



# HOUSE BILL No. 5953

November 29 1994 Introduced by Reps Gilmer, Berman Oxender and Middleton and referred to the Committee on Appropriations

A bill to amend section 111 of Act No 94 of the Public Acts of 1979, entitled as amended

"The state school aid act of 1979, "

as amended by Act No 283 of the Public Acts of 1994, being section 388 1711 of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 111 of Act No 94 of the Public Acts of  
2 1979, as amended by Act No 283 of the Public Acts of 1994, being  
3 section 388 1711 of the Michigan Compiled Laws, is amended to  
4 read as follows

5 Sec 111 (1) Except as provided in section 113, a district  
6 having tuition pupils enrolled on the pupil membership count day  
7 of each year shall charge the district in which the tuition  
8 pupils reside the tuition rate computed under section 1401 of the  
9 school code of 1976, being section 380 1401 of the Michigan

1 Compiled Laws    The resulting tuition rates shall be reduced by  
2 the district s foundation allowance provided under section 20 ~~7~~  
3 ~~except that~~ HOWEVER, a district shall charge the full per capita  
4 operating cost determined under section 1401 of the school code  
5 of 1976 for tuition pupils ~~other than special education pupils~~  
6 ~~served in center programs~~ if the district enrolls pupils ~~7~~  
7 ~~other than special education pupils,~~ who reside in a district  
8 that is legally liable for the payment of the tuition and that  
9 has a lower foundation allowance than the district enrolling the  
10 pupils, EXCEPT THAT THIS REQUIREMENT TO CHARGE THE FULL PER  
11 CAPITA OPERATING COST DOES NOT APPLY TO SPECIAL EDUCATION PUPILS  
12 OR PUPILS WHO ARE SERVED BY A COOPERATIVE EDUCATION PROGRAM OR BY  
13 A VOCATIONAL EDUCATION PROGRAM THAT IS SUPPORTED BY A MILLAGE  
14 LEVIED OVER AN AREA LARGER THAN A SINGLE SCHOOL DISTRICT

15        (2) A pupil for whom the full per capita operating cost as  
16 determined under section 1401 of the school code of 1976, is  
17 charged as tuition under subsection (1) shall not be counted in  
18 membership in the receiving district for purposes of calculating  
19 that district s foundation allowance under section 20    A pupil  
20 for whom the full per capita operating cost as determined under  
21 section 1401 of the school code of 1976, is paid by the pupil s  
22 district of residence under subsection (1) shall be counted in  
23 membership in the pupil's district of residence solely for pur-  
24 poses of calculating that district s foundation allowance under  
25 section 20

26        (3) An additional allowance for nonpublic nonresident  
27 pupils in part-time membership shall be made to the district

1 receiving nonpublic nonresident pupils in an amount equal to the  
2 difference between the per capita cost as determined under sec-  
3 tion 1401 of the school code of 1976 and the district s founda-  
4 tion allowance calculated under section 20

5 (4) The secretary of the board of each district enrolling  
6 nonresident pupils shall certify to the department, on forms fur-  
7 nished by the department, the number of nonresident pupils  
8 enrolled in each grade on the pupil membership count day of each  
9 year, the districts in which the nonresident pupils reside the  
10 amount of tuition charged for the current year, and other infor-  
11 mation required by the department

12 Section 2 This amendatory act shall not take effect unless  
13 all of the following bills of the 87th Legislature are enacted  
14 into law

15 (a) Senate Bill No \_\_\_\_\_ or House Bill No 5952 (request  
16 no 07092'94)

17 (b) Senate Bill No \_\_\_\_\_ or House Bill No 5951 (request  
18 no 07094'94)