

SENATE BILL NO. 496

September 05, 2019, Introduced by Senator ANANICH and referred to the Committee on Education and Career Readiness.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1278a and 1278b (MCL 380.1278a and 380.1278b), section 1278a as amended by 2018 PA 232 and section 1278b as amended by 2018 PA 230.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1278a. (1) Except as otherwise provided in this section
2 or section 1278b, ~~beginning with pupils entering grade 8 in 2006,~~
3 the board of a school district or board of directors of a public
4 school academy shall not award a high school diploma to a pupil

1 unless the pupil meets all of the following:

2 (a) Has successfully completed all of the following credit
3 requirements of the Michigan merit standard before graduating from
4 high school:

5 (i) At least 4 credits in mathematics that are aligned with
6 subject area content expectations developed by the department and
7 approved by the state board under section 1278b, including
8 completion of at least algebra I ~~, and geometry, and algebra II,~~ or
9 an integrated sequence of this course content that consists of ~~3-2~~
10 credits, and ~~an-2~~ additional mathematics ~~credit,~~ **credits**, such as
11 **algebra II**, trigonometry, statistics, precalculus, calculus,
12 applied math, accounting, business math, a retake of algebra II, or
13 a course in financial literacy as described in section 1165. A
14 pupil may complete algebra II over 2 years with 2 credits awarded
15 or over 1.5 years with 1.5 credits awarded for the purposes of this
16 section and section 1278b. A pupil also may partially or fully
17 ~~fulfill the **complete** algebra II requirement~~ by completing a
18 department-approved formal career and technical education program
19 or curriculum, such as a program or curriculum in electronics,
20 machining, construction, welding, engineering, computer science, or
21 renewable energy, and in that program or curriculum successfully
22 completing the same content as the algebra II benchmarks assessed
23 on the department-prescribed state high school assessment, as
24 determined by the department. The department shall post on its
25 website guidelines for implementation of the immediately preceding
26 sentence. Each pupil must successfully complete at least 1
27 mathematics course during his or her final year of high school
28 enrollment. This subparagraph does not require completion of
29 mathematics courses in any particular sequence.

1 (ii) At least 3 credits in social science that are aligned with
2 subject area content expectations developed by the department and
3 approved by the state board under section 1278b, including
4 completion of at least 1 credit in United States history and
5 geography, 1 credit in world history and geography, 1/2 credit in
6 economics, and the civics course described in section 1166(2). The
7 1/2-credit economics requirement may be satisfied by completion of
8 at least a 1/2-credit course in personal economics that includes a
9 financial literacy component as described in section 1165, if that
10 course covers the subject area content expectations for economics
11 developed by the department and approved by the state board under
12 section 1278b.

13 (iii) At least 1 credit in subject matter that includes both
14 health and physical education aligned with guidelines developed by
15 the department and approved by the state board under section 1278b,
16 or at least 1/2 credit in health aligned with guidelines developed
17 by the department and approved by the state board under section
18 1278b and at least 1/2 credit awarded by the school district or
19 public school academy for approved participation in extracurricular
20 athletics or other extracurricular activities involving physical
21 activity.

22 (iv) At least 1 credit in visual arts, performing arts, or
23 applied arts, as defined by the department, that is aligned with
24 guidelines developed by the department and approved by the state
25 board under section 1278b. A school district or public school
26 academy is strongly encouraged to offer visual arts and performing
27 arts courses.

28 (v) The credit requirements specified in section 1278b(1).

29 (b) Meets the online course or learning experience requirement

1 of this subsection. A school district or public school academy
2 shall provide the basic level of technology and internet access
3 required by the state board to complete the online course or
4 learning experience. For a pupil to meet this requirement, the
5 pupil shall meet either of the following, as determined by the
6 school district or public school academy:

7 (i) Has successfully completed at least 1 course or learning
8 experience that is presented online, as defined by the department.

9 (ii) The pupil's school district or public school academy has
10 integrated an online experience throughout the high school
11 curriculum by ensuring that each teacher of each course that
12 provides the required credits of the Michigan merit curriculum has
13 integrated an online experience into the course.

