subd. 2. State Grants</u></b>	<b><u>208,366,000</u></b>	<b><u>203,768,000</u></b>
2.12 2.13 2.14 2.15 2.16	<u>If the appropriation in this subdivision for either year is insufficient, the appropriation for the other year is available for it. The base for this appropriation in fiscal year 2022 and all years thereafter is \$198,356,000</u>		
2.17	<b><u>Subd. 3. Child Care Grants</u></b>	<b><u>6,694,000</u></b>	<b><u>6,694,000</u></b>
2.18	<b><u>Subd. 4. State Work-Study</u></b>	<b><u>14,502,000</u></b>	<b><u>14,502,000</u></b>
2.19	<b><u>Subd. 5. Interstate Tuition Reciprocity</u></b>	<b><u>11,018,000</u></b>	<b><u>11,018,000</u></b>
2.20 2.21 2.22 2.23	<u>If the appropriation in this subdivision for either year is insufficient, the appropriation for the other year is available to meet reciprocity contract obligations.</u>		
2.24	<b><u>Subd. 6. Safety Officer's Survivors</u></b>	<b><u>100,000</u></b>	<b><u>100,000</u></b>
2.25 2.26 2.27 2.28 2.29	<u>This appropriation is to provide educational benefits under Minnesota Statutes, section 299A.45, to eligible dependent children and to the spouses of public safety officers killed in the line of duty.</u>		
2.30 2.31 2.32	<u>If the appropriation in this subdivision for either year is insufficient, the appropriation for the other year is available for it.</u>		
2.33	<b><u>Subd. 7. American Indian Scholarships</u></b>	<b><u>3,500,000</u></b>	<b><u>3,500,000</u></b>

3.1 The commissioner must contract with or  
 3.2 employ at least one person with demonstrated  
 3.3 competence in American Indian culture and  
 3.4 residing in or near the city of Bemidji to assist  
 3.5 students with the scholarships under  
 3.6 Minnesota Statutes, section 136A.126, and  
 3.7 with other information about financial aid for  
 3.8 which the students may be eligible. Bemidji  
 3.9 State University must provide office space at  
 3.10 no cost to the Office of Higher Education for  
 3.11 purposes of administering the American Indian  
 3.12 scholarship program under Minnesota Statutes,  
 3.13 section 136A.126. This appropriation includes  
 3.14 funding to administer the American Indian  
 3.15 scholarship program.

3.16 **Subd. 8. Tribal College Grants** 150,000 150,000

3.17 For tribal college assistance grants under  
 3.18 Minnesota Statutes, section 136A.1796.

3.19 **Subd. 9. Intervention for College Attendance**  
 3.20 **Program Grants** 755,000 755,000

3.21 For the intervention for college attendance  
 3.22 program under Minnesota Statutes, section  
 3.23 136A.861.

3.24 The commissioner may use no more than three  
 3.25 percent of this appropriation to administer the  
 3.26 intervention for college attendance program  
 3.27 grants.

3.28 **Subd. 10. Student-Parent Information** 122,000 122,000

3.29 **Subd. 11. Get Ready!** 180,000 180,000

3.30 **Subd. 12. Minnesota Education Equity**  
 3.31 **Partnership** 45,000 45,000

3.32 **Subd. 13. Midwest Higher Education Compact** 115,000 115,000

3.33 **Subd. 14. MN Reconnect** 2,000,000 2,000,000

4.1 (a) For the Office of Higher Education to  
4.2 award grant funds to students and institutions  
4.3 under Minnesota Statutes, section 136A.123.

4.4 (b) \$1,250,000 in fiscal year 2020 and  
4.5 \$1,250,000 in fiscal year 2021 are for student  
4.6 grants.

4.7 (c) \$560,000 in fiscal year 2020 and \$560,000  
4.8 in fiscal year 2021 are for institutional grants.

4.9 (d) \$80,000 in fiscal year 2020 and \$80,000  
4.10 in fiscal year 2021 are for outreach,  
4.11 communications, and marketing to eligible  
4.12 students by the office.

4.13 (e) \$70,000 in fiscal year 2020 and \$70,000  
4.14 in fiscal year 2021 are for a grant to the  
4.15 Minnesota State Colleges and Universities  
4.16 system for program administration.

4.17 (f) \$40,000 in fiscal year 2020 and \$40,000 in  
4.18 fiscal year 2021 are for program  
4.19 administration by the office.

4.20 **Subd. 15. United Family Medicine Residency**  
4.21 **Program**

501,000

501,000

4.22 For a grant to United Family Medicine  
4.23 residency program. This appropriation shall  
4.24 be used to support up to 21 resident physicians  
4.25 each year in family practice at United Family  
4.26 Medicine residency programs and shall  
4.27 prepare doctors to practice family care  
4.28 medicine in underserved rural and urban areas  
4.29 of the state. It is intended that this program  
4.30 will improve health care in underserved  
4.31 communities, provide affordable access to  
4.32 appropriate medical care, and manage the  
4.33 treatment of patients in a cost-effective  
4.34 manner.

5.1	<u>Subd. 16. <b>MnLINK Gateway and Minitex</b></u>	<u>5,905,000</u>	<u>5,905,000</u>
5.2	<u>Subd. 17. <b>Statewide Longitudinal Education</b></u>		
5.3	<u><b>Data System</b></u>	<u>1,782,000</u>	<u>1,782,000</u>
5.4	<u>Subd. 18. <b>Hennepin Healthcare</b></u>	<u>645,000</u>	<u>645,000</u>
5.5	<u>For transfer to Hennepin Healthcare for</u>		
5.6	<u>graduate family medical education programs</u>		
5.7	<u>at Hennepin Healthcare.</u>		
5.8	<u>Subd. 19. <b>College Possible</b></u>	<u>450,000</u>	<u>450,000</u>
5.9	<u>(a) This appropriation is for immediate transfer</u>		
5.10	<u>to College Possible to support programs of</u>		
5.11	<u>college admission and college graduation for</u>		
5.12	<u>low-income students through an intensive</u>		
5.13	<u>curriculum of coaching and support at both</u>		
5.14	<u>the high school and postsecondary level.</u>		
5.15	<u>(b) This appropriation must, to the extent</u>		
5.16	<u>possible, be proportionately allocated between</u>		
5.17	<u>students from greater Minnesota and students</u>		
5.18	<u>in the seven-county metropolitan area.</u>		
5.19	<u>(c) This appropriation must be used by College</u>		
5.20	<u>Possible only for programs supporting students</u>		
5.21	<u>who are residents of Minnesota and attending</u>		
5.22	<u>colleges or universities within Minnesota.</u>		
5.23	<u>(d) By February 1 of each year, College</u>		
5.24	<u>Possible must report to the chairs and ranking</u>		
5.25	<u>minority members of the legislative</u>		
5.26	<u>committees and divisions with jurisdiction</u>		
5.27	<u>over higher education and E-12 education on</u>		
5.28	<u>activities funded by this appropriation. The</u>		
5.29	<u>report must include, but is not limited to,</u>		
5.30	<u>information about the expansion of College</u>		
5.31	<u>Possible in Minnesota, the number of College</u>		
5.32	<u>Possible coaches hired, the expansion within</u>		
5.33	<u>existing partner high schools, the expansion</u>		
5.34	<u>of high school partnerships, the number of</u>		

6.1 high school and college students served, the  
 6.2 total hours of community service by high  
 6.3 school and college students, and a list of  
 6.4 communities and organizations benefiting  
 6.5 from student service hours.

6.6 **Subd. 20. Spinal Cord Injury and Traumatic**  
 6.7 **Brain Injury Research Grant Program** 3,000,000 3,000,000

6.8 For transfer to the spinal cord and traumatic  
 6.9 brain grant account in the special revenue fund  
 6.10 under Minnesota Statutes, section 136A.901,  
 6.11 subdivision 1.

6.12 The commissioner may use no more than three  
 6.13 percent of the amount transferred under this  
 6.14 subdivision to administer the grant program.

6.15 **Subd. 21. Summer Academic Enrichment**  
 6.16 **Program** 250,000 250,000

6.17 For summer academic enrichment grants under  
 6.18 Minnesota Statutes, section 136A.091.

6.19 The commissioner may use no more than three  
 6.20 percent of this appropriation to administer the  
 6.21 grant program under this subdivision.

6.22 **Subd. 22. Dual Training Competency Grants;**  
 6.23 **Office of Higher Education** 3,000,000 3,000,000

6.24 For transfer to the Dual Training Competency  
 6.25 Grants account in the special revenue fund  
 6.26 under Minnesota Statutes, section 136A.246,  
 6.27 subdivision 10.

6.28 **Subd. 23. Dual Training Competency Grants;**  
 6.29 **Department of Labor and Industry** 200,000 200,000

6.30 For transfer to the commissioner of labor and  
 6.31 industry for identification of competency  
 6.32 standards for dual training under Minnesota  
 6.33 Statutes, section 175.45.

6.34 **Subd. 24. Concurrent Enrollment Courses** 340,000 340,000

7.1 For concurrent enrollment development grants  
7.2 under Minnesota Statutes, section 136A.071.

7.3 The commissioner may use no more than three  
7.4 percent of this appropriation to administer the  
7.5 program under this subdivision.

7.6 **Subd. 25. Campus Sexual Assault Reporting** 25,000 25,000

7.7 For the sexual assault reporting required under  
7.8 Minnesota Statutes, section 135A.15.

7.9 **Subd. 26. Campus Sexual Violence Prevention**  
7.10 **and Response Coordinator** 150,000 150,000

7.11 For the Office of Higher Education to staff a  
7.12 campus sexual violence prevention and  
7.13 response coordinator to serve as a statewide  
7.14 resource providing professional development  
7.15 and guidance on best practices for  
7.16 postsecondary institutions. \$50,000 each year  
7.17 is for administrative funding to conduct  
7.18 trainings and provide materials to  
7.19 postsecondary institutions.

7.20 **Subd. 27. Emergency Assistance for** 175,000 175,000  
7.21 **Postsecondary Students**

7.22 (a) This appropriation is for the Office of  
7.23 Higher Education to allocate grant funds on a  
7.24 matching basis to schools with a demonstrable  
7.25 homeless student population.

7.26 (b) This appropriation shall be used to meet  
7.27 immediate student needs that could result in  
7.28 a student not completing the term or their  
7.29 program including, but not limited to,  
7.30 emergency housing, food, and transportation.  
7.31 Emergency assistance does not impact the  
7.32 amount of state financial aid received.

7.33 (c) The commissioner shall determine the  
7.34 application process and the grant amounts.

8.1 The Office of Higher Education shall partner  
8.2 with interested postsecondary institutions,  
8.3 other state agencies, and student groups to  
8.4 establish the programs.

8.5 **Subd. 28. Student Teacher Candidate Grants in**  
8.6 **Shortage Areas**

2,700,000

2,700,000

8.7 For the student teacher candidate grants in  
8.8 shortage areas program under Minnesota  
8.9 Statutes, section 136A.1275. Of this amount,  
8.10 \$2,200,000 each year is directed to support  
8.11 candidates belonging to a racial or ethnic  
8.12 group underrepresented in the teacher  
8.13 workforce and meeting other eligibility  
8.14 requirements. If this dedicated amount is not  
8.15 fully spent because of a lack of qualifying  
8.16 candidates, any remaining amount may be  
8.17 awarded to qualifying teacher candidates in a  
8.18 licensure shortage area.

8.19 The commissioner may use no more than three  
8.20 percent of the appropriation for administration  
8.21 of the program.

8.22 **Subd. 29. Teacher Shortage Loan Forgiveness**

250,000

250,000

8.23 For transfer to the teacher shortage loan  
8.24 forgiveness repayment account in the special  
8.25 revenue fund under Minnesota Statutes,  
8.26 section 136A.1791, subdivision 8.

8.27 The commissioner may use no more than three  
8.28 percent of the amount transferred under this  
8.29 subdivision to administer the program.

8.30 **Subd. 30. Large Animal Veterinarian Loan**  
8.31 **Forgiveness Program**

375,000

375,000

8.32 For transfer to the large animal veterinarian  
8.33 loan forgiveness program account in the



9.1	<u>special revenue fund under Minnesota</u>		
9.2	<u>Statutes, section 136A.1795, subdivision 2.</u>		
9.3	<b><u>Subd. 31. Agricultural Educators Loan</u></b>		
9.4	<b><u>Forgiveness</u></b>	<u>50,000</u>	<u>50,000</u>
9.5	<u>For transfer to the agricultural education loan</u>		
9.6	<u>forgiveness account in the special revenue</u>		
9.7	<u>fund under Minnesota Statutes, section</u>		
9.8	<u>136A.1794, subdivision 2.</u>		
9.9	<b><u>Subd. 32. Aviation Degree Loan Forgiveness</u></b>		
9.10	<b><u>Program</u></b>	<u>25,000</u>	<u>25,000</u>
9.11	<u>For transfer to the aviation degree loan</u>		
9.12	<u>forgiveness program account in the special</u>		
9.13	<u>revenue fund under Minnesota Statutes,</u>		
9.14	<u>section 136A.1789, subdivision 2.</u>		
9.15	<b><u>Subd. 33. Grants for Students with Intellectual</u></b>		
9.16	<b><u>and Developmental Disabilities</u></b>	<u>200,000</u>	<u>200,000</u>
9.17	<u>For grants for students with intellectual and</u>		
9.18	<u>developmental disabilities under Minnesota</u>		
9.19	<u>Statutes, section 136A.1215.</u>		
9.20	<b><u>Subd. 34. Loan Repayment Assistance Program</u></b>	<u>25,000</u>	<u>25,000</u>
9.21	<u>For a grant to the Loan Repayment Assistance</u>		
9.22	<u>Program of Minnesota to provide education</u>		
9.23	<u>debt relief to attorneys with full-time</u>		
9.24	<u>employment providing legal advice or</u>		
9.25	<u>representation to low-income clients or support</u>		
9.26	<u>services for this work.</u>		
9.27	<b><u>Subd. 35. Minnesota Independence College and</u></b>		
9.28	<b><u>Community</u></b>	<u>1,000,000</u>	<u>1,000,000</u>
9.29	<u>For a grant to Minnesota Independence</u>		
9.30	<u>College and Community for need-based</u>		
9.31	<u>scholarships and tuition reduction.</u>		
9.32	<b><u>Subd. 36. Student Loan Debt Counseling</u></b>	<u>100,000</u>	<u>100,000</u>
9.33	<u>For student loan debt counseling under</u>		
9.34	<u>Minnesota Statutes, section 136A.1788.</u>		

