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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **3339**

1.1 A bill for an act
1.2 relating to education; defining and requiring reporting of pupil withdrawal
1.3 agreements; amending Minnesota Statutes 2018, sections 121A.41, by adding a
1.4 subdivision; 121A.53.

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

1.6 Section 1. Minnesota Statutes 2018, section 121A.41, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 7a. **Pupil withdrawal agreement.** "Pupil withdrawal agreement" means a verbal
1.9 or written agreement between a school or district administrator and a pupil's parent to
1.10 withdraw the pupil from the school district to avoid expulsion or exclusion dismissal
1.11 proceedings.

1.12 **EFFECTIVE DATE.** This section is effective July 1, 2020.

1.13 Sec. 2. Minnesota Statutes 2018, section 121A.53, is amended to read:

1.14 **121A.53 REPORT TO COMMISSIONER OF EDUCATION.**

1.15 Subdivision 1. **Exclusions and expulsions; physical assaults; pupil withdrawal**
1.16 **agreements.** The school board must report through the department electronic reporting
1.17 system each exclusion or expulsion, each pupil withdrawal agreement, and each physical
1.18 assault of a district employee by a student within 30 days of the effective date of the dismissal
1.19 action or assault to the commissioner of education. This report must include a statement of
1.20 alternative educational services, or other sanction, intervention, or resolution in response
1.21 to the assault given the pupil and the reason for, the effective date, and the duration of the

2.1 exclusion or expulsion or other sanction, intervention, or resolution. The report must also
2.2 include the student's age, grade, gender, race, and special education status.

2.3 Subd. 2. **Report.** (a) The school board must include state student identification numbers
2.4 of affected pupils on all dismissal and other disciplinary reports, including pupil withdrawal
2.5 agreement reports, required by the department. The department must report annually to the
2.6 commissioner summary data on the number of dismissals, pupil withdrawal agreements,
2.7 and physical assaults of district employees by a student by age, grade, gender, race, and
2.8 special education status of the affected pupils. All dismissal and other disciplinary reports
2.9 must be submitted through the department electronic reporting system.

2.10 (b) The commissioner must aggregate the district data reported under this section and
2.11 include the aggregated data, including aggregated data on physical assaults of a district
2.12 employee by a student, in the annual school performance reports under section 120B.36.

2.13 **EFFECTIVE DATE.** This section is effective July 1, 2020.