14 (2) In addition to the requirements under subsection (1),
15 ~~beginning with pupils entering grade 3 in 2006,~~ the board of a
16 school district or board of directors of a public school academy
17 shall not award a high school diploma to a pupil unless the pupil
18 has successfully completed during grades K to 12 at least 2 credits
19 that are grade-appropriate in a language other than English or
20 course work or other learning experiences that are substantially
21 equivalent to 2 credits in a language other than English, based on
22 guidelines developed by the department. For pupils who graduate
23 from high school in 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023,
24 or 2024 only, a pupil may partially or fully fulfill 1 credit of
25 this requirement by completing a department-approved formal career
26 and technical education program or curriculum or by completing
27 visual or performing arts instruction that is in addition to the
28 requirements under subsection (1) (a) (iv). The board of a school
29 district or board of directors of a public school academy is

1 strongly encouraged to ensure that all pupils complete at least 1
2 credit in a language other than English in grades K to 6. For the
3 purposes of this subsection, all of the following apply:

4 (a) American ~~sign language~~ **Sign Language** is considered to be a
5 language other than English.

6 (b) The pupil may meet all or part of this requirement with
7 online course work.

8 (c) Not later than September 1, 2018, and not later than
9 September 1 of each subsequent school year, a school district or
10 public school academy shall report to the department both of the
11 following, in a form and manner prescribed by the department:

12 (i) The number of pupils who partially or fully fulfilled 1
13 credit in a language other than English by completing a department-
14 approved formal career and technical education program or
15 curriculum under this subsection in the immediately preceding
16 school year.

17 (ii) The number of pupils who partially or fully fulfilled 1
18 credit in a language other than English by completing visual or
19 performing arts instruction that is in addition to the requirements
20 under subsection (1)(a)(iv) under this subsection in the immediately
21 preceding school year.

22 (3) The requirements under this section and section 1278b for
23 a high school diploma are in addition to any local requirements
24 imposed by the board of a school district or board of directors of
25 a public school academy. The board of a school district or board of
26 directors of a public school academy, as a local requirement for a
27 high school diploma, may require a pupil to complete the Michigan
28 merit examination under section 1279g or may require a pupil to
29 participate in the MIAccess assessments if appropriate for the

1 pupil.

2 (4) For the purposes of this section and section 1278b, all of
3 the following apply:

4 (a) A pupil is considered to have completed a credit if the
5 pupil successfully completes the subject area content expectations
6 or guidelines developed by the department that apply to the credit.
7 For a career and technical education credit, a school district or
8 public school academy may supplement those content expectations and
9 guidelines with additional guidelines developed by the school
10 district or public school academy.

11 (b) A school district or public school academy shall base its
12 determination of whether a pupil has successfully completed the
13 subject area content expectations or guidelines developed by the
14 department that apply to a credit at least in part on the pupil's
15 performance on the assessments developed or selected by the
16 department under section 1278b or on 1 or more assessments
17 developed or selected by the school district or public school
18 academy that measure a pupil's understanding of the subject area
19 content expectations or guidelines that apply to the credit.

20 (c) A school district or public school academy shall also
21 grant a pupil a credit if the pupil earns a qualifying score, as
22 determined by the department, on the assessments developed or
23 selected for the subject area by the department under section 1278b
24 or the pupil earns a qualifying score, as determined by the school
25 district or public school academy, on 1 or more assessments
26 developed or selected by the school district or public school
27 academy that measure a pupil's understanding of the subject area
28 content expectations or guidelines that apply to the credit.

29 (5) If a high school is designated by the superintendent of

1 public instruction as a specialty school and the high school meets
2 the requirements of subsection (6), then the pupils of the high
3 school are not required to successfully complete the 4 credits in
4 English language arts required under section 1278b(1)(a) or the 3
5 credits in social science required under subsection (1)(a)(ii) and
6 the school district or public school academy is not required to
7 ensure that each pupil is offered the curriculum necessary for
8 meeting those English language arts or social science credit
9 requirements. The superintendent of public instruction may
10 designate up to 15 high schools that meet the requirements of this
11 subsection as specialty schools. Subject to this maximum number,
12 the superintendent of public instruction shall designate a high
13 school as a specialty school if the superintendent of public
14 instruction finds that the high school meets all of the following
15 criteria:

16 (a) The high school incorporates a significant reading and
17 writing component throughout its curriculum.

18 (b) The high school uses a specialized, innovative, and
19 rigorous curriculum in such areas as performing arts, foreign
20 language, extensive use of internships, or other learning
21 innovations that conform to pioneering innovations among other
22 leading national or international high schools.