10.1	<u>Subd. 37. <b>Aspiring Minnesota Teachers of Color</b></u>		
10.2	<u><b>Scholarships.</b></u>	<u>1,000,000</u>	<u>1,500,000</u>
10.3	<u>For aspiring Minnesota teachers of color</u>		
10.4	<u>scholarships under Minnesota Statutes, section</u>		
10.5	<u>136A.1274. The Office of Higher Education</u>		
10.6	<u>may use no more than three percent of the</u>		
10.7	<u>appropriation amount to administer the</u>		
10.8	<u>program under this subdivision.</u>		
10.9	<u>Subd. 38. <b>Hunger Free Campus Grants</b></u>	<u>77,000</u>	<u>77,000</u>
10.10	<u>(a) For grants to campuses to meet the criteria</u>		
10.11	<u>in Minnesota Statutes, section 136F.245, and</u>		
10.12	<u>to address food insecurity on campus. This is</u>		
10.13	<u>a onetime appropriation.</u>		
10.14	<u>(b) Awards must be based on college head</u>		
10.15	<u>counts for the most recently completed</u>		
10.16	<u>academic year. The maximum grant award</u>		
10.17	<u>shall be \$8,000.</u>		
10.18	<u>(c) Campuses must provide matching funds</u>		
10.19	<u>to receive the hunger free campus grant.</u>		
10.20	<u>(d) The commissioner of the Office of Higher</u>		
10.21	<u>Education may transfer unencumbered</u>		
10.22	<u>balances from the appropriations in this</u>		
10.23	<u>section to the emergency assistance for</u>		
10.24	<u>postsecondary students grant. Transfers from</u>		
10.25	<u>this appropriation may only be made to the</u>		
10.26	<u>extent there is a projected surplus in the</u>		
10.27	<u>appropriation. A transfer may be made only</u>		
10.28	<u>with prior written notice to the chairs and</u>		
10.29	<u>ranking minority members of the senate and</u>		
10.30	<u>house of representatives committees with</u>		
10.31	<u>jurisdiction over higher education finance.</u>		
10.32	<u>(e) The statewide student association</u>		
10.33	<u>representing the community and technical</u>		
10.34	<u>colleges shall develop an application, review</u>		

11.1	<u>all grant applications, and provide final</u>		
11.2	<u>approval of all grant disbursements from the</u>		
11.3	<u>Office of Higher Education.</u>		
11.4	<b><u>Subd. 39. Direct Care Service Corps Pilot Project</u></b>		
11.5	<b><u>Grant</u></b>	<u>75,000</u>	<u>75,000</u>
11.6	<u>For a grant to HealthForce Minnesota at</u>		
11.7	<u>Winona State University for the direct care</u>		
11.8	<u>service corps pilot program under article 2,</u>		
11.9	<u>section 26. Up to \$9,000 each year may be</u>		
11.10	<u>used by HealthForce Minnesota for</u>		
11.11	<u>administrative costs. This is a onetime</u>		
11.12	<u>appropriation.</u>		
11.13	<b><u>Subd. 40. Blind or visually impaired teacher</u></b>		
11.14	<b><u>preparation grant</u></b>	<u>64,000</u>	<u>64,000</u>
11.15	<u>For a grant to a Minnesota institution of higher</u>		
11.16	<u>education to explore, develop, and establish a</u>		
11.17	<u>teacher preparation program leading to</u>		
11.18	<u>licensure as a teacher of the blind or visually</u>		
11.19	<u>impaired consistent with Minnesota Rules,</u>		
11.20	<u>part 8710.5100. This is a onetime</u>		
11.21	<u>appropriation.</u>		
11.22	<b><u>Subd. 41. Agency Administration</u></b>	<u>4,407,000</u>	<u>4,407,000</u>
11.23	<u>Up to \$330,000 in fiscal year 2020 and</u>		
11.24	<u>\$330,000 in fiscal year 2021 are available for</u>		
11.25	<u>communications and outreach to students,</u>		
11.26	<u>adults, and families to provide information on</u>		
11.27	<u>the expected costs of college and the various</u>		
11.28	<u>grant options made available to them through</u>		
11.29	<u>the state.</u>		
11.30	<b><u>Subd. 42. Balances Forward</u></b>		
11.31	<u>A balance in the first year under this section</u>		
11.32	<u>does not cancel, but is available for the second</u>		
11.33	<u>year.</u>		
11.34	<b><u>Subd. 43. Transfers</u></b>		



- 13.1 granting program for the 2019-2020 and  
13.2 2020-2021 academic years at a rate greater  
13.3 than the 2018-2019 academic year rate. The  
13.4 student tuition relief may not be offset by  
13.5 increases in mandatory fees, charges, or other  
13.6 assessments to the student.
- 13.7 (b) \$3,000,000 in fiscal year 2020 and  
13.8 \$3,000,000 in fiscal year 2021 are to provide  
13.9 supplemental aid for operations and  
13.10 maintenance to the president of each two-year  
13.11 institution in the system with at least one  
13.12 campus that is not located in a metropolitan  
13.13 county, as defined in Minnesota Statutes,  
13.14 section 473.121, subdivision 4. The board  
13.15 shall transfer \$100,000 for each campus not  
13.16 located in a metropolitan county in each year  
13.17 to the president of each institution that  
13.18 includes such a campus, provided that no  
13.19 institution may receive more than \$300,000  
13.20 in total supplemental aid each year.
- 13.21 (c) The Board of Trustees is requested to help  
13.22 Minnesota close the attainment gap by funding  
13.23 activities which improve retention and  
13.24 completion for students of color.
- 13.25 (d) This appropriation includes \$500,000 in  
13.26 fiscal year 2020 and \$500,000 in fiscal year  
13.27 2021 for workforce development scholarships  
13.28 under Minnesota Statutes, section 136F.38.
- 13.29 (e) \$200,000 each year is for transfer to the  
13.30 Cook County Higher Education Board to  
13.31 provide educational programming and  
13.32 academic support services to remote regions  
13.33 in northeastern Minnesota. The Cook County  
13.34 Higher Education Board shall continue to  
13.35 provide information to the Board of Trustees

- 14.1 on the number of students served, credit hours  
14.2 delivered, and services provided to students.
- 14.3 (f) \$160,000 in fiscal year 2020 and \$160,000  
14.4 in fiscal year 2021 are for two-year Minnesota  
14.5 state colleges that offer farm business  
14.6 management to provide outreach, market, and  
14.7 promote agricultural programming with  
14.8 priority given to beginning farmers, veterans,  
14.9 communities of color, indigenous people, and  
14.10 women. This amount must be divided equally  
14.11 among the eight colleges offering the program.
- 14.12 (g) \$65,000 in fiscal year 2020 and \$65,000  
14.13 in fiscal year 2021 are for the Minnesota State  
14.14 Southern Agricultural Center of Excellence  
14.15 and the Minnesota State Northern Agricultural  
14.16 Center of Excellence to develop and  
14.17 implement online courses to be offered  
14.18 throughout the state by farm business  
14.19 management programs. This amount must be  
14.20 divided equally between the two centers of  
14.21 excellence. No later than December 15, 2020,  
14.22 the centers of excellence must submit a joint  
14.23 report to the chairs and ranking minority  
14.24 members of the legislative committees with  
14.25 jurisdiction over agriculture, veterans affairs,  
14.26 and higher education. The report must include  
14.27 information on the use of money in paragraph  
14.28 (f) and this paragraph.
- 14.29 (h) This appropriation includes \$40,000 in  
14.30 fiscal year 2020 and \$40,000 in fiscal year  
14.31 2021 to implement the sexual assault policies  
14.32 required under Minnesota Statutes, section  
14.33 135A.15.
- 14.34 (i) This appropriation includes \$10,000,000  
14.35 in fiscal year 2020 and \$8,000,000 in fiscal

15.1 year 2021 for upgrading the Integrated  
15.2 Statewide Record System.

15.3 (j) This appropriation includes \$125,000 in  
15.4 fiscal year 2020 and \$125,000 in fiscal year  
15.5 2021 for mental health services required under  
15.6 Minnesota Statutes, section 136F.20,  
15.7 subdivision 3.

15.8 (k) This appropriation includes \$100,000 in  
15.9 fiscal year 2020 and \$100,000 in fiscal year  
15.10 2021 for open textbook development required  
15.11 under Minnesota Statutes, section 136F.58,  
15.12 subdivision 5.

15.13 Subd. 4. **Learning Network of Minnesota** 4,115,000 4,115,000

15.14 Sec. 4. **BOARD OF REGENTS OF THE**  
15.15 **UNIVERSITY OF MINNESOTA**

15.16 Subdivision 1. **Total Appropriation** \$ 694,293,000 \$ 721,293,000

15.17 Appropriations by Fund

	<u>2020</u>	<u>2021</u>
15.18 <u>General</u>	<u>692,136,000</u>	<u>719,136,000</u>
15.20 <u>Health Care Access</u>	<u>2,157,000</u>	<u>2,157,000</u>

15.21 The amounts that may be spent for each  
15.22 purpose are specified in the following  
15.23 subdivisions.

15.24 Subd. 2. **Operations and Maintenance** 623,698,000 650,698,000

15.25 (a) This appropriation includes \$43,500,000  
15.26 in fiscal year 2020 and \$70,500,000 in fiscal  
15.27 year 2021 for tuition relief. The Board of  
15.28 Regents is requested to maintain the  
15.29 Minnesota undergraduate tuition rate at all  
15.30 campuses for the 2019-2020 and 2020-2021  
15.31 academic years at the 2018-2019 academic  
15.32 year rate.

16.1 (b) \$15,000,000 in fiscal year 2020 and  
16.2 \$15,000,000 in fiscal year 2021 are to: (1)  
16.3 increase the medical school's research  
16.4 capacity; (2) improve the medical school's  
16.5 ranking in National Institutes of Health  
16.6 funding; (3) ensure the medical school's  
16.7 national prominence by attracting and  
16.8 retaining world-class faculty, staff, and  
16.9 students; (4) invest in physician training  
16.10 programs in rural and underserved  
16.11 communities; and (5) translate the medical  
16.12 school's research discoveries into new  
16.13 treatments and cures to improve the health of  
16.14 Minnesotans.

16.15 (c) \$7,800,000 in fiscal year 2020 and  
16.16 \$7,800,000 in fiscal year 2021 are for health  
16.17 training restoration. This appropriation must  
16.18 be used to support all of the following: (1)  
16.19 faculty physicians who teach at eight residency  
16.20 program sites, including medical resident and  
16.21 student training programs in the Department  
16.22 of Family Medicine; (2) the Mobile Dental  
16.23 Clinic; and (3) expansion of geriatric  
16.24 education and family programs.

16.25 (d) \$4,000,000 in fiscal year 2020 and  
16.26 \$4,000,000 in fiscal year 2021 are for the  
16.27 Minnesota Discovery, Research, and  
16.28 InnoVation Economy funding program for  
16.29 cancer care research.

16.30 (e) \$500,000 in fiscal year 2020 and \$500,000  
16.31 in fiscal year 2021 are for the University of  
16.32 Minnesota, Morris branch, to cover the costs  
16.33 of tuition waivers under Minnesota Statutes,  
16.34 section 137.16.

16.35 Subd. 3. **Primary Care Education Initiatives** 2,157,000 2,157,000



17.1 This appropriation is from the health care  
17.2 access fund.

17.3 **Subd. 4. Special Appropriations**

17.4 **(a) Agriculture and Extension Service** 42,922,000 42,922,000

17.5 For the Agricultural Experiment Station and  
17.6 the Minnesota Extension Service:

17.7 (1) the agricultural experiment stations and  
17.8 Minnesota Extension Service must convene  
17.9 agricultural advisory groups to focus research,  
17.10 education, and extension activities on producer  
17.11 needs and implement an outreach strategy that  
17.12 more effectively and rapidly transfers research  
17.13 results and best practices to producers  
17.14 throughout the state;

17.15 (2) this appropriation includes funding for  
17.16 research and outreach on the production of  
17.17 renewable energy from Minnesota biomass  
17.18 resources, including agronomic crops, plant  
17.19 and animal wastes, and native plants or trees.

17.20 The following areas should be prioritized and  
17.21 carried out in consultation with Minnesota  
17.22 producers, renewable energy, and bioenergy  
17.23 organizations:

17.24 (i) biofuel and other energy production from  
17.25 perennial crops, small grains, row crops, and  
17.26 forestry products in conjunction with the  
17.27 Natural Resources Research Institute (NRRI);

17.28 (ii) alternative bioenergy crops and cropping  
17.29 systems; and

17.30 (iii) biofuel coproducts used for livestock feed;

17.31 (3) this appropriation includes funding for the  
17.32 College of Food, Agricultural, and Natural  
17.33 Resources Sciences to establish and provide

- 18.1 leadership for organic agronomic,  
18.2 horticultural, livestock, and food systems  
18.3 research, education, and outreach and for the  
18.4 purchase of state-of-the-art laboratory,  
18.5 planting, tilling, harvesting, and processing  
18.6 equipment necessary for this project;
- 18.7 (4) this appropriation includes funding for  
18.8 research efforts that demonstrate a renewed  
18.9 emphasis on the needs of the state's agriculture  
18.10 community. The following areas should be  
18.11 prioritized and carried out in consultation with  
18.12 Minnesota farm organizations:
- 18.13 (i) vegetable crop research with priority for  
18.14 extending the Minnesota vegetable growing  
18.15 season;
- 18.16 (ii) fertilizer and soil fertility research and  
18.17 development;
- 18.18 (iii) soil, groundwater, and surface water  
18.19 conservation practices and contaminant  
18.20 reduction research;
- 18.21 (iv) discovering and developing plant varieties  
18.22 that use nutrients more efficiently;
- 18.23 (v) breeding and development of turf seed and  
18.24 other biomass resources in all three Minnesota  
18.25 biomes;
- 18.26 (vi) development of new disease-resistant and  
18.27 pest-resistant varieties of turf and agronomic  
18.28 crops;
- 18.29 (vii) utilizing plant and livestock cells to treat  
18.30 and cure human diseases;
- 18.31 (viii) the development of dairy coproducts;

19.1 (ix) a rapid agricultural response fund for  
19.2 current or emerging animal, plant, and insect  
19.3 problems affecting production or food safety;  
19.4 (x) crop pest and animal disease research;  
19.5 (xi) developing animal agriculture that is  
19.6 capable of sustainably feeding the world;  
19.7 (xii) consumer food safety education and  
19.8 outreach;  
19.9 (xiii) programs to meet the research and  
19.10 outreach needs of organic livestock and crop  
19.11 farmers; and  
19.12 (xiv) alternative bioenergy crops and cropping  
19.13 systems; and growing, harvesting, and  
19.14 transporting biomass plant material; and  
19.15 (5) by February 1, 2021, the Board of Regents  
19.16 must submit a report to the legislative  
19.17 committees and divisions with jurisdiction  
19.18 over agriculture and higher education finance  
19.19 on the status and outcomes of research and  
19.20 initiatives funded in this paragraph.

