

Member _____ introduced the following Resolution and moved its adoption:

**RESOLUTION LIMITING OPEN ENROLLMENT AND ADOPTING STANDARDS
FOR ACCEPTING AND REJECTING OPEN ENROLLMENT APPLICATIONS**

WHEREAS, pursuant to Minnesota Statutes section 124D.03, subdivisions 2 and 6, the Board may reject applications for enrollment based on the number of students in a particular grade level if the Board adopts a resolution limiting the number of nonresident students enrolling at that grade level to a number that is not less than the lesser of one percent of the total enrollment at that grade level in District 879, or the number of District 879 residents at that grade level who are enrolled in a nonresident district under the Enrollment Options Act; and

WHEREAS, the School Board considers pre-kindergarten instructional programs that are provided as part of a free public education to be a grade level for purposes of Minnesota Statutes section 124D.03, subdivisions 2 and 6;

BE IT RESOLVED by the School Board of Independent School District No. 879, Delano as follows:

1. For the 2024-2025 school year, the number of nonresident students who may enroll under the Enrollment Options Program in kindergarten may not cause the total enrollment in kindergarten to exceed one hundred fifty-nine (159) students. This restriction shall not be applied in a manner that limits the number of nonresident students who may enroll under the Enrollment Options Program in kindergarten to less than one percent (1%) of the total enrollment in kindergarten in District 879, or the number of District 879 residents in kindergarten who are enrolled in a nonresident district under the Enrollment Options Act, whichever is less.
2. For the 2024-2025 school year, the number of nonresident students who may enroll under the Enrollment Options Program in first grade may not cause the total enrollment in first grade to exceed one hundred seventy-nine (179) students. This restriction shall not be applied in a manner that limits the number of nonresident students who may enroll under the Enrollment Options Program in first grade to less than one percent (1%) of the total enrollment in first grade in District 879, or the number of District 879 residents in first grade who are enrolled in a nonresident district under the Enrollment Options Act, whichever is less.
3. In accordance with Minnesota Statutes section 124D.03, subdivision 2(b), the Superintendent or his designee must report to the Minnesota Department of Education (MDE) on the number of nonresident students who are denied admission as a result of the limitations established in the second and third numbered paragraphs of this Resolution. The report must be submitted to the MDE by July 15, 2024.

4. This Resolution is not intended to impact the School District's right to accept or reject nonresident students who seek to enroll in the District pursuant to a non-resident tuition agreement and in compliance with Minnesota Statutes section 124D.08.

The motion for the adoption of the foregoing Resolution was duly seconded by _____ . Upon a vote being taken thereon, the following voted in favor thereof:

And the following voted against the same:

Whereupon said Resolution was declared duly passed and adopted.