

HOUSE BILL No. 4143

February 2, 2005, Introduced by Rep. Moolenaar and referred to the Committee on Education.

A bill to amend 1996 PA 160, entitled
"Postsecondary enrollment options act,"
by amending section 3 (MCL 388.513), as amended by 2004 PA 594.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. As used in this act:

2 (a) "Community college" means a community college established
3 under the community college act of 1966, 1966 PA 331, MCL 389.1 to
4 389.195, or under part 25 of the revised school code, 1976 PA 451,
5 MCL 380.1601 to 380.1607, or a federal tribally controlled
6 community college located in this state that is recognized under
7 the tribally controlled community college assistance act of 1978,
8 25 USC 1801 to 1852, and is determined by the department to meet
9 the requirements for accreditation by a recognized regional

1 accrediting body.

2 (b) "Department" means the department of education.

3 (c) "Eligible charges" means tuition and mandatory course
4 fees, material fees, and registration fees required by an eligible
5 institution for enrollment in an eligible course. Eligible charges
6 also include any late fees charged by an eligible postsecondary
7 institution due to the school district's failure to make a required
8 payment according to the timetable prescribed under this act.
9 Eligible charges do not include transportation or parking costs or
10 activity fees.

11 (d) "Eligible course" means a course offered by an eligible
12 postsecondary institution that is not offered by the school
13 district in which the eligible student is enrolled, or that is
14 offered by the school district but is determined by the board of
15 the school district to not be available to the eligible student
16 because of a scheduling conflict beyond the eligible student's
17 control; that is an academic course not ordinarily taken as an
18 activity course; that is a course that the postsecondary
19 institution normally applies toward satisfaction of degree
20 requirements; that is not a hobby craft or recreational course; and
21 that is in a subject area other than physical education, theology,
22 divinity, or religious education. However, until the 2006-2007
23 school year, for an eligible student who has not achieved state
24 endorsement in all subject areas under section 1279 of the revised
25 school code, 1976 PA 451, MCL 380.1279, an eligible course is
26 limited to a course in a subject area for which he or she has
27 achieved state endorsement, a course in computer science or foreign

1 language not offered by the school district, or a course in fine
2 arts as permitted by the school district. Beginning with
3 eligibility to participate under this act during the 2006-2007
4 school year, for an eligible student who has not achieved a
5 qualifying score in each subject area on a readiness assessment or
6 the Michigan merit examination, as applicable for the student, an
7 eligible course is limited to a course in a subject area for which
8 he or she has achieved a qualifying score, a course in computer
9 science or foreign language not offered by the school district, or
10 a course in fine arts as permitted by the school district.

11 (e) "Eligible postsecondary institution" means a state
12 university, community college, or independent nonprofit degree-
13 granting college or university that is located in this state and
14 that chooses to comply with this act.

15 (f) "Eligible student" means, except as otherwise provided in
16 this subdivision, a student enrolled in at least 1 high school
17 class in at least grade 11 in a school district in this state,
18 except a foreign exchange pupil enrolled in a school district under
19 a cultural exchange program. Until the 2006-2007 school year, to
20 be an eligible student a student must have achieved state
21 endorsement in all subject areas under section 1279 of the revised
22 school code, 1976 PA 451, MCL 380.1279, **AND THE STUDENT SHALL NOT**
23 **HAVE BEEN ENROLLED IN HIGH SCHOOL FOR MORE THAN 4 SCHOOL YEARS**
24 **INCLUDING THE SCHOOL YEAR IN WHICH THE STUDENT SEEKS TO ENROLL IN**
25 **AN ELIGIBLE COURSE UNDER THIS ACT.** However, if the student has not
26 achieved state endorsement in all subject areas under that section,
27 the student is an eligible student only for the limited purpose of

1 enrolling in 1 or more eligible courses under this act in a subject
2 area for which he or she has achieved state endorsement, in
3 computer science or foreign language not offered by the school
4 district, or in fine arts as permitted by the school district.
5 Beginning with eligibility to participate under this act during the
6 2006-2007 school year, to be an eligible student a student who has
7 not taken the Michigan merit examination must have achieved a
8 qualifying score in all subject areas on a readiness assessment and
9 a student who has taken the Michigan merit examination must have
10 achieved a qualifying score in all subject areas on the Michigan
11 merit examination, **AND THE STUDENT SHALL NOT HAVE BEEN ENROLLED IN**
12 **HIGH SCHOOL FOR MORE THAN 4 SCHOOL YEARS INCLUDING THE SCHOOL YEAR**
13 **IN WHICH THE STUDENT SEEKS TO ENROLL IN AN ELIGIBLE COURSE UNDER**
14 **THIS ACT.** However, if the student has not achieved a qualifying
15 score in all subject areas on a readiness assessment or the
16 Michigan merit examination, as applicable for the student, the
17 student is an eligible student only for the limited purpose of
18 enrolling in 1 or more eligible courses under this act in a subject
19 area for which he or she has achieved a qualifying score, in
20 computer science or foreign language not offered by the school
21 district, or in fine arts as permitted by the school district. **FOR**
22 **THE PURPOSES OF DETERMINING WHETHER A PUPIL HAS BEEN ENROLLED IN**
23 **HIGH SCHOOL FOR MORE THAN 4 SCHOOL YEARS, A PUPIL WHO IS ENROLLED**
24 **IN HIGH SCHOOL FOR LESS THAN 90 DAYS OF A SCHOOL YEAR DUE TO**
25 **ILLNESS OR OTHER CIRCUMSTANCES BEYOND THE CONTROL OF THE PUPIL OR**
26 **THE PUPIL'S PARENT OR GUARDIAN IS NOT CONSIDERED TO BE ENROLLED IN**
27 **HIGH SCHOOL FOR THAT SCHOOL YEAR.**

1 (g) "Intermediate school district" means that term as defined
2 in section 4 of the revised school code, 1976 PA 451, MCL 380.4.

3 (h) "Michigan merit examination" means that examination
4 developed under section 1279g of the revised school code, 1976 PA
5 451, MCL 380.1279g.

6 (i) "Qualifying score" means a score on a readiness assessment
7 or the Michigan merit examination that has been determined by the
8 superintendent of public instruction to indicate readiness to
9 enroll in a postsecondary course in that subject area under this
10 act.

11 (j) "Readiness assessment" means assessment instruments that
12 are aligned with state learning standards; that are used nationally
13 to provide high school students with an early indication of college
14 readiness proficiency in English, mathematics, reading, social
15 studies, and science and may contain a comprehensive career
16 planning program; and that are approved by the superintendent of
17 public instruction for the purposes of this act.

18 (k) "School district" means that term as defined in section 6
19 of the revised school code, 1976 PA 451, MCL 380.6, a local act
20 school district as defined in section 5 of the revised school code,
21 1976 PA 451, MCL 380.5, or a public school academy as defined in
22 section 5 of the revised school code, 1976 PA 451, MCL 380.5.

23 (l) "State university" means a state institution of higher
24 education described in section 4, 5, or 6 of article VIII of the
25 state constitution of 1963.