23 (6) A high school that is designated by the superintendent of
24 public instruction as a specialty school under subsection (5) is
25 only exempt from requirements as described under subsection (5) as
26 long as the superintendent of public instruction finds that the
27 high school continues to meet all of the following requirements:

28 (a) The high school clearly states to prospective pupils and
29 their parents that it does not meet the requirements of the

1 Michigan merit standard under this section and section 1278b but is
2 a designated specialty school that is exempt from some of those
3 requirements and that a pupil who enrolls in the high school and
4 subsequently transfers to a high school that is not a specialty
5 school meeting the requirements of this subsection will be required
6 to comply with the requirements of the Michigan merit standard
7 under this section and section 1278b.

8 (b) For the most recent year for which the data are available,
9 the mean scores on both the mathematics and science portions of the
10 ACT examination for the pupils of the high school exceed by at
11 least 10% the mean scores on the mathematics and science portions
12 of the ACT examination for the pupils of the school district in
13 which the greatest number of the pupils of the high school reside.

14 (c) For the most recent year for which the data are available,
15 the high school had a graduation rate of at least 85%, as
16 determined by the department.

17 (d) For the most recent year for which the data are available,
18 at least 75% of the pupils who graduated from the high school the
19 preceding year are enrolled in a postsecondary institution.

20 (e) All pupils of the high school are required to meet the
21 mathematics credit requirements of subsection (1) (a) (i), with no
22 modification of these requirements under section 1278b(5), and each
23 pupil is offered the curriculum necessary to meet this requirement.

24 (f) All pupils of the high school are required to meet the
25 science credit requirements of section 1278b(1) (b) and are also
26 required to successfully complete at least 1 additional science
27 credit, for a total of at least 4 science credits, with no
28 modification of these requirements under section 1278b(5), and each
29 pupil is offered the curriculum necessary to meet this requirement.

1 Sec. 1278b. (1) Except as otherwise provided in this section
2 or section 1278a, ~~beginning with pupils entering grade 8 in 2006,~~
3 as part of the requirements under section 1278a the board of a
4 school district or board of directors of a public school academy
5 shall not award a high school diploma to a pupil unless the pupil
6 has successfully completed all of the following credit requirements
7 of the Michigan merit standard before graduating from high school:

8 (a) At least 4 credits in English language arts that are
9 aligned with subject area content expectations developed by the
10 department and approved by the state board under this section.

11 (b) At least 3 credits in science that are aligned with
12 subject area content expectations developed by the department and
13 approved by the state board under this section, including
14 completion of at least biology and either chemistry, physics,
15 anatomy, or agricultural science, or successfully completing a
16 program or curriculum that provides the same content as the
17 chemistry or physics benchmarks, as determined by the department. A
18 student may fulfill the requirement for the third science credit by
19 completing a department-approved computer science program or
20 curriculum or formal career and technical education program or
21 curriculum. The legislature strongly encourages pupils to complete
22 a fourth credit in science, such as forensics, astronomy, Earth
23 science, agricultural science, environmental science, geology,
24 physics, chemistry, physiology, or microbiology.

25 (c) The credit requirements specified in section 1278a(1)(a)(i)
26 to (iv).

27 (2) If a pupil successfully completes 1 or more of the high
28 school credits required under subsection (1) or under section
29 1278a(1) before entering high school, the pupil ~~shall~~**must** be given

1 high school credit for that credit.

2 (3) For the purposes of this section and section 1278a, the
3 department shall do all of the following:

4 (a) Develop subject area content expectations that apply to
5 the credit requirements of the Michigan merit standard that are
6 required under subsection (1)(a) and (b) and section 1278a(1)(a)(i)
7 and (ii) and develop guidelines for the remaining credit
8 requirements of the Michigan merit standard that are required under
9 this section and section 1278a(1)(a), for the online course or
10 learning experience required under section 1278a(1)(b), and for the
11 requirements for a language other than English under section
12 1278a(2). All of the following apply to these subject area content
13 expectations and guidelines:

14 (i) All subject area content expectations ~~shall~~**must** be
15 consistent with the state board recommended model core academic
16 curriculum content standards under section 1278. Subject area
17 content expectations or guidelines ~~shall~~**must** not include
18 attitudes, beliefs, or value systems that are not essential in the
19 legal, economic, and social structure of our society and to the
20 personal and social responsibility of citizens of our society. The
21 subject area content expectations ~~shall~~**must** require pupils to
22 demonstrate critical thinking skills.

