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ARTICLE 33
SCHOOL SAFETY

S3086-2

FROM EDUCATION EXCELLENCE ARTICLE 2, SECTION 11

17.1 Sec. 11. [121A.35] THREAT ASSESSMENT POLICY.

17.2 A school board and a charter school must adopt a threat assessment policy that establishes
17.3 a process for the assessment of and intervention with students whose behavior may pose a
17.4 threat to the safety of school staff or students. The policy must be consistent with the
17.5 Minnesota school safety center's recommendations. The policy must include procedures for
17.6 parent notification and student referrals as appropriate. Nothing in this section precludes
17.7 school personnel from acting immediately to address an imminent threat.

12.22
12.23

ARTICLE 2
STUDENT AND SCHOOL SAFETY

12.24 Section 1. [121A.35] SCHOOL THREAT ASSESSMENTS.

12.25 Subdivision 1. **School threat assessment.** "School threat assessment" means a fact-based
12.26 process using an integrated team approach that helps schools evaluate and assess potentially
12.27 threatening situations or students whose behavior may pose a threat to the safety of school
12.28 staff or students.

12.29 Subd. 2. **Policy.** A school board must adopt a policy to establish threat assessment teams
12.30 to conduct school threat assessments consistent with subdivision 1. A threat assessment
13.1 policy must be consistent with district policies developed in accordance with sections
13.2 121A.031 and 121A.035, and with any guidance provided by the Department of Public
13.3 Safety's School Safety Center. A threat assessment policy must include procedures for
13.4 referrals to mental health centers or health care providers for evaluation or treatment, when
13.5 appropriate.

13.6 Subd. 3. **Oversight committees.** The superintendent of a school district must establish
13.7 a committee charged with oversight of the threat assessment teams operating within the
13.8 district, which may be an existing committee established by the school board.

13.9 Subd. 4. **Threat assessment teams.** (a) The superintendent of a school district must
13.10 establish, for each school, a threat assessment team that includes, to the extent practicable,
13.11 school officials with expertise in counseling, school administration, students with disabilities,
13.12 and law enforcement. A threat assessment team may serve one or more schools, as determined
13.13 by the superintendent.

13.14 (b) A threat assessment team must:

13.15 (1) provide guidance to students, faculty, and staff regarding recognition of threatening
13.16 or aberrant behavior that may represent a threat to the community, school, or self;

13.17 (2) consider whether there is sufficient information to determine whether or not a student
13.18 poses a threat;

- 13.19 (3) identify members of the community to whom threatening behavior should be reported;
- 13.20 (4) implement a policy adopted by the school board under subdivision 2; and
- 13.21 (5) report summary data on its activities according to guidance developed by the School
13.22 Safety Center.
- 13.23 (c) Upon a preliminary determination that a student poses a threat of violence or physical
13.24 harm to self or others, a threat assessment team must immediately report its determination
13.25 to the district superintendent or the superintendent's designee, who must immediately attempt
13.26 to notify the student's parent or legal guardian. The threat assessment team must consider
13.27 services to address the student's underlying issues, which may include counseling, social
13.28 work services, character education consistent with section 120B.232, evidence-based
13.29 academic and positive behavioral interventions and supports, mental health services, and
13.30 referrals for special education or section 504 evaluations.
- 13.31 (d) Upon determining that a student exhibits suicidal ideation or self-harm, a school
13.32 threat assessment team must follow the district's suicide prevention policy or protocol or
14.1 refer the student to an appropriate school-linked mental health professional or other support
14.2 personnel.
- 14.3 (e) Nothing in this section precludes a school district official or employee from acting
14.4 immediately to address an imminent threat.
- 14.5 Subd. 5. **Redisclosure.** (a) A threat assessment team member must not redisclose
14.6 educational records or use any record of an individual beyond the purpose for which the
14.7 disclosure was made to the threat assessment team.
- 14.8 (b) Nothing in this section prohibits the disclosure of educational records in health,
14.9 including mental health, and safety emergencies in accordance with state and federal law.
- 14.10 **EFFECTIVE DATE.** This section is effective for the 2019-2020 school year and later.
- 14.11 Sec. 2. Minnesota Statutes 2016, section 121A.41, is amended by adding a subdivision to
14.12 read:
- 14.13 Subd. 12. **Nonexclusionary disciplinary policies and practices; alternatives to pupil**
14.14 **dismissal.** "Nonexclusionary disciplinary policies and practices" means policies and practices
14.15 that require school officials to intervene in, redirect, and support a pupil's behavior before
14.16 dismissing a pupil from school. Nonexclusionary disciplinary policies and practices include
14.17 evidence-based positive behavioral interventions and supports, social and emotional learning,
14.18 character education consistent with section 120B.232, school-linked mental health services,

- 14.19 counseling services, social work services, referrals for special education or 504 evaluations,
 14.20 academic screening for Title I services or reading interventions, and alternative education
 14.21 services.
- 14.22 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 14.23 Sec. 3. **[121A.441] EXPULSION FOR MAKING A THREAT OF VIOLENCE.**
- 14.24 Notwithstanding the time limitation in section 121A.41, subdivision 5, a school board
 14.25 must expel for a period of at least one year a pupil who makes a threat of gun violence
 14.26 against another person or makes a threat of violence with the intent to cause evacuation of
 14.27 a school site or school administration building. A school board may modify this expulsion
 14.28 requirement for a pupil on a case-by-case basis.
- 14.29 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 15.1 Sec. 4. Minnesota Statutes 2016, section 121A.45, subdivision 1, is amended to read:
- 15.2 Subdivision 1. **Provision of alternative programs.** No school shall dismiss any pupil
 15.3 without attempting to provide alternative educational services. Schools must consider, where
 15.4 appropriate, using nonexclusionary disciplinary policies and practices before dismissal
 15.5 proceedings, except where it appears that the pupil will create an immediate and substantial
 15.6 danger to self or to surrounding persons or property.
- 15.7 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 15.8 Sec. 5. Minnesota Statutes 2016, section 121A.46, is amended by adding a subdivision to
 15.9 read:
- 15.10 Subd. 5. **Suspensions exceeding five consecutive school days.** The school administrator
 15.11 must ensure that alternative education services are provided when a pupil is suspended for
 15.12 more than five consecutive school days.
- 15.13 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 15.14 Sec. 6. Minnesota Statutes 2016, section 121A.46, is amended by adding a subdivision to
 15.15 read:
- 15.16 Subd. 6. **Minimum education services.** School officials must give a suspended pupil
 15.17 the opportunity to complete all school work assigned during the pupil's suspension and to
 15.18 receive full credit for satisfactorily completing the assignments. The school principal or
 15.19 other person having administrative control of the school building or program is encouraged

- 15.20 to designate a district or school employee as a liaison to work with the pupil's teachers to
 15.21 allow the suspended pupil to: (1) receive timely course materials and other information;
 15.22 and (2) complete daily and weekly assignments and receive teachers' feedback.
- 15.23 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 15.24 Sec. 7. Minnesota Statutes 2016, section 121A.47, subdivision 2, is amended to read:
- 15.25 Subd. 2. **Written notice.** Written notice of intent to take action shall ~~shall~~ must:
- 15.26 ~~(a)~~ (1) be served upon the pupil and the pupil's parent or guardian personally or by mail;
- 15.27 ~~(b)~~ (2) contain a complete statement of the facts, a list of the witnesses and a description
 15.28 of their testimony;
- 15.29 (3) explain the grounds for expelling the pupil instead of imposing nonexclusionary
 15.30 disciplinary policies and practices under section 121A.41, subdivision 12;
- 16.1 ~~(c)~~ (4) state the date, time, and place of the hearing;
- 16.2 ~~(d)~~ (5) be accompanied by a copy of sections 121A.40 to 121A.56;
- 16.3 ~~(e)~~ (6) describe ~~alternative educational services~~ the nonexclusionary disciplinary policies
 16.4 and practices accorded the pupil in an attempt to avoid the expulsion proceedings; and
- 16.5 ~~(f)~~ (7) inform the pupil and parent or guardian of the right to:
- 16.6 ~~(1)~~ (i) have a representative of the pupil's own choosing, including legal counsel, at the
 16.7 hearing. The district shall ~~shall~~ must advise the pupil's parent or guardian that free or low-cost
 16.8 legal assistance may be available and that a legal assistance resource list is available from
 16.9 the Department of Education and is posted on the department's Web site;
- 16.10 ~~(2)~~ (ii) examine the pupil's records before the hearing;
- 16.11 ~~(3)~~ (iii) present evidence; and
- 16.12 ~~(4)~~ (iv) confront and cross-examine witnesses.
- 16.13 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.

