



Omnibus E-12 Policy (JFK25-01 Document)

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ARTICLE 1 GENERAL EDUCATION

Section 1. Legitimate exceptions. Provides that an application to excuse a child from school attendance may be made to a truant officer or other school official designated by the principal. Removes other school officials from the set of people who may receive such applications.

Sec. 2. Reporting attendance. Requires that a school district must count a student as in attendance on each day the student receives supervision, instruction, or services from school staff. Requires the school principal to issue and keep records of attendance excuses.

Sec. 3. Reports to the state or county. Requires the school principal to report to the superintendent information about students who are unexpectedly not re-enrolled in the school for the current term. Requires the superintendent to immediately make such information available to applicable county representatives.

Sec. 4. Attendance provisions coded elsewhere. Provides informational cross-references to various laws related to student attendance.

Sec. 5. [PSEO] authorization; notification. Clarifies that students enrolled in charter schools or Tribal contract schools are eligible to participate in PSEO programs. Requires a postsecondary institution to notify a pupil's school if the pupil withdraws from a course or stops attending a course that the student is taking for postsecondary credit.

Sec. 6. [PSEO] authorization; career or technical education. Clarifies that students enrolled in charter schools or Tribal contract schools are eligible to participate in PSEO programs.

Sec. 7. [PSEO] enrollment priority. Removes obsolete language about limits on the information that postsecondary institutions may share with high school students. (The additional authority provided under the language expired after the 2019-2020 school year.)

Sec. 8. Definitions [for the Online Instruction Act]. Clarifies that the Online Instruction Act is applicable to charter schools and is not applicable to nonpublic schools. Provides that state-operated schools are eligible supplemental online course providers under the Online Instruction Act.

Sec. 9. [Adult basic education] program approval. Provides that adult basic education programs may be approved by MDE for up to six years, to better align with the six-year timelines under some federal and private grant awards.

Sec. 10. School start date for the 2026-2027 and 2027-2028 school years only. Allows a school district to begin the school year on or after September 1 for the 2026-2027 and 2027-2028 school years only.

ARTICLE 2 EDUCATION EXCELLENCE

Section. 1. Healthy aging and dementia education. Encourages school districts and charter schools to provide instruction on healthy aging and dementia to students in grades 6 through 12 that is aligned with applicable health standards and integrated into existing curriculum.

Sec. 2. Model program. Requires that the model substance use programs identified by the commissioner include content that addresses overdose recognition, prevention, and response.

Sec. 3. Violence prevention curriculum. Specifically includes “physical abuse” among the program subjects that a school district may voluntarily integrate into its curriculum.

Sec. 4. State growth measures; other state measures. Requires the commissioner to report language development outcomes of the target language of instruction other than English for all students in dual immersion programs or in programs in which the objective is improving or maintaining the students’ native language.

Sec. 5. Local policy components. Provides that a parent or guardian may designate another individual to receive notifications from the district under the school student bullying policy.

Sec. 6. State model policy. Clarifies that the Department has authority to assess and evaluate, not investigate, noncompliance with the school student bullying requirements.

Sec. 7. Exclusions. Updates terminology from epinephrine auto-injectors to epinephrine delivery systems.

Sec. 8. Possession and use of Epinephrine delivery systems; model policy. Defines “epinephrine delivery system” as a medication product that automatically delivers a singled, premeasured does of epinephrine to prevent or treat a life-threatening allergic reaction. Updates terminology from epinephrine auto-injectors to epinephrine delivery systems.

Sec. 9. Life-threatening allergies in schools; stock supply of epinephrine delivery systems. Updates terminology from epinephrine auto-injectors to epinephrine delivery systems. Directs the Commissioner of Health to provide a district or school with a standing order for distribution of epinephrine delivery systems.

Sec. 10. Opiate antagonists. Authorizes a district or charter school to allow a high school student to possess and administer an opiate antagonist to another high school student.

Sec. 11. Requirements for board approval. Removes a requirement that PELSB annually report certain performance of teacher candidates to the legislature. Strikes other obsolete language.

Sec. 12. Reading strategies. Completes a technical correction under Laws 2024, Chapter 85, Section 18, related to teacher testing requirements that were substantively modified under Laws 2023, Chapter 55, Article 5, Sections 39 and 40.

Sec. 13. Short-call emergency substitute teacher program. Amends the short-call substitute teacher pilot program to eliminate the expiration of the program and to modify the compensation from the greater of \$200 per day or the employee's regular rate of pay to the greater of the short-call substitute rate or pay in the district or charter school or the employee's regular rate of pay. Limits the duration of the short-call emergency substitute teacher assignment.

Sec. 14. Student representation. Encourages a school board to adopt a process to include student representation to advise the school board.

Sec. 15. Disposing of surplus books. Allows a school district to dispose of surplus schoolbooks by donating them to a family of a student residing district or a charitable organization.

