

# HOUSE BILL No. 4276

February 15, 2005, Introduced by Reps. Vander Veen, Sheltroun, Taub and Drolet and referred to the Committee on Education.

A bill to amend 1979 PA 94, entitled  
"The state school aid act of 1979,"  
by amending section 25c (MCL 388.1625c), as added by 2001 PA 121;  
and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 25c. (1) ~~Beginning in 2000-2001, this~~ **THIS** section  
2 applies to an educating district's enrollment of a pupil if ~~the~~  
3 ~~educating district is a school district of the first class under~~  
4 ~~the revised school code and if~~ all of the following apply:

5           (a) The pupil transfers from another district and enrolls in  
6 the educating district after the pupil membership count day.

7           (b) Due to the pupil's enrollment status as of the pupil

1 membership count day, the pupil was counted in membership in the  
2 district from which he or she transfers.

3 ~~—— (c) The pupil was a resident of the educating district on the  
4 pupil membership count day or met other eligibility criteria under  
5 section 6(4) or (6) to be counted in membership in the educating  
6 district if the pupil had been enrolled in the educating district  
7 on the pupil membership count day.~~

8 ~~—— (d) The total number of pupils enrolled in the district who  
9 are described in subdivisions (a), (b), and (c) is at least equal  
10 to 25.~~

11 (2) If the conditions specified in subsection (1) are met, and  
12 a pupil transfers from another district and enrolls during a school  
13 year in the educating district, the educating district shall report  
14 the enrollment information to the department and to the district in  
15 which the pupil is counted in membership, and the district in which  
16 the pupil is counted in membership shall pay to the educating  
17 district an amount equal to the amount of the foundation allowance  
18 or per pupil payment as calculated under section 20 for the  
19 district in which the pupil is counted in membership, prorated  
20 according to the number of days of the school year ending in the  
21 fiscal year the pupil is educated in the educating district  
22 compared to the number of days of the school year ending in the  
23 fiscal year the pupil was actually enrolled in the district in  
24 which the pupil is counted in membership. The foundation allowance  
25 or per pupil payment shall be adjusted by the pupil's full-time  
26 equated status as affected by the membership definition under  
27 section 6(4). If a district does not make the payment required

1 under this section within 30 days after receipt of the report, the  
2 department shall calculate the amount owed, shall deduct that  
3 amount from the remaining state school aid payments to the district  
4 for that fiscal year under this act, and shall pay that amount to  
5 the educating district. The district in which the pupil is counted  
6 in membership and the educating district shall provide to the  
7 department all information the department requires to enforce this  
8 section.

9 (3) In determining the total amount a district owes to the  
10 educating district under this section, regardless of whether that  
11 district is otherwise eligible for payment from the educating  
12 district under this section, the district may calculate and  
13 subtract from the amount owed, using the calculation described in  
14 subsection (1), any amount applicable to pupils who transfer to  
15 that district from the educating district and meet the requirements  
16 of subsection ~~-(1)(a) to (e)~~ (1).

17 (4) As used in this section, "educating district" means the  
18 district in which a pupil enrolls after the pupil membership count  
19 day as described in subsection (1).

20 Enacting section 1. Section 25b of the state school aid act  
21 of 1979, 1979 PA 94, MCL 388.1625b, is repealed.