16.14 Sec. 8. Minnesota Statutes 2016, section 121A.47, subdivision 14, is amended to read:

16.15 Subd. 14. **Admission or readmission plan.** (a) A school administrator ~~shall~~ must prepare
16.16 and enforce an admission or readmission plan for any pupil who is excluded or expelled
16.17 from school. The plan ~~may~~ must include measures to improve the pupil's behavior, ~~including~~
16.18 which may include completing a character education program, consistent with section
16.19 120B.232, subdivision 1, and social and emotional learning, counseling, social work services,
16.20 mental health services, referrals for special education or 504 evaluation, and evidence-based
16.21 academic interventions. The plan must require parental involvement in the admission or
16.22 readmission process, and may indicate the consequences to the pupil of not improving the
16.23 pupil's behavior.

16.24 (b) The definition of suspension under section 121A.41, subdivision 10, does not apply
16.25 to a student's dismissal from school for one school day or less, except as provided under
16.26 federal law for a student with a disability. Each suspension action may include a readmission
16.27 plan. A readmission plan must provide, where appropriate, alternative education services,
16.28 which must not be used to extend the student's current suspension period. Consistent with
16.29 section 125A.091, subdivision 5, a readmission plan must not obligate a parent or guardian
16.30 to provide psychotropic drugs to their student as a condition of readmission. School officials
16.31 must not use the refusal of a parent or guardian to consent to the administration of
16.32 psychotropic drugs to their student or to consent to a psychiatric evaluation, screening or
17.1 examination of the student as a ground, by itself, to prohibit the student from attending class
17.2 or participating in a school-related activity, or as a basis of a charge of child abuse, child
17.3 neglect or medical or educational neglect.

17.4 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.

17.5 Sec. 9. Minnesota Statutes 2016, section 121A.53, subdivision 1, is amended to read:

17.6 Subdivision 1. **Exclusions and expulsions; physical assaults.** Consistent with
17.7 subdivision 2, the school board must report through the department electronic reporting
17.8 system each exclusion or expulsion and each physical assault of a district employee by a
17.9 student pupil within 30 days of the effective date of the dismissal action or assault to the
17.10 commissioner of education. This report must include a statement of ~~alternative educational~~
17.11 services nonexclusionary disciplinary policies and practices, or other sanction, intervention,
17.12 or resolution in response to the assault given the pupil and the reason for, the effective date,
17.13 and the duration of the exclusion or expulsion or other sanction, intervention, or resolution.
17.14 The report must also include the student's pupil's age, grade, gender, race, and special
17.15 education status.

17.16 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.

17.17 Sec. 10. Minnesota Statutes 2016, section 121A.55, is amended to read:

17.18 **121A.55 POLICIES TO BE ESTABLISHED.**

17.19 (a) The commissioner of education shall promulgate guidelines to assist each school
 17.20 board. Each school board shall must establish uniform criteria for dismissal and adopt written
 17.21 policies and rules to effectuate the purposes of sections 121A.40 to 121A.56. The policies
 17.22 shall must include nonexclusionary disciplinary policies and practices consistent with section
 17.23 121A.41, subdivision 12, and emphasize preventing dismissals through early detection of
 17.24 problems and shall. The policies must be designed to address students' inappropriate behavior
 17.25 from recurring.

17.26 (b) The policies shall recognize the continuing responsibility of the school for the
 17.27 education of the pupil during the dismissal period. The school is responsible for ensuring
 17.28 that the alternative educational services, if to be provided to the pupil wishes to take
 17.29 advantage of them, must be are adequate to allow the pupil to make progress towards meeting
 17.30 the graduation standards adopted under section 120B.02 and, help prepare the pupil for
 17.31 readmission, and are consistent with section 121A.46, subdivision 6.

17.32 (c) For expulsion and exclusion dismissals:

18.1 (1) the school district's continuing responsibility includes reviewing the pupil's school
 18.2 work and grades on a quarterly basis to ensure the pupil is on track for readmission with
 18.3 the pupil's peers until the student enrolls in a new district. School districts must communicate
 18.4 on a regular basis with the pupil's parent or guardian to ensure the pupil is completing the
 18.5 work assigned through the alternative educational services.

18.6 (2) a pupil remains eligible for school-linked mental health services under section
 18.7 245.4889 in the manner determined by the district until the pupil is enrolled in a new district;
 18.8 and

18.9 (3) the school district must provide to the pupil's parent or guardian a list of community
 18.10 mental health programs after expulsion.

18.11 ~~(b)~~ (d) An area learning center under section 123A.05 may not prohibit an expelled or
 18.12 excluded pupil from enrolling solely because a district expelled or excluded the pupil. The
 18.13 board of the area learning center may use the provisions of the Pupil Fair Dismissal Act to
 18.14 exclude a pupil or to require an admission plan.

18.15 ~~(c)~~ (e) Each school district shall develop a policy and report it to the commissioner on
 18.16 the appropriate use of peace officers and crisis teams to remove students who have an
 18.17 individualized education program from school grounds.

- 18.18 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 18.19 Sec. 11. Minnesota Statutes 2016, section 121A.61, subdivision 2, is amended to read:
- 18.20 Subd. 2. **Grounds for removal from class.** The policy must establish the various grounds
 18.21 for which a ~~student~~ pupil may be removed from a class in the district for a period of time
 18.22 under the procedures specified in the policy. The policy must include a procedure for
 18.23 notifying and meeting with a ~~student's~~ pupil's parent or guardian to discuss the problem that
 18.24 is causing the ~~student~~ pupil to be removed from class after the ~~student~~ pupil has been removed
 18.25 from class more than ~~ten~~ five times in one school year. The grounds in the policy must
 18.26 include at least the following provisions as well as other grounds determined appropriate
 18.27 by the board:
- 18.28 ~~(a)~~ (1) willful conduct that significantly disrupts the rights of others to an education,
 18.29 including conduct that interferes with a teacher's ability to teach or communicate effectively
 18.30 with ~~students~~ pupils in a class or with the ability of other ~~students~~ pupils to learn;
- 18.31 ~~(b)~~ (2) willful conduct that endangers surrounding persons, including school district
 18.32 employees, the ~~student~~ pupil, or other ~~students~~ pupils, or the property of the school; and
- 19.1 ~~(c)~~ (3) willful violation of any rule of conduct specified in the discipline policy adopted
 19.2 by the board.
- 19.3 Sec. 12. Minnesota Statutes 2016, section 121A.67, is amended by adding a subdivision
 19.4 to read:
- 19.5 Subd. 3. **Parent notification.** A school administrator must make and document efforts
 19.6 to immediately contact the parent or guardian of a pupil removed from a school building
 19.7 or school grounds by a peace officer unless such notice is specifically prohibited by law.
- 19.8 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.
- 19.9 Sec. 13. Minnesota Statutes 2016, section 123B.595, as amended by Laws 2017, First
 19.10 Special Session chapter 5, article 5, sections 3 and 4, is amended to read:
- 19.11 **123B.595 LONG-TERM FACILITIES MAINTENANCE REVENUE.**
- 19.12 Subdivision 1. **Long-term facilities maintenance revenue.** ~~(a) For fiscal year 2017~~
 19.13 ~~only, long-term facilities maintenance revenue equals the greater of (1) the sum of (i) \$193~~
 19.14 ~~times the district's adjusted pupil units times the lesser of one or the ratio of the district's~~
 19.15 ~~average building age to 35 years, plus the cost approved by the commissioner for indoor~~
 19.16 ~~air quality, fire alarm and suppression, and asbestos abatement projects under section~~
 19.17 ~~123B.57, subdivision 6, with an estimated cost of \$100,000 or more per site, plus (ii) for a~~

