

Member _____ introduced the following Resolution and moved its adoption:

RESOLUTION LIMITING AND CLOSING OPEN ENROLLMENT

WHEREAS, Minnesota Statutes section 124D.03, subdivision 6 requires the School Board to adopt specific standards for acceptance and rejection of open enrollment applications, which may include the capacity of a program (excluding special education services), class, or school building but which may not violate minimum open enrollment standards established in Minnesota Statutes section 124D.03, subdivision 2; and

WHEREAS, Minnesota Statutes section 124D.03, subdivision 2 states that a school board may, by resolution, limit the enrollment of nonresident pupils in its schools or programs to a number not less than the lesser of: (1) one percent of the total enrollment at each grade level in the district; or (2) the number of district residents at that grade level enrolled in a nonresident district according to this section; and

WHEREAS, the School Board has adopted district Policy 509, which permits the School Board to limit the enrollment of nonresident students—based upon the capacity of a program (excluding special education services), class, or school building—to a number not less than the lesser of: (a) one percent of the total enrollment at each grade level in the school district; or (b) the number of school district resident students at that grade level enrolled in a nonresident school district in accordance with Minn. Stat. § 124D.03.

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

1. From the date of this Resolution until June 10, 2025, the School Board hereby closes the open enrollment in 6th grade in the District due to the reasons stated above.
2. In accordance with Minnesota Statutes section 124D.03, subdivision 2(b), the Superintendent or a designee must report to the Minnesota Department of Education (MDE) the number of nonresident students who are denied admission as a result of the limitations established in this Resolution. The report must be submitted to the MDE by July 15 following the school year in which the student(s) were denied admission.
3. To the extent permitted by law, this Resolution does not impact the district's right to accept or reject non-resident students who seek to enroll in the district pursuant to a non-resident tuition agreement and in compliance with Minnesota Statutes section 124D.08. This Resolution also does not impact the district's right to reject applications of non-resident students for the reasons stated in section 124D.08, subdivision 1(b).

The motion for the adoption of this Resolution was duly seconded by _____ and upon a vote being taken, the following voted in favor of this Resolution:

And the following voted against this Resolution: _____

Whereupon this Resolution was declared duly passed and adopted.

Dated: _____