

SUBSTITUTE FOR
HOUSE BILL NO. 5212

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1204a (MCL 380.1204a), as amended by 1996
PA 159.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1204a. (1) In addition to the requirements specified
2 in section 1280 for accreditation under that section, if the
3 board of a school district wants all of its schools to be accred-
4 ited under section 1280, the board shall prepare and submit to
5 the ~~state board~~ INTERMEDIATE SCHOOL DISTRICT TO WHICH IT IS
6 CONSTITUENT AND TO THE DEPARTMENT not later than ~~September~~ JULY
7 1 each year ~~, and shall provide that each school in the school~~
8 ~~district distributes to the public at an open meeting not later~~
9 ~~than October 15 each year, an annual educational report. The~~
10 ~~annual educational report shall include, but is not limited to,~~

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1 all of the following information for each public school ~~in~~
2 OPERATED BY the school district:

3 (a) The accreditation status of ~~each~~ THE school. ~~within~~
4 ~~the school district, the process by which pupils are assigned to~~
5 ~~particular schools, and a description of each specialized~~
6 ~~school.~~

7 (b) The status of the 3- to 5-year school improvement plan
8 as described in section 1277 for ~~each~~ THE school. ~~within the~~
9 ~~school district.~~

10 (c) A copy of the core academic curriculum FOR THE SCHOOL
11 and a description of its implementation, including how pupils are
12 ensured enrollment in those courses or subjects necessary for
13 them to receive adequate instruction in all of the core academic
14 curriculum, and the variances and explanation for the variances
15 from the model core academic curriculum developed by the state
16 board OR SUPERINTENDENT OF PUBLIC INSTRUCTION pursuant to section
17 1278(2).

18 (d) ~~A~~ SUBJECT TO SUBSECTION (8), A report for each school
19 of aggregate student achievement based upon the results of any
20 locally-administered student competency tests, statewide assess-
21 ment tests, or nationally normed achievement tests that were
22 given to pupils attending THE school. ~~in the school district.~~

23 (e) For the year in which the report is filed and the previ-
24 ous school year, the district pupil retention report as defined
25 in section 6 of the state school aid act of 1979, ~~being~~
26 ~~section 388.1606 of the Michigan Compiled Laws~~ MCL 388.1606, FOR
27 THE SCHOOL.

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1 (f) The number and percentage of parents, legal guardians,
2 or persons in loco parentis with pupils enrolled in the school
3 ~~district~~ who participate in parent-teacher conferences. ~~for~~
4 ~~pupils at the elementary, middle, and secondary school level, as~~
5 ~~appropriate.~~

6 (g) ~~Beginning in the 1996-97 school year, if~~ IF the school
7 is a high school, all of the following:

8 (i) The number and percentage of pupils enrolled in the
9 school who enrolled during the immediately preceding school year
10 in 1 or more postsecondary courses under the postsecondary
11 enrollment options act, ~~or under section 21b of the state school~~
12 ~~aid act of 1979, being section 388.1621b of the Michigan Compiled~~
13 ~~Laws~~ 1996 PA 160, MCL 388.511 TO 388.524.

14 (ii) The number of college level equivalent courses offered
15 to pupils enrolled in the school, in the school district, and in
16 consortia or cooperative programs available to pupils of the
17 school district.

18 (iii) The number and percentage of pupils enrolled in the
19 school who were enrolled in at least 1 college level equivalent
20 course during the immediately preceding school year, disaggre-
21 gated by grade level.

22 (iv) ~~The~~ SUBJECT TO SUBSECTION (8), THE number and percen-
23 tage of pupils described in subparagraph (iii) who took a college
24 level equivalent credit examination.

25 (v) ~~The~~ SUBJECT TO SUBSECTION (8), THE number and percen-
26 tage of pupils described in subparagraph (iv) who achieved a
27 score on a college level equivalent credit examination that is at

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1 or above the level recommended by the testing service for college
2 credit.

3 (vi) THE NUMBER AND PERCENTAGE OF PUPILS WHO WERE ENROLLED
4 IN A CAREER AND TECHNICAL PREPARATION PROGRAM OR COURSE IN THE
5 IMMEDIATELY PRECEDING SCHOOL YEAR, DISAGGREGATED BY GRADE LEVEL.

