

# HOUSE BILL No. 5024

June 27, 1991, Introduced by Reps. Jonker, Keith, Byrum, Baade, DeMars, Kosteva, Harder, Trim, Sikkema and Stallworth and referred to the Committee on Education.

A bill to amend Act No. 94 of the Public Acts of 1979, entitled as amended

"The state school aid act of 1979,"

as amended, being sections 388.1601 to 388.1772 of the Michigan Compiled Laws, by adding section 94.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Act No. 94 of the Public Acts of 1979, as  
2 amended, being sections 388.1601 to 388.1772 of the Michigan  
3 Compiled Laws, is amended by adding section 94 to read as  
4 follows:

5       SEC. 94. (1) A PUPIL WHO IS ENROLLED FULL-TIME IN AN  
6 APPROVED COOPERATIVE ACADEMIC EDUCATION PROGRAM OPERATED OR  
7 ADMINISTERED BY AN INTERMEDIATE DISTRICT SHALL NOT BE COUNTED IN  
8 MEMBERSHIP IN A DISTRICT, BUT SHALL BE COUNTED IN MEMBERSHIP IN  
9 THE INTERMEDIATE DISTRICT IN WHICH HE OR SHE RESIDES. HOWEVER,

1 IF THE PUPIL IS ENROLLED IN AN APPROVED COOPERATIVE ACADEMIC  
2 EDUCATION PROGRAM THAT IS OPERATED BY AN INTERMEDIATE DISTRICT  
3 FOR PUPILS FROM MORE THAN 1 INTERMEDIATE DISTRICT, THE INTERMEDI-  
4 ATE DISTRICT OPERATING THE PROGRAM MAY ELECT TO COUNT THE PUPIL  
5 IN ITS MEMBERSHIP. FOR EACH PUPIL COUNTED IN MEMBERSHIP IN AN  
6 INTERMEDIATE DISTRICT UNDER THIS SUBSECTION, THE INTERMEDIATE  
7 DISTRICT SHALL RECEIVE A MEMBERSHIP AID GROSS ALLOWANCE COMPUTED  
8 BY AVERAGING THE ACTUAL MEMBERSHIP AID GROSS ALLOWANCES UNDER  
9 SECTION 21(1) OF ITS CONSTITUENT DISTRICTS WEIGHTED AS TO  
10 MEMBERSHIP.

11 (2) IF A PUPIL IS ENROLLED PART-TIME IN AN APPROVED COOPERA-  
12 TIVE ACADEMIC EDUCATION PROGRAM OPERATED OR ADMINISTERED BY AN  
13 INTERMEDIATE DISTRICT, BOTH THE INTERMEDIATE DISTRICT AND THE  
14 DISTRICT IN WHICH HE OR SHE RESIDES SHALL COUNT THE PUPIL IN MEM-  
15 BERSHIP SO THAT THE INTERMEDIATE DISTRICT'S MEMBERSHIP REFLECTS  
16 THE PROPORTION OF INSTRUCTION THE PUPIL RECEIVES IN THE INTERME-  
17 DIATE DISTRICT COOPERATIVE ACADEMIC EDUCATION PROGRAM AND THE  
18 DISTRICT OF RESIDENCE'S MEMBERSHIP REFLECTS THE PROPORTION OF  
19 INSTRUCTION THE PUPIL RECEIVES IN THE DISTRICT OF RESIDENCE. THE  
20 AMOUNT ALLOCATED TO THE INTERMEDIATE DISTRICT FOR MEMBERSHIPS  
21 COUNTED UNDER THIS SUBSECTION SHALL BE BASED ON THE MEMBERSHIP  
22 AID GROSS ALLOWANCE DESCRIBED IN SUBSECTION (1).

23 (3) ONE OR MORE INTERMEDIATE DISTRICTS MAY FORM A CONSORTIUM  
24 TO OPERATE A COOPERATIVE ACADEMIC EDUCATION PROGRAM AND DESIGNATE  
25 A CONSTITUENT DISTRICT AS FISCAL AGENT FOR THE CONSORTIUM.

26 (4) WITH THE APPROVAL OF THE DEPARTMENT, THE CONSTITUENT  
27 DISTRICT ACTING AS FISCAL AGENT FOR A CONSORTIUM UNDER

1 SUBSECTION (3) MAY OPERATE THE COOPERATIVE ACADEMIC EDUCATION  
2 PROGRAM THROUGH AN AGREEMENT WITH THE CONSORTIUM AND COUNT IN THE  
3 DISTRICT'S MEMBERSHIP THOSE NONRESIDENT PUPILS ENROLLED FULL-TIME  
4 IN THE COOPERATIVE ACADEMIC EDUCATION PROGRAM.

5 (5) WITH THE APPROVAL OF THE DEPARTMENT, A DISTRICT THAT  
6 DOES NOT RECEIVE AN ALLOCATION UNDER SECTION 21(1) MAY PARTICI-  
7 PATE IN A CONSORTIUM UNDER SUBSECTION (3).

8 (6) BEFORE AN INTERMEDIATE DISTRICT, CONSORTIUM, OR DISTRICT  
9 OPERATES A COOPERATIVE ACADEMIC EDUCATION PROGRAM UNDER THIS SEC-  
10 TION, IT SHALL SUBMIT A COOPERATIVE ACADEMIC EDUCATION PLAN TO  
11 THE DEPARTMENT FOR APPROVAL. A COOPERATIVE ACADEMIC EDUCATION  
12 PROGRAM IS NOT ELIGIBLE FOR FUNDING UNDER THIS SECTION UNLESS IT  
13 IS OPERATED UNDER A COOPERATIVE ACADEMIC EDUCATION PLAN APPROVED  
14 BY THE DEPARTMENT.