



HOUSE BILL No. 5397

November 9, 1995, Introduced by Reps. Ryan, Perricone, Whyman, McManus, Geiger, Byl, Horton and Jamian and referred to the Committee on Human Services.

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,"

as amended by Act No. 416 of the Public Acts of 1994, being sections 380.1289 and 380.1521 of the Michigan Compiled Laws.

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, as amended by Act No. 416 of the Public Acts
3 of 1994, being sections 380.1289 and 380.1521 of the Michigan
4 Compiled Laws, are amended to read as follows:

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

1 pupils if the organization, association, or league provides in
2 its constitution or bylaws that a representative of the state
3 board ~~shall be~~ IS an ex officio member of its governing body
4 with the same rights and privileges as other members of its gov-
5 erning body.

6 (2) An association established for the purpose of organizing
7 and conducting athletic events, contests, or tournaments among
8 schools ~~shall be~~ IS the official association of the state. The
9 association is responsible for the adoption and enforcement of
10 regulations relative to eligibility of pupils in schools for par-
11 ticipation in interscholastic athletic events, contests, or
12 tournaments.

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

23 (4) A PUPIL IS PROHIBITED FROM PARTICIPATION IN AN ACTIVITY
24 DESCRIBED BY THIS SECTION IF THAT PUPIL IS PROHIBITED FROM THAT
25 PARTICIPATION UNDER THE SUPPORT AND VISITATION ENFORCEMENT ACT,
26 ACT NO. 295 OF THE PUBLIC ACTS OF 1982, BEING SECTIONS 552.601 TO
27 552.650 OF THE MICHIGAN COMPILED LAWS. THE ORGANIZATION,

1 ASSOCIATION, OR LEAGUE DESCRIBED IN THIS SECTION DOES NOT HAVE
2 RESPONSIBILITY TO ENFORCE THE PROHIBITION.

3 Sec. 1521. (1) A board or the board of directors of a
4 public school academy may join an organization created ~~pursuant~~
5 ~~to~~ UNDER section 1289 that has as its object the promotion of
6 sport and the adoption of rules for the conduct of athletic con-
7 tests between students. The association is the official associa-
8 tion of the state for the purpose of organizing and conducting
9 athletic events, contests, and tournaments among schools. The
10 association ~~shall be~~ IS responsible for the adoption and
11 enforcement of regulations relative to eligibility of athletes in
12 schools for participation in interscholastic athletic events,
13 contests, and tournaments.

14 (2) A PUPIL IS PROHIBITED FROM PARTICIPATION IN AN ACTIVITY
15 DESCRIBED BY THIS SECTION IF THAT PUPIL IS PROHIBITED FROM THAT
16 PARTICIPATION UNDER THE SUPPORT AND VISITATION ENFORCEMENT ACT,
17 ACT NO. 295 OF THE PUBLIC ACTS OF 1982, BEING SECTIONS 552.601 TO
18 552.650 OF THE MICHIGAN COMPILED LAWS. THE ORGANIZATION
19 DESCRIBED IN THIS SECTION DOES NOT HAVE RESPONSIBILITY TO ENFORCE
20 THE PROHIBITION.

21 Section 2. This amendatory act shall not take effect unless
22 Senate Bill No. _____ or House Bill No. 5398
23 (request no. 01655'95 *) of the 88th Legislature is enacted into
24 law.