

HOUSE BILL No. 4165

February 7, 1991, Introduced by Reps. Keith and Oxender and referred to the Committee on Education.

A bill to amend sections 1561 and 1596 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

being sections 380.1561 and 380.1596 of the Michigan Compiled Laws; and to add sections 1287a, 1287b, 1287c, 1287d, and 1287e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1561 and 1596 of Act No. 451 of the
2 Public Acts of 1976, being sections 380.1561 and 380.1596 of the
3 Michigan Compiled Laws, are amended and sections 1287a, 1287b,
4 1287c, 1287d, and 1287e are added to read as follows:

5 SEC. 1287A. (1) THE STATE CAREER/TECHNICAL ADVISORY COUNCIL
6 IS CREATED IN THE DEPARTMENT OF EDUCATION TO DEVELOP AND OVERSEE
7 A STATEWIDE PLAN FOR CAREER/TECHNICAL EDUCATION. THE COUNCIL
8 SHALL CONSIST OF 28 MEMBERS REASONABLY REPRESENTATIVE OF THE

1 POPULATION OF THE STATE AND APPOINTED BY THE GOVERNOR, AS
2 FOLLOWS:

3 (A) TWELVE MEMBERS REPRESENTING BUSINESS, INDUSTRY, AND
4 AGRICULTURE, AND INCLUDING REPRESENTATIVES FROM PRIVATE INDUSTRY,
5 SMALL BUSINESSES, AND ORGANIZED LABOR, CHOSEN FROM NOMINEES SUB-
6 MITTED BY ORGANIZATIONS REPRESENTING BUSINESS, LABOR, AND
7 AGRICULTURE.

8 (B) FIVE MEMBERS REPRESENTING STATE GOVERNMENT, CHOSEN FROM
9 NOMINEES SUBMITTED BY THE LEGISLATURE AND THE DEPARTMENTS OF EDU-
10 CATION, COMMERCE, AND LABOR.

11 (C) EIGHT MEMBERS REPRESENTING THE EDUCATIONAL COMMUNITY,
12 CHOSEN FROM NOMINEES SUBMITTED BY ORGANIZATIONS REPRESENTING COM-
13 MUNITY COLLEGES, 4-YEAR COLLEGES AND UNIVERSITIES, PROPRIETARY
14 SCHOOLS, INTERMEDIATE SCHOOL DISTRICTS, LOCAL SCHOOL BOARDS,
15 LOCAL SUPERINTENDENTS, SCHOOL ADMINISTRATORS, AND TEACHERS.

16 (D) THREE MEMBERS REPRESENTING THE GENERAL PUBLIC, INCLUDING
17 MEMBERS CHOSEN FROM NOMINEES SUBMITTED BY ORGANIZATIONS REPRE-
18 SENTING PARENTS.

19 (2) MEMBERS OF THE COUNCIL SHALL SERVE FOR TERMS OF 3 YEARS,
20 EXCEPT THAT OF THE MEMBERS INITIALLY APPOINTED TO THE COUNCIL, 9
21 SHALL SERVE FOR 1 YEAR, 9 SHALL SERVE FOR 2 YEARS, AND 10 SHALL
22 SERVE FOR 3 YEARS. A VACANCY SHALL BE FILLED IN THE SAME MANNER
23 AS THE ORIGINAL APPOINTMENT.

24 (3) A MEMBER OF THE COUNCIL SHALL NOT BE PAID A SALARY FOR
25 SERVING ON THE COUNCIL, BUT EACH MEMBER MAY RECEIVE REIMBURSEMENT
26 FOR ACTUAL AND NECESSARY TRAVEL AND OTHER EXPENSES INCURRED IN

1 THE PERFORMANCE OF OFFICIAL DUTIES IN ACCORDANCE WITH STANDARD
2 TRAVEL REGULATIONS OF THE DEPARTMENT OF MANAGEMENT AND BUDGET.

3 (4) NOT LATER THAN DECEMBER 30, 1992, THE COUNCIL SHALL DO
4 ALL OF THE FOLLOWING:

5 (A) IDENTIFY THE SKILLS AND KNOWLEDGE THAT PUPILS NEED TO
6 COMPETE IN THE JOB MARKET AND WILL NEED TO COMPETE IN THE JOB
7 MARKET IN THE FUTURE, INCLUDING BOTH THE BASIC SKILLS AND KNOWL-
8 EDGE NEEDED FOR ALL JOBS AND THE SPECIFIC TECHNICAL OR SPECIAL-
9 IZED SKILLS AND KNOWLEDGE NEEDED FOR SPECIFIC JOBS AND CAREERS.