19.21 **(b) Health Sciences** 9,204,000 9,204,000  
19.22 \$346,000 each year is to support up to 12  
19.23 resident physicians in the St. Cloud Hospital  
19.24 family practice residency program. The  
19.25 program must prepare doctors to practice  
19.26 primary care medicine in rural areas of the  
19.27 state. The legislature intends this program to  
19.28 improve health care in rural communities,  
19.29 provide affordable access to appropriate  
19.30 medical care, and manage the treatment of  
19.31 patients in a more cost-effective manner. The  
19.32 remainder of this appropriation is for the rural  
19.33 physicians associates program; the Veterinary

20.1	<u>Diagnostic Laboratory; health sciences</u>		
20.2	<u>research; dental care; the Biomedical</u>		
20.3	<u>Engineering Center; and the collaborative</u>		
20.4	<u>partnership between the University of</u>		
20.5	<u>Minnesota and Mayo Clinic for regenerative</u>		
20.6	<u>medicine, research, clinical translation, and</u>		
20.7	<u>commercialization.</u>		
20.8	<b><u>(c) College of Science and Engineering</u></b>	<u>1,140,000</u>	<u>1,140,000</u>
20.9	<u>For the geological survey and the talented</u>		
20.10	<u>youth mathematics program.</u>		
20.11	<b><u>(d) System Special</u></b>	<u>7,181,000</u>	<u>7,181,000</u>
20.12	<u>For general research, the Labor Education</u>		
20.13	<u>Service, Natural Resources Research Institute,</u>		
20.14	<u>Center for Urban and Regional Affairs, Bell</u>		
20.15	<u>Museum of Natural History, and the</u>		
20.16	<u>Humphrey exhibit.</u>		
20.17	<u>\$2,000,000 in fiscal year 2020 and \$2,000,000</u>		
20.18	<u>in fiscal year 2021 are for the Natural</u>		
20.19	<u>Resources Research Institute to invest in</u>		
20.20	<u>applied research for economic development.</u>		
20.21	<b><u>(e) University of Minnesota and Mayo</u></b>		
20.22	<b><u>Foundation Partnership</u></b>	<u>7,991,000</u>	<u>7,991,000</u>
20.23	<u>This appropriation is for the following</u>		
20.24	<u>activities:</u>		
20.25	<u>(1) \$7,491,000 in fiscal year 2020 and</u>		
20.26	<u>\$7,491,000 in fiscal year 2021 are for the</u>		
20.27	<u>direct and indirect expenses of the</u>		
20.28	<u>collaborative research partnership between the</u>		
20.29	<u>University of Minnesota and the Mayo</u>		
20.30	<u>Foundation for research in biotechnology and</u>		
20.31	<u>medical genomics. An annual report on the</u>		
20.32	<u>expenditure of these funds must be submitted</u>		
20.33	<u>to the governor and the chairs of the legislative</u>		



22.1 **ARTICLE 2**

22.2 **HIGHER EDUCATION POLICY PROVISIONS**

22.3 Section 1. Minnesota Statutes 2018, section 127A.70, subdivision 2, is amended to read:

22.4 Subd. 2. **Powers and duties; report.** (a) The partnership shall develop recommendations  
22.5 to the governor and the legislature designed to maximize the achievement of all P-20 students  
22.6 while promoting the efficient use of state resources, thereby helping the state realize the  
22.7 maximum value for its investment. These recommendations may include, but are not limited  
22.8 to, strategies, policies, or other actions focused on:

22.9 (1) improving the quality of and access to education at all points from preschool through  
22.10 graduate education;

22.11 (2) improving preparation for, and transitions to, postsecondary education and work;

22.12 (3) ensuring educator quality by creating rigorous standards for teacher recruitment,  
22.13 teacher preparation, induction and mentoring of beginning teachers, and continuous  
22.14 professional development for career teachers; and

22.15 (4) realigning the governance and administrative structures of early education,  
22.16 kindergarten through grade 12, and postsecondary systems in Minnesota.

22.17 (b) Under the direction of the P-20 Education Partnership Statewide Longitudinal  
22.18 Education Data System Governance Committee, the Office of Higher Education and the  
22.19 Departments of Education and Employment and Economic Development shall improve and  
22.20 expand the Statewide Longitudinal Education Data System (SLEDS) and the Early Childhood  
22.21 Longitudinal Data System (ECLDS) to provide policymakers, education and workforce  
22.22 leaders, researchers, and members of the public with data, research, and reports to:

22.23 (1) expand reporting on students' educational outcomes for diverse student populations  
22.24 including at-risk students, children with disabilities, English learners, and gifted students,  
22.25 among others, and include formative and summative evaluations based on multiple measures  
22.26 of child well-being, early childhood development, and student progress toward career and  
22.27 college readiness;

22.28 (2) evaluate the effectiveness of early care, educational, and workforce programs; and

22.29 (3) evaluate the ~~relationship between~~ relationships among early care, education, and  
22.30 workforce outcomes, consistent with section 124D.49.

23.1 To the extent possible under federal and state law, research and reports should be  
23.2 accessible to the public on the Internet, and disaggregated by demographic characteristics,  
23.3 organization or organization characteristics, and geography.

23.4 It is the intent of the legislature that the Statewide Longitudinal Education Data System  
23.5 and the Early Childhood Longitudinal Data System inform public policy and  
23.6 decision-making. The SLEDS governance committee and ECLDS governance committee,  
23.7 with assistance from staff of the Office of Higher Education, the Department of Education,  
23.8 and the Department of Employment and Economic Development, shall respond to legislative  
23.9 committee and agency requests on topics utilizing data made available through the Statewide  
23.10 Longitudinal Education Data System and the Early Childhood Longitudinal Data System  
23.11 as resources permit. Any analysis of or report on the data must contain only summary data.

23.12 (c) By January 15 of each year, the partnership shall submit a report to the governor and  
23.13 to the chairs and ranking minority members of the legislative committees and divisions with  
23.14 jurisdiction over P-20 education policy and finance that summarizes the partnership's progress  
23.15 in meeting its goals and identifies the need for any draft legislation when necessary to further  
23.16 the goals of the partnership to maximize student achievement while promoting efficient use  
23.17 of resources.

23.18 Sec. 2. Minnesota Statutes 2018, section 135A.15, subdivision 2, is amended to read:

23.19 Subd. 2. **Victims' rights.** The policy required under subdivision 1 shall, at a minimum,  
23.20 require that students and employees be informed of the policy, and shall include provisions  
23.21 for:

23.22 (1) filing criminal charges with local law enforcement officials in sexual assault cases;

23.23 (2) the prompt assistance of campus authorities, at the request of the victim, in notifying  
23.24 the appropriate law enforcement officials and disciplinary authorities of a sexual assault  
23.25 incident;

23.26 (3) allowing sexual assault victims to decide whether to report a case to law enforcement;

23.27 (4) requiring campus authorities to treat sexual assault victims with dignity;

23.28 (5) requiring campus authorities to offer sexual assault victims fair and respectful health  
23.29 care, counseling services, or referrals to such services;

23.30 (6) preventing campus authorities from suggesting to a victim of sexual assault that the  
23.31 victim is at fault for the crimes or violations that occurred;

24.1 (7) preventing campus authorities from suggesting to a victim of sexual assault that the  
24.2 victim should have acted in a different manner to avoid such a crime;

24.3 (8) subject to subdivision 10, protecting the privacy of sexual assault victims by only  
24.4 disclosing data collected under this section to the victim, persons whose work assignments  
24.5 reasonably require access, and, at a sexual assault victim's request, police conducting a  
24.6 criminal investigation;

24.7 (9) an investigation and resolution of a sexual assault complaint by campus disciplinary  
24.8 authorities;

24.9 (10) a sexual assault victim's participation in and the presence of the victim's attorney  
24.10 or other support person who is not a fact witness to the sexual assault at any meeting with  
24.11 campus officials concerning the victim's sexual assault complaint or campus disciplinary  
24.12 proceeding concerning a sexual assault complaint;

24.13 (11) ensuring that a sexual assault victim may decide when to repeat a description of  
24.14 the incident of sexual assault;

24.15 (12) notice to a sexual assault victim of the availability of a campus or local program  
24.16 providing sexual assault advocacy services and information about legal services;

24.17 (13) notice to a sexual assault victim of the outcome of any campus disciplinary  
24.18 proceeding concerning a sexual assault complaint, consistent with laws relating to data  
24.19 practices;

24.20 (14) the complete and prompt assistance of campus authorities, at the direction of law  
24.21 enforcement authorities, in obtaining, securing, and maintaining evidence in connection  
24.22 with a sexual assault incident;

24.23 (15) the assistance of campus authorities in preserving for a sexual assault complainant  
24.24 or victim materials relevant to a campus disciplinary proceeding;

24.25 (16) during and after the process of investigating a complaint and conducting a campus  
24.26 disciplinary procedure, the assistance of campus personnel, in cooperation with the  
24.27 appropriate law enforcement authorities, at a sexual assault victim's request, in shielding  
24.28 the victim from unwanted contact with the alleged assailant, including transfer of the victim  
24.29 to alternative classes or to alternative college-owned housing, if alternative classes or housing  
24.30 are available and feasible;

24.31 (17) forbidding retaliation, and establishing a process for investigating complaints of  
24.32 retaliation, against sexual assault victims by campus authorities, the accused, organizations  
24.33 affiliated with the accused, other students, and other employees;



25.1 (18) at the request of the victim, providing students who reported sexual assaults to the  
25.2 institution and subsequently choose to transfer to another postsecondary institution with  
25.3 information about resources for victims of sexual assault at the institution to which the  
25.4 victim is transferring; and

25.5 (19) consistent with laws governing access to student records, providing a student who  
25.6 reported an incident of sexual assault with access to the student's description of the incident  
25.7 as it was reported to the institution, including if that student transfers to another postsecondary  
25.8 institution.

25.9 Sec. 3. Minnesota Statutes 2018, section 135A.15, is amended by adding a subdivision to  
25.10 read:

25.11 Subd. 3a. **Affirmative consent.** The policy required under subdivision 1 shall include  
25.12 a provision that establishes an affirmative consent standard. An institution's affirmative  
25.13 consent standard, at a minimum, must incorporate the following elements:

25.14 (1) all parties to sexual activity must affirmatively express their consent to the activity.  
25.15 Consent must be knowing and voluntary and not the result of force, coercion, or intimidation.  
25.16 Consent must be active. Consent must be given by words that create mutually understandable,  
25.17 unambiguous permission regarding willingness to engage in, and the conditions of, sexual  
25.18 activity;

25.19 (2) silence, lack of protest, or failure to resist, without active indications of consent, is  
25.20 not consent;

25.21 (3) consent to any one form of sexual activity does not imply consent to any other forms  
25.22 of sexual activity;

25.23 (4) consent may be withdrawn at any time;

25.24 (5) previous relationships or prior consent do not imply consent to future sexual acts;  
25.25 and

25.26 (6) a person is deemed incapable of consenting when that person is:

25.27 (i) unable to communicate or understand the nature or extent of a sexual situation due  
25.28 to mental or physical incapacitation or impairment; or

25.29 (ii) physically helpless, either due to the effects of drugs or alcohol, or because the person  
25.30 is asleep.

26.1 Sec. 4. Minnesota Statutes 2018, section 136A.101, subdivision 5a, is amended to read:

26.2 Subd. 5a. **Assigned family responsibility.** "Assigned family responsibility" means the  
26.3 amount of a family's contribution to a student's cost of attendance, as determined by a federal  
26.4 need analysis. For dependent students, the assigned family responsibility is 84 percent of  
26.5 the parental contribution in fiscal year 2020 and 83 percent of the parental contribution in  
26.6 fiscal year 2021 and later. For independent students with dependents other than a spouse,  
26.7 the assigned family responsibility is 76 percent of the student contribution in fiscal year  
26.8 2020 and 75 percent of the student contribution in fiscal year 2021 and later. For independent  
26.9 students without dependents other than a spouse, the assigned family responsibility is 40  
26.10 percent of the student contribution in fiscal year 2020 and 39 percent of the student  
26.11 contribution in fiscal year 2021 and later.

26.12 Sec. 5. Minnesota Statutes 2018, section 136A.121, subdivision 5, is amended to read:

26.13 Subd. 5. **Grant stipends.** The grant stipend shall be based on a sharing of responsibility  
26.14 for covering the recognized cost of attendance by the applicant, the applicant's family, and  
26.15 the government. The amount of a financial stipend must not exceed a grant applicant's  
26.16 recognized cost of attendance, as defined in subdivision 6, after deducting the following:

26.17 (1) the assigned student responsibility of at least 50 percent of the cost of attending the  
26.18 institution of the applicant's choosing;

26.19 (2) the assigned family responsibility as defined in section 136A.101; and

26.20 (3) the amount of a federal Pell grant award for which the grant applicant is eligible,  
26.21 unless the student is ineligible to receive a Pell grant under United States Code, title 20,  
26.22 section 1091(a)(5) or (d).

26.23 The minimum financial stipend is \$100 per academic year.

26.24 Sec. 6. Minnesota Statutes 2018, section 136A.121, subdivision 6, is amended to read:

26.25 Subd. 6. **Cost of attendance.** (a) The recognized cost of attendance consists of: (1) an  
26.26 allowance specified in law for living and miscellaneous expenses, and (2) an allowance for  
26.27 tuition and fees equal to the lesser of the average tuition and fees charged by the institution,  
26.28 or a tuition and fee maximum if one is established in law. If no living and miscellaneous  
26.29 expense allowance is established in law, the allowance is equal to ~~40~~ 110 percent of the  
26.30 federal poverty guidelines for a one person household in Minnesota for nine months. If no  
26.31 tuition and fee maximum is established in law, the allowance for tuition and fees is equal  
26.32 to the lesser of: (1) the average tuition and fees charged by the institution, and (2) for

27.1 two-year programs, an amount equal to the highest tuition and fees charged at a public  
27.2 two-year institution, or for four-year programs, an amount equal to the highest tuition and  
27.3 fees charged at a public university.

