

STATE OF MINNESOTA

NINETY-THIRD SESSION — 2023

 FORTY-SECOND DAY

SAINT PAUL, MINNESOTA, TUESDAY, MARCH 28, 2023

The House of Representatives convened at 10:10 a.m. and was called to order by Melissa Hortman, Speaker of the House.

The members of the House paused for a brief meditation or moment of reflection.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Acomb	Daudt	Hanson, J.	Klevorn	Nash	Reyer
Agbaje	Davids	Harder	Knudsen	Nelson, M.	Richardson
Altendorf	Davis	Hassan	Koegel	Nelson, N.	Robbins
Anderson, P. E.	Demuth	Heintzeman	Kotyza-Witthuhn	Neu Brindley	Scott
Anderson, P. H.	Dotseth	Hemmingsen-Jaeger	Kozlowski	Newton	Sencer-Mura
Backer	Edelson	Her	Koznick	Niska	Skraba
Bahner	Elkins	Hicks	Kraft	Noor	Smith
Bakeberg	Engen	Hill	Kresha	Norris	Stephenson
Baker	Feist	Hollins	Lee, F.	Novotny	Swedzinski
Becker-Finn	Finke	Hornstein	Lee, K.	O'Driscoll	Tabke
Bennett	Fischer	Howard	Liebling	Olson, B.	Torkelson
Berg	Fogelman	Hudella	Lillie	Olson, L.	Urdahl
Bierman	Franson	Hudson	Lislegard	Pelowski	Vang
Bliss	Frazier	Huot	Long	Pérez-Vega	West
Brand	Frederick	Hussein	McDonald	Perryman	Wiener
Burkel	Freiberg	Igo	Mekeland	Petersburg	Wiens
Carroll	Gillman	Jacob	Moller	Pfarr	Witte
Cha	Gomez	Johnson	Mueller	Pinto	Youakim
Clardy	Greenman	Jordan	Murphy	Pryor	Zelevnikar
Coulter	Grossell	Joy	Myers	Pursell	Spk. Hortman
Curran	Hansen, R.	Keeler	Nadeau	Rehm	

A quorum was present.

Daniels, Garofalo, Kiel, O'Neill, Quam, Schomacker, Schultz, Wolgamott and Xiong were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 2265 and H. F. No. 2286, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Noor moved that S. F. No. 2265 be substituted for H. F. No. 2286 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Olson, L., from the Committee on Ways and Means to which was referred:

H. F. No. 10, A bill for an act relating to labor and industry; providing for use of skilled and trained contractor workforces at petroleum refineries; amending Minnesota Statutes 2022, section 177.27, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 181.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Olson, L., from the Committee on Ways and Means to which was referred:

H. F. No. 70, A bill for an act relating to labor and industry; modifying fair labor standards provisions for agricultural and food processing workers; appropriating money; amending Minnesota Statutes 2022, sections 177.27, subdivision 4; 179.86, subdivisions 1, 3, by adding subdivisions; 181.14, subdivision 1; 181.635, subdivisions 1, 2, 3, 4, 6; 181.85, subdivisions 2, 4; 181.86, subdivision 1; 181.87, subdivisions 2, 3, 7; 181.88; 181.89, subdivision 2, by adding a subdivision.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Hornstein from the Committee on Transportation Finance and Policy to which was referred:

H. F. No. 1322, A bill for an act relating to public transit; authorizing Metropolitan Council to issue administrative citations; requiring Metropolitan Council to implement transit safety measures, including a transit rider code of conduct; establishing a transit service intervention project; imposing civil penalties; establishing criminal penalties; establishing a surcharge; making technical and clarifying changes; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 151.37, subdivision 12; 357.021, subdivisions 6, 7; 609.855, subdivisions 1, 3, 7, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 473.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Ways and Means.

The report was adopted.

Becker-Finn from the Committee on Judiciary Finance and Civil Law to which was referred:

H. F. No. 1520, A bill for an act relating to consumer data protection; requiring direct-to-consumer genetic testing companies to provide disclosure notices and obtain consent; proposing coding for new law in Minnesota Statutes, chapter 325F.