19.18 ~~school district with an approved voluntary prekindergarten program under section 124D.151,~~
 19.19 ~~the cost approved by the commissioner for remodeling existing instructional space to~~
 19.20 ~~accommodate prekindergarten instruction, or (2) the sum of (i) the amount the district would~~
 19.21 ~~have qualified for under Minnesota Statutes 2014, section 123B.57, Minnesota Statutes~~
 19.22 ~~2014, section 123B.59, and Minnesota Statutes 2014, section 123B.591, and (ii) for a school~~
 19.23 ~~district with an approved voluntary prekindergarten program under section 124D.151, the~~
 19.24 ~~cost approved by the commissioner for remodeling existing instructional space to~~
 19.25 ~~accommodate prekindergarten instruction.~~

19.26 ~~(b)~~ (a) For fiscal year 2018 only, long-term facilities maintenance revenue equals the
 19.27 greater of (1) the sum of (i) \$292 times the district's adjusted pupil units times the lesser of
 19.28 one or the ratio of the district's average building age to 35 years, plus (ii) the cost approved
 19.29 by the commissioner for indoor air quality, fire alarm and suppression, and asbestos
 19.30 abatement projects under section 123B.57, subdivision 6, with an estimated cost of \$100,000
 19.31 or more per site, plus (iii) for a school district with an approved voluntary prekindergarten
 19.32 program under section 124D.151, the cost approved by the commissioner for remodeling
 19.33 existing instructional space to accommodate prekindergarten instruction, or (2) the sum of
 20.1 (i) the amount the district would have qualified for under Minnesota Statutes 2014, section
 20.2 123B.57, Minnesota Statutes 2014, section 123B.59, and Minnesota Statutes 2014, section
 20.3 123B.591, and (ii) for a school district with an approved voluntary prekindergarten program
 20.4 under section 124D.151, the cost approved by the commissioner for remodeling existing
 20.5 instructional space to accommodate prekindergarten instruction.

20.6 ~~(e)~~ (b) For fiscal year 2019 and later, long-term facilities maintenance revenue equals
 20.7 the greater of (1) the sum of (i) \$380 times the district's adjusted pupil units times the lesser
 20.8 of one or the ratio of the district's average building age to 35 years, plus (ii) the cost approved
 20.9 by the commissioner for indoor air quality, fire alarm and suppression, and asbestos
 20.10 abatement projects under section 123B.57, subdivision 6, with an estimated cost of \$100,000
 20.11 or more per site, plus (iii) for a school district with an approved voluntary prekindergarten
 20.12 program under section 124D.151, the cost approved by the commissioner for remodeling
 20.13 existing instructional space to accommodate prekindergarten instruction, or (2) the sum of
 20.14 (i) the amount the district would have qualified for under Minnesota Statutes 2014, section
 20.15 123B.57, Minnesota Statutes 2014, section 123B.59, and Minnesota Statutes 2014, section
 20.16 123B.591, and (ii) for a school district with an approved voluntary prekindergarten program
 20.17 under section 124D.151, the cost approved by the commissioner for remodeling existing
 20.18 instructional space to accommodate prekindergarten instruction.

20.19 ~~(d)~~ (c) Notwithstanding paragraphs (a); and (b), and ~~(e)~~; a school district that qualified
 20.20 for eligibility under Minnesota Statutes 2014, section 123B.59, subdivision 1, paragraph
 20.21 (a), for fiscal year 2010 remains eligible for funding under this section as a district that
 20.22 would have qualified for eligibility under Minnesota Statutes 2014, section 123B.59,
 20.23 subdivision 1, paragraph (a), for fiscal year 2017 and later.

- 20.24 Subd. 2. **Long-term facilities maintenance revenue for a charter school.** ~~(a) For fiscal~~
 20.25 ~~year 2017 only, long-term facilities maintenance revenue for a charter school equals \$34~~
 20.26 ~~times the adjusted pupil units.~~
- 20.27 ~~(b)~~ (a) For fiscal year 2018 only, long-term facilities maintenance revenue for a charter
 20.28 school equals \$85 times the adjusted pupil units.
- 20.29 ~~(c)~~ (b) For fiscal year 2019 and later, long-term facilities maintenance revenue for a
 20.30 charter school equals \$132 times the adjusted pupil units.
- 20.31 Subd. 3. **Intermediate districts and other cooperative units.** Upon approval through
 20.32 the adoption of a resolution by each member district school board of an intermediate district
 20.33 or other cooperative units under section 123A.24, subdivision 2, and the approval of the
 20.34 commissioner of education, a school district may include in its authority under this section
 21.1 a proportionate share of the long-term maintenance costs of the intermediate district or
 21.2 cooperative unit. The cooperative unit may issue bonds to finance the project costs or levy
 21.3 for the costs, using long-term maintenance revenue transferred from member districts to
 21.4 make debt service payments or pay project costs. Authority under this subdivision is in
 21.5 addition to the authority for individual district projects under subdivision 1.
- 21.6 Subd. 4. **Facilities plans.** (a) To qualify for revenue under this section, a school district
 21.7 or intermediate district, not including a charter school, must have a ten-year facility plan
 21.8 adopted by the school board and approved by the commissioner. The plan must include
 21.9 provisions for implementing a health and safety program that complies with health, safety,
 21.10 and environmental regulations and best practices, including indoor air quality management
 21.11 and remediation of lead hazards. The plan may include provisions for enhancing school
 21.12 safety through physical modifications to school facilities as described in subdivision 4a.
- 21.13 (b) The district must annually update the plan, submit the plan to the commissioner for
 21.14 approval by July 31, and indicate whether the district will issue bonds to finance the plan
 21.15 or levy for the costs.
- 21.16 (c) For school districts issuing bonds to finance the plan, the plan must include a debt
 21.17 service schedule demonstrating that the debt service revenue required to pay the principal
 21.18 and interest on the bonds each year will not exceed the projected long-term facilities revenue
 21.19 for that year.
- 21.20 Subd. 4a. **School safety facility enhancements.** A school district may include in its
 21.21 facilities plan a school safety facilities plan. School safety projects may include remodeling
 21.22 and new construction for school security enhancements, public announcement systems,
 21.23 emergency communications devices, and equipment and facility modifications related to
 21.24 violence prevention and facility security.