6 (vii) SUBJECT TO SUBSECTION (8), THE NUMBER OF PUPILS WHO
7 TOOK THE AMERICAN COLLEGE TEST (ACT) [OR THE SCHOLASTIC APTITUDE
TEST (SAT); FOR EACH OF THOSE TESTS] , THE AVERAGE COMPOSITE SCORE
8 FOR PUPILS WHO TOOK THAT TEST [;] AND [, FOR EACH OF THOSE TESTS,]
THE PERCENTAGE OF PUPILS IN
9 GRADE 12 WHO HAVE TAKEN THAT TEST. [HOWEVER, THIS SUBDIVISION DOES
NOT APPLY FOR A PARTICULAR TEST FOR A PARTICULAR YEAR UNLESS AT
LEAST 2 PUPILS AT THE SCHOOL TOOK THAT TEST DURING THAT YEAR.]

10 (viii) THE NUMBER OF PUPILS WHO TOOK THE ACT WORK KEYS TEST,
11 THE AVERAGE COMPOSITE SCORE FOR PUPILS WHO TOOK THAT TEST, AND
12 THE PERCENTAGE OF PUPILS IN GRADE 12 WHO HAVE TAKEN THAT TEST.
[HOWEVER, THIS SUBDIVISION DOES NOT APPLY FOR A PARTICULAR YEAR
UNLESS AT LEAST 2 PUPILS AT THE SCHOOL TOOK THE ACT WORK KEYS TEST
DURING THAT YEAR.]

13 (ix) THE GRADUATION RATE FOR PUPILS IN GRADE 12, EXPRESSED
14 AS A PERCENTAGE ROUNDED TO 1 DECIMAL PLACE. THE GRADUATION RATE
15 SHALL BE CALCULATED AS DIRECTED BY THE DEPARTMENT.

16 (H) ACTUAL CLASS SIZES AND AVERAGE CLASS SIZE FOR GRADES
17 DK-3, WITH THE AVERAGE EXPRESSED AS A SINGLE AVERAGE FOR ALL
18 CLASSES ROUNDED TO 1 DECIMAL PLACE.

19 (I) THE PROPORTION OF SCHOOL OPERATING FUNDS ALLOCATED TO
20 THE SCHOOL THAT ARE USED FOR INSTRUCTIONAL SERVICES. AS USED IN
21 THIS SUBDIVISION, "INSTRUCTIONAL SERVICES" MEANS SERVICES
22 REPORTED AS INSTRUCTIONAL SERVICES IN THE ANNUAL COMPREHENSIVE
23 FINANCIAL REPORT, KNOWN AS "FORM B", SUBMITTED TO THE
24 DEPARTMENT.

25 (J) THE COMPOSITION OF THE SCHOOL'S STAFF, SHOWING THE TOTAL
26 NUMBER OF SCHOOL STAFF MEMBERS AND THE NUMBER AND PERCENTAGE OF
27 THAT TOTAL WHO ARE INSTRUCTIONAL STAFF, THE NUMBER AND PERCENTAGE

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1 OF THAT TOTAL WHO ARE ADMINISTRATIVE STAFF, AND THE NUMBER AND
2 PERCENTAGE OF THAT TOTAL WHO ARE SUPPORT STAFF OR OTHER NONIN-
3 STRUCTIONAL STAFF.

4 (K) THE NUMBER AND PERCENTAGE OF TEACHERS WITH A MASTER'S,
5 DOCTORATE, OR SPECIALIST'S DEGREE.

6 (L) THE NUMBER AND PERCENTAGE OF TEACHERS WITH A VALID
7 TEACHING CERTIFICATE.

8 (M) ~~(h)~~ A comparison with the immediately preceding school
9 year of the information required ~~by subdivisions (a) through~~
10 ~~(g)~~ UNDER THIS SUBSECTION.

11 (2) IN ADDITION TO THE INFORMATION ABOUT EACH SCHOOL
12 REQUIRED UNDER SUBSECTION (1), THE BOARD OF A SCHOOL DISTRICT
13 SHALL SUBMIT AT THE SAME TIME TO THE INTERMEDIATE SCHOOL DISTRICT
14 AND THE DEPARTMENT ALL OF THE FOLLOWING INFORMATION CONCERNING
15 THE SCHOOL DISTRICT AS A WHOLE:

16 (A) THE TOTAL AMOUNT OF THE SCHOOL DISTRICT'S TOTAL SCHOOL
17 OPERATING BUDGET AND THE AMOUNT AND PERCENTAGE OF THAT TOTAL THAT
18 IS USED FOR TEACHER SALARIES AND BENEFITS.

19 (B) THE AMOUNT AND PERCENTAGE OF THE SCHOOL DISTRICT'S TOTAL
20 SCHOOL OPERATING BUDGET USED FOR ADMINISTRATIVE SALARIES AND
21 BENEFITS.