10 (B) DEVELOP A HIGH SCHOOL CAREER/TECHNICAL CURRICULUM THAT
11 WILL PREPARE PUPILS TO SUCCESSFULLY ENTER THE JOB MARKET AND THE
12 FUTURE JOB MARKET.

13 (C) DEVELOP A COMPREHENSIVE PLAN FOR INTEGRATING THE
14 CAREER/TECHNICAL CURRICULUM INTO THE PUBLIC SCHOOLS AND COORDI-
15 NATING THE CAREER/TECHNICAL CURRICULUM WITH COURSES OF STUDY
16 OFFERED IN MICHIGAN COMMUNITY COLLEGES, 4-YEAR COLLEGES AND UNI-
17 VERSITIES, AND PROPRIETARY SCHOOLS.

18 (D) DEVELOP MODEL PROGRAMS THAT COMBINE ACADEMIC AND TECHNICAL
19 STUDIES, IN BOTH HIGH SCHOOL AND HIGHER EDUCATION, WITH 2- TO
20 4-YEAR CAREER APPRENTICESHIP PROGRAMS OFFERED BY BUSINESS AND
21 INDUSTRY.

22 (E) ESTABLISH MANDATORY SUBJECT AREA PROFICIENCY STANDARDS
23 THAT PUPILS IN ALL GRADE LEVELS MUST MEET IN ORDER TO ADVANCE TO
24 THE NEXT GRADE LEVEL FOR EACH SUBJECT OR SKILL INCLUDED IN THE
25 MODEL CORE CURRICULUM DEVELOPED UNDER SECTION 1278.

1 (F) DEVELOP A PLAN AND CRITERIA FOR ESTABLISHING LOCAL
2 CAREER/TECHNICAL COUNCILS TO REFINE AND ADAPT THE RECOMMENDATIONS
3 OF THE STATE COUNCIL TO FIT LOCAL COMMUNITY NEEDS.

4 (5) AFTER THE STATEWIDE CAREER/TECHNICAL EDUCATION PLAN IS
5 IMPLEMENTED, THE STATE COUNCIL SHALL MONITOR AND MODIFY THE
6 CAREER/TECHNICAL CURRICULUM AND OTHER ASPECTS OF THE STATEWIDE
7 CAREER/TECHNICAL EDUCATION PLAN AS NEEDED TO MEET THE CHANGING
8 NEEDS OF BUSINESS AND INDUSTRY.

9 SEC. 1287B. (1) BEGINNING JULY 1, 1993, A SCHOOL DISTRICT
10 SHALL REQUIRE PUPILS IN ALL GRADES TO MEET THE SPECIFIC OUTCOME
11 BASED PERFORMANCE STANDARDS DEVELOPED PURSUANT TO SECTION
12 1287A(4) AS A CONDITION FOR ADVANCEMENT TO THE NEXT GRADE LEVEL,
13 AS MEASURED BY STANDARDIZED TESTS DEVELOPED OR APPROVED BY THE
14 STATE BOARD UNDER SUBSECTION (2).

15 (2) NOT LATER THAN JUNE 30, 1993, THE STATE BOARD SHALL
16 DEVELOP AND DISTRIBUTE TO EACH SCHOOL DISTRICT A LIST OF STAN-
17 DARDIZED TESTS APPROVED BY THE STATE BOARD FOR MEASURING THE PER-
18 FORMANCE OF PUPILS UNDER SUBSECTION (1). THE STATE BOARD MAY
19 ITSELF DEVELOP AND PUBLISH 1 OR MORE STANDARDIZED TESTS FOR MEA-
20 SURING PERFORMANCE IN 1 OR MORE OF THE SUBJECT AREAS DESCRIBED IN
21 SUBSECTION (1). THE STATE BOARD MAY APPROVE TESTS THAT MEASURE
22 PERFORMANCE IN A SUBJECT AREA AT THE CONCLUSION OF A UNIT OF
23 STUDY ON THE SUBJECT OR TESTS THAT MEASURE PERFORMANCE IN A
24 SUBJECT AREA AT THE CONCLUSION OF A PARTICULAR GRADE, OR BOTH.