- 21.25 Subd. 5. **Bond authorization.** (a) A school district may issue general obligation bonds
 21.26 under this section to finance facilities plans approved by its board and the commissioner.
 21.27 Chapter 475, except sections 475.58 and 475.59, must be complied with. The authority to
 21.28 issue bonds under this section is in addition to any bonding authority authorized by this
 21.29 chapter or other law. The amount of bonding authority authorized under this section must
 21.30 be disregarded in calculating the bonding or net debt limits of this chapter, or any other law
 21.31 other than section 475.53, subdivision 4.
- 21.32 (b) At least 20 days before the earliest of solicitation of bids, the issuance of bonds, or
 21.33 the final certification of levies under subdivision 6, the district must publish notice of the
 21.34 intended projects, the amount of the bond issue, and the total amount of district indebtedness.
- 22.1 (c) The portion of revenue under this section for bonded debt must be recognized in the
 22.2 debt service fund.
- 22.3 Subd. 6. **Levy authorization.** A district may levy for costs related to an approved plan
 22.4 under subdivision 4 as follows:
- 22.5 (1) if the district has indicated to the commissioner that bonds will be issued, the district
 22.6 may levy for the principal and interest payments on outstanding bonds issued under
 22.7 subdivision 5 after reduction for any aid receivable under subdivision 9;
- 22.8 (2) if the district has indicated to the commissioner that the plan will be funded through
 22.9 levy, the district may levy according to the schedule approved in the plan after reduction
 22.10 for any aid receivable under subdivision 9; or
- 22.11 (3) if the debt service revenue for a district required to pay the principal and interest on
 22.12 bonds issued under subdivision 5 exceeds the district's long-term facilities maintenance
 22.13 revenue for the same fiscal year, the district's general fund levy must be reduced by the
 22.14 amount of the excess.
- 22.15 Subd. 7. **Long-term facilities maintenance equalization revenue.** ~~(a) For fiscal year~~
 22.16 ~~2017 only, a district's long-term facilities maintenance equalization revenue equals the lesser~~
 22.17 ~~of (1) \$193 times the adjusted pupil units or (2) the district's revenue under subdivision 1.~~
- 22.18 ~~(a)~~ (a) For fiscal year 2018 only, a district's long-term facilities maintenance equalization
 22.19 revenue equals the lesser of (1) \$292 times the adjusted pupil units or (2) the district's
 22.20 revenue under subdivision 1.
- 22.21 ~~(a)~~ (b) For fiscal year 2019 and later, a district's long-term facilities maintenance
 22.22 equalization revenue equals the lesser of (1) \$380 times the adjusted pupil units or (2) the
 22.23 district's revenue under subdivision 1.

- 22.24 ~~(c)~~ (c) Notwithstanding paragraphs (a) ~~to (c)~~ and (b), a district's long-term facilities
 22.25 maintenance equalization revenue must not be less than the lesser of the district's long-term
 22.26 facilities maintenance revenue or the amount of aid the district received for fiscal year 2015
 22.27 under Minnesota Statutes 2014, section 123B.59, subdivision 6.
- 22.28 Subd. 8. **Long-term facilities maintenance equalized levy.** (a) ~~For fiscal year 2017~~
 22.29 ~~and later,~~ A district's long-term facilities maintenance equalized levy equals the district's
 22.30 long-term facilities maintenance equalization revenue minus the greater of:
- 22.31 (1) the lesser of the district's long-term facilities maintenance equalization revenue or
 22.32 the amount of aid the district received for fiscal year 2015 under Minnesota Statutes 2014,
 22.33 section 123B.59, subdivision 6; or
- 23.1 (2) the district's long-term facilities maintenance equalization revenue times the greater
 23.2 of (i) zero or (ii) one minus the ratio of its adjusted net tax capacity per adjusted pupil unit
 23.3 in the year preceding the year the levy is certified to 123 percent of the state average adjusted
 23.4 net tax capacity per adjusted pupil unit for all school districts in the year preceding the year
 23.5 the levy is certified.
- 23.6 (b) For purposes of this subdivision, "adjusted net tax capacity" means the value described
 23.7 in section 126C.01, subdivision 2, paragraph (b).
- 23.8 Subd. 8a. **Long-term facilities maintenance unequalized levy.** ~~For fiscal year 2017~~
 23.9 ~~and later,~~ A district's long-term facilities maintenance unequalized levy equals the difference
 23.10 between the district's revenue under subdivision 1 and the district's equalization revenue
 23.11 under subdivision 7.
- 23.12 Subd. 9. **Long-term facilities maintenance equalized aid.** ~~For fiscal year 2017 and~~
 23.13 ~~later,~~ A district's long-term facilities maintenance equalized aid equals its long-term facilities
 23.14 maintenance equalization revenue minus its long-term facilities maintenance equalized levy
 23.15 times the ratio of the actual equalized amount levied to the permitted equalized levy.
- 23.16 Subd. 10. **Allowed uses for long-term facilities maintenance revenue.** (a) A district
 23.17 may use revenue under this section for any of the following:
- 23.18 (1) deferred capital expenditures and maintenance projects necessary to prevent further
 23.19 erosion of facilities;
- 23.20 (2) increasing accessibility of school facilities;
- 23.21 (3) health and safety capital projects under section 123B.57;

- 23.22 ~~(4) school safety facility enhancements authorized under subdivision 4a; or~~
- 23.23 ~~(4) (5) by board resolution, to transfer money from the general fund reserve for long-term~~
- 23.24 ~~facilities maintenance to the debt redemption fund to pay the amounts needed to meet, when~~
- 23.25 ~~due, principal and interest on general obligation bonds issued under subdivision 5.~~
- 23.26 ~~(b) A charter school may use revenue under this section for any purpose related to the~~
- 23.27 ~~school, including school safety facility enhancements.~~
- 23.28 Subd. 11. **Restrictions on long-term facilities maintenance revenue.** Notwithstanding
- 23.29 ~~subdivision 10, for projects other than school safety facility enhancements, long-term~~
- 23.30 ~~facilities maintenance revenue may not be used:~~
- 23.31 ~~(1) for the construction of new facilities, remodeling of existing facilities, or the purchase~~
- 23.32 ~~of portable classrooms;~~
- 24.1 ~~(2) to finance a lease purchase agreement, installment purchase agreement, or other~~
- 24.2 ~~deferred payments agreement;~~
- 24.3 ~~(3) for energy-efficiency projects under section 123B.65, for a building or property or~~
- 24.4 ~~part of a building or property used for postsecondary instruction or administration, or for a~~
- 24.5 ~~purpose unrelated to elementary and secondary education; or~~
- 24.6 ~~(4) for violence prevention and facility security; ergonomics; or emergency~~
- 24.7 ~~communication devices.~~
- 24.8 Subd. 12. **Reserve account.** The portion of long-term facilities maintenance revenue
- 24.9 ~~not recognized under subdivision 5, paragraph (c), must be maintained in a reserve account~~
- 24.10 ~~within the general fund.~~

S3656-2

537.22 Section 1. Minnesota Statutes 2016, section 123B.61, is amended to read:

537.23 **123B.61 PURCHASE OF CERTAIN EQUIPMENT.**

537.24 (a) The board of a district may issue general obligation certificates of indebtedness or

537.25 capital notes subject to the district debt limits to:

537.26 ~~(a) (1) purchase vehicles, computers, telephone systems, cable equipment, photocopy~~

537.27 ~~and office equipment, technological equipment for instruction, public announcement systems,~~

537.28 ~~emergency communications devices, other equipment related to violence prevention and~~

24.11 Sec. 14. Minnesota Statutes 2016, section 123B.61, is amended to read:

24.12 **123B.61 PURCHASE OF CERTAIN EQUIPMENT.**

24.13 (a) The board of a district may issue general obligation certificates of indebtedness or

24.14 capital notes subject to the district debt limits to:

24.15 ~~(a) (1) purchase vehicles, computers, telephone systems, cable equipment, photocopy~~

24.16 ~~and office equipment, technological equipment for instruction, public announcement systems,~~

24.17 ~~emergency communications devices, other equipment related to violence prevention and~~

538.1 facility security, and other capital equipment having an expected useful life at least as long
 538.2 as the terms of the certificates or notes;

538.3 ~~(b)~~ (2) purchase computer hardware and software, without regard to its expected useful
 538.4 life, whether bundled with machinery or equipment or unbundled, together with application
 538.5 development services and training related to the use of the computer; and

538.6 ~~(c)~~ (3) prepay special assessments.

538.7 (b) The certificates or notes must be payable in not more than ten years and must be
 538.8 issued on the terms and in the manner determined by the board, except that certificates or
 538.9 notes issued to prepay special assessments must be payable in not more than 20 years. The
 538.10 certificates or notes may be issued by resolution and without the requirement for an election.
 538.11 The certificates or notes are general obligation bonds for purposes of section 126C.55.

538.12 (c) A tax levy must be made for the payment of the principal and interest on the
 538.13 certificates or notes, in accordance with section 475.61, as in the case of bonds. The sum
 538.14 of the tax levies under this section and section 123B.62 for each year must not exceed the
 538.15 lesser of the sum of the amount of the district's total operating capital revenue and safe
 538.16 schools revenue or the sum of the district's levy in the general and community service funds
 538.17 excluding the adjustments under this section for the year preceding the year the initial debt
 538.18 service levies are certified.