Reported the same back with the following amendments:

Page 2, line 15, after the period, insert "Written notices and responses may be presented and captured electronically."

Page 3, line 9, after "provide" insert "easily accessible," and after "clear" insert a comma

Page 3, delete lines 24 to 27 and insert:

"(ii) separate express consent, which must include the name of the person to receive the information, for each transfer or disclosure of the consumer's genetic data or biological sample to any person other than the company's vendors and service providers;

"(iii) separate express consent for each use of genetic data or the biological sample beyond the primary purpose of the genetic testing product or service and inherent contextual uses;"

Page 3, line 28, delete "(iii)" and insert "(iv)"

Page 3, line 30, delete "(iv)" and insert "(v)"

Page 4, line 3, delete "(v)" and insert "(vi)"

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Becker-Finn from the Committee on Judiciary Finance and Civil Law to which was referred:

H. F. No. 1831, A bill for an act relating to employment; prohibiting restrictive franchise agreements; amending Minnesota Statutes 2022, section 177.27, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 181.

Reported the same back with the following amendments:

Page 2, after line 15, insert:

"(c) Any provision of an existing contract that violates paragraph (a) or (b) is void and unenforceable. When a provision in an existing contract violates this section, the franchisee must provide notice to their employees of this law."

Page 2, line 17, after "shall" insert "": (1)"

Page 2, line 19, delete the period and insert "": or"

Page 2, after line 19, insert:

"(2) sign a memorandum of understanding with each franchisee that provides any contract provisions that violate subdivision 2 in any way are void and unenforceable, and provides notice to the franchisee of their rights and obligations under this law."

Page 2, line 22, delete "and" and insert a period

Page 2, delete line 23

With the recommendation that when so amended the bill be re-referred to the Committee on Labor and Industry Finance and Policy.

The report was adopted.

Pinto from the Committee on Children and Families Finance and Policy to which was referred:

H. F. No. 2292, A bill for an act relating to early childhood; removing obsolete language from voluntary prekindergarten statutes; amending Minnesota Statutes 2022, section 124D.151, subdivision 5.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 120A.20, subdivision 1, is amended to read:

Subdivision 1. **Age limitations; pupils.** (a) All schools supported in whole or in part by state funds are public schools. Admission to a public school is free to any person who: (1) resides within the district that operates the school; (2) is under 21 years of age or who meets the requirements of paragraph (c); and (3) satisfies the minimum age requirements imposed by this section. Notwithstanding the provisions of any law to the contrary, the conduct of all students under 21 years of age attending a public secondary school is governed by a single set of reasonable rules and regulations promulgated by the school board.

(b) A person shall not be admitted to a public school: (1) as a public prekindergarten pupil, unless the pupil is at least four years of age as of September 1 of the calendar year in which the school year for which the pupil seeks admission commences; (2) as a kindergarten pupil, unless the pupil is at least five years of age on September 1 of the calendar year in which the school year for which the pupil seeks admission commences; or ~~(2)~~ (3) as a 1st grade student, unless the pupil is at least six years of age on September 1 of the calendar year in which the school year for which the pupil seeks admission commences or has completed kindergarten; except that any school board may establish a policy for admission of selected pupils at an earlier age under section 124D.02.

(c) A pupil who becomes age 21 after enrollment is eligible for continued free public school enrollment until at least one of the following occurs: (1) the first September 1 after the pupil's 21st birthday; (2) the pupil's completion of the graduation requirements; (3) the pupil's withdrawal with no subsequent enrollment within 21 calendar days; or (4) the end of the school year.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 2. Minnesota Statutes 2022, section 120A.41, is amended to read:

120A.41 LENGTH OF SCHOOL YEAR; HOURS OF INSTRUCTION.

(a) A school board's annual school calendar must include at least 425 hours of instruction for a kindergarten student without a disability, 935 hours of instruction for a student in grades 1 through 6, and 1,020 hours of instruction for a student in grades 7 through 12, not including summer school. The school calendar for all-day kindergarten must include at least 850 hours of instruction for the school year. The school calendar for a prekindergarten student under section 124D.151, if offered by the district, must include ~~at least 350~~ between 425 and 850 hours of instruction for the school year. A school board's annual calendar must include at least 165 days of instruction for a student in grades 1 through 11 unless a four-day week schedule has been approved by the commissioner under section 124D.126.

