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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **941**

February 13, 2007

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

1.1 A bill for an act
1.2 relating to education; making some transfer students under the state's open
1.3 enrollment program ineligible for postseason tournament competitions; amending
1.4 Minnesota Statutes 2006, section 124D.03, subdivision 6.

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

1.6 Section 1. Minnesota Statutes 2006, section 124D.03, subdivision 6, is amended to
1.7 read:

1.8 Subd. 6. **Basis for decisions.** (a) The board must adopt, by resolution, specific
1.9 standards for acceptance and rejection of applications. Standards may include the capacity
1.10 of a program, class, or school building. The school board may not reject applications
1.11 for enrollment in a particular grade level if the nonresident enrollment at that grade
1.12 level does not exceed the limit set by the board under subdivision 2. Standards may not
1.13 include previous academic achievement, athletic or other extracurricular ability, disabling
1.14 conditions, proficiency in the English language, previous disciplinary proceedings, or
1.15 the student's district of residence.

1.16 (b) A high school student who transfers to another school district under this program
1.17 is ineligible to participate in any varsity athletic or fine arts postseason tournament
1.18 competitions in the enrolling district for one calendar year from the date the student
1.19 enrolls in that district unless the student:

1.20 (1) is enrolling in ninth grade for the first time;

1.21 (2) is transferring because the student's parent or legal guardian changes place of
1.22 residency in Minnesota; or

1.23 (3) is subject to a juvenile court disposition order or a child protection order placing
1.24 the student in a foster home.

2.1 This paragraph does not apply to students who attend the first day of instruction in
2.2 the enrolling district and participate in courses or programs under section 124D.09.

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