538.19 (d) The district's general fund levy for each year must be reduced by the sum of:

538.20 (1) the amount of the tax levies for debt service certified for each year for payment of
 538.21 the principal and interest on the certificates or notes issued under this section as required
 538.22 by section 475.61;

538.23 (2) the amount of the tax levies for debt service certified for each year for payment of
 538.24 the principal and interest on bonds issued under section 123B.62; and

538.25 (3) any excess amount in the debt redemption fund used to retire bonds, certificates, or
 538.26 notes issued under this section or section 123B.62 after April 1, 1997, other than amounts
 538.27 used to pay capitalized interest.

538.28 (e) If the district's general fund levy is less than the amount of the reduction, the balance
 538.29 shall be deducted first from the district's community service fund levy, and next from the
 538.30 district's general fund or community service fund levies for the following year.

538.31 (f) A district using an excess amount in the debt redemption fund to retire the certificates
 538.32 or notes shall report the amount used for this purpose to the commissioner by July 15 of the

24.18 facility security, and other capital equipment having an expected useful life at least as long
 24.19 as the terms of the certificates or notes;

24.20 ~~(b)~~ (2) purchase computer hardware and software, without regard to its expected useful
 24.21 life, whether bundled with machinery or equipment or unbundled, together with application
 24.22 development services and training related to the use of the computer; and

24.23 ~~(c)~~ (3) prepay special assessments.

24.24 (b) The certificates or notes must be payable in not more than ten years and must be
 24.25 issued on the terms and in the manner determined by the board, except that certificates or
 24.26 notes issued to prepay special assessments must be payable in not more than 20 years. The
 24.27 certificates or notes may be issued by resolution and without the requirement for an election.
 24.28 The certificates or notes are general obligation bonds for purposes of section 126C.55.

24.29 (c) A tax levy must be made for the payment of the principal and interest on the
 24.30 certificates or notes, in accordance with section 475.61, as in the case of bonds. The sum
 24.31 of the tax levies under this section and section 123B.62 for each year must not exceed the
 24.32 lesser of the sum of the amount of the district's total operating capital revenue and safe
 25.1 schools revenue or the sum of the district's levy in the general and community service funds
 25.2 excluding the adjustments under this section for the year preceding the year the initial debt
 25.3 service levies are certified.

25.4 (d) The district's general fund levy for each year must be reduced by the sum of:

25.5 (1) the amount of the tax levies for debt service certified for each year for payment of
 25.6 the principal and interest on the certificates or notes issued under this section as required
 25.7 by section 475.61;

25.8 (2) the amount of the tax levies for debt service certified for each year for payment of
 25.9 the principal and interest on bonds issued under section 123B.62; and

25.10 (3) any excess amount in the debt redemption fund used to retire bonds, certificates, or
 25.11 notes issued under this section or section 123B.62 after April 1, 1997, other than amounts
 25.12 used to pay capitalized interest.

25.13 (e) If the district's general fund levy is less than the amount of the reduction, the balance
 25.14 shall be deducted first from the district's community service fund levy, and next from the
 25.15 district's general fund or community service fund levies for the following year.

25.16 (f) A district using an excess amount in the debt redemption fund to retire the certificates
 25.17 or notes shall report the amount used for this purpose to the commissioner by July 15 of the

538.33 following fiscal year. A district having an outstanding capital loan under section 126C.69
 539.1 or an outstanding debt service loan under section 126C.68 must not use an excess amount
 539.2 in the debt redemption fund to retire the certificates or notes.

539.3 **EFFECTIVE DATE.** This section is effective July 1, 2018.

539.4 Sec. 2. Minnesota Statutes 2016, section 126C.44, is amended to read:

539.5 **126C.44 SAFE SCHOOLS LEVY REVENUE.**

539.6 Subdivision 1. **Safe schools revenue.** ~~(a) Each district may make a levy on all taxable~~
 539.7 ~~property located within the district for the purposes specified in this section. The maximum~~
 539.8 ~~amount which may be levied for all costs under this section shall be equal to \$36 multiplied~~
 539.9 ~~by the district's adjusted pupil units for the school year. For fiscal year 2019 and later, safe~~
 539.10 ~~schools revenue for a school district equals the sum of its safe schools levy and its safe~~
 539.11 ~~schools aid.~~

539.12 Subd. 2. **Safe schools levy.** ~~(a) For fiscal year 2019 and later, a district's safe schools~~
 539.13 ~~levy equals the sum of its initial safe schools levy and its cooperative safe schools levy.~~

539.14 ~~(b) For fiscal year 2019 and later, the initial safe schools levy for a district equals \$36~~
 539.15 ~~times the district's adjusted pupil units for the school year.~~

539.16 ~~(c) For fiscal year 2019 and later, the cooperative safe schools levy for a school district~~
 539.17 ~~that is a member of an intermediate school district equals \$15 times the district's adjusted~~
 539.18 ~~pupil units for the school year.~~

25.18 following fiscal year. A district having an outstanding capital loan under section 126C.69
 25.19 or an outstanding debt service loan under section 126C.68 must not use an excess amount
 25.20 in the debt redemption fund to retire the certificates or notes.

25.21 **EFFECTIVE DATE.** This section is effective July 1, 2018.

25.22 Sec. 15. Minnesota Statutes 2016, section 126C.44, is amended to read:

25.23 **126C.44 SAFE SCHOOLS LEVY REVENUE.**

25.24 Subdivision 1. **Safe schools revenue.** ~~(a) A school district's total safe schools revenue~~
 25.25 ~~equals the sum of:~~

25.26 ~~(1) the greater of \$30,000 or \$54 per adjusted pupil unit;~~

25.27 ~~(2) the amounts under subdivision 6; and~~

25.28 ~~(3) for a district not accessing revenue under subdivision 6, the amount under subdivision~~
 25.29 ~~7.~~

25.30 ~~(b) A school district's equalized safe schools revenue equals \$36 times the district's~~
 25.31 ~~adjusted pupil units for that year.~~

26.6 Subd. 2. **Safe schools equalized levy.** ~~(a) Each district may make a levy on all taxable~~
 26.7 ~~property located within the district for the purposes specified in this section. The maximum~~
 26.8 ~~amount which may be levied for all costs under this section shall be equal to \$36 multiplied~~
 26.9 ~~by the district's A school district's safe school equalized levy equals the product of its~~
 26.10 ~~equalized safe schools revenue under subdivision 1 times the lesser of one or the ratio of~~
 26.11 ~~its adjusted net tax capacity per adjusted pupil units for the school year unit to 68.5 percent~~
 26.12 ~~of the statewide adjusted net tax capacity equalizing factor.~~

539.19 Subd. 3. **Safe schools aid.** (a) For fiscal year 2019 and later, a district's safe schools aid
 539.20 equals the sum of its initial safe schools aid and its cooperative safe schools aid.

539.21 (b) For fiscal year 2019 and later, the initial safe schools aid for a district equals the
 539.22 greater of (1) \$25,000 minus the permitted levy under subdivision 2, paragraph (b), or (2)
 539.23 \$3.65 times the district's adjusted pupil units for the school year.

539.24 (c) For fiscal year 2019 only, the cooperative safe schools aid for a school district that
 539.25 is a member of a cooperative unit other than an intermediate district that enrolls students
 539.26 equals \$7.50 times the district's adjusted pupil units for the school year.

539.27 Subd. 3a. **Intermediate district and cooperative unit revenue transfer.** Revenue
 539.28 raised under subdivision 2, paragraph (c), and subdivision 3, paragraph (c), must be
 539.29 transferred to the intermediate school district or other cooperative unit of which the district
 539.30 is a member and used only for costs associated with safe schools activities authorized under
 539.31 subdivision 5, paragraph (a), clauses (1) to (10). If the district is a member of more than
 540.1 one cooperative unit that enrolls students, the revenue must be allocated among the
 540.2 cooperative units.

