



Decriminalize Education

Summary of Proposed Changes

Proposed Change	Rationale
Amend section 120A.26(3)(4) to remove requirements that district superintendents report parents who use an alternative address to enroll their children in public school.	Superintendents should not be required to prosecute families for accessing public schools within their districts.
Delete section 120A.26(3)(4) to remove the criminalization of parents who provide the incorrect address for enrolling their students in school.	Parents should be empowered to choose the best schools for their students, not criminalized for accessing the public school system. All public schools should be open and accessible to all families statewide. This ends discrimination based on residential address.

NOTE: ~~strikethrough~~ = recommended deleted language; underlined = recommended added language

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

ARTICLE 1 GENERAL EDUCATION

Section 1. Minnesota Statutes 2022, section 120A.26, subdivision 3, is amended to read:

Subd. 3. **Notice to parents.** The superintendent ~~must~~ may notify the parent, in writing, if a child is alleged to be receiving instruction in violation of sections [120A.22](#) and [120A.24](#). The written notification must include a list of the specific alleged violations.

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

Section 2. Minnesota Statutes 2022, section 120A.26, subdivision 4, is amended to read:

Subd. 4. **Fact-finding and mediation.** If the specified alleged violations of the compulsory attendance requirements are not corrected within 15 days of receipt of the written notification, the superintendent ~~must~~ may request fact-finding and mediation services from the commissioner.

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

Section 3. **REPEALER.**

Minnesota Statutes 2022, section 120A.26, subdivisions 5 and 6, are repealed.