23 (ii) The subject area content expectations and the guidelines
24 must be approved by the state board under subsection (4).

25 (iii) The subject area content expectations ~~shall~~**must** state in
26 clear and measurable terms what pupils are expected to know upon
27 completion of each credit.

28 (iv) The department shall complete the development of the
29 subject area content expectations that apply to algebra I and the

1 guidelines for the online course or learning experience under
2 section 1278a(1)(b) not later than August 1, 2006.

3 (v) The department shall complete development of the subject
4 area content expectations or guidelines that apply to each of the
5 other credits required in the Michigan merit standard under
6 subsection (1) and section 1278a(1)(a) not later than 1 year before
7 the beginning of the school year in which a pupil entering high
8 school in 2007 would normally be expected to complete the credit.

9 (vi) If the department has not completed development of the
10 subject area content expectations that apply to a particular credit
11 required in the Michigan merit standard under subsection (1) or
12 section 1278a(1)(a) by the date required under this subdivision, a
13 school district or public school academy may align the content of
14 the credit with locally adopted standards.

15 (vii) Until all of the subject area content expectations and
16 guidelines have been developed by the department and approved by
17 the state board, the department shall submit a report at least
18 every 6 months to the senate and house standing committees
19 responsible for education legislation on the status of the
20 development of the subject area content expectations and
21 guidelines. The report ~~shall~~**must** detail any failure by the
22 department to meet a deadline established under subparagraph (iv) or
23 (v) and the reasons for that failure.

24 (b) Develop and implement a process for developing the subject
25 area content expectations and guidelines required under this
26 section. This process ~~shall~~**must** provide for all of the following:

- 27 (i) Soliciting input from all of the following groups:
28 (A) Recognized experts in the relevant subject areas.
29 (B) Representatives from 4-year colleges or universities,

1 community colleges, and other postsecondary institutions.

2 (C) Teachers, administrators, and school personnel who have
3 specialized knowledge of the subject area.

4 (D) Representatives from the business community.

5 (E) Representatives from vocational and career and technical
6 education providers.

7 (F) Government officials, including officials from the
8 legislature.

9 (G) Parents of public school pupils.

10 (ii) A review of the subject area content expectations or
11 guidelines by national experts.

12 (iii) An opportunity for the public to review and provide input
13 on the proposed subject area content expectations or guidelines
14 before they are submitted to the state board for approval. The time
15 period allowed for this review and input ~~shall~~**must** be at least 15
16 business days.

17 (c) Determine the basic level of technology and internet
18 access required for pupils to complete the online course or
19 learning experience requirement of section 1278a(1)(b), and submit
20 that determination to the state board for approval.

21 (d) Develop and make available material to assist school
22 districts and public school academies in implementing the
23 requirements of this section and section 1278a. This ~~shall~~**must**
24 include developing guidelines for alternative instructional
25 delivery methods as described in subsection (7).

26 (4) The state board ~~shall~~**must** approve subject area content
27 expectations and guidelines developed by the department under
28 subsection (3) before those subject area content expectations and
29 guidelines may take effect. The state board also shall approve the

1 basic level of technology and internet access required for pupils
2 to complete the online course or learning experience requirement of
3 section 1278a(1) (b) .

4 (5) The parent or legal guardian of a pupil who has completed
5 grade 9, a teacher who is currently teaching the pupil, who
6 currently teaches in or whose expertise is in a subject area
7 proposed to be modified by the personal curriculum, or who is
8 determined by the principal to have qualifications otherwise
9 relevant to developing a personal curriculum, or a school counselor
10 or school employee qualified to act in a counseling role under
11 section 1233 or 1233a may request a personal curriculum under this
12 subsection for the pupil that modifies certain of the Michigan
13 merit standard requirements under subsection (1) or section
14 1278a(1) (a). If the request for a personal curriculum is made by
15 the pupil's parent or legal guardian or, if the pupil is at least
16 age 18 or is an emancipated minor, by the pupil, the school
17 district or public school academy shall develop a personal
18 curriculum for the pupil. A teacher, school counselor, or school
19 employee qualified to act in a counseling role under section 1233
20 or 1233a may contact a pupil's parent or legal guardian to discuss
21 the possibility and potential benefits of a personal curriculum
22 under this subsection for the pupil. If all of the requirements
23 under this subsection for completing a personal curriculum are met,
24 then the board of a school district or board of directors of a
25 public school academy may award a high school diploma to a pupil
26 who successfully completes his or her personal curriculum even if
27 it does not meet the requirements of the Michigan merit standard
28 required under subsection (1) and section 1278a(1) (a). All of the
29 following apply to a personal curriculum:

1 (a) The personal curriculum ~~shall~~**must** be developed by a group
2 that includes at least the pupil, at least 1 of the pupil's parents
3 or the pupil's legal guardian, and a teacher described in this
4 subdivision or the pupil's high school counselor or another
5 designee qualified to act in a counseling role under section 1233
6 or 1233a selected by the high school principal. In addition, for a
7 pupil who receives special education services, a school
8 psychologist should also be included in this group. The teacher
9 included in the group developing the personal curriculum shall be a
10 teacher who is currently teaching the pupil, who currently teaches
11 in or whose expertise is in a subject area being modified by the
12 personal curriculum, or who is determined by the principal to have
13 qualifications otherwise relevant to the group. This subdivision
14 does not require an in-person meeting of the group.

15 (b) The personal curriculum ~~shall~~**must** incorporate as much of
16 the subject area content expectations of the Michigan merit
17 standard required under subsection (1) and section 1278a(1)(a) as
18 is practicable for the pupil; ~~shall~~**must** establish measurable goals
19 that the pupil must achieve while enrolled in high school and ~~shall~~
20 **must** provide a method to evaluate whether the pupil achieved these
21 goals; and ~~shall~~**must** be aligned with the pupil's educational
22 development plan developed under subsection (11).

23 (c) Before it takes effect, the personal curriculum must be
24 agreed to by the pupil's parent or legal guardian and by the
25 superintendent of the school district or chief executive of the
26 public school academy or his or her designee.

27 (d) The pupil's parent or legal guardian shall be in
28 communication with each of the pupil's teachers to monitor the
29 pupil's progress toward the goals contained in the pupil's personal

1 curriculum.

2 (e) Revisions may be made in the personal curriculum if the
3 revisions are developed and agreed to in the same manner as the
4 original personal curriculum.

5 (f) The English language arts credit requirements of
6 subsection (1) (a) and the science credit requirements of subsection
7 (1) (b) are not subject to modification as part of a personal
8 curriculum under this subsection.

9 (g) The mathematics credit requirements of section
10 1278a(1) (a) (i) may be modified as part of a personal curriculum if
11 the pupil successfully completes at least 3-1/2 total credits of
12 the mathematics credits required under that section before
13 completing high school, including algebra I and geometry, and
14 successfully completes at least 1 mathematics credit during his or
15 her final 2 years of high school. ~~The algebra II credit required~~
16 ~~under that section may be modified as part of a personal curriculum~~
17 ~~under this subsection if the pupil meets 1 or more of the~~
18 ~~following:~~

19 ~~(i) Successfully completes the same content as 1 semester of~~
20 ~~algebra II, as determined by the department.~~

21 ~~(ii) Elects to complete the same content as algebra II over 2~~
22 ~~years, with a credit awarded for each of those 2 years, and~~
23 ~~successfully completes that content.~~

24 ~~(iii) Enrolls in a formal career and technical education program~~
25 ~~or curriculum and in that program or curriculum successfully~~
26 ~~completes the same content as the algebra II benchmarks assessed on~~
27 ~~the department prescribed state high school assessment, as~~
28 ~~determined by the department.~~

29 ~~(iv) Successfully completes 1 semester of statistics, functions~~

1 ~~and data analysis, or technical mathematics.~~

2 (h) The social science credit requirements of section
3 1278a(1) (a) (ii) may be modified as part of a personal curriculum
4 only if all of the following are met:

5 (i) The pupil has successfully completed 2 credits of the
6 social science credits required under section 1278a(1), including
7 the civics course described in section 1166(2).

8 (ii) The modification requires the pupil to complete 1
9 additional credit in English language arts, mathematics, or science
10 or 1 additional credit in a language other than English, or
11 requires the pupil to complete a formal career and technical
12 education program. This additional credit must be in addition to
13 the number of those credits otherwise required under subsection (1)
14 and section 1278a(1) or under section 1278a(2).

