

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 | | <u>APPROPRIATIONS</u> | |
|--------------------------------------|--|--------------------------------------|------------------------------|
| 2.2 | | <u>Available for the Year</u> | |
| 2.3 | | <u>Ending June 30</u> | |
| 2.4 | | <u>2020</u> | <u>2021</u> |
| 2.5 2.6 | <u>Sec. 2. MINNESOTA OFFICE OF HIGHER EDUCATION</u> | | |
| 2.7 | <u>Subdivision 1. Total Appropriation</u> | <u>\$ 274,243,000</u> | <u>\$ 270,145,000</u> |
| 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 | <u>Subd. 2. State Grants</u> | <u>208,366,000</u> | <u>203,768,000</u> |
| 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 | <u>Subd. 3. Child Care Grants</u> | <u>6,694,000</u> | <u>6,694,000</u> |
| 2.18 | <u>Subd. 4. State Work-Study</u> | <u>14,502,000</u> | <u>14,502,000</u> |
| 2.19 | <u>Subd. 5. Interstate Tuition Reciprocity</u> | <u>11,018,000</u> | <u>11,018,000</u> |
| 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 | <u>Subd. 6. Safety Officer's Survivors</u> | <u>100,000</u> | <u>100,000</u> |
| 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 | <u>Subd. 7. American Indian Scholarships</u> | <u>3,500,000</u> | <u>3,500,000</u> |

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| 3.1 | <u>The commissioner must contract with or</u> | | |
| 3.2 | <u>employ at least one person with demonstrated</u> | | |
| 3.3 | <u>competence in American Indian culture and</u> | | |
| 3.4 | <u>residing in or near the city of Bemidji to assist</u> | | |
| 3.5 | <u>students with the scholarships under</u> | | |
| 3.6 | <u>Minnesota Statutes, section 136A.126, and</u> | | |
| 3.7 | <u>with other information about financial aid for</u> | | |
| 3.8 | <u>which the students may be eligible. Bemidji</u> | | |
| 3.9 | <u>State University must provide office space at</u> | | |
| 3.10 | <u>no cost to the Office of Higher Education for</u> | | |
| 3.11 | <u>purposes of administering the American Indian</u> | | |
| 3.12 | <u>scholarship program under Minnesota Statutes,</u> | | |
| 3.13 | <u>section 136A.126. This appropriation includes</u> | | |
| 3.14 | <u>funding to administer the American Indian</u> | | |
| 3.15 | <u>scholarship program.</u> | | |
| 3.16 | <u>Subd. 8. Tribal College Grants</u> | <u>150,000</u> | <u>150,000</u> |
| 3.17 | <u>For tribal college assistance grants under</u> | | |
| 3.18 | <u>Minnesota Statutes, section 136A.1796.</u> | | |
| 3.19 | <u>Subd. 9. Intervention for College Attendance</u> | | |
| 3.20 | <u>Program Grants</u> | <u>755,000</u> | <u>755,000</u> |
| 3.21 | <u>For the intervention for college attendance</u> | | |
| 3.22 | <u>program under Minnesota Statutes, section</u> | | |
| 3.23 | <u>136A.861.</u> | | |
| 3.24 | <u>The commissioner may use no more than three</u> | | |
| 3.25 | <u>percent of this appropriation to administer the</u> | | |
| 3.26 | <u>intervention for college attendance program</u> | | |
| 3.27 | <u>grants.</u> | | |
| 3.28 | <u>Subd. 10. Student-Parent Information</u> | <u>122,000</u> | <u>122,000</u> |
| 3.29 | <u>Subd. 11. Get Ready!</u> | <u>180,000</u> | <u>180,000</u> |
| 3.30 | <u>Subd. 12. Minnesota Education Equity</u> | | |
| 3.31 | <u>Partnership</u> | <u>45,000</u> | <u>45,000</u> |
| 3.32 | <u>Subd. 13. Midwest Higher Education Compact</u> | <u>115,000</u> | <u>115,000</u> |
| 3.33 | <u>Subd. 14. MN Reconnect</u> | <u>2,000,000</u> | <u>2,000,000</u> |

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.