25 (3) NOT LATER THAN JUNE 30, 1992, THE STATE BOARD SHALL
26 DEVELOP AND DISTRIBUTE TO EACH SCHOOL DISTRICT A MODEL FOR
27 IMPLEMENTING THE REQUIREMENT UNDER SUBSECTION (1) THAT EACH PUPIL

1 MUST MEET SUBJECT AREA PERFORMANCE STANDARDS BEFORE BEING ALLOWED
2 TO ENROLL IN HIGH SCHOOL. THE MODEL SHALL INCLUDE AT LEAST THE
3 FOLLOWING FEATURES:

4 (A) A SCHOOL DISTRICT WILL AWARD AN APPROPRIATE CERTIFICATE
5 OF ACHIEVEMENT TO A PUPIL AS HE OR SHE MEETS THE PERFORMANCE
6 STANDARDS FOR EACH SUBJECT AREA OR SKILL AND WILL RECORD THE
7 ACHIEVEMENT IN THE PUPIL'S PERMANENT RECORD.

8 (B) EACH PUPIL MAY ADVANCE TO FURTHER EDUCATION AS HE OR SHE
9 COMPLETES VARIOUS PERFORMANCE STANDARDS.

10 (4) IF A PUPIL IN ANY GRADE IS UNABLE TO PASS AN ASSESSMENT
11 TEST REQUIRED UNDER THIS SECTION, THE SCHOOL DISTRICT SHALL CON-
12 DUCT AN EVALUATION OF THE REASONS FOR THE FAILURE AND SHALL PRO-
13 VIDE THE PUPIL WITH A SPECIFIC INDIVIDUALIZED COURSE OF STUDY
14 DESIGNED TO ASSIST THAT PUPIL TO MEET EACH PERFORMANCE REQUIRE-
15 MENT THAT HE OR SHE HAS BEEN UNABLE TO MEET.

16 SEC. 1287C. (1) BEGINNING JULY 1, 1993, A SCHOOL DISTRICT
17 SHALL REQUIRE EACH PUPIL WHO ENROLLS IN HIGH SCHOOL TO ENROLL IN
18 A COLLEGE PREPARATORY CURRICULUM OR A CAREER/TECHNICAL CURRICULUM
19 DEVELOPED BY THE STATE CAREER/TECHNICAL COUNCIL, OR A COMBINATION
20 OF THEM.

21 (2) IF A PUPIL ENROLLS IN A CAREER/TECHNICAL OR COMBINED
22 CAREER/TECHNICAL - COLLEGE PREPARATORY CURRICULUM, THE SCHOOL
23 DISTRICT SHALL PROVIDE FOR ALL OF THE FOLLOWING:

24 (A) FOR THE FIRST 2 YEARS OF HIGH SCHOOL, THE PUPIL SHALL BE
25 ENROLLED IN COURSES THAT COMBINE GENERAL ACADEMICS WITH LEARNING
26 SPECIFIC TO VARIOUS OCCUPATIONS.

1 (B) AT THE END OF THE PUPIL'S SECOND YEAR OF HIGH SCHOOL,
2 THE PUPIL, THE PUPIL'S PARENT OR LEGAL GUARDIAN, AND A SCHOOL
3 COUNSELOR SHALL MEET TO ANALYZE THE PUPIL'S ACADEMIC EXPERIENCE,
4 TO CHOOSE AN OCCUPATIONAL FIELD OR CLUSTER OF RELATED OCCUPA-
5 TIONAL FIELDS THAT THE PUPIL WILL STUDY DURING THE REMAINDER OF
6 HIGH SCHOOL, AND TO DEVELOP AN INDIVIDUALIZED EDUCATIONAL PLAN TO
7 ENABLE THE PUPIL TO SUCCESSFULLY COMPLETE THE STUDY OF HIS OR HER
8 CHOSEN OCCUPATIONAL FIELD OR FIELDS.

9 (C) FOR THE LAST 2 YEARS OF HIGH SCHOOL, THE PUPIL SHALL BE
10 PROVIDED WITH AN EDUCATIONAL PROGRAM CONSISTING OF A COMBINATION
11 OF PART-TIME ON-THE-JOB TRAINING AND RELATED OR ADVANCED COURSES
12 OF STUDY AT SCHOOL. THE TIME SPENT IN THE ON-THE-JOB TRAINING
13 SHALL BE AT LEAST 15 HOURS PER WEEK.