540.3 Subd. 4. **Safe schools revenue for a charter school.** (a) For fiscal year 2019 and later,
 540.4 safe schools revenue for a charter school equals \$3.65 times the adjusted pupil units for the
 540.5 school year.

26.13 Subd. 3. **Safe schools aid.** (a) A school district's safe schools aid equals the sum of:

26.14 (1) \$18 times its adjusted pupil units for that year;

26.15 (2) its safe schools equalization aid equal to the difference between its safe schools
 26.16 equalized revenue minus its safe schools equalized levy;

26.17 (3) its cooperative unit aid under subdivision 7; and

26.18 (4) for fiscal year 2019 only, \$6.50 times its adjusted pupil units for that year for school
 26.19 district members of intermediate school districts.

26.20 (b) A charter school's safe schools aid equals its safe schools revenue.

NOTE: FROM SUBDIVISION 1

26.1 (c) A charter school's safe schools revenue equals \$18 times its adjusted pupil units for
 26.2 that year. The revenue must be reserved and used only for costs associated with safe schools
 26.3 activities authorized under subdivision 5, paragraph (a), clauses (1) to (9), or for building
 26.4 lease expenses not funded by charter school building lease aid that are attributable to facility
 26.5 security enhancements made by the landlord after March 1, 2018.

540.6 (b) The revenue must be reserved and used only for costs associated with safe schools
 540.7 activities authorized under subdivision 5, paragraph (a), clauses (1) to (10), or for building
 540.8 lease expenses not funded by charter school building lease aid that are attributable to facility
 540.9 security enhancements made by the landlord after March 1, 2018.

540.10 Subd. 4a. Fiscal year 2019 additional safe schools revenue. (a) For fiscal year 2019
 540.11 only, safe schools aid for a school district under subdivision 3 is increased by an amount
 540.12 equal to \$16.23 times the district's adjusted pupil units for the school year.

540.13 (b) For fiscal year 2019 only, safe schools revenue for a charter school under subdivision
 540.14 4 is increased by an amount equal to \$16.23 times the charter school's adjusted pupil units
 540.15 for the school year.

540.16 Subd. 5. Uses of safe schools revenue. The proceeds of the levy revenue must be reserved
 540.17 and used for directly funding the following purposes or for reimbursing the cities and
 540.18 counties who contract with the district for the following purposes:

540.19 (1) to pay the costs incurred for the salaries, benefits, and transportation costs of peace
 540.20 officers and sheriffs for liaison in services in the district's schools;

540.21 (2) to pay the costs for a drug abuse prevention program as defined in section 609.101,
 540.22 subdivision 3, paragraph (e), in the elementary schools;

540.23 (3) to pay the costs for a gang resistance education training curriculum in the district's
 540.24 schools;

540.25 (4) to pay the costs for security in the district's schools and on school property;

540.26 (5) to pay the costs for other crime prevention, drug abuse, student and staff safety,
 540.27 voluntary opt-in suicide prevention tools, and violence prevention measures taken by the
 540.28 school district;

540.29 (6) to pay costs for licensed school counselors, licensed school nurses, licensed school
 540.30 social workers, licensed school psychologists, and licensed alcohol and chemical dependency
 540.31 counselors to help provide early responses to problems;

26.21 Subd. 4. Revenue reserved. The proceeds of the levy A school district's safe schools
 26.22 revenue must be reserved and used for directly funding the following purposes or for
 26.23 reimbursing the cities and counties who contract with the district for the following purposes:
 26.24 authorized in subdivision 5.

26.25 Subd. 5. Revenue uses. (a) A school district must use its safe schools revenue for the
 26.26 following:

26.27 (1) to pay the costs incurred for the salaries, benefits, and transportation costs of peace
 26.28 officers and sheriffs for liaison in services in the district's schools, whether through contract
 26.29 or reimbursement to the city or county employing authority;

26.30 (2) to pay the costs for a drug abuse prevention program as defined in section 609.101,
 26.31 subdivision 3, paragraph (e), in the elementary schools;

27.1 (3) to pay the costs for a gang resistance education training curriculum in the district's
 27.2 schools;

27.3 (4) to pay the costs for security in the district's schools and on school property;

27.4 (5) to pay the costs for other crime prevention, drug abuse, student and staff safety,
 27.5 voluntary opt-in suicide prevention tools, and violence prevention measures taken by the
 27.6 school district;

27.7 (6) to pay costs for licensed school counselors, licensed school nurses, licensed school
 27.8 social workers, licensed school psychologists, and licensed alcohol and chemical dependency
 27.9 counselors to help provide early responses to problems;

541.1 (7) to pay for facility security enhancements including laminated glass, public
 541.2 announcement systems, emergency communications devices, and equipment and facility
 541.3 modifications related to violence prevention and facility security;

541.4 (8) to pay for costs associated with improving the school climate; ~~or~~

541.5 (9) to pay costs for colocating and collaborating with mental health ~~professionals~~
 541.6 ~~providers~~ who are not district employees or contractors ~~or to purchase equipment, connection~~
 541.7 ~~charges, set-up fees, and site fees in order to deliver mental health services via telemedicine~~
 541.8 ~~in school;~~

541.9 ~~(10) to pay the costs of enhancing cybersecurity in the district's information systems; or~~

541.10 ~~(11) by board resolution, to transfer money into the debt redemption fund to pay the~~
 541.11 ~~amounts needed to meet, when due, principal and interest payments on obligations issued~~
 541.12 ~~under sections 123B.61 and 123B.62 for purposes included in clause (7).~~

541.13 (b) For expenditures under paragraph (a), clause (1), the district must initially attempt
 541.14 to contract for services to be provided by peace officers or sheriffs with the police department
 541.15 of each city or the sheriff's department of the county within the district containing the school
 541.16 receiving the services. If a local police department or a county sheriff's department does
 541.17 not wish to provide the necessary services, the district may contract for these services with
 541.18 any other police or sheriff's department located entirely or partially within the school district's
 541.19 boundaries.

541.20 ~~(c) A school district that is a member of an intermediate school district may include in~~
 541.21 ~~its authority under this section the costs associated with safe schools activities authorized~~
 541.22 ~~under paragraph (a) for intermediate school district programs. This authority must not exceed~~
 541.23 ~~\$15 times the adjusted pupil units of the member districts. This authority is in addition to~~
 541.24 ~~any other authority authorized under this section. Revenue raised under this paragraph must~~
 541.25 ~~be transferred to the intermediate school district. Notwithstanding paragraph (a), safe schools~~
 541.26 ~~aid for a school district and safe schools revenue for a charter school must not be used for~~
 541.27 ~~the purpose under paragraph (a), clause (8).~~

27.10 (7) to pay for facility security enhancements including laminated glass, public
 27.11 announcement systems, emergency communications devices, and equipment and facility
 27.12 modifications related to violence prevention and facility security;

27.13 (8) to pay for costs associated with improving the school climate; ~~or~~

27.14 (9) to pay costs for colocating and collaborating with mental health ~~professionals~~ who
 27.15 are not district employees or contractors; ~~or~~

27.16 ~~(10) by board resolution, to transfer money into the debt redemption fund to pay the~~
 27.17 ~~amounts needed to meet, when due, principal and interest payments on obligations issued~~
 27.18 ~~under sections 123B.61 and 123B.62 for purposes included in clause (7).~~

27.19 (b) For expenditures under paragraph (a), clause (1), the district must initially attempt
 27.20 to contract for services to be provided by peace officers or sheriffs with the police department
 27.21 of each city or the sheriff's department of the county within the district containing the school
 27.22 receiving the services. If a local police department or a county sheriff's department does
 27.23 not wish to provide the necessary services, the district may contract for these services with
 27.24 any other police or sheriff's department located entirely or partially within the school district's
 27.25 boundaries.