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| 5.1 | <u>Subd. 16. MnLINK Gateway and Minitex</u> | <u>5,905,000</u> | <u>5,905,000</u> |
| 5.2 | <u>Subd. 17. Statewide Longitudinal Education</u> | | |
| 5.3 | <u>Data System</u> | <u>1,782,000</u> | <u>1,782,000</u> |
| 5.4 | <u>Subd. 18. Hennepin Healthcare</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. College Possible</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> | | |

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| 6.1 | <u>high school and college students served, the</u> | | |
| 6.2 | <u>total hours of community service by high</u> | | |
| 6.3 | <u>school and college students, and a list of</u> | | |
| 6.4 | <u>communities and organizations benefiting</u> | | |
| 6.5 | <u>from student service hours.</u> | | |
| 6.6 | <u>Subd. 20. Spinal Cord Injury and Traumatic</u> | | |
| 6.7 | <u>Brain Injury Research Grant Program</u> | <u>3,000,000</u> | <u>3,000,000</u> |
| 6.8 | <u>For transfer to the spinal cord and traumatic</u> | | |
| 6.9 | <u>brain grant account in the special revenue fund</u> | | |
| 6.10 | <u>under Minnesota Statutes, section 136A.901,</u> | | |
| 6.11 | <u>subdivision 1.</u> | | |
| 6.12 | <u>The commissioner may use no more than three</u> | | |
| 6.13 | <u>percent of the amount transferred under this</u> | | |
| 6.14 | <u>subdivision to administer the grant program.</u> | | |
| 6.15 | <u>Subd. 21. Summer Academic Enrichment</u> | | |
| 6.16 | <u>Program</u> | <u>250,000</u> | <u>250,000</u> |
| 6.17 | <u>For summer academic enrichment grants under</u> | | |
| 6.18 | <u>Minnesota Statutes, section 136A.091.</u> | | |
| 6.19 | <u>The commissioner may use no more than three</u> | | |
| 6.20 | <u>percent of this appropriation to administer the</u> | | |
| 6.21 | <u>grant program under this subdivision.</u> | | |
| 6.22 | <u>Subd. 22. Dual Training Competency Grants;</u> | | |
| 6.23 | <u>Office of Higher Education</u> | <u>3,000,000</u> | <u>3,000,000</u> |
| 6.24 | <u>For transfer to the Dual Training Competency</u> | | |
| 6.25 | <u>Grants account in the special revenue fund</u> | | |
| 6.26 | <u>under Minnesota Statutes, section 136A.246,</u> | | |
| 6.27 | <u>subdivision 10.</u> | | |
| 6.28 | <u>Subd. 23. Dual Training Competency Grants;</u> | | |
| 6.29 | <u>Department of Labor and Industry</u> | <u>200,000</u> | <u>200,000</u> |
| 6.30 | <u>For transfer to the commissioner of labor and</u> | | |
| 6.31 | <u>industry for identification of competency</u> | | |
| 6.32 | <u>standards for dual training under Minnesota</u> | | |
| 6.33 | <u>Statutes, section 175.45.</u> | | |
| 6.34 | <u>Subd. 24. Concurrent Enrollment Courses</u> | <u>340,000</u> | <u>340,000</u> |

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

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| 9.1 | <u>special revenue fund under Minnesota</u> | | |
| 9.2 | <u>Statutes, section 136A.1795, subdivision 2.</u> | | |
| 9.3 | <u>Subd. 31. Agricultural Educators Loan</u> | | |
| 9.4 | <u>Forgiveness</u> | <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 | <u>Subd. 32. Aviation Degree Loan Forgiveness</u> | | |
| 9.10 | <u>Program</u> | <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 | <u>Subd. 33. Grants for Students with Intellectual</u> | | |
| 9.16 | <u>and Developmental Disabilities</u> | <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 | <u>Subd. 34. Loan Repayment Assistance Program</u> | <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 | <u>Subd. 35. Minnesota Independence College and</u> | | |
| 9.28 | <u>Community</u> | <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 | <u>Subd. 36. Student Loan Debt Counseling</u> | <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> | | |

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| 10.1 | <u>Subd. 37. Aspiring Minnesota Teachers of Color</u> | | |
| 10.2 | <u>Scholarships.</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. Hunger Free Campus Grants</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 all grant applications, and provide final
 11.2 approval of all grant disbursements from the
 11.3 Office of Higher Education.

