

SENATE BILL No. 836

October 18, 2007, Introduced by Senators VAN WOERKOM, KUIPERS, JANSEN and CROPSEY 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 166b (MCL 388.1766b), as amended by 1999 PA
119.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 166b. (1) This act does not prohibit a parent or legal
2 guardian of a minor who is enrolled in any of grades 1 to 12 in a
3 nonpublic school or who is being home-schooled from also enrolling
4 the minor in a district or intermediate district in any curricular
5 offering that is provided by the district or intermediate district
6 at a public school site and is available to pupils in the minor's
7 grade level or age group, subject to compliance with the same
8 requirements that apply to a full-time pupil's participation in the

1 offering. However, state school aid shall be provided under this
2 act for a minor enrolled as described in this subsection only for
3 curricular offerings that are offered to full-time pupils in the
4 minor's grade level or age group during regularly scheduled school
5 hours.

6 (2) This act does not prohibit a parent or legal guardian of a
7 minor who is enrolled in any of grades 1 to 12 in a nonpublic
8 school located within the district or who resides within the
9 district and is being home-schooled from also enrolling the minor
10 in the district in a curricular offering being provided by the
11 district at the nonpublic school site. However, state school aid
12 shall be provided under this act for a minor enrolled as described
13 in this subsection only if all of the following apply:

14 (a) The nonpublic school site is located, or the nonpublic
15 students are educated, within the geographic boundaries of either
16 ~~the district or a contiguous district operating under a cooperative~~
17 ~~program of which the district is a member and that is established~~
18 ~~for the purpose of providing nonessential elective courses to~~
19 ~~nonpublic school students~~ **THE DISTRICT OR, IF THE DISTRICT CANNOT**
20 **OR WILL NOT PROVIDE ALL OR SOME OF THE INSTRUCTION, THE PORTION OF**
21 **THE INSTRUCTION THAT THE DISTRICT CANNOT OR WILL NOT PROVIDE IS**
22 **INSTEAD PROVIDED BY A CONTIGUOUS DISTRICT.**

23 (b) The nonpublic school is registered with the department as
24 a nonpublic school and meets all state reporting requirements for
25 nonpublic schools.

26 (c) The instruction is scheduled to occur during the regular
27 school day.

1 (d) The instruction is provided directly by an employee of the
2 district or of an intermediate district.

3 (e) The curricular offering is also available to full-time
4 pupils in the minor's grade level or age group in the district
5 during the regular school day at a public school site.

6 (f) The curricular offering is restricted to nonessential
7 elective courses for pupils in grades 1 to 12.

8 (3) A minor enrolled as described in this section is a part-
9 time pupil for purposes of state school aid under this act.