

HOUSE BILL No. 5551

February 13, 2018, Introduced by Reps. Zemke, Pagan, Geiss, Green, Peterson, Cochran, Cambensy, Hertel, Gay-Dagnogo, Yancey and Greimel and referred to the Committee on Education Reform.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1321 (MCL 380.1321), as amended by 2016 PA 428.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1321. (1) Except as otherwise provided in this section,
2 if a ~~board of a school district provides transportation for its~~
3 resident pupils, other than students with a disability transported
4 under article 3 or other pupils who cannot safely walk to school,
5 ~~the school board~~ **RECEIVES FUNDS UNDER THE STATE SCHOOL AID ACT OF**
6 **1979, THE BOARD OF THE SCHOOL DISTRICT** shall provide transportation
7 to and from school for each ~~resident public or nonpublic school~~
8 pupil ~~if both of the following requirements are met:~~ **ENROLLED IN A**
9 **PUBLIC SCHOOL OPERATED BY THE SCHOOL DISTRICT. EXCEPT AS OTHERWISE**

1 PROVIDED IN THIS SECTION, IF A PUBLIC SCHOOL ACADEMY RECEIVES FUNDS
2 UNDER THE STATE SCHOOL AID ACT OF 1979, THE BOARD OF DIRECTORS OF
3 THE PUBLIC SCHOOL ACADEMY SHALL PROVIDE TRANSPORTATION TO AND FROM
4 SCHOOL FOR EACH PUPIL ENROLLED IN A PUBLIC SCHOOL OPERATED BY THE
5 PUBLIC SCHOOL ACADEMY.

6 ~~—— (a) The school district provides transportation for the~~
7 ~~elementary school level, middle or junior high school level, or~~
8 ~~high school level, as defined by the local school board, in which~~
9 ~~the pupil is enrolled.~~

10 ~~—— (b) The pupil attends either the public or the nearest state~~
11 ~~approved nonpublic school in the school district to which the pupil~~
12 ~~is eligible to be admitted.~~

13 (2) Transportation provided under subsection (1) shall be
14 without charge to the ~~resident~~ pupil, the parent, guardian, or
15 person standing in loco parentis to the pupil.

16 (3) A school district **OR PUBLIC SCHOOL ACADEMY** is not required
17 to transport or pay for transportation of a ~~resident~~ pupil living
18 within 1-1/2 miles, by the nearest traveled route, to the public ~~or~~
19 ~~state approved nonpublic~~ school in which the pupil is enrolled. A
20 ~~school district is not required to transport or pay for the~~
21 ~~transportation of a resident pupil attending a nonpublic school who~~
22 ~~lives in an area less than 1-1/2 miles from a public school in~~
23 ~~which public school pupils are not transported, except that the~~
24 ~~school district shall transport or pay for the transportation of~~
25 ~~the resident pupil from the public school within the area to the~~
26 ~~nonpublic school the pupil attends.~~

27 ~~—— (4) A school district is not required to transport or pay for~~

~~the transportation of resident pupils to state approved nonpublic schools located outside the district unless the school district transports some of its resident pupils, other than students with a disability under article 3, to public schools located outside the district, in which case the school district shall transport or pay for the transportation of resident pupils attending a state approved nonpublic school at least to the distance of the public schools located outside the district to which the district transports resident pupils and in the same general direction.~~

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.