

Act No. 479
Public Acts of 2014
Approved by the Governor
January 10, 2015
Filed with the Secretary of State
January 13, 2015
EFFECTIVE DATE: January 13, 2015

**STATE OF MICHIGAN
97TH LEGISLATURE
REGULAR SESSION OF 2014**

Introduced by Senators Caswell, Jones, Green, Booher, Nofs and Colbeck

ENROLLED SENATE BILL No. 492

AN ACT to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending section 1147 (MCL 380.1147), as amended by 2012 PA 198.

The People of the State of Michigan enact:

Sec. 1147. (1) A child who is a resident of a school district that does not provide kindergarten and who is at least 5 years of age on the first day of enrollment of the school year may attend school in the school district.

(2) Subject to subsection (3), for the 2013-2014 school year, a child who resides in the school district may enroll in kindergarten if the child is at least 5 years of age on November 1, 2013. Subject to subsection (3), for the 2014-2015 school year, a child who resides in the school district may enroll in kindergarten if the child is at least 5 years of age on October 1, 2014. Subject to subsection (3), beginning with the 2015-2016 school year, a child who resides in the school district may enroll in kindergarten if the child is at least 5 years of age on September 1 of the school year of enrollment.

(3) If a child residing in the school district or a child eligible to enroll in and be counted in membership in the school district under section 105 or 105c of the state school aid act of 1979, MCL 388.1705 and 388.1705c, is not 5 years of age on the enrollment eligibility date specified in subsection (2), but will be 5 years of age not later than December 1 of a school year, the parent or legal guardian of that child may enroll the child in kindergarten for that school year if the parent or legal guardian notifies the school district in writing that he or she intends to enroll the child in kindergarten for that school year. A school district that receives this written notification may make a recommendation to the parent or legal guardian of a child described in this subsection that the child is not ready to enroll in kindergarten due to the child's age or other factors. However, regardless of this recommendation, the parent or legal guardian retains the sole discretion to determine whether or not to enroll the child in kindergarten under this subsection.

(4) The ages prescribed in this section for a child's eligibility for enrollment in a school district also apply to a child's eligibility to enroll in a public school academy.

(5) If a school district or public school academy enrolls any children in kindergarten for a school year under subsection (3), the school district or public school academy shall notify the department of the number of those children enrolled by not later than December 31 of that school year.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Gay E. Randall

Clerk of the House of Representatives

Approved

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Governor