

SENATE BILL No. 621

September 7, 2011, Introduced by Senator HANSEN 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 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
10 offering. However, state school aid shall be provided under this

1 act for a minor enrolled as described in this subsection only for
2 curricular offerings that are offered to full-time pupils in the
3 minor's grade level or age group during regularly scheduled school
4 hours.

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

13 (a) Either of the following:

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

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

1 the nonpublic school is located **OR IS LOCATED IN AN INTERMEDIATE**
2 **DISTRICT THAT IS CONTIGUOUS TO THAT INTERMEDIATE DISTRICT.** This
3 subparagraph applies only to instruction, or a portion of
4 instruction, that is specifically included in the written request
5 that was made to the district in which the nonpublic school is
6 located and that was denied by that district. A public school
7 academy that is located in **THE SAME INTERMEDIATE DISTRICT AS** the
8 district in which the nonpublic school is located or in a ~~AN~~
9 **INTERMEDIATE** district that is contiguous to ~~the district in which~~
10 ~~the nonpublic school is located~~ **THAT INTERMEDIATE DISTRICT** also may
11 provide instruction under this subparagraph under the same
12 conditions as a district that is ~~contiguous to~~ **LOCATED IN THE SAME**
13 **INTERMEDIATE DISTRICT AS** the district in which the nonpublic school
14 is located **OR IS LOCATED IN AN INTERMEDIATE DISTRICT THAT IS**
15 **CONTIGUOUS TO THAT INTERMEDIATE DISTRICT.**

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

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

21 (d) The instruction is provided directly by an employee of the
22 district or public school academy or of an intermediate district.

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

27 (f) The curricular offering is restricted to nonessential

1 elective courses for pupils in grades 1 to 12.

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

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

12 Enacting section 1. This amendatory act does not take effect
13 unless all of the following bills of the 96th Legislature are
14 enacted into law:

15 (a) Senate Bill No. 620.

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17 (b) Senate Bill No. 618.

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19 (c) Senate Bill No. 619.

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21 (d) Senate Bill No. 624.