Sec. 16. Implementation [of the kindergarten entry assessment]. Provides a one-year extension to implement the requirements of the kindergarten entry assessment.

Sec. 17. Minnesota Math Corps. Requires Minnesota math corps to use evidence-based instructional support to evaluate and accelerate student learning on foundational mathematics skills. Defines "evidence-based."

Sec. 18. Repealer. Repeals section 123B.935, subdivision 2 (Active transportation safety training deadlines).

ARTICLE 3 CHARTER SCHOOLS

Section 1. Definitions [applicable to public official gift ban.] Adds a member of a charter school board, charter school director or chief administrator to the definition of "official" for purposes of the public official gift ban.

Sec. 2. Definitions [applicable to charter schools]. Provides a definition of “competitive procurement process” relating to procurement provisions modified later in this article. Clarifies that a charter school “market need and demand study” must include information relating to all of the proposed grades, sites, and programs for the school or additional school site.

Sec. 3. Certain federal, state, and local requirements [applicable to charter schools]. Clarifies that a charter school must comply with all requirements under chapter 120B, not only those relating to state standards and assessments.

Sec. 4. Statement of economic interest; gift ban. Makes charter school board members and people employed as charter school directors or chief administrators subject to the gift bans under current state law.

Sec. 5. Roles, responsibilities, and requirements of authorizers. Requires a charter school authorizer to include information in its annual report regarding the commissioner’s performance review of the authorizer. Provides that an authorizer must participate in annual department-approved training.

Sec. 6. [Charter school] merger. Requires that the merged school and its authorizer must execute a new charter contract by June 1 preceding the July 1 effective date of the merger.

Sec. 7. Change in location [of a charter school]. Requires a charter school to apply to its authorizer to change the location of the school and requires certain documentation for the authorizer’s review and approval.

Sec. 8. Ongoing board of directors [of a charter school]. Strikes language regarding the timing of charter school board elections that is recodified in a later section of this article.

Sec. 9. Membership criteria [for a charter school board of directors]. Prohibits an individual who has violated the law against serving on more than one charter school board at the same time from continuing to serve as a board member and makes them ineligible to be elected or appointed to a charter school board for 24 months. Provides that a charter school board member who is compensated for serving on the board must not receive more compensation than a school board member in the district in which the charter school is located.

Sec. 10. Board elections [for a charter school]. Recodifies language regarding the timing of charter school board elections that was stricken in a previous section of this article. Requires charter school board members to file a written oath of office with the charter school’s authorizer.

Sec. 11. Duties [of a charter school board of directors]. Requires a charter school board of directors to establish a finance committee and establishes statutory duties for the committee. Requires a charter school that is under corrective actions for financial reasons

must include the school's authorizer in meetings of its finance committee, and, upon request of the authorizer, hire a financial expert.

Sec. 12. Causes for nonrenewal or termination of a charter school contract. Requires that a hearing before a charter school's authorizer regarding nonrenewal or termination of the charter school's contract be live-streamed. (Under current law, the hearing must be recorded by audio, video, or a court reporter.)

Sec. 13. Affiliated nonprofit building corporation. Requires that a contractor or certain other interested parties must not serve on the board of a charter school's affiliated building corporation (ABC). Provides that a charter school employee or immediate family member of the employee may serve on the ABC board if the employee has no conflict of interest.

Sec. 14. Audit report. Requires that a charter school annually submit all supplemental information included in its audit to the commissioner and to its authorizer. The supplemental information must include any management agreement with a charter management organization (CMO) or educational management organization (EMO).

Sec. 15. Authorizer performance evaluation report. Requires a charter school to publish on its website the formal written performance evaluation from its authorizer and disseminate the evaluation to enrolled families.

Sec. 16. Dissemination of information. Requires an authorizer to publish on its website information about charter contracts, school performance reviews, notices to terminate or not renew, and certain other notices regarding charter schools in its portfolio. Requires a charter school to post a link from its website to this information on the authorizer's website, and upon request of the authorizer, distribute certain information from the authorizer to charter school employees and families. Requires an authorizer to publish on its website certain financial statements related to its authorizing activities.

Sec. 17. Required [charter school procurement] policy components. Clarifies charter school procurement procedures, including requirements for procurement by sealed bids or proposals.

Sec. 18. Competitive procurement. Defines the requirements for procurement by sealed bids or procurement by proposals.

Sec. 19. Revisor instruction. Directs the revisor to recodify an existing subdivision regarding public accounting and reporting of CMO and EMO agreements.

ARTICLE 4 EDUCATION INNOVATION

Section 1. Experiential and applied learning opportunities for students. Prohibits the commissioner of education from approving or denying a school board-adopted experiential and applied learning program.

Sec. 2. P-TECH schools; board approval process. Allows a school board to adopt a P-TECH program without commissioner approval.

Sec. 3. P-TECH schools; grant process. Clarifies that the commissioner is not authorized to approve or deny a locally adopted P-TECH plan.

