



SENATE BILL No. 1073

July 3, 1996, Introduced by Senators CISKY, EMMONS, STEIL, PETERS and SCHUETTE and referred to the Committee on Education.

A bill to amend sections 504 and 514 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The revised school code,"

section 504 as amended and section 514 as added by Act No. 416 of the Public Acts of 1994, being sections 380.504 and 380.514 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 504 and 514 of Act No. 451 of the
2 Public Acts of 1976, section 504 as amended and section 514 as
3 added by Act No. 416 of the Public Acts of 1994, being sections
4 380.504 and 380.514 of the Michigan Compiled Laws, are amended to
5 read as follows:

6 Sec. 504. (1) A public school academy may be located in all
7 or part of an existing public school building. A public school
8 academy shall not operate at a site other than the single site

1 requested for the configuration of grades that will use the site,
2 as specified in the application required under section 502 and in
3 the contract.

4 (2) A public school academy shall not charge tuition. ~~and~~
5 EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A PUBLIC SCHOOL
6 ACADEMY shall not discriminate in its pupil admissions policies
7 or practices on the basis of intellectual or athletic ability,
8 measures of achievement or aptitude, status as a handicapped
9 person, or any other basis that would be illegal if used by a
10 school district. However, a public school academy may limit
11 admission to pupils who are within a particular range of age or
12 grade level or on any other basis that would be legal if used by
13 a school district.

14 (3) IF IT IS STATED IN THE CONTRACT AUTHORIZING A PUBLIC
15 SCHOOL ACADEMY THAT THE PUBLIC SCHOOL ACADEMY IS ESTABLISHED SPE-
16 CIFICALLY FOR ENROLLING PUPILS PLACED IN THE PUBLIC SCHOOL ACAD-
17 EMY BY A COURT, THE PUBLIC SCHOOL ACADEMY MAY LIMIT ENROLLMENT
18 ONLY TO THOSE PUPILS.

19 (4) ~~(3)~~ Except for a foreign exchange student who is not a
20 United States citizen, a public school academy shall not enroll a
21 pupil who is not a resident of this state. Enrollment in the
22 public school academy may be open to all individuals who reside
23 in this state who meet the admission policy and shall be open to
24 all pupils who reside within the geographic boundaries, if any,
25 of the authorizing body as described in section 502(2)(a) to (c)
26 who meet the admission policy, except that admission to a public
27 school academy authorized by the board of a community college to

1 operate, or operated by the board of a community college, on the
2 grounds of a federal military installation, as described in sec-
3 tion 502(2)(c), shall be open to all pupils who reside in the
4 county in which the federal military installation is located.
5 For a public school academy authorized by a state public univer-
6 sity, enrollment shall be open to all pupils who reside in this
7 state who meet the admission policy. If there are more applica-
8 tions to enroll in the public school academy than there are
9 spaces available, pupils shall be selected to attend using a
10 random selection process. However, a public school academy may
11 give enrollment priority to a sibling of a pupil enrolled in the
12 public school academy. A public school academy shall allow any
13 pupil who was enrolled in the public school academy in the imme-
14 diately preceding school year to enroll in the public school
15 academy in the appropriate grade unless the appropriate grade is
16 not offered at that public school academy.

17 (5) ~~(4)~~ A public school academy may include any grade up
18 to grade 12 or any configuration of those grades, including kin-
19 dergarten and early childhood education, as specified in its
20 contract. If specified in its contract, a public school academy
21 may also operate an adult basic education program, adult high
22 school completion program, or general education development test-
23 ing preparation program. The authorizing body may approve amend-
24 ment of a contract with respect to ages of pupils or grades
25 offered.

26 Sec. 514. (1) A public school academy may be located in all
27 or part of an existing public school building. A public school

1 academy shall not operate at a site other than the single site
2 requested for the configuration of grades that will use the site,
3 as specified in the application required under section 512 and in
4 the contract.

5 (2) A public school academy shall not charge tuition. ~~and~~
6 EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A PUBLIC SCHOOL
7 ACADEMY shall not discriminate in its pupil admissions policies
8 or practices on the basis of intellectual or athletic ability,
9 measures of achievement or aptitude, status as a handicapped
10 person, or any other basis that would be illegal if used by a
11 school district. However, a public school academy may limit
12 admission to pupils who are within a particular range of age or
13 grade level or on any other basis that would be legal if used by
14 a school district.

15 (3) IF IT IS STATED IN THE CONTRACT AUTHORIZING A PUBLIC
16 SCHOOL ACADEMY THAT THE PUBLIC SCHOOL ACADEMY IS ESTABLISHED SPE-
17 CIFICALLY FOR ENROLLING PUPILS PLACED IN THE PUBLIC SCHOOL ACAD-
18 EMY BY A COURT, THE PUBLIC SCHOOL ACADEMY MAY LIMIT ENROLLMENT
19 ONLY TO THOSE PUPILS.

20 (4) ~~(3)~~ Except for a foreign exchange student who is not a
21 United States citizen, a public school academy shall not enroll a
22 pupil who is not a resident of this state. Enrollment in the
23 public school academy may be open to all individuals who reside
24 in this state who meet the admission policy and shall be open to
25 all pupils who reside within the geographic boundaries, if any,
26 of the authorizing body as described in section 512(2)(a) to (c)
27 who meet the admission policy, except that admission to a public

1 school academy authorized by the board of a community college to
2 operate, or operated by the board of a community college, on the
3 grounds of a federal military installation, as described in sec-
4 tion 512(2)(c), shall be open to all pupils who reside in the
5 county in which the federal military installation is located.

6 For a public school academy authorized by a state public univer-
7 sity, enrollment shall be open to all pupils who reside in this
8 state who meet the admission policy. If there are more applica-
9 tions to enroll in the public school academy than there are
10 spaces available, pupils shall be selected to attend using a
11 random selection process. However, a public school academy may
12 give enrollment priority to a sibling of a pupil enrolled in the
13 public school academy. A public school academy shall allow any
14 pupil who was enrolled in the public school academy in the imme-
15 diately preceding school year to enroll in the public school
16 academy in the appropriate grade unless the appropriate grade is
17 not offered at that public school academy.

18 (5) ~~(4)~~ A public school academy shall comply with all
19 state and federal law applicable to public schools concerning
20 church-state issues.

21 (6) ~~(5)~~ A public school academy may include any grade up
22 to grade 12 or any configuration of those grades, including kin-
23 dergarten and early childhood education, as specified in its
24 contract. If specified in its contract, a public school academy
25 may also operate an adult basic education program, adult high
26 school completion program, or general education development
27 testing preparation program. The authorizing body may approve

1 amendment of a contract with respect to ages of pupils or grades
2 offered.

3 (7) ~~(6)~~ The educational goals and programs of, and curric-
4 ula offered by, a public school academy shall be designed to ful-
5 fill at least 1 of the purposes of section 511(1).