22 (C) THE AMOUNT OF THE SCHOOL DISTRICT'S FOUNDATION ALLOWANCE
23 OR PER PUPIL PAYMENT FOR THE CORRESPONDING STATE FISCAL YEAR
24 UNDER SECTION 20 OF THE STATE SCHOOL AID ACT OF 1979, MCL
25 388.1620.

26 (D) A COMPARISON WITH THE IMMEDIATELY PRECEDING SCHOOL YEAR
27 OF THE INFORMATION REQUIRED UNDER THIS SUBSECTION.

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1 (3) NOT LATER THAN JULY 15 EACH YEAR, USING THE INFORMATION
2 SUBMITTED UNDER SUBSECTIONS (1) AND (2), THE DEPARTMENT SHALL
3 COMPILE AND PROVIDE TO EACH INTERMEDIATE SCHOOL DISTRICT A REPORT
4 OF THE STATEWIDE AVERAGES FOR EACH CATEGORY OF INFORMATION
5 DESCRIBED IN SUBSECTIONS (1) AND (2) FOR WHICH A STATEWIDE AVER-
6 AGE CAN BE CALCULATED AND OF THAT INTERMEDIATE SCHOOL DISTRICT'S
7 AVERAGE FOR EACH OF THOSE CATEGORIES FOR WHICH AN INTERMEDIATE
8 SCHOOL DISTRICT AVERAGE CAN BE CALCULATED.

9 (4) NOT LATER THAN AUGUST 15 EACH YEAR, AN INTERMEDIATE
10 SCHOOL DISTRICT SHALL DO ALL OF THE FOLLOWING:

11 (A) COMPILE ALL OF THE INFORMATION SUBMITTED UNDER SUBSEC-
12 TIONS (1) AND (2).

13 (B) DEVELOP AN ANNUAL EDUCATIONAL REPORT CARD FOR EACH CON-
14 STITUENT SCHOOL DISTRICT [, AND FOR EACH PUBLIC SCHOOL ACADEMY
LOCATED WITHIN THE INTERMEDIATE SCHOOL DISTRICT,] THAT CONTAINS ALL
OF THE INFORMATION
15 SUBMITTED BY THE SCHOOL DISTRICT UNDER SUBSECTIONS (1) AND (2)
16 AND THAT CONTAINS INTERMEDIATE SCHOOL DISTRICT AND STATEWIDE
17 AVERAGES FOR EACH CATEGORY OF INFORMATION FOR WHICH THOSE AVER-
18 AGES CAN BE CALCULATED. IN THIS REPORT CARD, THE INFORMATION
19 UNDER SUBSECTION (1) SHALL BE COMPILED BOTH BY INDIVIDUAL SCHOOL
20 AND BY SCHOOL DISTRICT, TO THE EXTENT THE INFORMATION CAN BE COM-
21 PILED IN THIS MANNER.

22 (C) PROVIDE A COPY OF THIS REPORT CARD TO THE CONSTITUENT
23 SCHOOL DISTRICT [OR PUBLIC SCHOOL ACADEMY] , THE DEPARTMENT, AND
EACH NEWSPAPER OF GENERAL
24 CIRCULATION IN THE CONSTITUENT SCHOOL DISTRICT. SUBJECT TO SUB-
25 SECTION (9), NOT LATER THAN AUGUST 15 EACH YEAR, THE INTERMEDIATE
26 SCHOOL DISTRICT SHALL ALSO PROVIDE A COPY OF THIS REPORT CARD TO

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1 THE PARENT OR LEGAL GUARDIAN OF EACH PUPIL ENROLLED OR REGISTERED
2 IN THE CONSTITUENT SCHOOL DISTRICT [OR PUBLIC SCHOOL ACADEMY].

3 (5) THE BOARD OF A SCHOOL DISTRICT SHALL ENSURE THAT A COPY
4 OF THE ANNUAL EDUCATIONAL REPORT CARD UNDER SUBSECTION (4) FOR
5 EACH SCHOOL IS AVAILABLE AT THE SCHOOL AND AT THE BOARD OFFICE
6 AND IS PROVIDED WITHOUT CHARGE TO ANY INTERESTED PERSON UPON
7 REQUEST.