(b) A school board's annual school calendar may include plans for up to five days of instruction provided through online instruction due to inclement weather. The inclement weather plans must be developed according to section 120A.414.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 3. Minnesota Statutes 2022, section 124D.151, subdivision 1, is amended to read:

Subdivision 1. **Establishment; purpose.** ~~A district, a charter school, a group of districts, a group of charter schools, or a group of districts and charter schools~~ school district, charter school, center-based or family child care provider licensed under section 245A.03, or Head Start agency licensed under section 245A.03 that meets program requirements under subdivision 2 may establish a voluntary public prekindergarten program for eligible four-year-old children. The purpose of a voluntary public prekindergarten program is to prepare children for success as they enter kindergarten in the following year.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 4. Minnesota Statutes 2022, section 124D.151, subdivision 2, is amended to read:

Subd. 2. **Program requirements.** ~~(a)~~ A voluntary public prekindergarten program provider must:

(1) provide instruction through play-based learning to foster children's social and emotional development, cognitive development, physical and motor development, and language and literacy skills, including the native language and literacy skills of English learners, to the extent practicable;

(2) ~~measure each child's cognitive and social skills~~ assess each child's progress toward the state's early learning standards at program entrance and exit using a commissioner-approved formative measure aligned to the state's early learning standards when the child enters and again before the child leaves the program, screening and progress monitoring measures, and other age-appropriate versions from the state-approved menu of kindergarten entry profile measures age-appropriate assessment unless otherwise indicated by the child's individualized educational program. The results of the assessment data must be submitted to the department in the form and manner prescribed by the commissioner;

(3) provide comprehensive program content aligned with the state early learning standards, including the implementation of curriculum, assessment, and intentional instructional strategies ~~aligned with the state early learning standards, and kindergarten through grade 3 academic standards~~ that meet the needs of all learners;

(4) provide instructional content and activities that are of sufficient length and intensity to address learning needs including offering a program ~~with at least 350~~ between 425 and 850 hours of instruction per school year for a prekindergarten student;

(5) provide voluntary public prekindergarten instructional staff salaries comparable and set salary schedules equivalent to the salaries of local kindergarten through grade 12 instructional staff public school district elementary school staff with similar credentials and experience for school district and charter public prekindergarten program sites, and to the extent practicable, for Head Start and licensed center and family child care sites;

(6) employ a lead teacher for each voluntary public prekindergarten classroom who has at least a bachelor's degree in early education or a related field no later than July 1, 2031. Teachers employed by an eligible provider for at least three of the last five years immediately preceding July 1, 2025, who meet the necessary content knowledge and teaching skills for early childhood educators, as demonstrated through measures determined by the state, may be employed as a lead teacher. "Lead teacher" means an individual with primary responsibility for the instruction and care of eligible children in a classroom;

~~(6)~~ (7) coordinate appropriate kindergarten transition with families, ~~community-based prekindergarten programs,~~ and school district kindergarten programs;

~~(7)~~ (8) involve parents in program ~~planning decision-making~~ and transition planning by implementing parent engagement strategies that include culturally and linguistically responsive activities in prekindergarten through third grade that are aligned with early childhood family education under section 124D.13;

~~(8)~~ (9) coordinate with relevant community-based services, including health and social service agencies, to ensure children have access to comprehensive services;

~~(9)~~ (10) coordinate with all relevant school district programs and services including early childhood special education, homeless students, and English learners;

~~(10)~~ (11) ensure staff-to-child ratios of one-to-ten and a maximum group size of 20 children in school-based programs, staff-to-child ratio and group size as required for center and family child care licensing for center-based and family-based child care sites, and staff-to-child ratio and group size as determined by Head Start standards for Head Start sites; and

~~(11)~~ (12) provide high-quality coordinated professional development, training, and coaching for ~~both~~ school district, Head Start, and community-based early learning licensed center and family-based providers that is informed by a measure of adult-child interactions and enables teachers to be highly knowledgeable in early childhood curriculum content, assessment, native and English language development programs, and instruction; and

