

# HOUSE BILL No. 5133

September 17, 1991, Introduced by Reps. Joe Young, Jr., Keith, Trim, Byrum, Stallworth, Saunders, DeMars, Clarke, Jonker, Clack, Barnes, Kosteva and Joe Young, Sr. and referred to the Committee on Education.

A bill to amend sections 1289 and 1521 of Act No. 451 of the Public Acts of 1976, entitled as amended "The school code of 1976," being sections 380.1289 and 380.1521 of the Michigan Compiled Laws; and to add section 1300a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Sections 1289 and 1521 of Act No. 451 of the  
2 Public Acts of 1976, being sections 380.1289 and 380.1521 of the  
3 Michigan Compiled Laws, are amended and section 1300a is added to  
4 read as follows:

5 Sec. 1289. (1) A board of a school district may join an  
6 organization, association, or league which has as its object the  
7 promotion and regulation of sport and athletic, oratorical,  
8 musical, dramatic, creative arts, or other contests by or between  
9 pupils if the organization, association, or league provides in

1 its constitution or bylaws that a representative of the state  
2 board shall be an ex officio member of its governing body with  
3 the same rights and privileges as other members of its governing  
4 body.

5 (2) An association established for the purpose of organizing  
6 and conducting athletic events, contests, or tournaments among  
7 schools shall be the official association of the state. ~~The~~  
8 SUBJECT TO SECTION 1300A, THE association shall be responsible  
9 for the adoption and enforcement of regulations relative to eli-  
10 gibility of pupils in schools for participation in interscholas-  
11 tic athletic events, contests, or tournaments.

12 (3) Female pupils shall be permitted to participate in all  
13 noncontact interscholastic athletic activities, including  
14 archery, badminton, baseball, bowling, fencing, golf, gymnastics,  
15 riflery, shuffleboard, skiing, swimming, diving, table tennis,  
16 track and field, and tennis. If a school has a girls' team in a  
17 noncontact interscholastic athletic activity, a female shall be  
18 permitted to compete for a position on any other team for that  
19 activity. This subsection shall not be construed to prevent or  
20 interfere with the selection of competing teams solely on the  
21 basis of athletic ability.

22 SEC. 1300A. (1) IF A PUPIL IS NOT IN ATTENDANCE AT SCHOOL  
23 FOR THE FULL SCHOOL DAY FOR AT LEAST 90% OF THE SCHOOL DAYS IN A  
24 PARTICULAR SEMESTER, THE PUPIL IS NOT ELIGIBLE TO PARTICIPATE IN  
25 INTRAMURAL OR INTERSCHOLASTIC ATHLETICS, CLUBS, PERFORMING ARTS,  
26 OR OTHER EXTRACURRICULAR ACTIVITIES CONDUCTED OR PERMITTED BY THE  
27 PUPIL'S SCHOOL DISTRICT DURING THE NEXT SUCCEEDING SEMESTER. A

1 PUPIL WHO IS ABSENT FROM SCHOOL ON AN EXCUSED MEDICAL ABSENCE  
2 SHALL BE CONSIDERED TO BE IN ATTENDANCE AT SCHOOL FOR THE TIME  
3 PERIOD COVERED BY THE EXCUSED MEDICAL ABSENCE FOR THE PURPOSES OF  
4 THIS SECTION.

5 (2) THE BOARD OR AN EMPLOYEE OF A SCHOOL DISTRICT SHALL NOT  
6 KNOWINGLY ALLOW A PUPIL WHO IS NOT ELIGIBLE UNDER SUBSECTION (1)  
7 TO PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY DESCRIBED IN  
8 SUBSECTION (1). IF A PUPIL TRANSFERS INTO A SCHOOL DISTRICT, THE  
9 SCHOOL DISTRICT IN WHICH HE OR SHE IS ENROLLED SHALL CHECK THE  
10 PUPIL'S ATTENDANCE RECORDS IN THE PUPIL'S FORMER SCHOOL DISTRICT  
11 TO CONFIRM THE PUPIL'S ELIGIBILITY BEFORE ALLOWING THE PUPIL TO  
12 PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY DESCRIBED IN  
13 SUBSECTION (1).

14 (3) AS USED IN THIS SECTION, "EXCUSED MEDICAL ABSENCE" MEANS  
15 THAT A PUPIL IS ABSENT DUE TO A MEDICAL CONDITION, THAT THE PUPIL  
16 HAS BEEN INSTRUCTED OR ADVISED BY A HEALTH CARE PROFESSIONAL NOT  
17 TO ATTEND SCHOOL, AND THAT THE PUPIL HAS SUBMITTED TO THE PROPER  
18 SCHOOL AUTHORITIES A WRITTEN STATEMENT SIGNED BY THE HEALTH PRO-  
19 FESSIONAL CONFIRMING THE EXISTENCE OF THE MEDICAL CONDITION AND  
20 THE MEDICAL INSTRUCTIONS OR ADVICE.

21 Sec. 1521. A board may join an organization created pursu-  
22 ant to section 1289 which has as its object the promotion of  
23 sport and the adoption of rules for the conduct of athletic con-  
24 tests between students. The association is the official associa-  
25 tion of the state for the purpose of organizing and conducting  
26 athletic events, contests, and tournaments among schools. ~~The~~  
27 SUBJECT TO SECTION 1300A, THE association shall be responsible

1 for the adoption and enforcement of regulations relative to  
2 eligibility of athletes in schools for participation in inter-  
3 scholastic athletic events, contests, and tournaments.