

**SUBSTITUTE FOR
SENATE BILL NO. 621**

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 2010 PA
204.

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, public school academy, or intermediate
5 district in any curricular offering that is provided by the
6 district, public school academy, or intermediate district at a
7 public school site and is available to pupils in the minor's grade
8 level or age group, subject to compliance with the same
9 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) Either of the following:

15 (i) The nonpublic school site is located, or the nonpublic
 16 students are educated, within the geographic boundaries of the
 17 district.

18 (ii) If the nonpublic school has submitted a written request
 19 ~~for a specific fiscal year to the district in which the nonpublic~~
 20 ~~school is located for the district to provide certain instruction~~
 21 ~~under this subsection for a school year and the district does not~~
 22 ~~agree~~ **WITHIN 60 DAYS AFTER THE REQUEST WAS SUBMITTED** to provide
 23 ~~some or all of that instruction, by May 1 immediately preceding~~
 24 ~~that school year or, if the request is submitted after March 1~~
 25 ~~immediately preceding that school year, within 60 days after the~~
 26 ~~nonpublic school submits the request, the portion of the~~
 27 instruction that the district has not agreed to provide is instead

provided by a district that is ~~contiguous to~~ **LOCATED IN THE SAME**
INTERMEDIATE DISTRICT AS the district in which the nonpublic school
 is located **OR IS LOCATED IN AN INTERMEDIATE DISTRICT THAT IS**
CONTIGUOUS TO THAT INTERMEDIATE DISTRICT. This subparagraph applies
 only to instruction, or a portion of instruction, that is
 specifically included in the written request that was made to the
 district in which the nonpublic school is located and that was
 denied by that district. A public school academy that is located in
THE SAME INTERMEDIATE DISTRICT AS the district in which the
 nonpublic school is located or in ~~a~~ **AN INTERMEDIATE** district that
 is contiguous to ~~the district in which the nonpublic school is~~
~~located~~ **THAT INTERMEDIATE DISTRICT** also may provide instruction
 under this subparagraph under the same conditions as a district
 that is ~~contiguous to~~ **LOCATED IN THE SAME INTERMEDIATE DISTRICT AS**
 the district in which the nonpublic school is located **OR IS LOCATED**
IN AN INTERMEDIATE DISTRICT THAT IS CONTIGUOUS TO THAT INTERMEDIATE
DISTRICT.

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

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

(d) The instruction is provided directly by ~~an employee of a~~
CERTIFIED TEACHER AT the district or public school academy or ~~of~~ **AT**
 an intermediate district.

(e) The curricular offering is also available to full-time
 pupils in the minor's grade level or age group in the district or

1 public school academy during the regular school day at a public
2 school site.

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

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

7 (4) A district that receives a written request to provide
8 instruction under subsection (2) shall reply to the request in
9 writing by May 1 immediately preceding the applicable school year
10 or, if the request is made after March 1 immediately preceding that
11 school year, within 60 days after the nonpublic school submits the
12 request. The written reply shall specify whether the district
13 agrees to provide or does not agree to provide the instruction for
14 each portion of instruction included in the request.

15 Enacting section 1. This amendatory act does not take effect
16 unless Senate Bill No. 619 of the 96th Legislature is enacted into
17 law.