

SENATE BILL No. 11

January 10, 2007, Introduced by Senator BRATER and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 1561 and 1596 (MCL 380.1561 and 380.1596),
section 1561 as amended by 1996 PA 339, and by adding section 1591.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1561. (1) Except as otherwise provided in this section,
2 every parent, guardian, or other person in this state having
3 control and charge of a child from the age of 6 to the child's
4 ~~sixteenth~~**EIGHTEENTH** birthday shall send that child to a public
5 school during the entire school year. The child's attendance shall
6 be continuous and consecutive for the school year fixed by the
7 school district in which the child is enrolled. In a school
8 district that maintains school during the entire calendar year and
9 in which the school year is divided into quarters, a child is not

1 required to attend the public school more than 3 quarters in 1
2 calendar year, but a child shall not be absent for 2 or more
3 consecutive quarters.

4 (2) A child becoming 6 years of age before December 1 shall be
5 enrolled on the first school day of the school year in which the
6 child's sixth birthday occurs. A child becoming 6 years of age on
7 or after December 1 shall be enrolled on the first school day of
8 the school year following the school year in which the child's
9 sixth birthday occurs.

10 (3) A child is not required to attend a public school in any
11 of the following cases:

12 (a) The child is attending regularly and is being taught in a
13 state approved nonpublic school, which teaches subjects comparable
14 to those taught in the public schools to children of corresponding
15 age and grade, as determined by the course of study for the public
16 schools of the district within which the nonpublic school is
17 located.

18 (b) The child is less than 9 years of age and does not reside
19 within 2-1/2 miles by the nearest traveled road of a public school.
20 If transportation is furnished for pupils in the school district of
21 the child's residence, this subdivision does not apply.

22 (c) The child is age 12 or 13 and is in attendance at
23 confirmation classes conducted for a period of 5 months or less.

24 (d) The child is regularly enrolled in a public school while
25 in attendance at religious instruction classes for not more than 2
26 class hours per week, off public school property during public
27 school hours, upon written request of the parent, guardian, or

1 person in loco parentis under rules promulgated by the state board.

2 (e) The child has graduated from high school or has fulfilled
3 all requirements for high school graduation.

4 (f) The child is being educated at the child's home by his or
5 her parent or legal guardian in an organized educational program in
6 the subject areas of reading, spelling, mathematics, science,
7 history, civics, literature, writing, and English grammar.

8 (4) For a child being educated at the child's home by his or
9 her parent or legal guardian, exemption from the requirement to
10 attend public school may exist under either subsection (3)(a) or
11 (3)(f), or both.

12 (5) IF THE PROGRAM IS OFFERED IN THE SCHOOL DISTRICT IN WHICH
13 THE PUPIL RESIDES, A CHILD AGE 16 OR 17 MAY SATISFY THE SCHOOL
14 ATTENDANCE REQUIREMENTS OF THIS SECTION BY ATTENDING A PROGRAM
15 UNDER SECTION 1591 ACCORDING TO THE REQUIREMENTS OF THAT SECTION.

16 (6) IF A CHILD AGE 16 OR 17 PROVIDES TO THE SCHOOL DISTRICT
17 PROOF THAT HE OR SHE IS ENGAGED IN REGULAR EMPLOYMENT AVERAGING 25
18 OR MORE HOURS PER WEEK AND THAT THE EMPLOYMENT IS NECESSITATED BY
19 ECONOMIC HARDSHIP OR FAMILY NEED, THE CHILD MAY SATISFY THE SCHOOL
20 ATTENDANCE REQUIREMENTS OF THIS SECTION BY ATTENDING A PUBLIC
21 SCHOOL AT LEAST 15 HOURS PER WEEK.

22 SEC. 1591. (1) A SCHOOL BOARD MAY OFFER ANY OF THE FOLLOWING,
23 AND A PUPIL AGE 16, 17, OR 18 MAY COMPLETE SOME OR ALL OF THE
24 REQUIREMENTS FOR A HIGH SCHOOL DIPLOMA BY SUCCESSFULLY COMPLETING 1
25 OR A COMBINATION OF THE FOLLOWING:

26 (A) AN ALTERNATIVE EDUCATION PROGRAM APPROVED BY THE
27 DEPARTMENT.

1 (B) A PROGRAM OF VOCATIONAL EDUCATION THAT INCLUDES
 2 APPRENTICESHIP OR WORK STUDY AND THAT REQUIRES THE PUPIL TO ATTEND
 3 SCHOOL AT LEAST 10 HOURS PER WEEK FOR THE ENTIRE SCHOOL YEAR.

4 (C) A PROGRAM OF INDEPENDENT STUDY THAT IS APPROVED BY THE
 5 SCHOOL DISTRICT AND MEETS STATE BOARD GUIDELINES FOR INDEPENDENT
 6 STUDY.

7 (D) ACADEMIC COURSEWORK AT A COMMUNITY COLLEGE.

8 (2) A COMMUNITY COLLEGE OR, UPON REQUEST BY THE BOARD OF A
 9 CONSTITUENT SCHOOL DISTRICT, AN INTERMEDIATE SCHOOL BOARD, EITHER
 10 SOLELY OR AS PART OF A CONSORTIUM OF INTERMEDIATE SCHOOL DISTRICTS,
 11 MAY PROVIDE SERVICES OR CONDUCT COOPERATIVE EDUCATIONAL PROGRAMS
 12 RELATED TO A PROGRAM DESCRIBED IN SUBSECTION (1). AN INTERMEDIATE
 13 SCHOOL BOARD MAY CHARGE A CONSTITUENT SCHOOL DISTRICT FOR THE COSTS
 14 OF SERVICES PROVIDED UNDER THIS SUBSECTION.

15 Sec. 1596. (1) The board of a school district other than a
 16 primary school district may establish 1 or more ungraded schools
 17 for the instruction of certain pupils classified in subsection (2).
 18 The board may require the pupils to attend an ungraded school or a
 19 department of the school as the board directs.

20 (2) ~~The following cases of persons, aged~~ **A CHILD AGE** 7 to ~~the~~
 21 ~~sixteenth~~ **HIS OR HER EIGHTEENTH** birthday ~~residing~~ **WHO RESIDES** in
 22 the school district ~~shall be deemed~~ **AND WHO MEETS 1 OR MORE OF THE**
 23 **FOLLOWING IS CONSIDERED A** juvenile disorderly ~~persons~~ **PERSON** and in
 24 the judgment of the proper school authorities may be assigned to
 25 the ungraded school or department:

26 (a) ~~Class 1, habitual truants~~ **A HABITUAL TRUANT** from the
 27 school in which ~~they are~~ **HE OR SHE IS** enrolled as ~~pupils~~ **A PUPIL**.

1 (b) ~~Class 2, children~~ **A CHILD** who, while attending school, ~~are~~
2 **IS** incorrigibly turbulent, disobedient, and insubordinate, or who
3 ~~are~~ **IS** immoral in conduct.

4 (c) ~~Class 3, children~~ **A CHILD** who ~~are~~ **IS** not attending school
5 and who habitually ~~frequent~~ **FREQUENTS** streets and other public
6 places, having no lawful business, employment, or occupation.