

SENATE BILL No. 95

January 26, 2005, Introduced by Senators GARCIA, SWITALSKI, GOSCHKA, GEORGE, KUIPERS, CROPSEY and JELINEK and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1284 (MCL 380.1284), as amended by 1997 PA 53.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1284. (1) The board of a school district or of a public
2 school academy shall determine the length of the school term **YEAR**.
3 However, ~~except as otherwise provided in subsections (2) and (3),~~
4 if the board does not want the school district's or public school
5 academy's state school aid payments to be withheld as described in
6 section 101 of the state school aid act of 1979, MCL 388.1701, the
7 board shall ensure that the ~~minimum number of days of pupil~~
8 ~~instruction in a school year is 180 through the 1996-1997 school~~
9 ~~year and is 181 in the 1997-1998 school year, 182 in the 1998-1999~~
10 ~~school year, 183 in the 1999-2000 school year, 184 in the 2000-2001~~

~~school year, 185 in the 2001-2002 school year, 186 in the 2002-2003 school year, 187 in the 2003-2004 school year, 188 in the 2004-2005 school year, 189 in the 2005-2006 school year, and 190 in the 2006-2007 school year and each succeeding school year, and shall ensure that the minimum number of hours of pupil instruction in a school year is 900 for the 1994-95 school year, 990 for the 1995-96 and 1996-97 school years, 1,041 for the 1997-1998 school year, 1,047 for the 1998-1999 school year, 1,098 for the 1999-2000 school year, 1,104 for the 2000-2001 school year, 1,110 for the 2001-2002 school year, 1,116 for the 2002-2003 school year, 1,122 for the 2003-2004 school year, 1,128 for the 2004-2005 school year, 1,134 for the 2005-2006 school year, and 1,140 for the 2006-2007 school year and each succeeding school year~~ **SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY PROVIDES AT LEAST 1,098 HOURS OF PUPIL INSTRUCTION DURING EACH SCHOOL YEAR.**

~~—— (2) For a particular school year, if the department determines that the percentage growth in the basic foundation allowance under section 20 of the state school aid act of 1979, MCL 388.1620, for the state fiscal year in which the school year begins, as compared to the basic foundation allowance for the immediately preceding state fiscal year, is less than the percentage increase in the average United States consumer price index for all urban consumers, as determined by the United States bureau of labor statistics, for the calendar year immediately preceding the calendar year in which the school year begins as compared to the second preceding calendar year before the calendar year in which the school year begins, then there shall be no increase in the required minimum number of days~~

~~or hours of pupil instruction under subsection (1) for that particular school year. For the next school year after a school year for which there is no increase in the required minimum number of days and hours of pupil instruction under subsection (1) because of the operation of this subsection, and if the first sentence of this subsection does not apply, the increase in the required minimum number of days and hours of pupil instruction shall only be 1 day and the corresponding number of hours. This subsection shall apply and shall operate to limit increases under subsection (1) until the required minimum number of days and hours of pupil instruction under this section is 190 days and 1,140 hours.~~

~~—— (3) The board of a school district or public school academy, by resolution, may choose to provide less than the number of days of pupil instruction required under subsection (1), but shall provide at least 180 days of pupil instruction and at least the number of hours of pupil instruction required under subsection (1).~~

(2) ~~—(4)—~~ Not later than August 1 **OF EACH YEAR**, the board of each school district and **THE BOARD OF DIRECTORS** of each public school academy shall certify to the state board the number of ~~days~~ and hours of pupil instruction in the previous school year.

(3) ~~—(5) Days lost—~~ **HOURS IN WHICH THERE IS NO PUPIL INSTRUCTION** because of strikes or teachers' conferences shall not be counted as ~~days—~~ **HOURS** of pupil instruction.

(4) ~~—(6)—~~ The ~~state board~~ **SUPERINTENDENT OF PUBLIC INSTRUCTION** shall promulgate rules for the implementation of this section.