~~(12) implement strategies that support the alignment of professional development, instruction, assessments, and prekindergarten through grade 3 curricula.~~

~~(b) A voluntary prekindergarten program must have teachers knowledgeable in early childhood curriculum content, assessment, native and English language programs, and instruction.~~

~~(c) Districts and charter schools must include their strategy for implementing and measuring the impact of their voluntary prekindergarten program under section 120B.11 and provide results in their world's best workforce annual summary to the commissioner of education.~~

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 5. Minnesota Statutes 2022, section 124D.151, subdivision 3, is amended to read:

Subd. 3. **Mixed delivery of services program plan.** A district or charter school may contract with a charter school, Head Start or child care centers, family child care programs licensed under section 245A.03, or a community based organization to provide eligible children with developmentally appropriate services that meet the program requirements in subdivision 2. Components of a mixed delivery plan include strategies for recruitment,

~~contracting, and monitoring of fiscal compliance and program quality.~~ All public prekindergarten programs within each school district boundary that receive funding for voluntary public prekindergarten programs must develop and submit a mixed delivery program plan to the Department of Education by July 1, 2025, and every odd-numbered year thereafter, in a manner and format prescribed by the commissioner. The plan must ensure alignment of all public prekindergarten program providers within the school district boundary in meeting the program requirements in subdivision 2 and must include:

(1) a description of the process used to convene and attain group agreement among all public prekindergarten program providers within the district boundaries in order to coordinate efforts regarding the requirements in subdivision 2;

(2) a description of the public prekindergarten program providers within the school district boundaries, including but not limited to the name and location of partners, and the number of hours and days per week the program will be offered at each program site;

(3) an estimate of the number of eligible children to be served in the program at each school site or mixed-delivery location;

(4) a plan for recruitment, outreach, and communication regarding the availability of public prekindergarten programming within the community;

(5) coordination and offering of professional development opportunities, as needed;

(6) coordination of the required child assessments, as needed, and continuous quality improvement efforts to ensure quality instruction;

(7) a plan for providing the services and supports included in the individualized education program for any child in the voluntary public prekindergarten program;

(8) a plan for providing salaries equivalent to school staff with comparable credentials and experience;

(9) a detailed plan for transitioning children and families to kindergarten; and

(10) a statement of assurances signed by the superintendent, charter school director, Head Start director, and child care program director or owner that the proposed program meets the requirements of subdivision 2. A statement of assurances must be submitted in the mixed delivery program plan and must be signed by an individual from each public prekindergarten program provider with authority to enter into the agreement.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 6. Minnesota Statutes 2022, section 124D.151, is amended by adding a subdivision to read:

Subd. 3a. Funding. (a) School district and charter school voluntary public prekindergarten programs are funded based on the number of eligible pupils enrolled as authorized under chapters 124D, 124E, and 126C.

(b) Head Start, center, and family child care providers that are licensed under section 245A.03 are funded in a form and manner prescribed by the commissioner of education at a maximum per pupil allowance as established in paragraph (c). The commissioner must prorate the allowance if the number of instructional hours is less than the maximum.

(c) The Head Start, center, and family child care maximum allowance for fiscal years 2026 and 2027 is \$11,200. The Head Start, center, and family child care maximum allowance for fiscal year 2028 and later equals the product of \$11,200 times the ratio of the formula allowance under section 126C.10, subdivision 2, for the current fiscal year to the formula allowance under section 126C.10, subdivision 2, for fiscal year 2027.

(d) Up to \$4,000,000 in fiscal year 2026 and \$4,500,000 in fiscal year 2027 and thereafter may be used by the commissioner for distribution of funds to Head Start, center, and family child care providers, including via a third-party administrator.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 7. Minnesota Statutes 2022, section 124D.151, subdivision 4, is amended to read:

Subd. 4. **Eligibility.** ~~A~~ (a) An eligible child means a child who:

(1) is four years of age as of September 1 in the calendar year in which the school year commences ~~is; and~~

(2) meets at least one of the following criteria:

(i) qualifies for free or reduced-price meals;

(ii) is an English language learner as defined by section 124D.59, subdivision 2;

(iii) is American Indian;

(iv) is experiencing homelessness;

(v) has an individualized education plan under section 125A.08;

(vi) was identified as having a potential risk factor that may influence learning through health and developmental screening under sections 121A.16 to 121A.19;

(vii) is in foster care or kinship care, including children receiving Northstar kinship assistance under chapter 256N, or is in need of child protection services;

(viii) has a parent who is a migrant or seasonal agriculture laborer under section 181.85; or

(ix) has a parent who is incarcerated.