8 (6) AT LEAST ONCE EVERY 5 YEARS, THE SUPERINTENDENT OF
9 PUBLIC INSTRUCTION SHALL REVIEW AND EVALUATE THE CATEGORIES OF
10 INFORMATION REQUIRED UNDER SUBSECTIONS (1) AND (2) AND THE WAYS
11 THAT INFORMATION IS COLLECTED AND DISSEMINATED UNDER THIS SECTION
12 TO ENSURE THAT PARENTS AND THE GENERAL PUBLIC ARE BEING PROVIDED
13 WITH INFORMATION NECESSARY TO EVALUATE THE EFFECTIVENESS OF THE
14 PUBLIC SCHOOLS. IF THE SUPERINTENDENT OF PUBLIC INSTRUCTION
15 DETERMINES THAT ADDITIONAL INFORMATION IS DESIRABLE TO FURTHER
16 THE PURPOSES OF THIS SECTION OR DETERMINES THAT OTHER STATUTORY
17 CHANGES SHOULD BE MADE TO THIS SECTION TO FURTHER THE PURPOSES OF
18 THIS SECTION, THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL REC-
19 OMMEND THOSE CHANGES TO THE LEGISLATURE. IN CONDUCTING THIS
20 REVIEW AND EVALUATION, THE SUPERINTENDENT OF PUBLIC INSTRUCTION
21 SHALL CONSULT WITH REPRESENTATIVES OF ALL OF THE FOLLOWING:

- 22 (A) THE MICHIGAN CHAMBER OF COMMERCE.
23 (B) THE MICHIGAN ASSOCIATION OF REALTORS.
24 (C) THE MICHIGAN ASSOCIATION OF SCHOOL BOARDS.
25 (D) THE MICHIGAN ASSOCIATION OF SCHOOL ADMINISTRATORS.
26 (E) THE MICHIGAN PARENT-TEACHER ASSOCIATION.

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1 (F) THE MICHIGAN EDUCATION ASSOCIATION.

2 (G) THE MICHIGAN FEDERATION OF TEACHERS AND SCHOOL-RELATED
3 PERSONNEL.

4 (7) UPON NOTIFICATION FROM THE DEPARTMENT THAT THE DEPART-
5 MENT HAS IMPLEMENTED THE MICHIGAN EDUCATION INFORMATION SYSTEM,
6 BOTH OF THE FOLLOWING APPLY:

7 (A) SCHOOL DISTRICTS SHALL SUBMIT THE INFORMATION REQUIRED
8 UNDER SUBSECTIONS (1) AND (2) TO THE DEPARTMENT ELECTRONICALLY IN
9 A FORMAT AS PRESCRIBED BY THE DEPARTMENT.

10 (B) THE DEPARTMENT, INSTEAD OF THE SCHOOL DISTRICTS, SHALL
11 CALCULATE THE PERCENTAGES AND AVERAGES REQUIRED UNDER
12 SUBSECTION (1)(G)(vi), (viii), AND (ix), (H), (J), [(K), AND (L)] AND
13 SUBSECTION (2)(A) AND (B). A SCHOOL DISTRICT SHALL CONTINUE TO
14 REPORT THE OTHER INFORMATION REQUIRED UNDER THOSE PROVISIONS TO
15 THE DEPARTMENT.

16 (8) IN REPORTING INFORMATION UNDER SUBSECTION (1)(D) AND
17 (G)(iv), (v), AND (vii), A SCHOOL DISTRICT MAY INCLUDE INFORMA-
18 TION ONLY ON PUPILS WHO HAVE BEEN ENROLLED IN THE SCHOOL DISTRICT
19 FOR AT LEAST 2 SCHOOL YEARS BEFORE TAKING THE APPLICABLE TEST OR
20 EXAMINATION.

[(9) AN INTERMEDIATE SCHOOL DISTRICT MAY SATISFY THE
REQUIREMENT UNDER SUBSECTION (4)(C) TO PROVIDE A COPY OF THE ANNUAL
EDUCATIONAL REPORT CARD TO PARENTS AND LEGAL GUARDIANS BY PROVIDING
SUFFICIENT COPIES TO SCHOOL DISTRICTS AND PUBLIC SCHOOL ACADEMIES
WITH INSTRUCTIONS TO DISTRIBUTE THE COPIES IN A MANNER REASONABLY
CALCULATED TO ENSURE THAT A COPY IS DELIVERED TO THE PARENT OR LEGAL
GUARDIAN OF EACH PUPIL BY OCTOBER 15 OF THE UPCOMING SCHOOL YEAR.
THIS DISTRIBUTION MAY BE ACCOMPLISHED IN A MANNER DETERMINED BY THE
SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY, INCLUDING, BUT NOT LIMITED
TO, 1 OR MORE OF THE FOLLOWING:

(A) SENDING THE COPY TO A PUPIL'S PARENT OR LEGAL GUARDIAN
WITH THE PUPIL'S REPORT CARD.

