

SENATE BILL No. 230

March 21, 1991, Introduced by Senators DE GROW, SCHWARZ, EMMONS, WARTNER, GAST, EHLERS, WELBORN, DILLINGHAM, DUNASKISS, CISKY and HONIGMAN and referred to the Committee on Education.

A bill to amend Act No. 451 of the Public Acts of 1976, entitled as amended "The school code of 1976," as amended, being sections 380.1 to 380.1852 of the Michigan Compiled Laws, by adding sections 1578a and 1591.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1976, as
2 amended, being sections 380.1 to 380.1852 of the Michigan
3 Compiled Laws, is amended by adding sections 1578a and 1591 to
4 read as follows:

5 SEC. 1578A. (1) FOR THE PURPOSES OF SECTIONS 57 TO 57G OF
6 THE SOCIAL WELFARE ACT, ACT NO. 280 OF THE PUBLIC ACTS OF 1939,
7 BEING SECTIONS 400.57 TO 400.57G OF THE MICHIGAN COMPILED LAWS,
8 THE GOVERNING BODY OF A NONPUBLIC SCHOOL SHALL ESTABLISH STANDARD
9 DEFINITIONS FOR EXCUSED AND UNEXCUSED ABSENCES AND DEFINE THE

1 NUMBER OF HOURS OF ATTENDANCE THE NONPUBLIC SCHOOL REQUIRES FOR A
2 CHILD ENROLLED IN THE SCHOOL TO BE REGARDED AS ATTENDING SCHOOL
3 FOR A FULL DAY. THE NONPUBLIC SCHOOL SHALL PROVIDE THOSE DEFINI-
4 TIONS TO THE DEPARTMENT OF EDUCATION AT LEAST ANNUALLY. UPON
5 REQUEST BY A NONPUBLIC SCHOOL, THE STATE BOARD SHALL PROVIDE THE
6 NONPUBLIC SCHOOL WITH A COPY OF THE GUIDELINES DEVELOPED PURSUANT
7 TO SECTION 1591(1).

8 (2) SUBJECT TO THE REQUIREMENTS OF SECTION 438 OF SUBPART 2
9 OF PART C OF THE GENERAL EDUCATION PROVISIONS ACT, TITLE IV OF
10 PUBLIC LAW 90-247, 20 U.S.C. 1232g, COMMONLY REFERRED TO AS THE
11 FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974, AND NOT LATER
12 THAN 5 WORKING DAYS AFTER THE LAST DAY OF EACH MONTH THE NONPUB-
13 LIC SCHOOL IS IN SESSION, AN ATTENDANCE OFFICER OR OTHER APPRO-
14 PRIATE AUTHORITY OF A NONPUBLIC SCHOOL SHALL PROVIDE TO THE
15 DEPARTMENT OF EDUCATION THE ATTENDANCE RECORDS FOR THAT MONTH OF
16 EACH CHILD ENROLLED.

17 (3) THE DEPARTMENT OF EDUCATION SHALL MAKE THE INFORMATION
18 PROVIDED UNDER SUBSECTIONS (1) AND (2) AVAILABLE ON A MONTHLY
19 BASIS TO THE STATE DEPARTMENT OF SOCIAL SERVICES FOR THE PURPOSES
20 OF SECTIONS 57 TO 57G OF ACT NO. 280 OF THE PUBLIC ACTS OF 1939.

21 (4) IF A JOINT ADMINISTRATIVE HEARING IS REQUESTED UNDER
22 SECTION 57E OF ACT NO. 280 OF THE PUBLIC ACTS OF 1939, THE
23 DEPARTMENT OF EDUCATION SHALL PARTICIPATE IN THE HEARING AS PRO-
24 VIDED IN THAT SECTION.

25 SEC. 1591. (1) FOR THE PURPOSES OF SECTIONS 57 TO 57G OF
26 THE SOCIAL WELFARE ACT, ACT NO. 280 OF THE PUBLIC ACTS OF 1939,
27 BEING SECTIONS 400.57 TO 400.57G OF THE MICHIGAN COMPILED LAWS,

1 AND BASED ON GUIDELINES DEVELOPED BY THE STATE BOARD, THE BOARD
2 OF A SCHOOL DISTRICT, LOCAL ACT SCHOOL DISTRICT, OR INTERMEDIATE
3 SCHOOL DISTRICT SHALL ESTABLISH STANDARD DISTRICT DEFINITIONS FOR
4 EXCUSED AND UNEXCUSED ABSENCES AND DEFINE THE NUMBER OF HOURS OF
5 ATTENDANCE THE DISTRICT REQUIRES FOR A PUPIL TO BE REGARDED AS
6 ATTENDING SCHOOL FOR A FULL DAY. THOSE DEFINITIONS SHALL BE CON-
7 SISTENT WITH THE DEPARTMENT OF EDUCATION'S PUPIL MEMBERSHIP
8 ACCOUNTING AND AUDITING MANUAL APPROVED BY THE STATE BOARD. THE
9 BOARD SHALL INCLUDE THE DEFINITIONS IN THE ANNUAL EDUCATIONAL
10 REPORT REQUIRED UNDER SECTION 1204A.

11 (2) SUBJECT TO THE REQUIREMENTS OF SECTION 438 OF SUBPART 2
12 OF PART C OF THE GENERAL EDUCATION PROVISIONS ACT, TITLE IV OF
13 PUBLIC LAW 90-247, 20 U.S.C. 1232g, COMMONLY REFERRED TO AS THE
14 FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974, AND NOT LATER
15 THAN 5 WORKING DAYS AFTER THE LAST DAY OF EACH MONTH IN WHICH THE
16 DISTRICT'S SCHOOLS ARE IN SESSION, AN ATTENDANCE OFFICER OR OTHER
17 APPROPRIATE AUTHORITY OF A SCHOOL DISTRICT, LOCAL ACT SCHOOL DIS-
18 TRICT, OR INTERMEDIATE SCHOOL DISTRICT SHALL PROVIDE TO THE
19 DEPARTMENT OF EDUCATION THE ATTENDANCE RECORDS FOR THAT MONTH OF
20 EACH PUPIL ENROLLED IN THE SCHOOL DISTRICT OR, FOR AN INTERMEDI-
21 ATE SCHOOL DISTRICT, ENROLLED IN OR ATTENDING A PROGRAM FOR WHICH
22 ATTENDANCE IS ADMINISTERED BY THE INTERMEDIATE SCHOOL DISTRICT.

23 (3) THE DEPARTMENT OF EDUCATION SHALL MAKE THE INFORMATION
24 PROVIDED UNDER SUBSECTIONS (1) AND (2) AVAILABLE ON A MONTHLY
25 BASIS TO THE STATE DEPARTMENT OF SOCIAL SERVICES FOR THE PURPOSES
26 OF SECTIONS 57 TO 57G OF ACT NO. 280 OF THE PUBLIC ACTS OF 1939.

1 (4) IF A JOINT ADMINISTRATIVE HEARING IS REQUESTED UNDER
2 SECTION 57E OF ACT NO. 280 OF THE PUBLIC ACTS OF 1939, THE
3 DEPARTMENT OF EDUCATION SHALL PARTICIPATE IN THE HEARING AS PRO-
4 VIDED IN THAT SECTION.

5 Section 2. This amendatory act shall not take effect unless
6 Senate Bill No. 231
7 of the 86th Legislature is enacted into law.