(b) An eligible child is eligible to participate in a voluntary public prekindergarten program free of charge. ~~An eligible four year old child served in a mixed delivery system by a child care center, family child care program licensed under section 245A.03, or community based organization~~ Programs may charge a sliding fee for the instructional hours that exceed 850 during the school year, any hours that provide before or after school child care during the school year, or any hours that provide child care during the summer. A child that does not meet the eligibility requirements in paragraph (a), clause (2), may participate in the same classroom as eligible children and may be charged a sliding fee as long as ~~the mixed delivery partner~~ state funding was not awarded ~~a seat~~ for that child.

(c) Each eligible child must complete a health and developmental screening within 90 days of program enrollment under sections 121A.16 to 121A.19, and provide documentation of required immunizations under section 121A.15.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 8. Minnesota Statutes 2022, section 124D.151, subdivision 6, is amended to read:

Subd. 6. **Participation limits.** (a) Notwithstanding section 126C.05, subdivision 1, paragraph (d), the pupil units for a voluntary prekindergarten program for an eligible school district or charter school must not exceed 60 percent of the kindergarten pupil units for that school district or charter school under section 126C.05, subdivision 1, paragraph (e).

(b) In reviewing applications under subdivision 5, the commissioner must limit the total number of participants in the voluntary prekindergarten and school readiness plus programs under Laws 2017, First Special Session chapter 5, article 8, section 9, to not more than 7,160 participants ~~for fiscal years 2019, 2020, 2021, 2022, and 2023, and 3,160 participants for fiscal years 2024 and later.~~

EFFECTIVE DATE. This section is effective for revenue for fiscal years 2024 and 2025.

Sec. 9. Minnesota Statutes 2022, section 124D.151, subdivision 7, is amended to read:

Subd. 7. **Financial accounting.** An eligible school district or charter school must record expenditures attributable to voluntary public prekindergarten pupils according to guidelines prepared by the commissioner under section 127A.17. Center-based and family child care providers and Head Start agencies must record expenditures attributable to voluntary public prekindergarten pupils according to guidelines developed and approved by the commissioner of education.

EFFECTIVE DATE. This section is effective July 1, 2025.

Sec. 10. Minnesota Statutes 2022, section 126C.05, subdivision 1, is amended to read:

Subdivision 1. **Pupil unit.** Pupil units for each Minnesota resident pupil under the age of 21 or who meets the requirements of section 120A.20, subdivision 1, paragraph (c), in average daily membership enrolled in the district of residence, in another district under sections 123A.05 to 123A.08, 124D.03, 124D.08, or 124D.68; in a charter school under chapter 124E; or for whom the resident district pays tuition under section 123A.18, 123A.22, 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05, 125A.03 to 125A.24, 125A.51, or 125A.65, shall be counted according to this subdivision.

(a) A prekindergarten pupil with a disability who is enrolled in a program approved by the commissioner and has an individualized education program is counted as the ratio of the number of hours of assessment and education service to 825 times 1.0 with a minimum average daily membership of 0.28, but not more than 1.0 pupil unit.

(b) A prekindergarten pupil who is assessed but determined not to be disabled is counted as the ratio of the number of hours of assessment service to 825 times 1.0.

~~(c) A kindergarten pupil with a disability who is enrolled in a program approved by the commissioner is counted as the ratio of the number of hours of assessment and education services required in the fiscal year by the pupil's individualized education program to 875, but not more than one.~~

~~(d)~~ (c) For fiscal years 2024 and 2025, a prekindergarten pupil who is not included in paragraph (a) or (b) and is enrolled in an approved a voluntary public prekindergarten program under section 124D.151 is counted as the ratio of the number of hours of instruction to 850 times 1.0, but not more than 0.6 pupil units. For fiscal year 2026 and later, a prekindergarten pupil who is not included in paragraph (a) or (b) and is enrolled in a voluntary public prekindergarten program under section 124D.151 is counted as the ratio of the number of hours of instruction to 850 times 1.0, but not less than 0.6 or more than 1.0 pupil units.