27.4 (b) For a student registering for less than full time, the office shall prorate the cost of  
27.5 attendance to the actual number of credits for which the student is enrolled.

27.6 (c) The recognized cost of attendance for a student who is confined to a Minnesota  
27.7 correctional institution shall consist of the tuition and fee component in paragraph (a), with  
27.8 no allowance for living and miscellaneous expenses.

27.9 (d) For the purpose of this subdivision, "fees" include only those fees that are mandatory  
27.10 and charged to full-time resident students attending the institution. Fees do not include  
27.11 charges for tools, equipment, computers, or other similar materials where the student retains  
27.12 ownership. Fees include charges for these materials if the institution retains ownership. Fees  
27.13 do not include optional or punitive fees.

27.14 **Sec. 7. [136A.123] MN RECONNECT PROGRAM.**

27.15 Subdivision 1. **Program administration.** The commissioner of the Office of Higher  
27.16 Education must administer a credential completion program for adult learners consistent  
27.17 with this section.

27.18 Subd. 2. **Definitions.** (a) For the purpose of this section, the terms defined in this  
27.19 subdivision have the meanings given them.

27.20 (b) "Cost of attendance" means tuition and required fees charged by the institution and  
27.21 the campus-based budget used for federal financial aid for food, housing, books, supplies,  
27.22 transportation, and miscellaneous expenses.

27.23 (c) "Eligible student" means an individual who:

27.24 (1) meets the eligibility requirements in section 136A.121, subdivision 2, paragraphs  
27.25 (a), clauses (1), (2), (4), and (5), and (b);

27.26 (2) is 25 years old or older and under 62;

27.27 (3) has previously completed a minimum of 15 credits in a certificate or degree-seeking  
27.28 program that have been accepted by a participating institution;

27.29 (4) has not enrolled in any Minnesota institution in the two academic years prior to  
27.30 enrollment at a participating institution;

28.1 (5) has not completed a certificate, diploma, or degree of 16 credits or longer in length  
28.2 prior to enrollment at a participating institution in this program;

28.3 (6) has enrolled in three or more credits each term;

28.4 (7) reports a family adjusted gross income of \$85,000 or less; and

28.5 (8) has applied for the grant on the form required by the commissioner.

28.6 (d) "Grant" means funds awarded under this section.

28.7 (e) "Participating institution" means a two-year institution within the Minnesota State  
28.8 Colleges and Universities System selected under subdivision 5.

28.9 (f) "Program" means a certificate, diploma, or degree program offered by a participating  
28.10 institution.

28.11 (g) To the extent not inconsistent with this section, the definitions in section 136A.101  
28.12 apply to this section.

28.13 Subd. 3. **Student application.** Application for a grant must be made by a FAFSA or  
28.14 state aid application and any additional form required by the commissioner. Applications  
28.15 are due on a schedule set by the commissioner.

28.16 Subd. 4. **Student grants.** (a) The commissioner must, to the extent funds are available,  
28.17 make grants to eligible students to attend a program at a participating institution. The amount  
28.18 of a grant per spring or fall academic term is the lesser of \$1,000 or the difference between  
28.19 the cost of attendance and other scholarships or grants received by the student. If the  
28.20 appropriation is greater than the projected grants for the spring and fall terms, the  
28.21 commissioner may award grants up to \$1,000 per student for summer or interim terms.

28.22 (b) An eligible student may renew a student grant by applying for renewal on a form  
28.23 provided by the commissioner and on a schedule set by the commissioner. An eligible  
28.24 student may receive a student grant under this section for up to six semesters or the  
28.25 equivalent.

28.26 Subd. 5. **Participating institutions.** (a) A two-year institution within the Minnesota  
28.27 State Colleges and Universities System may apply to become a participating institution.  
28.28 The commissioner, in conjunction with a selection committee, shall select institutions  
28.29 through a competitive application process. Priority must be given to institutions participating  
28.30 in the most recently completed fiscal year.

28.31 (b) Participating institutions must:

29.1 (1) demonstrate a commitment to adult learners through adoption of best practice policies,  
29.2 programs, and services; and

29.3 (2) complete an adult learner assessment prior to participation.

29.4 Subd. 6. **Institutional grants.** Participating institutions may receive funds for student  
29.5 advising, resolving student financial holds, and improving services to eligible students.

29.6 Sec. 8. **[136A.1274] ASPIRING MINNESOTA TEACHERS OF COLOR**  
29.7 **SCHOLARSHIP PROGRAM.**

29.8 Subdivision 1. **Scholarship program established.** The commissioner must establish a  
29.9 scholarship program to support undergraduate or graduate students preparing to become  
29.10 teachers and belonging to a racial or ethnic group underrepresented in the teacher workforce  
29.11 who have demonstrated financial need.

29.12 Subd. 2. **Eligibility.** To be eligible for a scholarship under this section, a teacher candidate  
29.13 must:

29.14 (1) be admitted and enrolled in a teacher preparation program approved by the  
29.15 Professional Educator Licensing and Standards Board and be seeking initial licensure or  
29.16 enrolled in an eligible institution under section 136A.103, completing a two-year program  
29.17 specifically designed to prepare early childhood educators;

29.18 (2) self-identify to the teacher preparation program as a person of color or American  
29.19 Indian;

29.20 (3) be meeting satisfactory academic progress as defined under section 136A.101,  
29.21 subdivision 10; and

29.22 (4) demonstrate financial need.

29.23 Subd. 3. **Administration.** (a) The commissioner must establish an application process  
29.24 for individual students and institutions on behalf of all eligible students at the institution  
29.25 and other guidelines for implementing the scholarship program.

29.26 (b) The maximum scholarship amount is \$10,000 per year for full-time study prior to  
29.27 student teaching defined as 12 or more undergraduate credits or the number of credits  
29.28 determined by the institution for full-time graduate student status. If a student is admitted  
29.29 and enrolled in a program for one term during the academic year, the maximum scholarship  
29.30 amount is \$5,000. The minimum scholarship under this section for full-time study must be  
29.31 no less than \$1,000 per year. The amount determined must be reduced and prorated per

30.1 credit for part-time study. The maximum total amount of a scholarship per candidate is  
30.2 \$25,000 in a lifetime.

30.3 (c) Established amounts are not rulemaking for purposes of chapter 14 or section 14.386.

30.4 (d) Scholarships must be paid to the teacher preparation institution on behalf of the  
30.5 candidate after the institution has informed the office of candidates' names, self-identified  
30.6 racial and ethnic identities, gender, licensure area sought, and full-time or part-time status.

30.7 (e) The amount of the award must not exceed the applicant's cost of attendance after  
30.8 deducting: (1) the sum of all state or federal grants and gift aid received, including a Pell  
30.9 Grant and state grant; (2) the sum of all institutional grants, scholarships, tuition waivers,  
30.10 and tuition remission amounts; and (3) the amount of any private grants or scholarships.

30.11 **EFFECTIVE DATE.** This section is effective July 1, 2019, and initial grants must be  
30.12 awarded by November 1, 2019.

30.13 Sec. 9. Minnesota Statutes 2018, section 136A.1275, is amended to read:

30.14 **136A.1275 STUDENT TEACHER CANDIDATE GRANTS IN SHORTAGE**  
30.15 **AREAS.**

30.16 Subdivision 1. **Establishment.** (a) The commissioner of the Office of Higher Education  
30.17 must establish a grant program for student teaching stipends for low-income students enrolled  
30.18 in a Professional Educator Licensing and Standards Board-approved teacher preparation  
30.19 program who ~~intend to teach~~ are student teaching in a licensure shortage area after graduating  
30.20 and receiving their teaching license or belong to an ~~underrepresented~~ underrepresented racial or ethnic group  
30.21 underrepresented in the teacher workforce.

30.22 (b) ~~Shortage~~ For purposes of this grant program, "licensure shortage area" means a  
30.23 license field or economic development region within Minnesota defined as a shortage area  
30.24 by the Department of Education using determined by the Professional Educator Licensing  
30.25 and Standards Board in which the number of surveyed districts or schools within an economic  
30.26 development region reporting or predicting hiring a teacher for a specific licensure area as  
30.27 "very difficult" is equal to or greater than the number of districts or schools reporting or  
30.28 predicting such hiring as "easy" in data collected for the teacher supply and demand report  
30.29 under section 127A.05, subdivision 6, or other surveys conducted by the Department of  
30.30 Education or Professional Educator Licensing and Standards Board that provide indicators  
30.31 for teacher supply and demand.

30.32 Subd. 2. **Eligibility.** To be eligible for a grant under this section, a student teacher  
30.33 candidate must:

31.1 (1) be enrolled in a Professional Educator Licensing and Standards Board-approved  
31.2 teacher preparation program that requires at least 12 weeks of student teaching to complete  
31.3 the program in order to be recommended for ~~a full professional~~ any Tier 3 teaching license  
31.4 from early childhood through grade 12;

31.5 (2) demonstrate financial need based on criteria established by the commissioner under  
31.6 subdivision 3;

31.7 ~~(3) intend to teach in a shortage area or belong to an underrepresented racial or ethnic~~  
31.8 ~~group; and~~

31.9 ~~(4)~~ (3) be meeting satisfactory academic progress as defined under section 136A.101,  
31.10 subdivision 10; and

31.11 (4) intend to teach in a licensure shortage area or belong to a racial or ethnic group  
31.12 underrepresented in the Minnesota teacher workforce. Intent can be documented based on  
31.13 the teacher license field the student is pursuing and a statement of intent to teach in an  
31.14 economic development region defined as a shortage area in the year the student receives a  
31.15 grant.

31.16 Subd. 3. **Administration; repayment.** (a) The commissioner must establish an  
31.17 application process and other guidelines for implementing this program, ~~including repayment~~  
31.18 ~~responsibilities for stipend recipients who do not complete student teaching or who leave~~  
31.19 ~~Minnesota to teach in another state during the first year after student teaching.~~

31.20 (b) The commissioner must determine each academic year the stipend amount up to  
31.21 \$7,500 based on the amount of available funding, the number of eligible applicants, and the  
31.22 financial need of the applicants.

31.23 (c) In order to help improve all students' access to effective and diverse teachers, the  
31.24 percentage of the total award reserved for appropriations for grants under this section directed  
31.25 to teacher candidates who identify as belonging to an underrepresented a racial or ethnic  
31.26 group underrepresented in the Minnesota teacher workforce must be equal to or greater than  
31.27 the total percentage of students of underrepresented racial or ethnic groups underrepresented  
31.28 in the Minnesota teacher workforce as measured under section 120B.35, subdivision 3. If  
31.29 this percentage cannot be met because of a lack of qualifying candidates, the remaining  
31.30 amount may be awarded to teacher candidates who intend to teach in a licensure shortage  
31.31 area. Student teacher candidates who are of color or American Indian who have made  
31.32 satisfactory academic progress must have priority for receiving a grant from available funds  
31.33 to student teach and complete their preparation programs if they meet eligibility requirements

32.1 and participated in the aspiring Minnesota teachers of color scholarship program under  
32.2 section 136A.1274.

32.3 **Sec. 10. [136A.1788] STUDENT LOAN DEBT COUNSELING.**

32.4 Subdivision 1. **Grant.** A program is established under the Office of Higher Education  
32.5 to provide a grant to a Minnesota-based nonprofit qualified debt counseling organization  
32.6 to provide individual student loan debt repayment counseling to borrowers who are Minnesota  
32.7 residents concerning loans obtained to attend a Minnesota postsecondary institution. The  
32.8 number of individuals receiving counseling may be limited to those capable of being served  
32.9 with available appropriations for that purpose. A goal of the counseling program is to provide  
32.10 two counseling sessions to at least 75 percent of borrowers receiving counseling.

32.11 The purpose of the counseling is to assist borrowers to:

32.12 (1) understand their loan and repayment options;

32.13 (2) manage loan repayment; and

32.14 (3) develop a workable budget based on the borrower's full financial situation regarding  
32.15 income, expenses, and other debt.

32.16 Subd. 2. **Qualified debt counseling organization.** A qualified debt counseling  
32.17 organization is an organization that:

32.18 (1) has experience in providing individualized student loan counseling;

32.19 (2) employs certified financial loan counselors; and

32.20 (3) is based in Minnesota and has offices at multiple rural and metropolitan area locations  
32.21 in the state to provide in-person counseling.

32.22 Subd. 3. **Grant application and award.** (a) Applications for a grant shall be on a form  
32.23 created by the commissioner and on a schedule set by the commissioner. Among other  
32.24 provisions, the application must include a description of:

32.25 (1) the characteristics of borrowers to be served;

32.26 (2) the services to be provided and a timeline for implementation of the services;

32.27 (3) how the services provided will help borrowers manage loan repayment;

32.28 (4) specific program outcome goals and performance measures for each goal; and

32.29 (5) how the services will be evaluated to determine whether the program goals were  
32.30 met.



33.1 (b) The commissioner shall select one grant recipient for a two-year award every two  
33.2 years. A grant may be renewed biennially.

33.3 Subd. 4. **Program evaluation.** (a) The grant recipient must submit a report to the  
33.4 commissioner by January 15 of the second year of the grant award. The report must evaluate  
33.5 and measure the extent to which program outcome goals have been met.

33.6 (b) The grant recipient must collect, analyze, and report on participation and outcome  
33.7 data that enable the office to verify the outcomes.

33.8 (c) The evaluation must include information on the number of borrowers served with  
33.9 on-time student loan payments, the numbers who brought their loans into good standing,  
33.10 the number of student loan defaults, the number who developed a monthly budget plan, and  
33.11 other information required by the commissioner. Recipients of the counseling must be  
33.12 surveyed on their opinions about the usefulness of the counseling and the survey results  
33.13 must be included in the report.

33.14 Subd. 5. **Report to legislature.** By February 1 of the second year of each grant award,  
33.15 the commissioner must submit a report to the committees in the legislature with jurisdiction  
33.16 over higher education finance regarding grant program outcomes.

33.17 Sec. 11. Minnesota Statutes 2018, section 136A.1791, subdivision 1, is amended to read:

33.18 Subdivision 1. **Definitions.** (a) The terms used in this section have the meanings given  
33.19 them in this subdivision.

