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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4233

03/14/2022 Authored by Edelson, Keeler, Davids and Feist
The bill was read for the first time and referred to the Committee on Education Policy
03/28/2022 Adoption of Report: Re-referred to the Committee on Education Finance

1.1 A bill for an act
1.2 relating to education; requiring due process forms and procedures time for teachers;
1.3 amending Minnesota Statutes 2020, section 122A.50.

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

1.5 Section 1. Minnesota Statutes 2020, section 122A.50, is amended to read:

1.6 122A.50 PREPARATION TIME.

1.7 Subdivision 1. Preparation time. Beginning with agreements effective July 1, 1995,
1.8 and thereafter, all collective bargaining agreements for teachers provided for under chapter
1.9 179A, must include provisions for preparation time or a provision indicating that the parties
1.10 to the agreement chose not to include preparation time in the contract.

1.11 If the parties cannot agree on preparation time the following provision shall apply and
1.12 be incorporated as part of the agreement: "Within the student day for every 25 minutes of
1.13 classroom instructional time, a minimum of five additional minutes of preparation time
1.14 shall be provided to each licensed teacher. Preparation time shall be provided in one or two
1.15 uninterrupted blocks during the student day. Exceptions to this may be made by mutual
1.16 agreement between the district and the exclusive representative of the teachers."

1.17 Subd. 2. Due process forms and procedures time. (a) Beginning with the 2022-2023
1.18 school year, all collective bargaining agreements for teachers provided for under chapter
1.19 179A must include provisions for due process forms and procedures time for educators
1.20 assigned to teach or provide services to students with individualized family service plans
1.21 or individualized education programs. This time is in addition to the preparation time under
1.22 subdivision 1.

2.1 (b) If the parties cannot agree on due process forms and procedures time, the following
2.2 provisions shall apply and be incorporated as part of the agreement: "Within the student
2.3 day and over the course of the week, special educators must receive an average of 60 minutes
2.4 per day as time for due process forms and procedures duties in addition to the required
2.5 preparation time."

2.6 (c) If the collective bargaining agreement already provides an amount of time equivalent
2.7 to the 300 due process forms and procedures minutes plus the required preparation time in
2.8 subdivision 1, the district shall not be required to add additional due process forms and
2.9 procedures time.

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