~~(e)~~ (d) A kindergarten pupil ~~who is not included in paragraph (e)~~ is counted as 1.0 pupil unit if the pupil is enrolled in a free all-day, every day kindergarten program available to all kindergarten pupils at the pupil's school that meets the minimum hours requirement in section 120A.41, or is counted as .55 pupil unit, if the pupil is not enrolled in a free all-day, every day kindergarten program available to all kindergarten pupils at the pupil's school.

~~(f)~~ (e) A pupil who is in any of grades 1 to 6 is counted as 1.0 pupil unit.

~~(g)~~ (f) A pupil who is in any of grades 7 to 12 is counted as 1.2 pupil units.

~~(h)~~ (g) A pupil who is in the postsecondary enrollment options program is counted as 1.2 pupil units.

~~(i)~~ (h) For fiscal years 2018 through ~~2023~~ 2025, a prekindergarten pupil who:

(1) is not included in paragraph (a), (b), or (d);

(2) is enrolled in a school readiness plus program under Laws 2017, First Special Session chapter 5, article 8, section 9; and

(3) has one or more of the risk factors specified by the eligibility requirements for a school readiness plus program,

is counted as the ratio of the number of hours of instruction to 850 times 1.0, but not more than 0.6 pupil units. A pupil qualifying under this paragraph must be counted in the same manner as a voluntary prekindergarten student for all general education and other school funding formulas. This paragraph expires July 1, 2025.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2024 and later.

Sec. 11. Minnesota Statutes 2022, section 126C.05, subdivision 3, as amended by Laws 2023, chapter 18, section 3, is amended to read:

Subd. 3. **Compensation revenue pupil units.** Compensation revenue pupil units must be computed according to this subdivision.

(a) The compensation revenue concentration percentage for each building in a district equals the product of 100 times the ratio of:

(1) the sum of the number of pupils enrolled in the building eligible to receive free lunch plus one-half of the pupils eligible to receive reduced priced lunch on October 1 of the previous fiscal year; to

(2) the number of pupils enrolled in the building on October 1 of the previous fiscal year.

(b) The compensation revenue pupil weighting factor for a building equals the lesser of one or the quotient obtained by dividing the building's compensation revenue concentration percentage by 80.0.

(c) The compensation revenue pupil units for a building equals the product of:

(1) the sum of the number of pupils enrolled in the building eligible to receive free lunch and one-half of the pupils eligible to receive reduced priced lunch on October 1 of the previous fiscal year; times

(2) the compensation revenue pupil weighting factor for the building; times

(3) .60.

(d) Notwithstanding paragraphs (a) to (c), for voluntary prekindergarten programs under section 124D.151, charter schools, and contracted alternative programs in the first year of operation, compensation revenue pupil units shall be computed using data for the current fiscal year. If the voluntary prekindergarten program, charter school, or contracted alternative program begins operation after October 1, compensatory revenue pupil units shall be computed based on pupils enrolled on an alternate date determined by the commissioner, and the compensation revenue pupil units shall be prorated based on the ratio of the number of days of student instruction to 170 days.

~~(e) Notwithstanding paragraphs (a) to (c), for voluntary prekindergarten seats discontinued in fiscal year 2024 due to the reduction in the participation limit under section 124D.151, subdivision 6, those discontinued seats must not be used to calculate compensation revenue pupil units for fiscal year 2024.~~

~~(e)~~ (e) The percentages in this subdivision must be based on the count of individual pupils and not on a building average or minimum.

~~(g)~~ (f) Notwithstanding paragraphs (a) to ~~(f)~~ (e), for revenue in fiscal year 2025 only, the compensation revenue pupil units for each building in a district equals the greater of the building's actual compensation revenue pupil units computed according to paragraphs (a) to ~~(f)~~ (e) for revenue in fiscal year 2025, or the building's actual compensation revenue pupil units computed according to paragraphs (a) to ~~(f)~~ (e) for revenue in fiscal year 2024.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2024 and later.

