



SENATE BILL No. 743

November 1, 1995, Introduced by Senators HART, MILLER, STALLINGS, BERRYMAN and YOUNG and referred to the Committee on Education.

A bill to amend sections 1289 and 1521 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as amended by Act No. 416 of the Public Acts of 1994, being sections 380.1289 and 380.1521 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1289 and 1521 of Act No. 451 of the
2 Public Acts of 1976, as amended by Act No. 416 of the Public Acts
3 of 1994, being sections 380.1289 and 380.1521 of the Michigan
4 Compiled Laws, are amended to read as follows:

5 Sec. 1289. (1) A board of a school district or board of
6 directors of a public school academy may join an organization,
7 association, or league which has as its object the promotion and
8 regulation of sport and athletic, oratorical, musical, dramatic,
9 creative arts, or other contests by or between pupils if the

1 organization, association, or league provides in its constitution
2 or bylaws that a representative of the state board shall be an ex
3 officio member of its governing body with the same rights and
4 privileges as other members of its governing body.

5 (2) An association established for the purpose of organizing
6 and conducting athletic events, contests, or tournaments among
7 schools shall be the official association of the state. The
8 association is responsible for the adoption and enforcement of
9 regulations relative to eligibility of pupils in schools for par-
10 ticipation in interscholastic athletic events, contests, or
11 tournaments. A DISPUTE CONCERNING A PERSON'S RIGHTS, DUTIES, OR
12 PRIVILEGES UNDER THOSE REGULATIONS IS SUBJECT TO THE CONTESTED
13 CASE PROVISIONS OF CHAPTERS 4, 6, AND 8 OF THE ADMINISTRATIVE
14 PROCEDURES ACT OF 1969, ACT NO. 306 OF THE PUBLIC ACTS OF 1969.

15 (3) Female pupils shall be permitted to participate in all
16 noncontact interscholastic athletic activities, including
17 archery, badminton, baseball, bowling, fencing, golf, gymnastics,
18 riflery, shuffleboard, skiing, swimming, diving, table tennis,
19 track and field, and tennis. If a school has a girls' team in a
20 noncontact interscholastic athletic activity, a female shall be
21 permitted to compete for a position on any other team for that
22 activity. This subsection ~~shall~~ DOES not ~~be construed to~~
23 prevent or interfere with the selection of competing teams solely
24 on the basis of athletic ability.

25 Sec. 152i. A board or the board of directors of a public
26 school academy may join an organization created pursuant to
27 section 1289 that has as its object the promotion of sport and

1 the adoption of rules for the conduct of athletic contests
2 between students. The association is the official association of
3 the state for the purpose of organizing and conducting athletic
4 events, contests, and tournaments among schools. The association
5 shall be responsible for the adoption and enforcement of regula-
6 tions relative to eligibility of athletes in schools for partici-
7 pation in interscholastic athletic events, contests, and
8 tournaments. A DISPUTE CONCERNING A PERSON'S RIGHTS, DUTIES, OR
9 PRIVILEGES UNDER THOSE REGULATIONS IS SUBJECT TO THE CONTESTED
10 CASE PROVISIONS OF CHAPTERS 4, 6, AND 8 OF THE ADMINISTRATIVE
11 PROCEDURES ACT OF 1969, ACT NO. 306 OF THE PUBLIC ACTS OF 1969.

12 Section 2. This amendatory act shall not take effect unless
13 Senate Bill No. 742
14 of the 88th Legislature is enacted into law.