14 (D) THE SCHOOL DISTRICT SHALL AWARD A GENERAL DIPLOMA AND A
15 CERTIFICATE OF ACHIEVEMENT IN THE PUPIL'S PARTICULAR FIELD OF
16 OCCUPATIONAL STUDY TO A PUPIL WHO SUCCESSFULLY COMPLETES THE
17 WORK-STUDY PROGRAM DESCRIBED IN SUBDIVISION (C).

18 (3) A PUPIL MAY TRANSFER FROM A CAREER/TECHNICAL CURRICULUM
19 INTO A COLLEGE PREPARATORY CURRICULUM OR VICE VERSA AT ANY TIME
20 UNTIL THE END OF THE PUPIL'S SECOND YEAR OF HIGH SCHOOL IF THE
21 PUPIL AGREES TO COMPLETE THE NECESSARY COURSE WORK TO FULFILL THE
22 GRADUATION REQUIREMENTS IN THE CURRICULUM TO WHICH HE OR SHE IS
23 TRANSFERRING. A SCHOOL DISTRICT SHALL ALLOW THE PUPIL TO ENROLL
24 IN SUMMER SCHOOL OR EVENING CLASSES AS APPROPRIATE FOR THE PUPIL
25 TO FULFILL THOSE REQUIREMENTS.

26 SEC. 1287D. THE STATE CAREER/TECHNICAL ADVISORY COUNCIL AND
27 THE LOCAL CAREER/TECHNICAL COUNCILS SHALL WORK WITH SCHOOL

1 DISTRICTS, COMMUNITY COLLEGES, 4-YEAR COLLEGES AND UNIVERSITIES,
2 AND PROPRIETARY SCHOOLS TO DEVELOP PROGRAMS AND AGREEMENTS THAT
3 WILL AID THE TRANSITION FROM HIGH SCHOOL TO HIGHER EDUCATION FOR
4 CAREER/TECHNICAL PUPILS WHO ARE PREPARING FOR CAREERS IN OCCUPA-
5 TIONAL FIELDS THAT REQUIRE ADDITIONAL EDUCATION. THE PROGRAMS
6 AND AGREEMENTS SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING:

7 (A) ADVANCED PLACEMENT PROGRAMS AS APPROPRIATE FOR PUPILS
8 WHO HAVE SUCCESSFULLY COMPLETED A HIGH SCHOOL CAREER/TECHNICAL
9 CURRICULUM.

10 (B) ARTICULATION AGREEMENTS WITH 4-YEAR COLLEGES AND UNIVER-
11 SITIES TO TAKE INTO ACCOUNT CREDITS EARNED IN CAREER/TECHNICAL
12 CLASSES IN A COMMUNITY COLLEGE OR PROPRIETARY SCHOOL.

13 (C) ARRANGEMENTS FOR AWARDED JOINT CERTIFICATES OF MASTERY
14 TO PUPILS WHO SUCCESSFULLY COMPLETE A COURSE OF OCCUPATIONAL
15 STUDY THAT COMBINES A HIGH SCHOOL CAREER/TECHNICAL CURRICULUM AND
16 A HIGHER EDUCATION CURRICULUM.

17 (D) RECOMMENDATIONS FOR MAKING EQUIPMENT, FACILITIES, AND
18 SUPPLIES OF A COMMUNITY COLLEGE, 4-YEAR COLLEGE AND UNIVERSITY,
19 OR PROPRIETARY SCHOOL AVAILABLE TO HIGH SCHOOL PUPILS.

20 SEC. 1287E. THE STATE CAREER/TECHNICAL ADVISORY COUNCIL AND
21 THE LOCAL CAREER/TECHNICAL COUNCILS SHALL WORK WITH BUSINESS AND
22 INDUSTRY TO ENSURE THEIR INPUT AND SUPPORT FOR CAREER/TECHNICAL
23 EDUCATION IN THE PUBLIC SCHOOLS. SPECIFIC AREAS FOR BUSINESS AND
24 INDUSTRY INVOLVEMENT INCLUDE AT LEAST ALL OF THE FOLLOWING:

25 (A) MAKING RECOMMENDATIONS TO THE STATE CAREER/TECHNICAL
26 ADVISORY COUNCIL, TO LOCAL CAREER/TECHNICAL COUNCILS, AND TO

1 SCHOOL DISTRICTS REGARDING THE SKILLS AND KNOWLEDGE NEEDED AND TO
2 BE NEEDED IN THE FUTURE BY EMPLOYEES IN BUSINESS AND INDUSTRY.

