

HOUSE BILL No. 5696

March 17, 1998, Introduced by Reps. Bogardus, Schauer, LaForge, Mans, Gire, Cherry, Wojno, Schermesser, Curtis, Hale, Scott, Kelly, DeHart, Callahan, LeTarte, Cropsey and Thomas and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding section 1311c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1311C. (1) IF A TEACHER OR SCHOOL ADMINISTRATOR IN A
2 PUBLIC SCHOOL HAS GOOD REASON TO BELIEVE THAT A PUPIL'S PRESENCE
3 IN A CLASS, SUBJECT, OR ACTIVITY POSES AN IMMEDIATE AND CONTINU-
4 ING DANGER TO THE PUPIL, 1 OR MORE OTHER PUPILS, OR SCHOOL PER-
5 SONNEL OR POSES AN IMMEDIATE AND CONTINUING THREAT OF DISRUPTION
6 OF THE CLASS, SUBJECT, OR ACTIVITY, THE TEACHER OR SCHOOL ADMIN-
7 ISTRATOR MAY CAUSE THE PUPIL TO BE REMOVED IMMEDIATELY FROM THE
8 CLASS, SUBJECT, OR ACTIVITY AND SENT TO THE SCHOOL PRINCIPAL OR
9 HIS OR HER DESIGNEE. THE PUPIL'S REMOVAL FROM CLASS SHALL
10 CONTINUE ONLY UNTIL THE DANGER OR THREAT CEASES OR THE SCHOOL

1 PRINCIPAL, OR HIS OR HER DESIGNEE, ACTS TO IMPOSE OTHER
2 DISCIPLINE, WHICHEVER OCCURS FIRST.

3 (2) IF A PUPIL IS REMOVED FROM A CLASS, SUBJECT, OR ACTIVITY
4 UNDER SUBSECTION (1), THE SCHOOL PRINCIPAL, OR HIS OR HER DESIG-
5 NEE, SHALL MEET WITH THE PUPIL AS SOON AS POSSIBLE AFTER THE
6 REMOVAL, BUT NOT LATER THAN THE BEGINNING OF THE NEXT SCHOOL DAY,
7 AND SHALL TAKE OR INITIATE APPROPRIATE CORRECTIVE ACTION OR
8 DISCIPLINE. BEFORE OR AT THE TIME THE PUPIL IS RETURNED TO THE
9 CLASS, SUBJECT, OR ACTIVITY, THE SCHOOL PRINCIPAL, OR HIS OR HER
10 DESIGNEE, SHALL NOTIFY THE TEACHER OR SCHOOL ADMINISTRATOR WHO
11 CAUSED THE PUPIL TO BE REMOVED THAT THE PUPIL IS BEING RETURNED
12 AND OF THE CORRECTIVE ACTION OR DISCIPLINE TAKEN OR INITIATED.

13 (3) AS USED IN THIS SECTION, "SCHOOL PRINCIPAL" MEANS THE
14 CHIEF ADMINISTRATOR OF A SCHOOL.

15 Enacting section 1. This amendatory act does not take
16 effect unless all of the following bills of the 89th Legislature
17 are enacted into law:

18 (a) Senate Bill No. 313.

19 (b) Senate Bill No. 689.

20 (c) House Bill No. 4075.

21 (d) House Bill No. 5424.

22 (e) House Bill No. 5428.

23 (f) House Bill No. 5478.

24 (g) House Bill No. 5482.

25 (h) Senate Bill No. ____ or House Bill No. ____ (request
26 no. 05598'98).

- 1 (i) Senate Bill No. ___ or House Bill No. ___ (request
2 no. 05599'98).
- 3 (j) Senate Bill No. ___ or House Bill No. ___ (request
4 no. 05847'98).
- 5 (k) Senate Bill No. ___ or House Bill No. ___ (request
6 no. 05848'98).
- 7 (l) Senate Bill No. ___ or House Bill No. ___ (request
8 no. 05850'98).
- 9 (m) Senate Bill No. ___ or House Bill No. ___ (request
10 no. 05851'98).