11.4 **Subd. 39. Blind or visually impaired teacher**
 11.5 **preparation grant** 64,000 64,000

11.6 For a grant to a Minnesota institution of higher
 11.7 education to explore, develop, and establish a
 11.8 teacher preparation program leading to
 11.9 licensure as a teacher of the blind or visually
 11.10 impaired consistent with Minnesota Rules,
 11.11 part 8710.5100. This is a onetime
 11.12 appropriation.

11.13 **Subd. 40. Agency Administration** 4,407,000 4,407,000

11.14 Up to \$330,000 in fiscal year 2020 and
 11.15 \$330,000 in fiscal year 2021 are available for
 11.16 communications and outreach to students,
 11.17 adults, and families to provide information on
 11.18 the expected costs of college and the various
 11.19 grant options made available to them through
 11.20 the state.

11.21 **Subd. 41. Balances Forward**

11.22 A balance in the first year under this section
 11.23 does not cancel, but is available for the second
 11.24 year.

11.25 **Subd. 42. Transfers**

11.26 The commissioner of the Office of Higher
 11.27 Education may transfer unencumbered
 11.28 balances from the appropriations in this
 11.29 section to the state grant appropriation, the
 11.30 interstate tuition reciprocity appropriation, the
 11.31 child care grant appropriation, the Indian
 11.32 scholarship appropriation, the state work-study
 11.33 appropriation, the get ready appropriation, the
 11.34 intervention for college attendance

- 13.1 maintenance to the president of each two-year
13.2 institution in the system with at least one
13.3 campus that is not located in a metropolitan
13.4 county, as defined in Minnesota Statutes,
13.5 section 473.121, subdivision 4. The board
13.6 shall transfer \$100,000 for each campus not
13.7 located in a metropolitan county in each year
13.8 to the president of each institution that
13.9 includes such a campus, provided that no
13.10 institution may receive more than \$300,000
13.11 in total supplemental aid each year.
- 13.12 (c) The Board of Trustees is requested to help
13.13 Minnesota close the attainment gap by funding
13.14 activities which improve retention and
13.15 completion for students of color.
- 13.16 (d) This appropriation includes \$500,000 in
13.17 fiscal year 2020 and \$500,000 in fiscal year
13.18 2021 for workforce development scholarships
13.19 under Minnesota Statutes, section 136F.38.
- 13.20 (e) \$200,000 each year is for transfer to the
13.21 Cook County Higher Education Board to
13.22 provide educational programming and
13.23 academic support services to remote regions
13.24 in northeastern Minnesota. The Cook County
13.25 Higher Education Board shall continue to
13.26 provide information to the Board of Trustees
13.27 on the number of students served, credit hours
13.28 delivered, and services provided to students.
- 13.29 (f) \$160,000 in fiscal year 2020 and \$160,000
13.30 in fiscal year 2021 are for two-year Minnesota
13.31 state colleges that offer farm business
13.32 management to provide outreach, market, and
13.33 promote agricultural programming with
13.34 priority given to beginning farmers, veterans,
13.35 communities of color, indigenous people, and

