

HOUSE BILL No. 4337

March 8, 2017, Introduced by Reps. Johnson, Schor, Elder, Faris, Lucido, Crawford, Vaupel, Miller, Kesto, Pagel, Kelly and Kosowski and referred to the Committee on Education Reform.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1284a (MCL 380.1284a), as added by 2007 PA 101;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1284a. (1) ~~Not later than July 1, 2008, an AN~~
2 intermediate school district, in cooperation with its constituent
3 districts, shall adopt a common school calendar to apply to all of
4 its constituent districts and to its intermediate school district
5 programs. The intermediate school district shall post the common
6 school calendar on its website. The common school calendar shall
7 meet all of the following:

8 (a) Shall be in compliance with ~~sections 1284 and~~
9 ~~1284b.~~**SECTION 1284.**

1 (b) Shall identify the dates for each school year when school
2 will not be in session for a winter holiday break and a spring
3 break. The common school calendar shall identify these dates
4 specifically for at least the next 5 school years, but may describe
5 these dates more generally for school years thereafter as long as
6 the dates may be readily determined.

7 (2) Beginning with the 2008-2009 school year, except as
8 otherwise provided in this section, the board of each constituent
9 district and the intermediate school board shall ensure that its
10 school calendar complies with the common school calendar adopted
11 under subsection (1).

12 (3) In addition to the requirements under subsection (1), a
13 common school calendar adopted under subsection (1) is encouraged
14 to identify common dates for professional development days.

15 ~~———— (4) If a collective bargaining agreement that provides a
16 complete school calendar is in effect for employees of a school
17 district or intermediate school district as of the effective date
18 of this section, and if that school calendar is not in compliance
19 with the common school calendar adopted under subsection (1), then
20 subsection (2) does not apply to that school district or
21 intermediate school district until after the expiration of that
22 collective bargaining agreement.~~

23 **(4)** ~~(5) If as of the effective date of this section~~ **OCTOBER 1,**
24 **2007** an intermediate school district or school district is
25 operating a year-round school or program or is operating a school
26 that is an international baccalaureate academy that provides 1,160
27 hours of pupil instruction per school year, then subsection (2)

1 does not apply to that school or program. If after ~~the effective~~
2 ~~date of this section~~ **OCTOBER 1, 2007** an intermediate school
3 district or school district begins operating a year-round school or
4 program, the intermediate school district or school district may
5 apply to the superintendent of public instruction for a waiver from
6 the requirements of subsection (2) for that school or program. The
7 application shall be in writing in the form and manner prescribed
8 by the department and shall provide justification for the school or
9 program to operate on a calendar that differs from the common
10 school calendar adopted under subsection (1). Upon application, if
11 the superintendent of public instruction determines that a school
12 or program is a bona fide year-round school or program established
13 for educational reasons and that there is sufficient justification
14 for the school or program to operate on a calendar that differs
15 from the common school calendar adopted under subsection (1), the
16 superintendent of public instruction shall grant the waiver. The
17 superintendent of public instruction shall establish standards for
18 determining a bona fide year-round school or program for the
19 purposes of this subsection.

20 **(5)** ~~(6)~~—If an intermediate school district or school district
21 is operating or begins operating a school or program on a trimester
22 schedule, the intermediate school district or school district may
23 apply to the superintendent of public instruction for a waiver from
24 the requirements of subsection (2) for that school or program. The
25 application shall be in writing in the form and manner prescribed
26 by the department and shall provide justification for the school or
27 program to operate on a calendar that differs from the common

1 school calendar adopted under subsection (1). Upon application, if
2 the superintendent of public instruction determines that a school
3 or program is operating on a bona fide trimester schedule
4 established for educational reasons and that there is sufficient
5 justification for the school or program to operate on a calendar
6 that differs from the common school calendar adopted under
7 subsection (1), the superintendent of public instruction shall
8 grant the waiver. The superintendent of public instruction shall
9 establish standards for determining a bona fide trimester schedule
10 for the purposes of this subsection.

11 (6) ~~(7)~~—This section does not apply to a public school that
12 operates all of grades 6 to 12 at a single site, that aligns its
13 high school curriculum with advanced placement courses as the
14 capstone of the curriculum, and that ends its second academic
15 semester concurrently with the end of the advanced placement
16 examination period.

17 (7) ~~(8)~~—In addition to the other exceptions under this
18 section, the superintendent of public instruction may grant a
19 waiver from a requirement under this section for a school district
20 that applies for the waiver in writing in the form and manner
21 prescribed by the superintendent of public instruction and provides
22 sufficient justification for the waiver, as determined by the
23 superintendent of public instruction.

24 (8) ~~(9)~~—As used in this section:

25 (a) "Board" means the board of a school district or board of
26 directors of a public school academy.

27 (b) "Constituent district" means a constituent district of the

1 intermediate school district or a public school academy that is
2 located within the boundaries of the intermediate school district
3 and that receives services from the intermediate school district.

4 (c) "School district" means a school district or a public
5 school academy.

6 Enacting section 1. Section 1284b of the revised school code,
7 1976 PA 451, MCL 380.1284b, is repealed.

8 Enacting section 2. This amendatory act takes effect 90 days
9 after the date it is enacted into law.