33.20 (b) "Qualified educational loan" means a government, commercial, or foundation loan  
33.21 for actual costs paid for tuition and reasonable educational and living expenses related to a  
33.22 teacher's preparation or further education.

33.23 (c) "School district" means an independent school district, special school district,  
33.24 intermediate district, education district, special education cooperative, service cooperative,  
33.25 a cooperative center for vocational education, or a charter school located in Minnesota.

33.26 (d) "Teacher" means an individual holding a teaching license issued by the Professional  
33.27 Educator Licensing and Standards Board who is employed by a school district to provide  
33.28 classroom instruction or a Head Start or Early Head Start nonlicensed early childhood  
33.29 professional employed by a Head Start program under section 119A.50.

33.30 (e) "Teacher shortage area" means any of the following experiencing a teacher shortage  
33.31 as reported by the Professional Educator Licensing and Standards Board:

34.1 (1) the licensure fields ~~and specific to particular economic development regions reported~~  
34.2 ~~by the commissioner of education as experiencing a teacher shortage; and;~~

34.3 (2) individual economic development regions; or

34.4 (3) economic development regions where there is a shortage of licensed teachers who  
34.5 ~~reflect the racial or ethnic diversity of~~ are of color or who are American Indian where the  
34.6 aggregate percentage of this group of teachers is lower than the aggregate percentage of  
34.7 students of color and American Indian students in the region as reported by the commissioner  
34.8 of education.

34.9 (f) "Commissioner" means the commissioner of the Office of Higher Education unless  
34.10 indicated otherwise.

34.11 Sec. 12. Minnesota Statutes 2018, section 136A.1791, subdivision 2, is amended to read:

34.12 Subd. 2. **Program established; administration.** The commissioner ~~shall~~ must establish  
34.13 and administer a teacher shortage loan forgiveness program. A teacher is eligible for the  
34.14 program if the teacher is teaching in an identified teacher shortage area for the economic  
34.15 development region in which the teacher works as defined in subdivision 1 and reported  
34.16 under subdivision 3 and complies with the requirements of this section.

34.17 Sec. 13. Minnesota Statutes 2018, section 136A.1791, subdivision 3, is amended to read:

34.18 Subd. 3. **Use of report on teacher shortage areas.** The ~~commissioner of education~~  
34.19 ~~shall~~ Professional Educator Licensing and Standards Board must use the teacher supply and  
34.20 demand report to the legislature to identify the licensure fields and racial or ethnic groups  
34.21 in economic development regions in Minnesota experiencing a teacher shortage.

34.22 Sec. 14. Minnesota Statutes 2018, section 136A.1791, subdivision 4, is amended to read:

34.23 Subd. 4. **Application for loan forgiveness.** Each applicant for loan forgiveness, according  
34.24 to rules adopted by the commissioner, ~~shall~~ must:

34.25 (1) apply for teacher shortage loan forgiveness and promptly submit any additional  
34.26 information required by the commissioner; and

34.27 (2) submit to the commissioner a completed affidavit, prescribed by the commissioner,  
34.28 affirming the teacher is teaching in: ~~(i) a licensure field identified by the commissioner as~~  
34.29 ~~experiencing a teacher shortage; or (ii) an economic development region identified by the~~  
34.30 ~~commissioner as experiencing a teacher shortage~~ a teacher shortage area.

35.1 Sec. 15. Minnesota Statutes 2018, section 136A.1791, subdivision 5, is amended to read:

35.2 Subd. 5. **Amount of loan forgiveness.** (a) To the extent funding is available, the annual  
35.3 amount of teacher shortage loan forgiveness for an approved applicant ~~shall~~ as a teacher in  
35.4 a teacher shortage area must not exceed ~~\$1,000~~ \$2,000 or the cumulative balance of the  
35.5 applicant's qualified educational loans, including principal and interest, whichever amount  
35.6 is less. To support the retention of teachers who are of color or American Indian and to the  
35.7 extent there are sufficient applications, the percentage of loan repayments granted to teachers  
35.8 of color and American Indian teachers must at least be equivalent to the aggregated  
35.9 percentage of students of color and American Indian students in the state.

35.10 (b) Notwithstanding paragraph (a), applicants who meet both licensure field and  
35.11 underrepresented racial or ethnic group eligibility in their economic development region  
35.12 may receive an annual amount of up to \$4,000 or the cumulative balance of the applicant's  
35.13 qualified educational loans, including principal and interest, whichever amount is less.

35.14 ~~(b)~~ (c) Recipients must secure their own qualified educational loans. Teachers who  
35.15 graduate from an approved teacher preparation program or teachers who add a licensure  
35.16 field, consistent with the teacher shortage requirements of this section, are eligible to apply  
35.17 for the loan forgiveness program.

35.18 ~~(e)~~ (d) No teacher ~~shall~~ may receive more than ~~five~~ ten annual awards.

35.19 Sec. 16. Minnesota Statutes 2018, section 136A.246, subdivision 4, is amended to read:

35.20 Subd. 4. **Application.** Applications must be made to the commissioner on a form provided  
35.21 by the commissioner. The commissioner must, to the extent possible, make the application  
35.22 form as short and simple to complete as is reasonably possible. The commissioner shall  
35.23 establish a schedule for applications and grants. The application must include, without  
35.24 limitation:

35.25 (1) the projected number of employee trainees;

35.26 (2) the number of projected employee trainees who graduated from high school or passed  
35.27 the commissioner of education-selected high school equivalency test in the current or  
35.28 immediately preceding calendar year;

35.29 (3) the competency standard for which training will be provided;

35.30 (4) the credential the employee will receive upon completion of training;

35.31 (5) the name and address of the training institution or program and a signed statement  
35.32 by the institution or program that it is able and agrees to provide the training;

36.1 (6) the period of the training; and

36.2 (7) the cost of the training charged by the training institution or program and certified  
36.3 by the institution or program. The cost of training includes tuition, fees, and required books  
36.4 and materials. The cost of training may also include costs for travel, lodging, and meals  
36.5 associated with the training provided by the training institution or program.

36.6 An application may be made for training of employees of multiple employers either by  
36.7 the employers or by an organization on their behalf.

36.8 Sec. 17. Minnesota Statutes 2018, section 136A.246, subdivision 8, is amended to read:

36.9 Subd. 8. **Grant amounts.** (a) The maximum grant for an application is ~~\$150,000~~  
36.10 \$187,500. A grant may not exceed ~~\$6,000~~ \$7,500 per year for a maximum of four years per  
36.11 employee. Any amount of the grant for the costs for travel, lodging, and meals associated  
36.12 with the training provided by the training institution or program may not exceed \$1,500 per  
36.13 employee per year.

36.14 (b) An employee who is attending an eligible institution must apply for Pell and state  
36.15 grants as a condition of payment for training that employee under this section.

36.16 Sec. 18. Minnesota Statutes 2018, section 136A.87, is amended to read:

36.17 **136A.87 PLANNING INFORMATION FOR POSTSECONDARY EDUCATION.**

36.18 (a) The office shall make available to all residents beginning in 7th grade through  
36.19 adulthood information about planning and preparing for postsecondary opportunities.  
36.20 Information must be provided to all 7th grade students and their parents annually by  
36.21 September 30 about planning for their postsecondary education. The office may also provide  
36.22 information to high school students and their parents, to adults, and to out-of-school youth.

36.23 (b) The office shall gather and share information with students and parents about the  
36.24 dual credit acceptance policies of each Minnesota public and private college and university.  
36.25 The office shall gather and share information related to the acceptance policies for concurrent  
36.26 enrollment courses, postsecondary enrollment options courses, advanced placement courses,  
36.27 and international baccalaureate courses. This information must be shared on the office's  
36.28 website and included in the information under paragraph (a).

36.29 (c) The information provided under paragraph (a) may include the following:

36.30 (1) the need to start planning early;

37.1 (2) the availability of assistance in educational planning from educational institutions  
37.2 and other organizations;

37.3 (3) suggestions for studying effectively during high school;

37.4 (4) high school courses necessary to be adequately prepared for postsecondary education;

37.5 (5) encouragement to involve parents actively in planning for all phases of education;

37.6 (6) information about postsecondary education and training opportunities existing in the  
37.7 state, their respective missions and expectations for students, their preparation requirements,  
37.8 admission requirements, and student placement;

37.9 (7) ways to evaluate and select postsecondary institutions;

37.10 (8) the process of transferring credits among Minnesota postsecondary institutions and  
37.11 systems;

37.12 (9) the costs of postsecondary education and the availability of financial assistance in  
37.13 meeting these costs, including specific information about the Minnesota Promise;

37.14 (10) the interrelationship of assistance from student financial aid, public assistance, and  
37.15 job training programs; ~~and~~

37.16 (11) financial planning for postsecondary education; and

37.17 (12) postsecondary education options for students with intellectual and developmental  
37.18 disabilities.

37.19 Sec. 19. Minnesota Statutes 2018, section 136F.20, is amended by adding a subdivision  
37.20 to read:

37.21 Subd. 3. **Mental health services and health insurance information.** (a) The board  
37.22 must contract with one or more independent mental health organizations to provide mental  
37.23 health care on campus at up to five state colleges. To be eligible to apply for the program,  
37.24 the state college must employ one or more faculty counselors. These grants are designed to  
37.25 build on the current support provided by faculty counselors and are not a replacement for  
37.26 them. Mental health services must be provided without charge to students who are uninsured,  
37.27 who have high co-payments, or whose health insurance does not cover the service provided.  
37.28 A memorandum of understanding shall be developed between the college and the mental  
37.29 health organization outlining the use of space on campus, how the students will be notified  
37.30 of the service, how they will collaborate with faculty counselors, the provision of services,  
37.31 and other items.

38.1 (b) A mental health organization providing mental health care under paragraph (a) must  
38.2 also provide information and guidance to students seeking health insurance.

38.3 Sec. 20. [136F.245] HUNGER FREE CAMPUS DESIGNATION.

38.4 Subdivision 1. **Establishment.** A Hunger Free Campus designation for Minnesota State  
38.5 community and technical colleges is established. In order to be awarded the designation, a  
38.6 campus must meet the following minimum criteria:

38.7 (1) have an established on-campus food pantry or partnership with a local food bank to  
38.8 provide regular, on-campus food distributions;

38.9 (2) provide information to students on SNAP, MFIP, and other programs that reduce  
38.10 food insecurity;

38.11 (3) hold or participate in one hunger awareness event per academic year;

38.12 (4) have an established emergency assistance grant that is available to students; and

38.13 (5) establish a hunger task force that meets a minimum of three times per academic year.

38.14 The task force must include at least two students currently enrolled at the college.

38.15 Subd. 2. **Designation approval.** The statewide student association representing the  
38.16 community and technical colleges shall create an application process and an award, and  
38.17 provide final approval for the designation at each college.

38.18 Subd. 3. **Expiration.** This section expires July 1, 2023.

38.19 Sec. 21. Minnesota Statutes 2018, section 136F.58, is amended by adding a subdivision  
38.20 to read:

38.21 Subd. 1a. **Definitions.** (a) For purposes of this section, the following terms have the  
38.22 meanings given.

38.23 (b) "Custom textbook" means course materials that are compiled by a publisher at the  
38.24 direction of a faculty member or, if applicable, the other adopting entity in charge of selecting  
38.25 course materials for courses taught at a state college or university. Custom textbooks may  
38.26 include items such as selections from original instructor materials, previously copyrighted  
38.27 publisher materials, copyrighted third-party works, or elements unique to a specific state  
38.28 college or university.

38.29 (c) "Incentive" means anything provided to faculty, to identify, review, adapt, author,  
38.30 or adopt open textbooks.

39.1 (d) "Open textbook" means a textbook that is distributed using an open copyright license  
39.2 that at a minimum allows a student to obtain, retain, reuse, and redistribute the material at  
39.3 no cost.

39.4 (e) "System office" means the Minnesota State Colleges and Universities system office.

39.5 Sec. 22. Minnesota Statutes 2018, section 136F.58, subdivision 3, is amended to read:

39.6 Subd. 3. **Notice to purchase.** (a) An instructor or department shall notify a college or  
39.7 university bookstore of the final order for required and recommended course material at  
39.8 least 45 days prior to the commencement of the term.

39.9 (b) An instructor or department must notify the bookstore, as required in paragraph (a),  
39.10 if a previous edition of the textbook is acceptable as a substitute textbook for the course.

39.11 (c) The bookstore must make reasonable efforts to notify students of the following  
39.12 information concerning the required and recommended course material at least 30 days  
39.13 prior to the commencement of the term for which the course material is required including,  
39.14 but not limited to:

39.15 (1) the title, edition, author, and International Standard Book Number (ISBN) of the  
39.16 course material;

39.17 (2) the retail price charged in the college or university bookstore for the course material,  
39.18 including custom textbooks;

39.19 (3) if applicable, whether a previous edition of the textbook is acceptable as required  
39.20 under this subdivision;

39.21 (4) whether the material is available in an alternative format and the cost for the  
39.22 alternatively formatted material; and

39.23 (5) the most recent copyright date of the printed course material and the copyright date  
39.24 of the most recent prior edition of the course material, if that prior edition is acceptable for  
39.25 class use.

39.26 ~~(d) For purposes of this subdivision, "custom textbooks" means course materials that~~  
39.27 ~~are compiled by a publisher at the direction of a faculty member or, if applicable, the other~~  
39.28 ~~adopting entity in charge of selecting course materials for courses taught at a state college~~  
39.29 ~~or university. Custom textbooks may include items such as selections from original instructor~~  
39.30 ~~materials, previously copyrighted publisher materials, copyrighted third-party works, or~~  
39.31 ~~elements unique to a specific state college or university.~~

40.1 Sec. 23. Minnesota Statutes 2018, section 136F.58, is amended by adding a subdivision  
40.2 to read:

40.3 Subd. 5. **Open textbook development.** (a) The Minnesota State Colleges and Universities  
40.4 must develop a program to expand the use of open textbooks in college and university  
40.5 courses. The system office must provide opportunities for faculty to identify, review, adapt,  
40.6 author, and adopt open textbooks. The system office must develop incentives to academic  
40.7 departments that identify, review, adapt, author, or adopt open textbooks within their  
40.8 academic programs.

40.9 (b) The system office, in coordination with faculty bargaining units, must develop a  
40.10 program that identifies high-enrollment academic programs and provides faculty within the  
40.11 selected disciplines incentives to jointly adapt or author an open textbook.

