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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-FIFTH  
SESSION**

**HOUSE FILE No. 804**

February 12, 2007

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The bill was read for the first time and referred to the Committee on E-12 Education

February 22, 2007

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Finance

1.1 A bill for an act  
1.2 relating to education; raising kindergarten through grade 12 academic  
1.3 achievement through increased student participation in international  
1.4 baccalaureate courses and programs in addition to preadvanced placement and  
1.5 advanced placement programs; appropriating money; amending Minnesota  
1.6 Statutes 2006, section 120B.132.

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

1.8 Section 1. Minnesota Statutes 2006, section 120B.132, is amended to read:

1.9 **120B.132 RAISED ACADEMIC ACHIEVEMENT; ADVANCED**  
1.10 **PLACEMENT AND INTERNATIONAL BACCALAUREATE PROGRAMS.**

1.11 Subdivision 1. **Establishment; eligibility.** A program is established to raise  
1.12 kindergarten through grade 12 academic achievement through increased student  
1.13 participation in preadvanced placement ~~and~~, advanced placement, and international  
1.14 baccalaureate programs, consistent with section 120B.13. Schools and charter schools  
1.15 eligible to participate under this section:

1.16 (1) must have a three-year plan approved by the local school board to establish a new  
1.17 international baccalaureate program leading to international baccalaureate authorization,  
1.18 or expand an existing program that leads to international baccalaureate authorization, or  
1.19 expand an existing authorized international baccalaureate program; or

1.20 (2) must have a three-year plan approved by the local school board to create a new or  
1.21 expand an existing program to implement the college board advanced placement courses  
1.22 and exams or preadvanced placement ~~courses~~ initiative; and

1.23 (2) (3) must propose to further raise students' academic achievement by:

1.24 (i) increasing the availability of and all students' access to advanced placement or  
1.25 international baccalaureate courses or programs;

2.1 (ii) expanding the breadth of advanced placement or international baccalaureate  
 2.2 courses or programs that are available to students;

2.3 (iii) increasing the number and the diversity of the students who participate in  
 2.4 advanced placement or international baccalaureate courses or programs and succeed;

2.5 (iv) providing low-income and other disadvantaged students with increased access  
 2.6 to advanced placement or international baccalaureate courses and programs; or

2.7 (v) increasing the number of high school students, including low-income and other  
 2.8 disadvantaged students, who receive college credit by successfully completing advanced  
 2.9 placement or international baccalaureate courses or programs and achieving satisfactory  
 2.10 scores on related exams.

2.11 Subd. 2. **Application and review process; funding priority.** (a) Charter schools  
 2.12 and school districts in which eligible schools under subdivision 1 are located may apply to  
 2.13 the commissioner, in the form and manner the commissioner determines, for competitive  
 2.14 funding to further raise students' academic achievement. The application must detail the  
 2.15 specific efforts the applicant intends to undertake in further raising students' academic  
 2.16 achievement, consistent with subdivision 1, and a proposed budget detailing the district or  
 2.17 charter school's current and proposed expenditures for advanced placement ~~or~~ preadvanced  
 2.18 placement, and international baccalaureate courses and programs. The proposed budget  
 2.19 must demonstrate that the applicant's efforts will ~~supplement but not supplant any~~  
 2.20 ~~expenditures for advanced placement and preadvanced placement courses and programs~~  
 2.21 ~~the applicant currently makes available to students~~ support implementation of advanced  
 2.22 placement, preadvanced placement, and international baccalaureate courses and programs.  
 2.23 Expenditures for administration must not exceed five percent of the proposed budget. The  
 2.24 commissioner may require an applicant to provide additional information.

2.25 (b) When reviewing applications, the commissioner must determine whether  
 2.26 the applicant satisfied all the requirements in this subdivision and subdivision 1.  
 2.27 The commissioner may give funding priority to an otherwise qualified applicant that  
 2.28 demonstrates:

2.29 (1) a focus on developing or expanding preadvanced placement, advanced  
 2.30 placement, or international baccalaureate courses ~~and~~ or programs or increasing students'  
 2.31 participation in, access to, or success with the courses or programs, including the  
 2.32 participation, access, or success of low-income and other disadvantaged students;

2.33 (2) a compelling need for access to preadvanced placement, advanced placement, or  
 2.34 international baccalaureate courses or programs;

3.1 (3) an effective ability to actively involve local business and community  
 3.2 organizations in student activities that are integral to preadvanced placement, advanced  
 3.3 placement, or international baccalaureate courses ~~and~~ or programs;

3.4 (4) access to additional public or nonpublic funds or in-kind contributions that are  
 3.5 available for preadvanced placement, advanced placement, or international baccalaureate  
 3.6 courses or programs; or

3.7 (5) an intent to implement activities that target low-income and other disadvantaged  
 3.8 students.

