



HOUSE BILL No. 5803

April 24, 1996, Introduced by Reps. Profit, Voorhees, Whyman, Agee, Cherry, Randall, Pitoniak, Ryan, Yokich, Gustafson, Crissman, Kukuk, Schroer, Rhead, Ciaramitaro and Dalman and referred to the Committee on Education.

A bill to amend section 1561 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The revised school code,"

as amended by Act No. 289 of the Public Acts of 1995, being section 380.1561 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1561 of Act No. 451 of the Public Acts
2 of 1976, as amended by Act No. 289 of the Public Acts of 1995,
3 being section 380.1561 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 1561. (1) Except as otherwise provided in this sec-
6 tion, every parent, guardian, or other person in this state
7 having control and charge of a child from the age of 6 to the
8 child's sixteenth birthday shall send that child to a public
9 school during the entire school year. The child's attendance

1 shall be continuous and consecutive for the school year fixed by
2 the school district in which the child is enrolled. In a school
3 district that maintains school during the entire calendar year
4 and in which the school year is divided into quarters, a child is
5 not required to attend the public school more than 3 quarters in
6 1 calendar year, but a child shall not be absent for 2 or more
7 consecutive quarters.

8 (2) A child becoming 6 years of age before December 1 shall
9 be enrolled on the first school day of the school year in which
10 the child's sixth birthday occurs. A child becoming 6 years of
11 age on or after December 1 shall be enrolled on the first school
12 day of the school year following the school year in which the
13 child's sixth birthday occurs.

14 (3) A child is not required to attend a public school in any
15 of the following cases:

16 (a) The child is attending regularly and is being taught in
17 a state approved nonpublic school, which teaches subjects com-
18 parable to those taught in the public schools to children of cor-
19 responding age and grade, as determined by the course of study
20 for the public schools of the district within which the nonpublic
21 school is located.

22 (b) The child is less than 9 years of age and does not
23 reside within 2-1/2 miles by the nearest traveled road of a
24 public school. If transportation is furnished for pupils in the
25 school district of the child's residence, this subdivision does
26 not apply.

1 (c) The child is age 12 or 13 and is in attendance at
2 confirmation classes conducted for a period of 5 months or less.

3 (d) The child is regularly enrolled in a public school while
4 in attendance at religious instruction classes for not more than
5 2 class hours per week, off public school property during public
6 school hours, upon written request of the parent, guardian, or
7 person in loco parentis under rules promulgated by the state
8 board.

9 (e) The child has graduated from high school or has ful-
10 filled all requirements for high school graduation.

11 ~~(f) The child is being educated by his or her parent or~~
12 ~~legal guardian at the child's home in an organized educational~~
13 ~~program that is appropriate given the age, intelligence, ability,~~
14 ~~and any psychological limitations of the child, in the subject~~
15 ~~areas of reading, spelling, mathematics, science, history,~~
16 ~~civics, literature, writing, and English grammar.~~

17 Section 2. This amendatory act shall take effect July 1,
18 1996.