40.12 (c) The programs and incentives developed under this subdivision must be implemented  
40.13 pursuant to faculty collective bargaining agreements.

40.14 Sec. 24. **REPORT.**

40.15 The Board of Trustees of the Minnesota State Colleges and Universities must submit  
40.16 reports by January 13, 2021, and January 12, 2022, to the chairs and ranking minority  
40.17 members of the legislative committees with jurisdiction over higher education. Each report  
40.18 must include (1) the number of courses transitioned to using an open textbook resulting  
40.19 from the programs in Minnesota Statutes, section 136F.58, subdivision 5, and (2) the total  
40.20 amount of student textbook savings resulting from the transitions.

40.21 Sec. 25. **POSTSECONDARY CHILD CARE EXPENSES.**

40.22 For fiscal year 2021, the commissioner of the Office of Higher Education may adjust  
40.23 the cost of attendance under Minnesota Statutes, section 136A.121, subdivision 6, paragraph  
40.24 (a), to include child care expenses allowable under Minnesota Statutes, section 136A.125,  
40.25 after consultation with institutional representatives and with prior written notice to the chairs  
40.26 and ranking minority members of the legislative committees with jurisdiction over higher  
40.27 education finance.

40.28 Sec. 26. **DIRECT CARE SERVICE CORPS PILOT PROJECT.**

40.29 Subdivision 1. **Establishment.** HealthForce Minnesota at Winona State University must  
40.30 develop a pilot project establishing the Minnesota Direct Care Service Corps. The pilot  
40.31 program must utilize financial incentives to attract postsecondary students to work as personal  
40.32 care assistants. HealthForce Minnesota must establish the financial incentives and minimum



41.1 work requirements to be eligible for incentive payments. The financial incentive must  
41.2 increase with each semester that the student participates in the Minnesota Direct Care Service  
41.3 Corps.

41.4 Subd. 2. **Pilot sites.** (a) Pilot sites must include one postsecondary institution in the  
41.5 seven-county metropolitan area and at least one postsecondary institution outside of the  
41.6 seven-county metropolitan area. If more than one postsecondary institution outside the  
41.7 metropolitan area is selected, one must be located in northern Minnesota and the other must  
41.8 be located in southern Minnesota.

41.9 (b) After satisfactorily completing the work requirements for a semester, the pilot site  
41.10 or its fiscal agent must pay students the financial incentive developed for the pilot project.

41.11 Subd. 3. **Evaluation and report.** (a) HealthForce Minnesota must contract with a third  
41.12 party to evaluate the pilot project's impact on health care costs, retention of personal care  
41.13 assistants, and patient's and provider's satisfaction of care. The evaluation must include the  
41.14 number of participants, the hours of care provided by participants, and the retention of  
41.15 participants from semester to semester.

41.16 (b) By January 4, 2022, HealthForce Minnesota must report the findings under paragraph  
41.17 (a) to the chairs and ranking members of the legislative committees with jurisdiction over  
41.18 human services policy and finance.

### ARTICLE 3

#### OFFICE OF HIGHER EDUCATION AGENCY POLICY

41.19 Section 1. Minnesota Statutes 2018, section 13.322, subdivision 3, is amended to read:

41.20 Subd. 3. **Minnesota Office of Higher Education.** (a) **General.** Data sharing involving  
41.21 the Minnesota Office of Higher Education and other institutions is governed by section  
41.22 136A.05.  
41.23

41.24 (b) **Student financial aid.** Data collected and used by the Minnesota Office of Higher  
41.25 Education on applicants for financial assistance are classified under section 136A.162.  
41.26

41.27 (c) **Minnesota college savings plan data.** Account owner data, account data, and data  
41.28 on beneficiaries of accounts under the Minnesota college savings plan are classified under  
41.29 section 136G.05, subdivision 10.

41.30 (d) **School financial records.** Financial records submitted by schools registering with  
41.31 the Minnesota Office of Higher Education are classified under section 136A.64.

42.1 (e) **Enrollment and financial aid data.** Data collected from eligible institutions on  
42.2 student enrollment and federal and state financial aid are governed by sections 136A.121,  
42.3 subdivision 18, and 136A.1701, subdivision 11.

42.4 (f) **Student complaint data.** Data collected from student complaints are governed by  
42.5 sections 136A.672, subdivision 6, and 136A.8295, subdivision 6.

42.6 Sec. 2. **[136A.071] CONCURRENT ENROLLMENT DEVELOPMENT GRANTS.**

42.7 Subdivision 1. Grant uses. (a) The commissioner must award grants on a competitive  
42.8 basis to expand concurrent enrollment opportunities by supporting Minnesota postsecondary  
42.9 institutions in:

42.10 (1) developing new concurrent enrollment programs with a focus on career and technical  
42.11 education courses developed under section 124D.09, subdivision 10, that satisfy the elective  
42.12 standard for career and technical education;

42.13 (2) expanding existing concurrent enrollment programs by creating new sections within  
42.14 the same high school or offering the existing course in new high schools; and

42.15 (3) training and providing professional development to high school teachers by creating  
42.16 online graduate tracks specifically for high school teachers to receive the necessary  
42.17 credentials to teach concurrent enrollment courses in various content areas as dictated by  
42.18 the Higher Learning Commission.

42.19 (b) Postsecondary institutions applying for grants under paragraph (a), clause (3), must  
42.20 provide a 50 percent match of the total grant award.

42.21 Subd. 2. Application process. (a) The commissioner must develop a grant application  
42.22 process. The commissioner must attempt to support projects in a manner that ensures that  
42.23 eligible students throughout the state have access to concurrent enrollment programs funded  
42.24 by this grant program.

42.25 (b) Applicants must demonstrate a commitment to equitable access to concurrent  
42.26 enrollment coursework for all eligible high school students.

42.27 (c) Grant recipients must specify both program and student outcome goals, and must  
42.28 include student feedback on the development of new programs or the expansion of existing  
42.29 programs.

42.30 Subd. 3. Report. By December 1 of each year, the office must submit a report to the  
42.31 chairs and ranking minority members of the legislative committees with jurisdiction over  
42.32 higher education regarding:

43.1 (1) the courses developed by grant recipients and the number of students who enrolled  
43.2 in the courses under subdivision 1, paragraph (a), clause (1);

43.3 (2) the programs expanded and the number of students who enrolled in programs under  
43.4 subdivision 1, paragraph (a), clause (2); and

43.5 (3) the graduate programs developed by postsecondary institutions and the number of  
43.6 high school teachers enrolled in the courses under subdivision 1, paragraph (a), clause (3).

43.7 Sec. 3. Minnesota Statutes 2018, section 136A.1215, subdivision 4, is amended to read:

43.8 Subd. 4. **Maximum grant amounts.** (a) The amount of a grant under this section equals  
43.9 the tuition and fees at the student's postsecondary institution, minus:

43.10 (1) any Pell or state grants the student receives; and

43.11 (2) any institutional aid the student receives.

43.12 (b) If appropriations are insufficient to provide the full amount calculated under paragraph  
43.13 (a) to all eligible applicants, the commissioner must reduce the ~~grants of all~~ maximum grant  
43.14 amount available to recipients proportionally.

43.15 Sec. 4. Minnesota Statutes 2018, section 136A.15, subdivision 8, is amended to read:

43.16 Subd. 8. **Eligible student.** "Eligible student" means a student who is officially registered  
43.17 or accepted for enrollment at an eligible institution in Minnesota or a Minnesota resident  
43.18 who is officially registered as a student or accepted for enrollment at an eligible institution  
43.19 in another state or province. Non-Minnesota residents are eligible students if they are enrolled  
43.20 or accepted for enrollment in a minimum of one course of at least 30 days in length during  
43.21 the academic year that requires physical attendance at an eligible institution located in  
43.22 Minnesota. Non-Minnesota resident students enrolled exclusively during the academic year  
43.23 in correspondence courses or courses offered over the Internet are not eligible students.  
43.24 Non-Minnesota resident students not physically attending classes in Minnesota due to  
43.25 enrollment in a study abroad program for 12 months or less are eligible students.  
43.26 Non-Minnesota residents enrolled in study abroad programs exceeding 12 months are not  
43.27 eligible students. An eligible student, for section 136A.1701, means a student who gives  
43.28 informed consent authorizing the disclosure of data specified in section 136A.162, paragraph  
43.29 (c), to a consumer credit reporting agency.

44.1 Sec. 5. Minnesota Statutes 2018, section 136A.16, subdivision 1, is amended to read:

44.2 Subdivision 1. **Designation.** Notwithstanding chapter 16C, the office is designated as  
44.3 the administrative agency for carrying out the purposes and terms of sections 136A.15 to  
44.4 ~~136A.1702~~ 136A.1704. The office may establish one or more loan programs.

44.5 Sec. 6. Minnesota Statutes 2018, section 136A.16, subdivision 2, is amended to read:

44.6 Subd. 2. **Rules, policies, and conditions.** The office shall adopt policies and may  
44.7 prescribe appropriate rules and conditions to carry out the purposes of sections 136A.15 to  
44.8 ~~136A.1702~~ 136A.1704. ~~The policies and rules except as they relate to loans under section~~  
44.9 ~~136A.1701 must be compatible with the provisions of the National Vocational Student Loan~~  
44.10 ~~Insurance Act of 1965 and the provisions of title IV of the Higher Education Act of 1965,~~  
44.11 ~~and any amendments thereof.~~

44.12 Sec. 7. Minnesota Statutes 2018, section 136A.16, subdivision 5, is amended to read:

44.13 Subd. 5. **Agencies.** The office may contract with loan servicers, collection agencies,  
44.14 credit bureaus, or any other person, to carry out the purposes of sections 136A.15 to  
44.15 ~~136A.1702~~ 136A.1704.

44.16 Sec. 8. Minnesota Statutes 2018, section 136A.16, subdivision 8, is amended to read:

44.17 Subd. 8. **Investment.** Money made available to the office that is not immediately needed  
44.18 for the purposes of sections 136A.15 to ~~136A.1702~~ 136A.1704 may be invested by the  
44.19 office. The money must be invested in bonds, certificates of indebtedness, and other fixed  
44.20 income securities, except preferred stocks, which are legal investments for the permanent  
44.21 school fund. The money may also be invested in prime quality commercial paper that is  
44.22 eligible for investment in the state employees retirement fund. All interest and profits from  
44.23 such investments inure to the benefit of the office or may be pledged for security of bonds  
44.24 issued by the office or its predecessors.

44.25 Sec. 9. Minnesota Statutes 2018, section 136A.16, subdivision 9, is amended to read:

44.26 Subd. 9. **Staff.** The office may employ the professional and clerical staff the commissioner  
44.27 deems necessary for the proper administration of the loan programs established and defined  
44.28 by sections 136A.15 to ~~136A.1702~~ 136A.1704.

45.1 Sec. 10. Minnesota Statutes 2018, section 136A.162, is amended to read:

45.2 **136A.162 CLASSIFICATION OF DATA.**

45.3 (a) Except as provided in paragraphs (b) and (c), data on applicants for financial assistance  
45.4 collected and used by the office for student financial aid programs administered by that  
45.5 office are private data on individuals as defined in section 13.02, subdivision 12.

45.6 (b) Data on applicants may be disclosed to the commissioner of human services to the  
45.7 extent necessary to determine eligibility under section 136A.121, subdivision 2, clause (5).

45.8 (c) The following data collected in the Minnesota supplemental loan program under  
45.9 ~~section~~ sections 136A.1701 and 136A.1704 may be disclosed to a consumer credit reporting  
45.10 agency only if the borrower and the cosigner give informed consent, according to section  
45.11 13.05, subdivision 4, at the time of application for a loan:

45.12 (1) the lender-assigned borrower identification number;

45.13 (2) the name and address of borrower;

45.14 (3) the name and address of cosigner;

45.15 (4) the date the account is opened;

45.16 (5) the outstanding account balance;

45.17 (6) the dollar amount past due;

45.18 (7) the number of payments past due;

45.19 (8) the number of late payments in previous 12 months;

45.20 (9) the type of account;

45.21 (10) the responsibility for the account; and

45.22 (11) the status or remarks code.

45.23 Sec. 11. Minnesota Statutes 2018, section 136A.1701, subdivision 7, is amended to read:

45.24 Subd. 7. **Repayment of loans.** ~~(a)~~ The office shall establish repayment procedures for  
45.25 loans made under this section, ~~but in no event shall the period of permitted repayment for~~  
45.26 ~~SELF II or SELF III loans exceed ten years from the eligible student's termination of the~~  
45.27 ~~student's postsecondary academic or vocational program, or 15 years from the date of the~~  
45.28 ~~student's first loan under this section, whichever is less.~~ in accordance with the policies,  
45.29 rules, and conditions authorized under section 136A.16, subdivision 2. The office will take

46.1 into consideration the loan limits and current financial market conditions when establishing  
46.2 repayment terms.

46.3 ~~(b) For SELF IV loans, eligible students with aggregate principal loan balances from~~  
46.4 ~~all SELF phases that are less than \$18,750 shall have a repayment period not exceeding ten~~  
46.5 ~~years from the eligible student's graduation or termination date. For SELF IV loans, eligible~~  
46.6 ~~students with aggregate principal loan balances from all SELF phases of \$18,750 or greater~~  
46.7 ~~shall have a repayment period not exceeding 15 years from the eligible student's graduation~~  
46.8 ~~or termination date. For SELF IV loans, the loans shall enter repayment no later than seven~~  
46.9 ~~years after the first disbursement date on the loan.~~

46.10 ~~(e) For SELF loans from phases after SELF IV, eligible students with aggregate principal~~  
46.11 ~~loan balances from all SELF phases that are:~~

46.12 ~~(1) less than \$20,000, must have a repayment period not exceeding ten years from the~~  
46.13 ~~eligible student's graduation or termination date;~~

46.14 ~~(2) \$20,000 up to \$40,000, must have a repayment period not exceeding 15 years from~~  
46.15 ~~the eligible student's graduation or termination date; and~~

46.16 ~~(3) \$40,000 or greater, must have a repayment period not exceeding 20 years from the~~  
46.17 ~~eligible student's graduation or termination date. For SELF loans from phases after SELF~~  
46.18 ~~IV, the loans must enter repayment no later than nine years after the first disbursement date~~  
46.19 ~~of the loan.~~

46.20 Sec. 12. Minnesota Statutes 2018, section 136A.1789, subdivision 1, is amended to read:

46.21 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision  
46.22 have the meanings given them.

