



HOUSE BILL No. 4737

May 11, 1993, Introduced by Reps. Jaye, Hill, Shugars, Allen, Dalman, Dolan and Middleton and referred to the Committee on Education.

A bill to amend section 1349 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as added by Act No. 489 of the Public Acts of 1982, being section 380.1349 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1349 of Act No. 451 of the Public Acts
2 of 1976, as added by Act No. 489 of the Public Acts of 1982,
3 being section 380.1349 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 1349. (1) The board of a school district may enter
6 into a contract with a photographer for the taking of pupil year-
7 book pictures.

8 (2) ~~The hiring of~~ IF THE BOARD OF A SCHOOL DISTRICT
9 CONTRACTS WITH a photographer pursuant to this section, THE

1 CONTRACT BETWEEN THE BOARD AND THE PHOTOGRAPHER shall ~~not~~
2 ~~prohibit~~ SPECIFY ALL OF THE FOLLOWING:

3 (A) THAT a pupil IS NOT PROHIBITED from engaging a photogra-
4 pher of his or her choice. ~~nor prevent~~

5 (B) THAT THE CONTRACTED PHOTOGRAPHER SHALL NOT PROHIBIT a
6 picture taken by ~~that~~ A photographer ~~from appearing~~ OF THE
7 PUPIL'S CHOICE FROM APPEARING in the yearbook if the picture
8 meets the specifications of the yearbook staff.

9 (C) THAT A CONTRACTED PHOTOGRAPHER WHO PREPARES A CLASS COM-
10 POSITE PICTURE SHALL NOT PROHIBIT A PICTURE TAKEN BY A PHOTOGRA-
11 PHER OF THE PUPIL'S CHOICE FROM APPEARING IN THE CLASS COMPOSITE
12 PICTURE IF THE PICTURE MEETS THE SPECIFICATIONS OF THE CONTRACTED
13 PHOTOGRAPHER WHO PREPARES THE CLASS COMPOSITE PICTURE. THE CON-
14 TRACTED PHOTOGRAPHER WHO PREPARES THE CLASS COMPOSITE PICTURE MAY
15 CHARGE A PUPIL WHO SEEKS TO INCLUDE IN THE COMPOSITE A PICTURE
16 TAKEN BY ANOTHER PHOTOGRAPHER A REASONABLE FEE FOR REIMBURSEMENT
17 OF THE COSTS OF INCLUDING THE PICTURE.