Sec. 4. Revisor instruction. Instructs the Revisor to codify a new chapter of statutes relating to education innovation and codifies innovation zone session law in new chapter.

ARTICLE 5 SPECIAL EDUCATION

Section 1. Language access plan required. Provides that the school board-adopted language access plan must also specify the district's process and procedures to render effective language assistance to students and adults who require additional assistance due to a disability.

Sec. 2. [Language access] plan requirements. Clarifies that the language access plan should address district procedures for communication relating to special education determinations and placements, ensure meaningful participation in the IEP process by families where the family speaks a language other than English or has a disability themselves, and provide a process to appeal the accommodations of the access plan if needs are not met.

Sec. 3. State complaint process. Codifies the IDEA implementing regulations on the state complaint process into Minnesota law. (The state complaint process is the process for a parent or other individual to file a complaint with, and seek resolution from, a state education agency alleging that a local education agency has not complied with special education laws.)

ARTICLE 6 SCHOOL NUTRITION AND FACILITIES

Section 1. Summer Food Service Program locations. Corrects a citation to the Code of Federal Regulations governing the Summer Food Service Program (SFSP).

ARTICLE 7 STATE AGENCIES

Section 1. Directory information. Adds a citation to federal regulations to clarify that parental consent continues to be required for school districts and charter schools to share personally identifiable information about students with disabilities with the Department of Employment and Economic Development (DEED).



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Sec. 2. Department of Education Office of the Inspector General; Investigative Data.

Establishes confidentiality expectations for certain data and records collected and maintained by the OIG for the purposes of an investigation.

Sec. 3. Application [OIG]. Provides law enforcement protections for OIG data.

Sec. 4. Rulemaking. Clarifies that the Commissioner of Education must use the standard rulemaking process for adopting rules implementing statewide academic standards in language arts, mathematics, science, social studies, physical education, and the arts. (The agency currently has statutory authority to use the expedited rulemaking process for this purpose.)

Sec. 5. Report. [Teacher mentorship and retention of effective teachers] Changes the frequency of the report to once every even-numbered year.

Sec. 6. Establishment of OIG; powers; duties. [OIG] Adds preventing and detecting theft to the purpose and duties of the OIG.

Sec. 7. Definitions. [OIG] Modifies definition of “abuse.” Defines “excluded.” Modifies definition of “fraud” and provides examples.

Sec. 8. Access to records. [OIG] Requires program participants to give the OIG immediate access without prior notice to any locations of potential record storage and the records themselves, and to any records related to a department program. Provides that denying access to requested records is cause for immediate suspension of payment. Allows the OIG to copy any record related to a department program.

Sec. 9. Sanctions; appeal. [OIG] Modifies grounds for sanctions.

Sec. 10. Data practices. [OIG] Modifies cross-references to data practices statutes, referencing new statute governing the OIG and investigative data (section 13.3211 (section 2 above)) and statute on comprehensive law enforcement data (section 13.82) rather than statute governing data collected by a government entity as part of an active investigation related to a civil action (section 13.39). Strikes audit data from list of types of data governed by these cross-referenced statutes.

Sec. 11. Immunity and confidentiality. [OIG] Provides immunity from civil liability to a person making a good faith report or participating in an investigation. Requires the reporter’s name and identifying information to be kept confidential after an investigation is complete.

Sec. 12. Limits on receiving public funds; prohibition. [OIG] Establishes requirements for and consequences of excluding a participant from a department program. Provides that subdivision does not authorize reducing or pausing state or federal aid to a district, charter school, cooperative unit, library, library system, or library district.

Sec. 13. Notice. [OIG] Requires the commissioner to provide a program participant notice when excluding a participant from a department program.

Sec. 14. Appeal. [OIG] Allows a program participant excluded from a department program to request a contested case hearing.

Sec. 15. Withholding of payments. [OIG] Requires the inspector general to recommend to the commissioner of education to withhold payments to a participant in any department program if there is a credible allegation of fraud or theft for which an investigation is pending. Requires the commissioner to notify the participant when withholding payments. Prohibits appeals of withholding of payments. Provides that this subdivision does not authorize withholding payments of state or federal aid to a school district, charter school, cooperative unit, library, library system, or library district.

Sec. 16. Excess tax increment. Directs the county auditor to certify to the commissioner of education the amount of any excess tax increment by February 1 of each year.

Sec. 17. Report [Alternative teacher preparation grant program]. Clarifies that an alternative teacher preparation program must submit a report only for years in which the program received grant funding.

Sec. 18. Use of data [under Minnesota Unemployment Insurance Law]. [OIG] Authorizes that data gathered from a person under the Minnesota Unemployment Insurance Law may be disseminated, without consent of the subject of the data, to the Department of Education Office of the Inspector General for investigations related to fraud, theft, waste, and abuse or other misuse of public funds by a program participant in a department program.