

1.1 Senator ..... moves to amend S.F. No. 452 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. ALLOWING A CHARTER SCHOOL TO BECOME A SCHOOL  
1.4 WITHIN A SCHOOL DISTRICT WHILE RETAINING ITS AUTONOMY AND  
1.5 FLEXIBILITY; PILOT PROJECT.

1.6 Subdivision 1. Establishment. Notwithstanding Minnesota Statutes, section  
1.7 123B.04 or 124D.10, or other law to the contrary, a five-year pilot project for the  
1.8 2011-2012 through the 2015-2016 school years or the 2012-2013 through the 2016-2017  
1.9 school years, based on the contract under subdivision 2, is established to allow Lakes  
1.10 International Language Academy, District No. 4116 (LILA), a charter school, to become a  
1.11 school within Independent School District No. 831, Forest Lake (Forest Lake), so that  
1.12 LILA operates under the direct authority and supervision of the Forest Lake superintendent  
1.13 and the LILA chief administrator reports directly to the superintendent.

1.14 Subd. 2. Implementation. (a) The requirements governing LILA as a charter  
1.15 school and Volunteers of America of Minnesota as LILA's approved authorizer under  
1.16 Minnesota Statutes, section 124D.10, are suspended during the term of the pilot project to  
1.17 the extent they conflict with this section.

1.18 (b) To implement this pilot project, the following conditions apply during the term  
1.19 of the pilot project:

1.20 (1) LILA remains located in its current facility and continues to operate in the same  
1.21 manner as before the effective date of this act except to the extent specified under this  
1.22 section;

1.23 (2) the pilot project is subject to a written contract between LILA and Forest Lake  
1.24 that both parties must sign before June 30, 2012, that becomes effective the first day of the  
1.25 school year in which the contract takes effect, and that stipulates that:

1.26 (i) LILA is a school within Forest Lake; and

1.27 (ii) a monitoring committee composed of representatives of LILA, Forest Lake, and  
1.28 Volunteers of America of Minnesota, and any other individuals agreed to by these three  
1.29 entities, meets at least annually to assess the progress and status of the pilot project;

1.30 (3) LILA's budget and expenditures are reported in a detailed and binding agreement  
1.31 reached annually between Forest Lake and LILA during the term of the pilot project;

1.32 (4) the LILA board of directors serves as a site council and retains an advisory role  
1.33 in the school's operation;

1.34 (5) no increase in Forest Lake or LILA employees occurs as a result of this pilot  
1.35 project;

2.1 (6) LILA employees are at-will employees of Forest Lake and retain the right to  
 2.2 organize as a separate bargaining unit; and

2.3 (7) LILA employees remain eligible to participate in alternative teacher pay under  
 2.4 Minnesota Statutes, section 122A.414, as described in the LILA quality compensation  
 2.5 agreement in effect on the effective date of this act.

2.6 (c) Forest Lake may include all LILA pupils in its pupil count under Minnesota  
 2.7 Statutes, section 126C.05, and those LILA pupils qualify for funding as pupils served by  
 2.8 Forest Lake, except that LILA building lease aid continues under Minnesota Statutes,  
 2.9 section 124D.11, subdivision 4.

2.10 Subd. 3. **Termination.** No later than March 1 in any school year in which the pilot  
 2.11 project is in effect, Forest Lake or LILA may withdraw from participating in the pilot  
 2.12 project and must immediately notify the other party, the commissioner of education, and  
 2.13 Volunteers of America of Minnesota of its intent to withdraw. A decision by either party to  
 2.14 withdraw from participating causes the pilot project to terminate on the proximate June 30,  
 2.15 and both parties to revert to their prepilot status on that date. On any such June 30 when  
 2.16 the parties revert to their prepilot status, LILA's status as a charter school and Volunteers  
 2.17 of America of Minnesota's status as LILA's approved authorizer are reinstated for the  
 2.18 next two consecutive school years. If Volunteers of America of Minnesota approves  
 2.19 LILA's application for reinstatement, LILA and Volunteers of America of Minnesota are  
 2.20 again subject to any requirements under Minnesota Statutes, section 124D.10, that were  
 2.21 suspended during the term of this pilot project. During this two-year term, Volunteers  
 2.22 of America of Minnesota may exercise its right, consistent with Minnesota Statutes,  
 2.23 section 124D.10, subdivision 23, to terminate or not renew its contract to authorize the  
 2.24 LILA charter school. If Volunteers of America of Minnesota is no longer an authorizer,  
 2.25 the commissioner of education shall be LILA's authorizer for one school year after the  
 2.26 contract is terminated or not renewed and assist LILA to transfer to a different eligible  
 2.27 authorizer following the transfer procedure in Minnesota Statutes, section 124D.10.

2.28 Subd. 4. **Evaluation.** The commissioner of education, in consultation with Forest  
 2.29 Lake, LILA, and Volunteers of America of Minnesota, must evaluate the effectiveness of  
 2.30 the pilot project in improving student outcomes and submit a report of the commissioner's  
 2.31 findings to the education policy and finance committees of the legislature by February 1 in  
 2.32 the last year the pilot project is in effect.

2.33 **EFFECTIVE DATE.** This section is effective the day following final enactment  
 2.34 unless LILA and Forest Lake fail to sign a written contract before June 30, 2012, under

- 3.1 subdivision 2, paragraph (b), clause (2), which makes this section ineffective on June
- 3.2 30, 2012."