46.23 (b) "Qualified aircraft technician" means an individual who (1) has earned an associate's  
46.24 or bachelor's degree preparing individuals to obtain an aviation mechanic's certificate from  
46.25 the Federal Aviation Administration from a postsecondary institution located in Minnesota,  
46.26 and (2) has obtained an aviation mechanic's certificate from the Federal Aviation  
46.27 Administration.

46.28 (c) "Qualified education loan" means a government, commercial, or foundation loan  
46.29 used by an individual for actual costs paid for tuition to a postsecondary institution located  
46.30 in Minnesota for a professional flight training degree and reasonable educational and living  
46.31 expenses related to the postsecondary education of the qualified aircraft technician or  
46.32 qualified pilot.

47.1 (d) "Qualified pilot" means an individual who (1) has earned an associate's or bachelor's  
47.2 degree ~~in professional flight training~~ preparing individuals to obtain an airline transport  
47.3 pilot certificate from a postsecondary institution located in Minnesota, and (2) is in the  
47.4 process of obtaining or has obtained an airline transport pilot certificate.

47.5 Sec. 13. Minnesota Statutes 2018, section 136A.1789, subdivision 3, is amended to read:

47.6 Subd. 3. **Eligibility.** (a) To be eligible to participate in the loan forgiveness program  
47.7 under this section, an individual must:

47.8 (1) be a qualified pilot or qualified aircraft technician;

47.9 (2) have qualified education loans;

47.10 (3) reside in Minnesota; and

47.11 (4) submit an application to the commissioner in the form and manner prescribed by the  
47.12 commissioner.

47.13 (b) An applicant selected to participate must sign a contract to agree to serve a ~~minimum~~  
47.14 ~~one-year~~ five-year full-time service obligation according to subdivision 4. To complete the  
47.15 service obligation, the applicant must work full time in Minnesota as a qualified pilot or  
47.16 qualified aircraft technician. A participant must complete one year of service under this  
47.17 paragraph for each year the participant receives an award under this section.

47.18 Sec. 14. Minnesota Statutes 2018, section 136A.1789, subdivision 5, is amended to read:

47.19 Subd. 5. **Loan forgiveness.** (a) The commissioner may select eligible applicants each  
47.20 year for participation in the aviation degree loan forgiveness program, within the limits of  
47.21 available funding. Applicants are responsible for securing their own qualified education  
47.22 loans.

47.23 (b) For each year that the participant meets the eligibility requirements under subdivision  
47.24 3, the commissioner must make annual disbursements directly to:

47.25 (1) a selected qualified pilot of \$5,000 or the balance of the participant's qualified  
47.26 education loans, whichever is less; and

47.27 (2) a selected qualified aircraft technician of \$3,000 or the balance of the participant's  
47.28 qualified education loans, whichever is less.

47.29 (c) An individual may receive disbursements under this section for a maximum of five  
47.30 years.

48.1 (d) The participant must provide the commissioner with verification that the full amount  
48.2 of the loan repayment disbursement received by the participant has been applied toward the  
48.3 designated qualified education loan. After each disbursement, verification must be received  
48.4 by the commissioner and approved before the next repayment disbursement is made.

48.5 (e) If the participant receives a disbursement in the participant's fifth year of eligibility,  
48.6 the participant must provide the commissioner with verification that the full amount of the  
48.7 participant's final loan repayment disbursement was applied toward the designated qualified  
48.8 education loan. If a participant does not provide the verification as required under this  
48.9 paragraph within ~~six~~ 12 months of receipt of the final disbursement, the commissioner must  
48.10 collect from the participant the total amount of the final disbursement paid to the participant  
48.11 under the loan forgiveness program plus interest at a rate established according to section  
48.12 270C.40. The commissioner must deposit the money collected in the aviation degree loan  
48.13 forgiveness program account.

48.14 Sec. 15. Minnesota Statutes 2018, section 136A.64, subdivision 1, is amended to read:

48.15 Subdivision 1. **Schools to provide information.** As a basis for registration, schools  
48.16 shall provide the office with such information as the office needs to determine the nature  
48.17 and activities of the school, including but not limited to the following which shall be  
48.18 accompanied by an affidavit attesting to its accuracy and truthfulness:

48.19 (1) articles of incorporation, constitution, bylaws, or other operating documents;

48.20 (2) a duly adopted statement of the school's mission and goals;

48.21 (3) evidence of current school or program licenses granted by departments or agencies  
48.22 of any state;

48.23 (4) a fiscal balance sheet on an accrual basis, or a certified audit of the immediate past  
48.24 fiscal year including any management letters provided by the independent auditor or, if the  
48.25 school is a public institution outside Minnesota, an income statement for the immediate past  
48.26 fiscal year;

48.27 (5) all current promotional and recruitment materials and advertisements; and

48.28 (6) the current school catalog and, if not contained in the catalog:

48.29 (i) the members of the board of trustees or directors, if any;

48.30 (ii) the current institutional officers;

48.31 (iii) current full-time and part-time faculty with degrees held or applicable experience;



- 49.1 (iv) a description of all school facilities;
- 49.2 (v) a description of all current course offerings;
- 49.3 (vi) all requirements for satisfactory completion of courses, programs, and degrees;
- 49.4 (vii) the school's policy about freedom or limitation of expression and inquiry;
- 49.5 (viii) a current schedule of fees, charges for tuition, required supplies, student activities,
- 49.6 housing, and all other standard charges;
- 49.7 (ix) the school's policy about refunds and adjustments;
- 49.8 (x) the school's policy about granting credit for prior education, training, and experience;
- 49.9 ~~and~~
- 49.10 (xi) the school's policies about student admission, evaluation, suspension, and dismissal;
- 49.11 and
- 49.12 (xii) the school's disclosure to students on the student complaint process under section
- 49.13 136A.672.

49.14 Sec. 16. Minnesota Statutes 2018, section 136A.64, subdivision 5, is amended to read:

49.15 Subd. 5. **Public information.** All information submitted to the office is public information

49.16 except financial records, student complaint data, and accreditation records and information

49.17 reports. Except for accreditation reports, the office may disclose financial any records or

49.18 information submitted to the office:

49.19 (1) to law enforcement officials; or

49.20 (2) in connection with a legal or administrative proceeding to:

49.21 (i) to defend its decision to approve or disapprove granting of degrees or the use of a

49.22 name or;

49.23 (ii) defend its ~~decisions~~ decision to revoke the institution's approval at a hearing under

49.24 chapter 14 or other legal proceedings; or

49.25 (iii) enforce a requirement of law.

49.26 Sec. 17. Minnesota Statutes 2018, section 136A.64, is amended by adding a subdivision

49.27 to read:

49.28 Subd. 8. **Disclosure.** Schools must disclose on their website, student handbook, and

49.29 student catalog the student complaint process under this section to students.

50.1 Sec. 18. Minnesota Statutes 2018, section 136A.645, is amended to read:

50.2 **136A.645 SCHOOL CLOSURE.**

50.3 (a) When a school ~~decides~~ intends to cease postsecondary education operations, ~~it must~~  
50.4 ~~cooperate with the office in assisting students to find alternative means to complete their~~  
50.5 ~~studies with a minimum of disruption, and inform the office of the following~~ announces its  
50.6 closure, or is informed by the office that the office anticipates the school's closure due to  
50.7 its registration status or ability to meet criteria for approval under section 136A.65, the  
50.8 school must provide the office:

50.9 ~~(1) the planned date for termination of postsecondary education operations;~~

50.10 ~~(2) the planned date for the transfer of the student records;~~

50.11 ~~(3) confirmation of the name and address of the organization to receive and hold the~~  
50.12 ~~student records; and~~

50.13 ~~(4) the official at the organization receiving the student records who is designated to~~  
50.14 ~~provide official copies of records or transcripts upon request.~~

50.15 (1) a notice of closure, including the name of the school, the name of the school owner,  
50.16 an active mailing address and telephone number that the school owner may be reached at  
50.17 after the school physically closes, the name of the school director, and the planned date for  
50.18 termination of postsecondary operations;

50.19 (2) a report of all students currently enrolled and all students enrolled within the prior  
50.20 120 days, including the following information for each student: name, address, school e-mail  
50.21 address, alternate e-mail address, program of study, number of credits completed, number  
50.22 of credits remaining, and enrollment status at closure;

50.23 (3) a report of refunds due to any student and the amount due;

50.24 (4) a written statement from the school's owner or designee affirming that all recruitment  
50.25 efforts, school marketing, advertisement, solicitation, and enrollment of new students has  
50.26 ceased;

50.27 (5) a copy of any communication between the school's accreditors about the school  
50.28 closure;

50.29 (6) confirmation that the requirements for student records under section 136A.68 have  
50.30 been satisfied, including:

50.31 (i) the planned date for the transfer of the student records;

51.1 (ii) confirmation of the name and address of the organization to receive and hold the  
51.2 student records; and

51.3 (iii) the official at the organization receiving the student records who is designated to  
51.4 provide official copies of records or transcripts upon request;

51.5 (7) academic information, including the school's most recent catalog, all course syllabi,  
51.6 and faculty credential information; and

51.7 (8) copies of any teach-out, transfer, or train-out agreement between the school and a  
51.8 new school for students to be able to complete their studies. A teach-out fulfills the original  
51.9 contract or agreement between the closing school and the student. If a teach-out is arranged  
51.10 for another approved school to do the remaining occupational training, that other school  
51.11 must (i) provide comparable education and training and (ii) agree that students transferring  
51.12 from the closing school pay only what the cost of tuition and fees remain unpaid according  
51.13 to the terms and conditions in the enrollment agreement entered into between the student  
51.14 and the closing school.

51.15 ~~(b) Upon notice from a school of its intention to cease operations, the office shall notify~~  
51.16 ~~the school of the date on which it must cease the enrollment of students and all postsecondary~~  
51.17 ~~educational operations.~~

51.18 (b) Without limitation as to other circumstance, a school shall be deemed to have ceased  
51.19 operations when the school:

51.20 (1) has an unscheduled nonemergency closure or cancellation of classes for more than  
51.21 24 hours without prior notice to the office;

51.22 (2) announces it is closed or closing; or

51.23 (3) files for bankruptcy.

51.24 (c) When a school is deemed to have ceased operations, the office shall provide the  
51.25 school a reasonable time to correct transcripts and grant credentials. After that time, the  
51.26 office must revoke the school's registration. This revocation is not appealable under section  
51.27 136A.65, subdivision 8.

51.28 Sec. 19. Minnesota Statutes 2018, section 136A.646, is amended to read:

51.29 **136A.646 ADDITIONAL SECURITY.**

51.30 (a) New schools that have been granted conditional approval for degrees or names to  
51.31 allow them the opportunity to apply for and receive accreditation under section 136A.65,  
51.32 subdivision 7, ~~or~~ shall provide a surety bond in a sum equal to ten percent of the net revenue

52.1 from tuition and fees in the registered institution's prior fiscal year, but in no case shall the  
52.2 bond be less than \$10,000.

52.3 (b) Any registered institution that is notified by the United States Department of Education  
52.4 that it has fallen below minimum financial standards and that its continued participation in  
52.5 Title IV will be conditioned upon its satisfying either the Zone Alternative, Code of Federal  
52.6 Regulations, title 34, section 668.175, paragraph (f), or a Letter of Credit Alternative, Code  
52.7 of Federal Regulations, title 34, section 668.175, paragraph (c), shall provide a surety bond  
52.8 in a sum equal to the "letter of credit" required by the United States Department of Education  
52.9 in the Letter of Credit Alternative, but in no event shall such bond be less than \$10,000 nor  
52.10 more than \$250,000. If the letter of credit required by the United States Department of  
52.11 Education is higher than ten percent of the Title IV, Higher Education Act program funds  
52.12 received by the institution during its most recently completed fiscal year, the office shall  
52.13 reduce the office's surety requirement to represent ten percent of the Title IV, Higher  
52.14 Education Act program funds received by the institution during its most recently completed  
52.15 fiscal year, subject to the minimum and maximum in this paragraph.

52.16 ~~(b)~~ (c) In lieu of a bond, the applicant may deposit with the commissioner of management  
52.17 and budget:

52.18 (1) a sum equal to the amount of the required surety bond in cash;

52.19 (2) securities, as may be legally purchased by savings banks or for trust funds, in an  
52.20 aggregate market value equal to the amount of the required surety bond; or

52.21 (3) an irrevocable letter of credit issued by a financial institution to the amount of the  
52.22 required surety bond.

52.23 ~~(e)~~ (d) The surety of any bond may cancel it upon giving 60 days' notice in writing to  
52.24 the office and shall be relieved of liability for any breach of condition occurring after the  
52.25 effective date of cancellation.

52.26 ~~(d)~~ (e) In the event of a school closure, the additional security must first be used to  
52.27 destroy any private educational data under section 13.32 left at a physical campus in  
52.28 Minnesota after all other governmental agencies have recovered or retrieved records under  
52.29 their record retention policies. Any remaining funds must then be used to reimburse tuition  
52.30 and fee costs to students that were enrolled at the time of the closure or had withdrawn in  
52.31 the previous 120 calendar days but did not graduate. Priority for refunds will be given to  
52.32 students in the following order:

52.33 (1) cash payments made by the student or on behalf of a student;

53.1 (2) private student loans; and

53.2 (3) Veteran Administration education benefits that are not restored by the Veteran  
53.3 Administration. If there are additional security funds remaining, the additional security  
53.4 funds may be used to cover any administrative costs incurred by the office related to the  
53.5 closure of the school.

53.6 Sec. 20. Minnesota Statutes 2018, section 136A.672, is amended by adding a subdivision  
53.7 to read:

53.8 Subd. 6. **Private information.** Student complaint data are private data on individuals,  
53.9 as defined in section 13.02, subdivision 12. The office may disclose student complaint data  
53.10 as provided in section 136A.64, subdivision 5.

53.11 Sec. 21. Minnesota Statutes 2018, section 136A.821, is amended by adding a subdivision  
53.12 to read:

53.13 Subd. 18. **Clock hour.** "Clock hour" means a period of time consisting of a 50- to  
53.14 60-minute class, lecture, or recitation in a 60-minute period; a 50- to 60-minute  
53.15 faculty-supervised laboratory, shop training, or internship in a 60-minute period; or 60  
53.16 minutes of preparation in a correspondence course. If a school seeks to determine the number  
53.17 of clock hours in an educational program by aggregating the number of minutes in that  
53.18 program, it must divide those minutes by 60.

