

SUBSTITUTE FOR
SENATE BILL NO. 104

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1586 (MCL 380.1586).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1586. (1) The attendance officer **OR DESIGNATED SCHOOL**
2 **OFFICIAL** shall investigate each case of nonattendance at school
3 when notified by a teacher, **SCHOOL DISTRICT** superintendent,
4 intermediate superintendent, or other person of a violation of this
5 part. If the child complained of is not exempt from public school
6 attendance under the conditions listed in section 1561, the
7 attendance officer **OR DESIGNATED SCHOOL OFFICIAL** shall proceed
8 immediately in the manner provided in this part.

9 (2) If a child is ~~repeatedly absent from school without valid~~
10 ~~excuse,~~ **TRUANT OR CHRONICALLY ABSENT**, or is failing in schoolwork
11 or gives evidence of behavior problems, and attempts to confer with
12 the parent or other person in parental relationship to the child

1 fail, the SCHOOL DISTRICT superintendent, ~~of schools,~~ or the
2 intermediate superintendent in a district ~~which~~ **THAT** does not
3 employ a superintendent, ~~may~~ **SHALL** request the attendance officer
4 **OR DESIGNATED SCHOOL OFFICIAL** to notify the parent or other person
5 in parental relationship by registered mail to come to the school
6 or to a place designated at a time specified to discuss the child's
7 irregularity in attendance, failing work, or behavior problems with
8 the proper school authorities. **HOWEVER, THE SUPERINTENDENT, OR THE**
9 **INTERMEDIATE SUPERINTENDENT IN A DISTRICT THAT DOES NOT EMPLOY A**
10 **SUPERINTENDENT, MAY CONSIDER THE REASON OR REASONS FOR A CHILD'S**
11 **ABSENCE, IF AVAILABLE, AND WHETHER A LESSER INTERVENTION WOULD BE**
12 **LIKELY TO PROPERLY ADDRESS THE SITUATION BEFORE REQUIRING A MEETING**
13 **UNDER THIS SUBSECTION. IF A MEETING IS HELD UNDER THIS SUBSECTION,**
14 **THEN AT THIS MEETING, SCHOOL OFFICIALS SHALL OFFER AN ATTENDANCE**
15 **AGREEMENT THAT REQUIRES THE CHILD TO RESUME REGULAR AND CONSECUTIVE**
16 **ATTENDANCE, SHALL DISCUSS CONSEQUENCES THAT WILL OCCUR IF THE**
17 **ATTENDANCE ISSUE IS NOT RESOLVED, AND MAY OFFER INTERVENTIONS AS**
18 **AVAILABLE, INCLUDING, BUT NOT LIMITED TO, MENTAL HEALTH SCREENING,**
19 **PROBLEM SOLVING, TUTORING, AND MENTORING. SCHOOL OFFICIALS SHALL**
20 **ENSURE THAT EACH OF THE CHILD'S TEACHERS IS PROVIDED WITH A COPY OF**
21 **THE LETTER AND ATTENDANCE AGREEMENT SO THAT THEY CAN MONITOR AND**
22 **REPORT ATTENDANCE.**

23 (3) IF SCHOOL OFFICIALS DETERMINE THAT THE ATTENDANCE ISSUE
24 INVOLVED IN THE MEETING UNDER SUBSECTION (2) IS NOT RESOLVED OR IF
25 THE CHILD CONTINUES TO BE CHRONICALLY ABSENT, THE ATTENDANCE
26 OFFICER OR DESIGNATED SCHOOL OFFICIAL MAY PROVIDE OR PURSUE
27 APPROPRIATE INTERVENTIONS. IF THESE FURTHER INTERVENTIONS DO NOT

1 RESOLVE THE ATTENDANCE ISSUE, THE ATTENDANCE OFFICER OR DESIGNATED
2 SCHOOL OFFICIAL SHALL PURSUE THE APPROPRIATE COURT INTERVENTION,
3 WHICH MAY INCLUDE ANY OF THE FOLLOWING:

4 (A) REQUESTING A TRUANCY CONFERENCE IN THE JUVENILE COURT WITH
5 THE PARENT OR OTHER PERSON IN PARENTAL RELATIONSHIP TO THE CHILD
6 AND WITH THE CHILD IF THE CHILD IS AGE 12 OR OLDER.

7 (B) FILING A TRUANCY PETITION IN THE JUVENILE COURT.

8 (C) REFERRING THE MATTER TO THE PROSECUTING ATTORNEY FOR
9 REVIEW AND APPROPRIATE ACTION.

10 (4) ~~(3)~~The superintendent, or the teacher in a district which
11 **THAT** does not employ a superintendent, shall provide information
12 concerning the nonattendance of each nonresident pupil to the
13 intermediate superintendent of the intermediate school district in
14 which the nonresident pupil resides. The intermediate attendance
15 officer, when notified by the intermediate superintendent or **SCHOOL**
16 **DISTRICT** superintendent, ~~of schools,~~ shall investigate and proceed
17 in all cases of nonattendance of nonresident pupils in the same
18 manner provided in this part for enforcing attendance of pupils
19 attending schools in districts in which they reside.

20 (5) AS USED IN THIS SECTION, "CHRONICALLY ABSENT" AND "TRUANT"
21 MEAN THOSE TERMS AS DEFINED IN SECTION 1561.

22 Enacting section 1. This amendatory act takes effect 90 days
23 after the date it is enacted into law.

24 Enacting section 2. This amendatory act does not take effect
25 unless Senate Bill No. 103 of the 99th Legislature is enacted into
26 law.