3 (B) PROVIDING ON-THE-JOB TRAINING OPPORTUNITIES FOR
4 CAREER/TECHNICAL PUPILS AND PLACEMENT ASSISTANCE FOR
5 CAREER/TECHNICAL GRADUATES.

6 (C) PROVIDING DIRECT FINANCIAL ASSISTANCE TO SCHOOL DIS-
7 TRICTS FOR ACQUISITION OF NECESSARY EQUIPMENT, FACILITIES, AND
8 SUPPLIES FOR CAREER/TECHNICAL EDUCATION.

9 Sec. 1561. (1) Except as provided in subsections (2) and
10 (3), every parent, guardian, or other person in this state having
11 control and charge of a child from the age of 6 to the child's
12 ~~sixteenth~~ EIGHTEENTH birthday ~~—~~ shall send that child to
13 ~~the~~ A public ~~schools~~ SCHOOL during the entire school year.
14 The child's attendance shall be continuous and consecutive for
15 the school year fixed by the school district in which the child
16 is enrolled. In a school district ~~which~~ THAT maintains school
17 during the entire calendar year and in which the school year is
18 divided into quarters, a child shall not be compelled to attend
19 the public school more than 3 quarters in 1 calendar year, but a
20 child shall not be absent for 2 consecutive quarters.

21 (2) A child becoming 6 years of age before December 1 shall
22 be enrolled on the first school day of the school year in which
23 the child's sixth birthday occurs. A child becoming 6 years of
24 age on or after December 1 shall be enrolled on the first school
25 day of the school year following the school year in which the
26 child's sixth birthday occurs.

1 (3) A child shall not be required to attend ~~the~~ A public
2 ~~schools~~ SCHOOL in ANY OF the following cases:

3 (a) ~~A~~ THE child ~~who~~ is attending regularly and is being
4 taught in a state approved nonpublic school ~~, which~~ THAT
5 teaches subjects comparable to those taught in the public schools
6 to children of corresponding age and grade, as determined by the
7 course of study for the public schools of the district within
8 which the nonpublic school is located.

9 (b) ~~A~~ THE child ~~who~~ is regularly employed as a page or
10 messenger in either house of the legislature during the period of
11 the employment.

12 (c) ~~A~~ THE child ~~under~~ IS LESS THAN 9 years of age ~~who~~
13 AND does not reside within 2-1/2 miles by the nearest traveled
14 road of a public school. If transportation is furnished for
15 pupils in the school district of the child's residence, this
16 ~~exemption~~ SUBDIVISION does not apply.

17 (d) ~~A~~ THE child from the age of 12 to the child's four-
18 teenth birthday ~~while~~ IS in attendance at confirmation classes
19 conducted for a period of ~~not to exceed~~ 5 months OR LESS in
20 either of those years.

21 (e) ~~A~~ THE child ~~who~~ is regularly enrolled in ~~the~~ A
22 public ~~schools~~ SCHOOL while in attendance at religious instruc-
23 tion classes for not more than 2 class hours per week, off public
24 school property during public school hours, upon written request
25 of the parent, guardian, or person in loco parentis, AND under
26 rules promulgated by the state board.

1 (F) THE CHILD HAS GRADUATED FROM HIGH SCHOOL.

2 Sec. 1596. (1) The board of a school district other than a
3 primary school district may establish 1 or more ungraded schools
4 for the instruction of certain pupils classified in subsection
5 (2). The board may require the pupils to attend an ungraded
6 school or a department of the school as the board directs.

7 (2) The following ~~cases~~ CLASSES of persons, aged 7 to the
8 ~~sixteenth~~ EIGHTEENTH birthday residing in the school district
9 shall be ~~deemed~~ CONSIDERED juvenile disorderly persons and in
10 the judgment of the proper school authorities may be assigned to
11 the ungraded school or department:

12 (a) Class 1. ~~, habitual truants~~ A CHILD WHO IS HABITUALLY
13 TRUANT from school in which ~~they are~~ HE OR SHE IS enrolled as
14 ~~pupils~~ A PUPIL.

15 (b) Class 2. ~~, children~~ A CHILD who, while attending
16 school, ~~are~~ IS incorrigibly turbulent, disobedient, and insub-
17 ordinate, or ~~who are~~ IS immoral in conduct.

18 (c) Class 3. ~~, children~~ A CHILD who ~~are~~ IS not attend-
19 ing school and who habitually ~~frequent~~ FREQUENTS streets and
20 other public places, having no lawful business, employment, or
21 occupation.