Sec. 12. Minnesota Statutes 2022, section 126C.10, subdivision 2d, is amended to read:

Subd. 2d. **Declining enrollment revenue.** (a) A school district's declining enrollment revenue equals the greater of zero or the product of: (1) 28 percent of the formula allowance for that year and (2) the difference between the adjusted pupil units for the preceding year and the adjusted pupil units for the current year.

(b) Notwithstanding paragraph (a), for public prekindergarten programs for fiscal year ~~2024~~ 2026 only, prekindergarten pupil units under section 126C.05, subdivision 1, paragraph ~~(c)~~ (c), must be excluded from the calculation of declining enrollment revenue.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2024 and later.

Sec. 13. **APPROPRIATIONS; DEPARTMENT OF EDUCATION.**

Subdivision 1. Department of Education. The sums indicated in this section are appropriated from the general fund to the Department of Education for the fiscal years designated.

Subd. 2. Head Start, center, and family child care prekindergarten funding and administration. For Head Start, center, and family child care public prekindergarten programs under Minnesota Statutes, section 124D.151, subdivision 3a:

\$0	<u>2024</u>
\$0	<u>2025</u>

(b) Any balance in the first year does not cancel and is available in the second year.

(c) The base for this forecast program in fiscal year 2026 is \$99,551,000 and the base for fiscal year 2027 is \$118,812,000.

Subd. 3. **Prekindergarten planning.** (a) For planning and implementation of public prekindergarten under Minnesota Statutes, section 124D.151, including contracts with third parties with expertise in early childhood development, assessment, facilitation, project management, human-centered design, coaching, and training:

<u>\$5,233,000</u>	<u>.....</u>	<u>2024</u>
<u>\$5,233,000</u>	<u>.....</u>	<u>2025</u>

(b) The base for fiscal year 2026 is \$4,394,000 and the base for fiscal year 2027 is \$4,544,000.

Sec. 14. **REPEALER.**

Minnesota Statutes 2022, section 124D.151, subdivisions 5 and 6, are repealed.

EFFECTIVE DATE. This section is effective July 1, 2025."

Delete the title and insert:

"A bill for an act relating to early childhood; modifying prekindergarten programs; appropriating money; amending Minnesota Statutes 2022, sections 120A.20, subdivision 1; 120A.41; 124D.151, subdivisions 1, 2, 3, 4, 6, 7, by adding a subdivision; 126C.05, subdivisions 1, 3, as amended; 126C.10, subdivision 2d; repealing Minnesota Statutes 2022, section 124D.151, subdivisions 5, 6."

With the recommendation that when so amended the bill be re-referred to the Committee on Education Finance.

The report was adopted.

Hassan from the Committee on Economic Development Finance and Policy to which was referred:

H. F. No. 2427, A bill for an act relating to state government; requiring the Capitol Area Architectural and Planning Board to update the Capitol Mall Design Framework; establishing the Capitol Area Community Vitality Task Force and account; specifying certain elements that must be included in the updated framework; requiring a report; appropriating money.

Reported the same back with the following amendments:

Page 3, after line 13, insert:

"Sec. 4. **APPROPRIATION; CAPITOL AREA TRANSPORTATION CORRIDORS.**

(a) \$5,000,000 in fiscal year 2024 is appropriated from the general fund to the commissioner of administration for one or more grants to the city of St. Paul, Ramsey County, or both, for road projects that improve the livability, economic health, and safety of communities within the Capitol Area. Funded projects must be consistent with the recommendations of the Capitol Area Community Vitality Task Force, as approved by the Capitol Area Architectural and Planning Board. This is a onetime appropriation and is available until June 30, 2027.

(b) Funds under this section are available:

(1) for planning, predesign, design, engineering, environmental analysis and mitigation, land acquisition, and reconstruction of streets and highways; and

(2) only upon approval of the expenditure by the Capitol Area Architectural and Planning Board.

(c) For purposes of this section, "Capitol Area" means that part of the city of St. Paul within the boundaries described in Minnesota Statutes, section 15B.02."