3.9 Subd. 3. **Funding; permissible funding uses.** (a) The commissioner shall award  
 3.10 grants to applicant school districts and charter schools that meet the requirements of  
 3.11 subdivisions 1 and 2. The commissioner must award grants on an equitable geographical  
 3.12 basis to the extent feasible and consistent with this section. Grant awards must not exceed  
 3.13 the lesser of:

3.14 (1) \$85 times the number of pupils enrolled at the participating sites on October  
 3.15 1 of the previous fiscal year; or

3.16 (2) the approved supplemental expenditures based on the budget submitted under  
 3.17 subdivision 2. For charter schools in their first year of operation, the maximum grant  
 3.18 funding award must be calculated using the number of pupils enrolled on October 1 of  
 3.19 the current fiscal year. The commissioner may adjust the maximum grant funding award  
 3.20 computed using prior year data for changes in enrollment attributable to school closings,  
 3.21 school openings, grade level reconfigurations, or school district reorganizations between  
 3.22 the prior fiscal year and the current fiscal year.

3.23 (b) School districts and charter schools that submit an application and receive  
 3.24 funding under this section must use the funding, consistent with the application, to:

3.25 (1) provide teacher training and instruction to more effectively serve students,  
 3.26 including low-income and other disadvantaged students, who participate in preadvanced  
 3.27 ~~and~~ placement, advanced placement, or international baccalaureate courses or programs;

3.28 (2) further develop preadvanced placement, advanced placement, or international  
 3.29 baccalaureate courses or programs;

3.30 (3) improve the transition between grade levels to better prepare students, including  
 3.31 low-income and other disadvantaged students, for succeeding in preadvanced placement,  
 3.32 advanced placement, or international baccalaureate courses or programs;

3.33 (4) purchase books and supplies;

3.34 (5) pay course or program fees;

3.35 (6) increase students' participation in and success with preadvanced placement,  
 3.36 advanced placement, or international baccalaureate courses or programs;

4.1 (7) expand students' access to preadvanced placement ~~or~~, advanced placement, or  
 4.2 international baccalaureate courses or programs through online learning;

4.3 (8) hire appropriately licensed personnel to teach additional advanced placement  
 4.4 or international baccalaureate courses or programs; or

4.5 (9) engage in other activity directly related to expanding students' access to,  
 4.6 participation in, and success with preadvanced placement ~~or~~, advanced placement, or  
 4.7 international baccalaureate courses ~~and~~ or programs, including low-income and other  
 4.8 disadvantaged students.

4.9 Subd. 4. **Annual reports.** (a) Each school district and charter school that receives  
 4.10 a grant under this section annually must collect demographic and other student data to  
 4.11 demonstrate and measure the extent to which the district or charter school raised students'  
 4.12 academic achievement under this program and must report the data to the commissioner  
 4.13 in the form and manner the commissioner determines. The commissioner annually by  
 4.14 February 15 must make summary data about this program available to the education  
 4.15 policy and finance committees of the legislature.

4.16 (b) Each school district and charter school that receives a grant under this section  
 4.17 annually must report to the commissioner, consistent with the Uniform Financial  
 4.18 Accounting and Reporting Standards, its actual expenditures for advanced placement ~~and~~,  
 4.19 preadvanced placement, and international baccalaureate courses and programs. The report  
 4.20 must demonstrate that the school district or charter school has maintained its effort from  
 4.21 other sources for advanced placement ~~and~~, preadvanced placement, and international  
 4.22 baccalaureate courses and programs compared with the previous fiscal year, and the  
 4.23 district or charter school has expended all grant funds, consistent with its approved budget.

4.24 **EFFECTIVE DATE.** This section is effective the day following final enactment  
 4.25 and applies to the 2007-2008 school year and later.

4.26 Sec. 2. **APPROPRIATIONS.**

4.27 \$7,300,000 in fiscal year 2008 and \$8,111,000 in fiscal year 2009 are appropriated  
 4.28 from the general fund to the commissioner of education to establish advanced placement,  
 4.29 preadvanced placement, and international baccalaureate programs under section 1.