

CHAPTER 395—H.F.No. 3329

An act relating to education finance; modifying the aid payment schedule for certain charter schools; amending Minnesota Statutes 2008, section 127A.45, by adding a subdivision; Minnesota Statutes 2009 Supplement, section 123B.54.

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

Section 1. Minnesota Statutes 2009 Supplement, section 123B.54, is amended to read:

123B.54 DEBT SERVICE APPROPRIATION.

(a) ~~\$9,109,000~~ in fiscal year 2009, ~~\$7,948,000~~ in fiscal year 2010, ~~\$9,275,000~~ in fiscal year 2011, ~~\$9,574,000~~ \$16,900,000 in fiscal year 2012, and ~~\$8,904,000~~ \$19,175,000 in fiscal year 2013 and later are appropriated from the general fund to the commissioner of education for payment of debt service equalization aid under section 123B.53.

(b) The appropriations in paragraph (a) must be reduced by the amount of any money specifically appropriated for the same purpose in any year from any state fund.

Sec. 2. Minnesota Statutes 2008, section 127A.45, is amended by adding a subdivision to read:

Subd. 6a. **Cash flow adjustment.** The board of directors of any charter school serving fewer than 150 students where the percent of students eligible for special education services equals 100 percent of the charter school's total enrollment may request that the commissioner of education accelerate the school's cash flow under this section. The commissioner must approve a properly submitted request within 30 days of its receipt. The commissioner must accelerate the school's cash flow aid payments for all state aid according to the schedule in the school's request and modify the payments to the school under subdivision 3 accordingly. The commissioner must delay the special education aid payments to all other school districts and charter schools in proportion to each district or charter school's total share of regular special education aid such that the overall aid payment savings from the aid payment shift remains unchanged for any fiscal year.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to school district or charter school payments made on or after that date.

Presented to the governor May 18, 2010

Signed by the governor May 25, 2010, 11:24 a.m.