- 14.1 women. This amount must be divided equally
14.2 among the eight colleges offering the program.
- 14.3 (g) \$65,000 in fiscal year 2020 and \$65,000
14.4 in fiscal year 2021 are for the Minnesota State
14.5 Southern Agricultural Center of Excellence
14.6 and the Minnesota State Northern Agricultural
14.7 Center of Excellence to develop and
14.8 implement online courses to be offered
14.9 throughout the state by farm business
14.10 management programs. This amount must be
14.11 divided equally between the two centers of
14.12 excellence. No later than December 15, 2020,
14.13 the centers of excellence must submit a joint
14.14 report to the chairs and ranking minority
14.15 members of the legislative committees with
14.16 jurisdiction over agriculture, veterans affairs,
14.17 and higher education. The report must include
14.18 information on the use of money in paragraph
14.19 (f) and this paragraph.
- 14.20 (h) This appropriation includes \$40,000 in
14.21 fiscal year 2020 and \$40,000 in fiscal year
14.22 2021 to implement the sexual assault policies
14.23 required under Minnesota Statutes, section
14.24 135A.15.
- 14.25 (i) This appropriation includes \$10,000,000
14.26 in fiscal year 2020 and \$8,000,000 in fiscal
14.27 year 2021 for upgrading the Integrated
14.28 Statewide Record System.
- 14.29 (j) This appropriation includes \$125,000 in
14.30 fiscal year 2020 and \$125,000 in fiscal year
14.31 2021 for mental health services required under
14.32 Minnesota Statutes, section 136F.20,
14.33 subdivision 3.

15.1 (k) This appropriation includes \$100,000 in
 15.2 fiscal year 2020 and \$100,000 in fiscal year
 15.3 2021 for open textbook development required
 15.4 under Minnesota Statutes, section 136F.58,
 15.5 subdivision 5.

15.6 (l) This appropriation includes \$75,000 in
 15.7 fiscal year 2020 and \$75,000 in fiscal year
 15.8 2021 for HealthForce Minnesota at Winona
 15.9 State University for the direct care service
 15.10 corps pilot program under article 2, section
 15.11 26. Up to \$9,000 each year may be used by
 15.12 HealthForce Minnesota for administrative
 15.13 costs. This is a onetime appropriation.

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

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

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

| <u>Appropriations by Fund</u> | <u>2020</u> | <u>2021</u> |
|---------------------------------|--------------------|--------------------|
| 15.19 <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> |

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

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

15.26 (a) This appropriation includes \$43,500,000
 15.27 in fiscal year 2020 and \$70,500,000 in fiscal
 15.28 year 2021 for tuition relief. The Board of
 15.29 Regents is requested to maintain the
 15.30 Minnesota undergraduate tuition rate at all
 15.31 campuses for the 2019-2020 and 2020-2021
 15.32 academic years at the 2018-2019 academic
 15.33 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 | <u>(b) Health Sciences</u> | <u>9,204,000</u> | <u>9,204,000</u> |
| 19.22 | <u>\$346,000 each year is to support up to 12</u> | | |
| 19.23 | <u>resident physicians in the St. Cloud Hospital</u> | | |
| 19.24 | <u>family practice residency program. The</u> | | |
| 19.25 | <u>program must prepare doctors to practice</u> | | |
| 19.26 | <u>primary care medicine in rural areas of the</u> | | |
| 19.27 | <u>state. The legislature intends this program to</u> | | |
| 19.28 | <u>improve health care in rural communities,</u> | | |
| 19.29 | <u>provide affordable access to appropriate</u> | | |
| 19.30 | <u>medical care, and manage the treatment of</u> | | |
| 19.31 | <u>patients in a more cost-effective manner. The</u> | | |
| 19.32 | <u>remainder of this appropriation is for the rural</u> | | |
| 19.33 | <u>physicians associates program; the Veterinary</u> | | |

| | | | |
|-------|--|------------------|------------------|
| 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 | <u>(c) College of Science and Engineering</u> | <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 | <u>(d) System Special</u> | <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 | <u>(e) University of Minnesota and Mayo</u> | | |
| 20.22 | <u>Foundation Partnership</u> | <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~~ 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
41.20
41.21 Section 1. Minnesota Statutes 2018, section 13.322, subdivision 3, is amended to read:

41.22 Subd. 3. **Minnesota Office of Higher Education.** (a) **General.** Data sharing involving
41.23 the Minnesota Office of Higher Education and other institutions is governed by section
41.24 136A.05.

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

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.