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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3935

03/03/2022 Authored by Kresha and Erickson
The bill was read for the first time and referred to the Committee on Education Policy

1.1 A bill for an act
1.2 relating to education finance; authorizing a student to use general education funds
1.3 at a nonpublic school in the event of teachers filing a notice to strike; amending
1.4 Minnesota Statutes 2020, section 127A.47, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2020, section 127A.47, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 9. Payment to nonpublic school. (a) Notwithstanding any law to the contrary,
1.9 if the teachers of a school district or charter school file a notice to strike under section
1.10 179A.18, subdivision 3, a student currently enrolled in a school district or charter school
1.11 may enroll in a nonpublic school for the remainder of the school year.

1.12 (b) A nonpublic school that enrolls a student under paragraph (a) is eligible for general
1.13 education aid to be paid by the former serving school to the nonpublic school.

1.14 (c) A serving school may continue to count a student who enrolls in a nonpublic school
1.15 as a pupil in average daily membership for the remainder of the school year.

1.16 (d) A serving school district must determine the average daily per pupil general education
1.17 aid for its students for that school year and, upon notification of enrollment by the nonpublic
1.18 school, pay to the nonpublic school the average daily general education aid attributable to
1.19 its students, times the number of days remaining in the school year, times the number of
1.20 qualifying students enrolled in the nonpublic school, for the remainder of the school year.

1.21 EFFECTIVE DATE. This section is effective retroactively from February 1, 2022.