53.19 Sec. 22. Minnesota Statutes 2018, section 136A.821, is amended by adding a subdivision  
53.20 to read:

53.21 Subd. 19. **Student record.** "Student record" means a transcript or record of student  
53.22 attendance in a program that includes, at a minimum, the student's name; the student's  
53.23 address; the school's name; the school's address; the title of the course or program; the total  
53.24 number of hours or courses completed; the dates of enrollment and attendance; the grade  
53.25 record of each course; any credential awarded; and cumulative grade for the program.

53.26 Sec. 23. Minnesota Statutes 2018, section 136A.822, subdivision 6, is amended to read:

53.27 Subd. 6. **Bond.** (a) No license shall be issued to any private career school which  
53.28 maintains, conducts, solicits for, or advertises within the state of Minnesota any program,  
53.29 unless the applicant files with the office a continuous corporate surety bond written by a  
53.30 company authorized to do business in Minnesota conditioned upon the faithful performance  
53.31 of all contracts and agreements with students made by the applicant.

54.1 (b)(1) The amount of the surety bond shall be ten percent of the preceding year's net  
54.2 ~~income~~ revenue from student tuition, fees, and other required institutional charges collected,  
54.3 but in no event less than \$10,000, except that a private career school may deposit a greater  
54.4 amount at its own discretion. A private career school in each annual application for licensure  
54.5 must compute the amount of the surety bond and verify that the amount of the surety bond  
54.6 complies with this subdivision. A private career school that operates at two or more locations  
54.7 may combine net ~~income~~ revenue from student tuition, fees, and other required institutional  
54.8 charges collected for all locations for the purpose of determining the annual surety bond  
54.9 requirement. The net revenue from tuition and fees used to determine the amount of the  
54.10 surety bond required for a private career school having a license for the sole purpose of  
54.11 recruiting students in Minnesota shall be only that paid to the private career school by the  
54.12 students recruited from Minnesota.

54.13 (2) A person required to obtain a private career school license due to the use of  
54.14 "academy," "institute," "college," or "university" in its name and which is also licensed by  
54.15 another state agency or board, except not including those schools licensed exclusively in  
54.16 order to participate in state grants or SELF loan financial aid programs, shall be required  
54.17 to provide a school bond of \$10,000.

54.18 (c) The bond shall run to the state of Minnesota and to any person who may have a cause  
54.19 of action against the applicant arising at any time after the bond is filed and before it is  
54.20 canceled for breach of any contract or agreement made by the applicant with any student.  
54.21 The aggregate liability of the surety for all breaches of the conditions of the bond shall not  
54.22 exceed the principal sum deposited by the private career school under paragraph (b). The  
54.23 surety of any bond may cancel it upon giving 60 days' notice in writing to the office and  
54.24 shall be relieved of liability for any breach of condition occurring after the effective date  
54.25 of cancellation.

54.26 (d) In lieu of bond, the applicant may deposit with the commissioner of management  
54.27 and budget a sum equal to the amount of the required surety bond in cash, an irrevocable  
54.28 letter of credit issued by a financial institution equal to the amount of the required surety  
54.29 bond, or securities as may be legally purchased by savings banks or for trust funds in an  
54.30 aggregate market value equal to the amount of the required surety bond.

54.31 (e) Failure of a private career school to post and maintain the required surety bond or  
54.32 deposit under paragraph (d) may result in denial, suspension, or revocation of the school's  
54.33 license.

- 55.1 Sec. 24. Minnesota Statutes 2018, section 136A.822, subdivision 10, is amended to read:
- 55.2 Subd. 10. **Catalog, brochure, or electronic display.** Before a license is issued to a  
55.3 private career school, the private career school shall furnish to the office a catalog, brochure,  
55.4 or electronic display including:
- 55.5 (1) identifying data, such as volume number and date of publication;
- 55.6 (2) name and address of the private career school and its governing body and officials;
- 55.7 (3) a calendar of the private career school showing legal holidays, beginning and ending  
55.8 dates of each course quarter, term, or semester, and other important dates;
- 55.9 (4) the private career school policy and regulations on enrollment including dates and  
55.10 specific entrance requirements for each program;
- 55.11 (5) the private career school policy and regulations about leave, absences, class cuts,  
55.12 make-up work, tardiness, and interruptions for unsatisfactory attendance;
- 55.13 (6) the private career school policy and regulations about standards of progress for the  
55.14 student including the grading system of the private career school, the minimum grades  
55.15 considered satisfactory, conditions for interruption for unsatisfactory grades or progress, a  
55.16 description of any probationary period allowed by the private career school, and conditions  
55.17 of reentrance for those dismissed for unsatisfactory progress;
- 55.18 (7) the private career school policy and regulations about student conduct and conditions  
55.19 for dismissal for unsatisfactory conduct;
- 55.20 (8) a detailed schedule of fees, charges for tuition, books, supplies, tools, student  
55.21 activities, laboratory fees, service charges, rentals, deposits, and all other charges;
- 55.22 (9) the private career school policy and regulations, including an explanation of section  
55.23 136A.827, about refunding tuition, fees, and other charges if the student does not enter the  
55.24 program, withdraws from the program, or the program is discontinued;
- 55.25 (10) a description of the available facilities and equipment;
- 55.26 (11) a course outline syllabus for each course offered showing course objectives, subjects  
55.27 or units in the course, type of work or skill to be learned, and approximate time, hours, or  
55.28 credits to be spent on each subject or unit;
- 55.29 (12) the private career school policy and regulations about granting credit for previous  
55.30 education and preparation;

56.1 (13) a notice to students relating to the transferability of any credits earned at the private  
56.2 career school to other institutions;

56.3 (14) a procedure for investigating and resolving student complaints; ~~and~~

56.4 (15) the name and address of the office; and

56.5 (16) the student complaint process and rights under section 136A.8295.

56.6 A private career school that is exclusively a distance education school is exempt from  
56.7 clauses (3) and (5).

56.8 Sec. 25. Minnesota Statutes 2018, section 136A.822, subdivision 12, is amended to read:

56.9 Subd. 12. **Permanent student records.** A private career school licensed under sections  
56.10 136A.82 to 136A.834 and located in Minnesota shall maintain a permanent student record  
56.11 for each student for 50 years from the last date of the student's attendance. A private career  
56.12 school licensed under this chapter and offering distance instruction to a student located in  
56.13 Minnesota shall maintain a permanent record for each Minnesota student for 50 years from  
56.14 the last date of the student's attendance. Records include school transcripts, documents, and  
56.15 files containing student data about academic credits earned, courses completed, grades  
56.16 awarded, degrees awarded, and periods of attendance. To preserve permanent student records,  
56.17 a private career school shall submit a plan that meets the following requirements:

56.18 (1) at least one copy of the records must be held in a secure, fireproof depository;

56.19 (2) an appropriate official must be designated to provide a student with copies of records  
56.20 or a transcript upon request;

56.21 (3) an alternative method, approved by the office, of complying with clauses (1) and (2)  
56.22 must be established if the private career school ceases to exist; and

56.23 (4) a continuous surety bond or irrevocable letter of credit issued by a financial institution  
56.24 must be filed with the office in an amount not to exceed \$20,000 if the private career school  
56.25 has no binding agreement approved by the office, for preserving student records. The bond  
56.26 or irrevocable letter of credit shall run to the state of Minnesota. In the event of a school  
56.27 closure, the surety bond or irrevocable letter of credit must be used by the office to retrieve,  
56.28 recover, maintain, digitize, and destroy academic records.

56.29 Sec. 26. [136A.8225] SCHOOL CLOSURE.

56.30 When a school intends to cease postsecondary education operations, announces its  
56.31 closure, or is informed by the office that the office anticipates the school's closure due to



- 57.1 its licensure status or ability to meet criteria for approval under section 136A.822, subdivision  
57.2 8, the school must provide the office:
- 57.3 (1) a notice of closure, including the name of the school, the name of the school owner,  
57.4 an active mailing address and telephone number that the school owner may be reached at  
57.5 after the school physically closes, the name of the school director, and the planned date for  
57.6 termination of postsecondary operations;
- 57.7 (2) a report of all students currently enrolled and all students enrolled within the prior  
57.8 120 days, including the following information for each student: name, address, school e-mail  
57.9 address, alternate e-mail address, program of study, number of credits completed, number  
57.10 of credits remaining, and enrollment status at closure;
- 57.11 (3) a report of refunds due to any student and the amount due;
- 57.12 (4) a written statement from the school's owner or designee affirming that all recruitment  
57.13 efforts, school marketing, advertisement, solicitation, and enrollment of new students has  
57.14 ceased;
- 57.15 (5) a copy of any communication between the school's accreditors about the school  
57.16 closure;
- 57.17 (6) confirmation that the requirements for student records under section 136A.822,  
57.18 subdivision 12, have been satisfied, including:
- 57.19 (i) the planned date for the transfer of the student records;
- 57.20 (ii) confirmation of the name and address of the organization to receive and hold the  
57.21 student records; and
- 57.22 (iii) the official at the organization receiving the student records who is designated to  
57.23 provide official copies of records or transcripts upon request;
- 57.24 (7) academic information, including the school's most recent catalog, all course syllabi,  
57.25 and faculty credential information; and
- 57.26 (8) copies of any teach-out, transfer, or train-out agreement between the school and a  
57.27 new school for students to be able to complete their studies. A teach-out fulfills the original  
57.28 contract or agreement between the closing school and the student. If a teach-out is arranged  
57.29 for another approved school to do the remaining occupational training, that other school  
57.30 must (i) provide comparable education and training and (ii) agree that students transferring  
57.31 from the closing school pay only what the cost of tuition and fees remain unpaid according

58.1 to the terms and conditions in the enrollment agreement entered into between the student  
58.2 and the closing school.

58.3 (b) Without limitation as to other circumstance, a school shall be deemed to have ceased  
58.4 operations when the school:

58.5 (1) has an unscheduled nonemergency closure or cancellation of classes for more than  
58.6 24 hours without prior notice to the office;

58.7 (2) announces it is closed or closing; or

58.8 (3) files for bankruptcy.

58.9 (c) When a school is deemed to have ceased operations, the office shall provide the  
58.10 school a reasonable time to correct transcripts and grant credentials. After that time, the  
58.11 office must revoke the school's registration. This revocation is not appealable under section  
58.12 136A.829, subdivision 2.

58.13 Sec. 27. Minnesota Statutes 2018, section 136A.8295, is amended by adding a subdivision  
58.14 to read:

58.15 Subd. 6. **Disclosure.** Schools must disclose on their website, student handbook, and  
58.16 student catalog the student complaint process under this section to students.

58.17 Sec. 28. Minnesota Statutes 2018, section 136A.8295, is amended by adding a subdivision  
58.18 to read:

58.19 Subd. 7. **Private information.** Student complaint data are private data on individuals,  
58.20 as defined in section 13.02, subdivision 12. The office may disclose student complaint data  
58.21 to law enforcement officials or in connection with a legal or administrative proceeding  
58.22 commenced to enforce a requirement of law.

58.23 Sec. 29. Laws 2017, chapter 89, article 1, section 2, subdivision 29, is amended to read:

58.24 Subd. 29. **Emergency Assistance for** 175,000 175,000  
58.25 **Postsecondary Students**

58.26 (a) This appropriation is for the Office of  
58.27 Higher Education to allocate grant funds on a  
58.28 matching basis to ~~schools~~ eligible institutions  
58.29 as defined under Minnesota Statutes, section  
58.30 136A.103, located in Minnesota with a  
58.31 demonstrable homeless student population.

59.1 (b) This appropriation shall be used to meet  
59.2 immediate student needs that could result in  
59.3 a student not completing the term or their  
59.4 program including, but not limited to,  
59.5 emergency housing, food, and transportation.

59.6 ~~Emergency assistance does not impact the~~  
59.7 ~~amount of state financial aid received.~~

59.8 (c) The commissioner shall determine the  
59.9 application process and the grant amounts.  
59.10 Any balance in the first year does not cancel  
59.11 but shall be available in the second year. The  
59.12 Office of Higher Education shall partner with  
59.13 interested postsecondary institutions, other  
59.14 state agencies, and student groups to establish  
59.15 the programs.

59.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.

59.17 Sec. 30. **COLLEGE SAVINGS PLAN MATCHING GRANTS.**

59.18 Notwithstanding Minnesota Statutes, sections 136G.05, subdivision 5, 136G.09,  
59.19 subdivisions 10 and 12, 136G.11, and 136G.13, subdivisions 2, 3, and 4, through June 30,  
59.20 2021, the commissioner of the Office of Higher Education may resolve matching grant  
59.21 issues that occurred after January 1, 2013. The commissioner must act within the bounds  
59.22 of the reasonable person doctrine as necessary to resolve individual account owners' situations  
59.23 while limiting adverse consequences to those owners.

59.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.

59.25 Sec. 31. **REPEALER.**

59.26 Minnesota Statutes 2018, sections 136A.15, subdivisions 2 and 7; and 136A.1701,  
59.27 subdivision 12, are repealed.

**136A.15 DEFINITIONS.**

Subd. 2. **Academic year or its equivalent.** "Academic year or its equivalent" shall be as defined in the federal regulations which govern the administration of the National Vocational Student Loan Insurance Act of 1965 and title IV of the Higher Education Act of 1965.

Subd. 7. **Eligible lender.** "Eligible lender" means an eligible institution, an agency or instrumentality of a state, or a financial or credit institution (including an insurance company) which is subject to examination and supervision by an agency of the state of Minnesota or of the United States.

**136A.1701 SUPPLEMENTAL AND ADDITIONAL LOANS.**

Subd. 12. **Eligible student.** "Eligible student" means a student who is a Minnesota resident who is enrolled or accepted for enrollment at an eligible institution in Minnesota or in another state or province. Non-Minnesota residents are eligible students if they are enrolled or accepted for enrollment in a minimum of one course of at least 30 days in length during the academic year that requires physical attendance at an eligible institution located in Minnesota. Non-Minnesota resident students enrolled exclusively during the academic year in correspondence courses or courses offered over the Internet are not eligible students. Non-Minnesota resident students not physically attending classes in Minnesota due to enrollment in a study abroad program for 12 months or less are eligible students. Non-Minnesota residents enrolled in study abroad programs exceeding 12 months are not eligible students. For purposes of this section, an "eligible student" must also meet the eligibility requirements of section 136A.15, subdivision 8.