27.26 Subd. 6. ~~Intermediate school districts.~~ ~~(e)~~ A school district that is a member of an
 27.27 intermediate school district may ~~include in~~ add to its levy authority under this section the
 27.28 costs associated with safe schools activities authorized under ~~paragraph (a)~~ subdivision 5
 27.29 for intermediate school district programs. This levy authority must not exceed \$15 times
 27.30 the adjusted pupil units of the member districts. This levy authority is in addition to any
 27.31 other authority authorized under this section. Revenue raised under this ~~paragraph~~ subdivision
 27.32 must be transferred to the intermediate school district.

541.28 Subd. 6. **Report.** By January 15 of each year, the commissioner of education must deliver
 541.29 to the chairs and ranking minority members of the legislative committees with jurisdiction
 541.30 over kindergarten through grade 12 education a report detailing district-level expenditures
 541.31 of safe schools revenue for the prior fiscal year for each of the authorized purposes under
 541.32 subdivision 5.

541.33 **EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2019 and later.

28.1 Subd. 7. **Other cooperative units.** A school district that is a member of a cooperative
 28.2 unit defined under section 123A.24, subdivision 2, other than a member of an intermediate
 28.3 school district, is eligible for additional safe schools aid equal to \$7.50 times its adjusted
 28.4 pupil units for that year. Revenue raised under this subdivision must be transferred to the
 28.5 cooperative unit.

28.6 Subd. 8. **Reporting.** A school district or charter school receiving revenue under this
 28.7 section must annually report safe schools expenditures to the commissioner, in the form
 28.8 and manner specified by the commissioner. The report must include spending by functional
 28.9 area and any new staff positions hired, and align with the revenue uses according to
 28.10 subdivision 5.

28.11 **EFFECTIVE DATE.** This section is effective for fiscal year 2019 and later.

28.12 Sec. 16. Laws 2017, First Special Session chapter 5, article 2, section 56, is amended to
 28.13 read:

28.14 Sec. 56. **INTERMEDIATE SCHOOL DISTRICT MENTAL HEALTH**
 28.15 **INNOVATION GRANT PROGRAM; APPROPRIATION.**

28.16 (a) \$2,450,000 in fiscal year 2018 and \$2,450,000 in fiscal year 2019 are appropriated
 28.17 from the general fund to the commissioner of human services for a grant program to fund
 28.18 innovative projects to improve mental health outcomes for youth attending a qualifying
 28.19 school unit.

28.20 (b) A "qualifying school unit" means an intermediate district organized under Minnesota
 28.21 Statutes, section 136D.01, or a service cooperative organized under Minnesota Statutes,
 28.22 section 123A.21, subdivision 1, paragraph (a), clause (2), that provides instruction to students
 28.23 in a setting of federal instructional level 4 or higher. Grants under paragraph (a) must be
 28.24 awarded to eligible applicants such that the services are proportionately provided among
 28.25 qualifying school units. The commissioner shall calculate the share of the appropriation to
 28.26 be used in each qualifying school unit by dividing the qualifying school unit's average daily
 28.27 membership in a setting of federal instructional level 4 or higher for fiscal year 2016 by the
 28.28 total average daily membership in a setting of federal instructional level 4 or higher for the
 28.29 same year for all qualifying school units.

28.30 (c) An eligible applicant is an entity that has demonstrated capacity to serve the youth
 28.31 identified in paragraph (a) and that is:

28.32 (1) certified under Minnesota Rules, parts 9520.0750 to 9520.0870;

29.1 (2) a community mental health center under Minnesota Statutes, section 256B.0625,
 29.2 subdivision 5;

- 29.3 (3) an Indian health service facility or facility owned and operated by a tribe or tribal
29.4 organization operating under United States Code, title 25, section 5321; ~~or~~
- 29.5 (4) a provider of children's therapeutic services and supports as defined in Minnesota
29.6 Statutes, section 256B.0943; or
- 29.7 (5) enrolled in medical assistance as a mental health or substance use disorder provider
29.8 agency and must employ at least two full-time equivalent mental health professionals as
29.9 defined in Minnesota Statutes, section 245.4871, subdivision 27, clauses (1) to (6), or alcohol
29.10 and drug counselors licensed or exempt from licensure under chapter 148F who are qualified
29.11 to provide clinical services to children and families.
- 29.12 (d) An eligible applicant must employ or contract with at least two licensed mental health
29.13 professionals as defined in Minnesota Statutes, section 245.4871, subdivision 27, clauses
29.14 (1) to (6), who have formal training in evidence-based practices.
- 29.15 (e) A qualifying school unit must submit an application to the commissioner in the form
29.16 and manner specified by the commissioner. The commissioner may approve an application
29.17 that describes models for innovative projects to serve the needs of the schools and students.
29.18 The commissioner may provide technical assistance to the qualifying school unit. The
29.19 commissioner shall then solicit grant project proposals and award grant funding to the
29.20 eligible applicants whose project proposals best meet the requirements of this section and
29.21 most closely adhere to the models created by the intermediate districts and service
29.22 cooperatives.
- 29.23 (f) To receive grant funding, an eligible applicant must obtain a letter of support for the
29.24 applicant's grant project proposal from each qualifying school unit the eligible applicant is
29.25 proposing to serve. An eligible applicant must also demonstrate the following:
- 29.26 (1) the ability to seek third-party reimbursement for services;
- 29.27 (2) the ability to report data and outcomes as required by the commissioner; and
- 29.28 (3) the existence of partnerships with counties, tribes, substance use disorder providers,
29.29 and mental health service providers, including providers of mobile crisis services.
- 29.30 (g) Grantees shall obtain all available third-party reimbursement sources as a condition
29.31 of receiving grant funds. For purposes of this grant program, a third-party reimbursement
29.32 source does not include a public school as defined in Minnesota Statutes, section 120A.20,
29.33 subdivision 1.

30.1 (h) The base budget for this program is \$0. This appropriation is available until June 30,
30.2 2020.

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

542.1 Sec. 3. Laws 2017, First Special Session chapter 5, article 2, section 57, subdivision 34,
542.2 is amended to read:

542.3 Subd. 34. **Sanneh Foundation.** (a) For a grant to the Sanneh Foundation to provide
542.4 all-day, in-school, and before- and after-school academic and behavioral interventions for
542.5 low-performing and chronically absent students with a focus on low-income students and
542.6 students of color throughout the school year and during the summer to decrease absenteeism,
542.7 encourage school engagement, and improve grades and graduation rates.

542.8 \$ 1,000,000 2018

542.9 \$ 250,000 2019

542.10 (b) Funds appropriated in this section for fiscal year 2018 must be used to establish and
542.11 provide services in schools where the Sanneh Foundation does not currently operate, and
542.12 must not be used for programs operating in schools as of June 30, 2017. Funds appropriated
542.13 for fiscal year 2019 may be used to provide services under paragraph (a) in any school.

542.14 (c) This is a onetime appropriation. Any balance in the first year does not cancel but is
542.15 available in the second year.

542.16 Sec. 4. **TRANSFER OF UNSPENT CONSOLIDATION TRANSITION AID FOR**
542.17 **INCENTIVE GRANTS FOR CHARACTER DEVELOPMENT EDUCATION.**

542.18 Notwithstanding Minnesota Statutes, section 123A.485, if no school district is eligible
542.19 for a consolidation transition aid entitlement for fiscal year 2019, the consolidation transition
542.20 aid appropriation for fiscal year 2019 in article 41, section 2 is transferred to the
542.21 commissioner of education for additional incentive grants for character development
542.22 education under article 33, section 5, subdivision 3. This is a onetime transfer for fiscal year
542.23 2019 only.

542.24 **EFFECTIVE DATE.** This section is effective June 30, 2018.

542.25 Sec. 5. **APPROPRIATION.**

30.4 Sec. 17. **APPROPRIATIONS.**

542.26 Subdivision 1. **Department of Education.** The sums indicated in this section are
 542.27 appropriated from the general fund to the Department of Education for the fiscal year
 542.28 designated.