Renumber the sections in sequence

With the recommendation that when so amended the bill be re-referred to the Committee on State and Local Government Finance and Policy.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 10, 70 and 1520 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 2265 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Hassan introduced:

H. F. No. 3151, A bill for an act relating to local government; allowing amortization of certain facilities; amending Minnesota Statutes 2022, section 462.357, subdivision 1c.

The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy.

Pelowski introduced:

H. F. No. 3152, A bill for an act relating to capital investment; appropriating money for a public safety facility in the city of Lewiston; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Hassan introduced:

H. F. No. 3153, A bill for an act relating to housing; appropriating money for a grant to Community Action Partnership of Hennepin County (CAP-HC) to increase affordable housing in the Black community.

The bill was read for the first time and referred to the Committee on Housing Finance and Policy.

Newton introduced:

H. F. No. 3154, A bill for an act relating to economic development; appropriating money for costs related to the Taste of Minnesota event.

The bill was read for the first time and referred to the Committee on Economic Development Finance and Policy.

Dotseth introduced:

H. F. No. 3155, A bill for an act relating to capital investment; appropriating money for local road projects in the city of Sturgeon Lake; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Dotseth introduced:

H. F. No. 3156, A bill for an act relating to capital investment; appropriating money for a city hall and fire station in the city of Sturgeon Lake; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Hudella and Altendorf introduced:

H. F. No. 3157, A bill for an act relating to capital investment; appropriating money for the Mississippi River Greenway corridor in Dakota County; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Myers, Nadeau, Witte and Bakeberg introduced:

H. F. No. 3158, A bill for an act relating to education finance; fully funding school district special education services; appropriating money; amending Minnesota Statutes 2022, section 125A.76, subdivision 2e.

The bill was read for the first time and referred to the Committee on Education Finance.

Berg introduced:

H. F. No. 3159, A bill for an act relating to education finance; providing for school building improvements including new windows and doors; appropriating money.

The bill was read for the first time and referred to the Committee on Education Finance.

Berg introduced:

H. F. No. 3160, A bill for an act relating to education; requiring testing of school building doors and locks; appropriating money; amending Minnesota Statutes 2022, section 123B.57, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 123B.

The bill was read for the first time and referred to the Committee on Education Policy.

MOTIONS AND RESOLUTIONS

Bliss moved that the name of Murphy be added as an author on H. F. No. 292. The motion prevailed.

Reyer moved that the name of Bakeberg be added as an author on H. F. No. 346. The motion prevailed.

Finke moved that the name of Edelson be added as an author on H. F. No. 752. The motion prevailed.

Hassan moved that her name be stricken and the name of Noor be shown as chief author on H. F. No. 1626. The motion prevailed.

Freiberg moved that the name of Reyer be added as an author on H. F. No. 1801. The motion prevailed.

Hollins moved that the name of Kraft be added as an author on H. F. No. 1900. The motion prevailed.

Hudson moved that the name of Knudsen be added as an author on H. F. No. 1903. The motion prevailed.

Bierman moved that the name of Engen be added as an author on H. F. No. 2087. The motion prevailed.

Wolgamott moved that the name of Kozlowski be added as an author on H. F. No. 2222. The motion prevailed.

Hanson, J., moved that her name be stricken and the name of Xiong be shown as chief author on H. F. No. 2233. The motion prevailed.

Urdahl moved that the name of Davids be added as an author on H. F. No. 3120. The motion prevailed.

Johnson moved that the name of Engen be added as an author on H. F. No. 3128. The motion prevailed.

Igo moved that the name of Engen be added as an author on H. F. No. 3134. The motion prevailed.

Zeleznikar moved that the name of Engen be added as an author on H. F. No. 3144. The motion prevailed.

Bakeberg moved that the name of Engen be added as an author on H. F. No. 3148. The motion prevailed.

ADJOURNMENT

Long moved that when the House adjourns today it adjourn until 12:30 p.m., Thursday, March 30, 2023. The motion prevailed.

Long moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:30 p.m., Thursday, March 30, 2023.

PATRICK D. MURPHY, Chief Clerk, House of Representatives