(B) DISTRIBUTING THE COPY WITH A SCHOOL OR SCHOOL DISTRICT
NEWSLETTER OR SIMILAR PUBLICATION THAT IS GENERALLY DISTRIBUTED TO
PARENTS AND GUARDIANS.

(C) INCLUDING THE COPY WITH THE DISTRIBUTION OF ITS PUPIL
HANDBOOK.]

21 [(10)] BEGINNING IN 2003 OR UPON NOTIFICATION FROM THE DEPART-
22 MENT THAT THE DEPARTMENT HAS IMPLEMENTED THE MICHIGAN EDUCATION
23 INFORMATION SYSTEM, WHICHEVER IS EARLIER, AN INTERMEDIATE SCHOOL
24 DISTRICT MAY SATISFY THE REQUIREMENT UNDER SUBSECTION (4)(C) TO
25 PROVIDE A COPY OF THE ANNUAL EDUCATIONAL REPORT CARD TO PARENTS
26 AND LEGAL GUARDIANS BY MAKING THE ANNUAL EDUCATIONAL REPORT CARD
27 AVAILABLE ON THE INTERNET.

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1 [(11)] ~~(2)~~ At least annually, the department shall prepare
2 and submit to the legislature a report of the information
3 described in subsection (1)(g), ~~aggregated for~~ INCLUDING state-
4 wide and intermediate school district ~~totals~~ RESULTS, using the
5 information submitted by school districts.

6 [(12)] ~~(3)~~ The ~~state board~~ DEPARTMENT shall prepare and
7 make available to school districts ~~suggestions~~ AND INTERMEDIATE
8 SCHOOL DISTRICTS SUGGESTED METHODOLOGY for accumulating the
9 information ~~listed in subsection (1)~~ REQUIRED UNDER THIS
10 SECTION and a model annual educational report CARD for school
11 districts AND INTERMEDIATE SCHOOL DISTRICTS to consider in the
12 implementation of this section.

[(13) THIS SECTION DOES NOT PRECLUDE AN INTERMEDIATE SCHOOL DISTRICT FROM WORKING IN COOPERATION WITH A CONSTITUENT SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY THAT PRODUCES AND DISTRIBUTES A SCHOOL REPORT SIMILAR TO THE ANNUAL EDUCATIONAL REPORT CARD REQUIRED UNDER THIS SECTION, AND DOES NOT PRECLUDE AN INTERMEDIATE SCHOOL DISTRICT FROM USING THAT CONSTITUENT SCHOOL DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S DISTRIBUTION OF ITS OWN SCHOOL REPORT TO SATISFY THE INTERMEDIATE SCHOOL DISTRICT'S OBLIGATION UNDER THIS SECTION TO PROVIDE AN ANNUAL EDUCATIONAL REPORT CARD TO THE PARENTS AND LEGAL GUARDIANS OF PUPILS OF THAT CONSTITUENT SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY, IF ALL OF THE FOLLOWING ARE MET:

(A) THE SCHOOL DISTRICT'S OR PUBLIC SCHOOL ACADEMY'S OWN SCHOOL REPORT CONTAINS ALL OF THE SAME INFORMATION AS REQUIRED FOR THE ANNUAL EDUCATIONAL REPORT CARD UNDER THIS SECTION AND IS DISTRIBUTED TO AT LEAST ALL OF THE SAME PERSONS AS REQUIRED FOR THE ANNUAL EDUCATIONAL REPORT CARD UNDER THIS SECTION.

(B) THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY PROVIDES A COPY OF ITS SCHOOL REPORT TO THE INTERMEDIATE SCHOOL DISTRICT IN THE FORM AND MANNER PRESCRIBED BY THE INTERMEDIATE SCHOOL DISTRICT.]

13 [(14)] ~~(4)~~ As used in this section, "college level equiva-
14 lent course" and "college level equivalent credit examination"
15 mean those terms as defined in ~~part 14a~~ SECTION 1471.

[Enacting section 1. This amendatory act does not take effect unless the state budget director files a statement with the secretary of state not later than October 1, 2000 certifying that the enacted increase from the immediately preceding state fiscal year in intermediate school district operating funding under section 81 of the state school aid act of 1979, 1979 PA 94, MCL 388.1681, is at least 3.5% each fiscal year for 2000-2001, 2001-2002, and 2002-2003.]