

Member Carbajal introduced the following resolution and moved its adoption:

RESOLUTION TO LIMIT THE ENROLLMENT OF NONRESIDENT PUPILS

WHEREAS, Minnesota Statutes 124D.03, Subd. 2, Limited enrollment of nonresident pupils, gives school boards the authority to limit, by resolution, the number of nonresident pupils in its schools or programs and the limit must not be 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; and

WHEREAS, Minnesota Statutes 124D.03, Subd. 6, Basis for decisions, requires the school board to adopt, by resolution, specific standards for rejection of an enrollment application of a nonresident pupil and this standard may include the capacity of a program (excluding special education services), class, or school building; and

WHEREAS, the School Board of Independent School District No. 745 has determined a limit of nonresident pupil enrollments is necessary because of capacity constraints in the programs, classes, or buildings of Independent School District No. 745;

THEREFORE, BE IT HEREBY RESOLVED, by the School Board of Independent School District No. 745 that the following limits per building be put in place beginning January 1st, 2023 for the 2023-2024 school year; and school district administration will provide the required reporting to the Minnesota Commissioner of Education as required by statute.

- **Albany Elementary enrollment at a specified grade level is closed when each section in that building, at that level, has 22 or more students enrolled**
- **Avon Elementary enrollment at a specified grade level is closed when each section in that building, at that level, has 22 or more students enrolled**
- **Children of employees of the school district and siblings of students already enrolled in the district may be admitted when enrollment is closed to non-resident students due to the limitations above**

The motion for the adoption of the foregoing resolution was duly seconded by Member Sands and, upon vote being taken thereon,

the following voted in favor thereof: All present

and the following voted against the same: None

whereupon said resolution was declared duly passed and adopted on December 14, 2022.