542.29 Subd. 2. **Safe schools revenue.** For safe schools revenue under Minnesota Statutes,
 542.30 section 126C.44, subdivision 1:

542.31 \$ 19,814,000 2019

543.1 The 2019 appropriation includes \$0 for 2018 and \$19,814,000 for 2019.

543.2 Subd. 3. **Incentive grants for character development education.** (a) For incentive
 543.3 grants to public schools and charter schools that offer the Congressional Medal of Honor
 543.4 character development program:

543.5 \$ 455,000 2019

543.6 (b) The commissioner must award grants to public schools and charter schools that
 543.7 demonstrate use of the Congressional Medal of Honor character development program. The
 543.8 commissioner must allocate the appropriation proportionally among the public schools and
 543.9 charter schools that apply, not to exceed \$5,000 per school per fiscal year. If the entire
 543.10 appropriation is not expended in fiscal year 2019, the commissioner must award additional
 543.11 grants in fiscal years 2020 and 2021. The grant award may be used for any school-related
 543.12 purpose consistent with Minnesota Statutes, section 120B.232.

543.13 (c) This is a onetime appropriation. The appropriation is available until June 30, 2021.

30.5 Subdivision 1. **Commissioner of education.** The sums indicated in this section are
 30.6 appropriated from the general fund to the commissioner of education for the specified
 30.7 purposes.

30.8 Subd. 2. **Safe schools aid.** (a) For safe schools aid under Minnesota Statutes, section
 30.9 126C.44:

30.10 \$ 20,256,000 2019

30.11 (b) For fiscal year 2019 only, each district's safe schools state aid equals its safe schools
 30.12 revenue for fiscal year 2019 minus the safe schools levy certified by the school district for
 30.13 taxes payable in 2018.

30.14 Subd. 3. **Children's school-linked mental health grants.** For transfer to the
 30.15 commissioner of human services for children's school-linked mental health grants under
 30.16 Minnesota Statutes, section 245.4889, subdivision 1, paragraph (b), clause (8):

30.17 \$ 5,000,000 2019

30.18 (b) Grants must be used to expand services, including to school districts or counties in
 30.19 which school-linked mental health services are not available, and to fund transportation for
 30.20 children using school-linked mental health services when school is not in session.

30.21 (c) The commissioner must require grantees to use all available third-party reimbursement
 30.22 sources as a condition of the receipt of grant funds. For purposes of this appropriation, a
 30.23 third-party reimbursement source does not include a public school within the meaning of
 30.24 Minnesota Statutes, section 120A.20, subdivision 1.

30.25 (d) The base for fiscal year 2020 is \$5,000,000.

30.26 Subd. 4. **Physical security audit grants for public schools.** (a) For transfer to the
 30.27 commissioner of public safety for grants to school districts and charter schools to reimburse
 30.28 applicants for up to 100 percent of the cost for an audit of the physical security of public
 30.29 school campuses and crisis management policies adopted pursuant to Minnesota Statutes,
 30.30 section 121A.035, subdivision 2:

30.31 \$ 2,000,000 2019

31.1 (b) The commissioner of public safety must establish specific eligibility and application
 31.2 criteria including a requirement that audits be conducted by consultants holding professional
 31.3 certification deemed acceptable by the commissioner, including but not limited to a Certified
 31.4 Protection Professional certification from the American Society for Industrial Security.

31.5 (c) This is a onetime appropriation.

31.6 Subd. 5. **School resource officer training grants.** (a) For grants to reimburse school
 31.7 districts and charter schools for up to one-half of the costs of school resource officer training:

31.8 \$ 400,000 2019

31.9 (b) The commissioner and the director of the Minnesota School Safety Center are
 31.10 encouraged to develop school resource officer training guidelines and provide school districts
 31.11 and charter schools a list of approved school resource officer training programs.

31.12 (c) A district or charter school seeking a grant under this subdivision must submit an
 31.13 application in the form and manner specified by the commissioner of education.

31.14 Reimbursement must not exceed \$500 per officer. The commissioner must prorate grant
31.15 amounts if the appropriation is insufficient to fully fund the state's share of the training.

31.16 (d) A recipient school district or charter school and the local law enforcement agency
31.17 must enter into an agreement to pay for the remaining training costs for school resource
31.18 officer training. The school district or charter school and the law enforcement agency may
31.19 seek private funds to pay for the local share of the school resource officer training costs.

31.20 (e) This is a onetime appropriation.

31.21 Subd. 6. Threat assessment grants. (a) For grants to school districts for training for
31.22 members of threat assessment teams and oversight committees under Minnesota Statutes,
31.23 section 121A.35:

31.24 \$ 300,000 2019

31.25 (b) The commissioner and the director of the Minnesota School Safety Center are
31.26 encouraged to develop threat assessment training guidelines and provide school districts a
31.27 list of approved threat assessment training programs.

31.28 (c) This is a onetime appropriation.

31.29 (d) Notwithstanding Minnesota Statutes, section 16A.28, the fiscal year 2019
31.30 appropriation is available until June 30, 2021. Any remaining balance is canceled to the
31.31 general fund.

543.14 Subd. 4. Suicide prevention training for teachers. (a) For a grant to Kognito to offer
543.15 evidence-based online training for teachers on suicide prevention and engaging students
543.16 experiencing mental distress:

543.17 \$ 273,000 2019

543.18 (b) Training funded under this subdivision must be accessible to teachers in every school
543.19 district, charter school, intermediate school district, service cooperative, and tribal school
543.20 in Minnesota. This is a onetime appropriation.

32.1 Subd. 7. Suicide prevention training for teachers. (a) For a grant to a nationally
32.2 recognized organization to offer evidence-based online training for teachers on suicide
32.3 prevention and engaging students experiencing mental distress:

32.4 \$ 273,000 2019

32.5 (b) This is a onetime appropriation.

32.6 (c) The recipient of the suicide prevention training grant under this subdivision must
32.7 make the training accessible to all Minnesota school districts, cooperative units defined
32.8 under Minnesota Statutes, section 123A.24, subdivision 2, tribal schools, and charter schools.

- 32.9 Subd. 8. **For Jake's Sake Foundation.** (a) For a grant to the For Jake's Sake Foundation
- 32.10 to collaborate with school districts throughout Minnesota to integrate evidence-based
- 32.11 substance misuse prevention instruction on the dangers of substance misuse, particularly
- 32.12 the use of opioids, into school district programs and curricula, including health education
- 32.13 curricula.
- 32.14 \$ 350,000 2019
- 32.15 (b) Funds appropriated in this subdivision are to:
- 32.16 (1) identify effective substance misuse prevention tools and strategies, including
- 32.17 innovative uses of technology and media;
- 32.18 (2) develop and promote a comprehensive substance misuse prevention curriculum for
- 32.19 students in grades 5 through 12 that educates students and families about the dangers of
- 32.20 substance misuse;
- 32.21 (3) integrate substance misuse prevention into curricula across subject areas;
- 32.22 (4) train school district teachers, athletic coaches, and other school staff in effective
- 32.23 substance misuse prevention strategies; and
- 32.24 (5) collaborate with school districts to evaluate the effectiveness of districts' substance
- 32.25 misuse prevention efforts.
- 32.26 (c) By February 15, 2019, the grantee must submit a report detailing expenditures and
- 32.27 outcomes of the grant to the chairs and ranking minority members of the legislative
- 32.28 committees with primary jurisdiction over kindergarten through grade 12 education policy
- 32.29 and finance. The report must identify the school districts that have implemented or plan to
- 32.30 implement the substance misuse prevention curriculum.
- 32.31 (d) This is a onetime appropriation.
- 33.1 (e) Notwithstanding Minnesota Statutes, section 16A.28, the fiscal year 2019
- 33.2 appropriation is available until June 30, 2021. Any remaining balance is canceled to the
- 33.3 general fund.