15 (i) The health and physical education credit requirement under
16 section 1278a(1) (a) (iii) may be modified as part of a personal
17 curriculum only if the modification requires the pupil to complete
18 1 additional credit in English language arts, mathematics, or
19 science or 1 additional credit in a language other than English, or
20 requires the pupil to complete a formal career and technical
21 education program. This additional credit must be in addition to
22 the number of those credits otherwise required under subsection (1)
23 and section 1278a(1) or under section 1278a(2).

24 (j) The visual arts, performing arts, or applied arts credit
25 requirement under section 1278a(1) (a) (iv) may be modified as part of
26 a personal curriculum only if the modification requires the pupil
27 to complete 1 additional credit in English language arts,
28 mathematics, or science or 1 additional credit in a language other
29 than English, or requires the pupil to complete a formal career and

1 technical education program. This additional credit must be in
2 addition to the number of those credits otherwise required under
3 subsection (1) and section 1278a(1) or under section 1278a(2).

4 (k) If the parent or legal guardian of a pupil requests as
5 part of the pupil's personal curriculum a modification of the
6 Michigan merit standard requirements that would not otherwise be
7 allowed under this section and demonstrates that the modification
8 is necessary because the pupil is a child with a disability, the
9 school district or public school academy may allow that additional
10 modification to the extent necessary because of the pupil's
11 disability if the group under subdivision (a) determines that the
12 modification is consistent with both the pupil's educational
13 development plan under subsection (11) and the pupil's
14 individualized education program. If the superintendent of public
15 instruction has reason to believe that a school district or a
16 public school academy is allowing modifications inconsistent with
17 the requirements of this subdivision, the superintendent of public
18 instruction shall monitor the school district or public school
19 academy to ensure that the school district's or public school
20 academy's policies, procedures, and practices are in compliance
21 with the requirements for additional modifications under this
22 subdivision. As used in this subdivision, "child with a disability"
23 means that term as defined in 20 USC 1401.

24 (l) If a pupil transfers to a school district or public school
25 academy from out of state or from a nonpublic school, the pupil's
26 parent or legal guardian may request, as part of the pupil's
27 personal curriculum, a modification of the Michigan merit standard
28 requirements that would not otherwise be allowed under this
29 section. The school district or public school academy may allow

1 this additional modification for a transfer pupil if all of the
2 following are met:

3 (i) The transfer pupil has successfully completed at least the
4 equivalent of 2 years of high school credit out of state or at a
5 nonpublic school. The school district or public school academy may
6 use appropriate assessment examinations to determine what credits,
7 if any, the pupil has earned out of state or at a nonpublic school
8 that may be used to satisfy the curricular requirements of the
9 Michigan merit standard and this subdivision.

10 (ii) The transfer pupil's personal curriculum incorporates as
11 much of the subject area content expectations of the Michigan merit
12 standard as is practicable for the pupil.

13 (iii) The transfer pupil's personal curriculum requires the
14 pupil to successfully complete at least 1 mathematics course during
15 his or her final year of high school enrollment. In addition, if
16 the transfer pupil is enrolled in the school district or public
17 school academy for at least 1 full school year, both of the
18 following apply:

19 (A) The transfer pupil's personal curriculum ~~shall~~**must**
20 require that this mathematics course is at least algebra I.

21 (B) If the transfer pupil demonstrates that he or she has
22 mastered the content of algebra I, the transfer pupil's personal
23 curriculum ~~shall~~**must** require that this mathematics course is a
24 course normally taken after completing algebra I.

25 (iv) The transfer pupil's personal curriculum includes the
26 civics course described in section 1166(2).

27 (m) If a pupil is at least age 18 or is an emancipated minor,
28 the pupil may act on his or her own behalf under this subsection.

29 (n) This subsection does not apply to a pupil enrolled in a

1 high school that is designated as a specialty school under section
2 1278a(5) and that is exempt under that section from the English
3 language arts requirement under subsection (1)(a) and the social
4 science credit requirement under section 1278a(1)(a)(ii).

5 (o) The department or a school district or public school
6 academy shall not limit or discourage the number of pupils with a
7 personal curriculum on any basis other than the best interests of
8 each individual pupil.

9 (p) A school district or public school academy annually shall
10 notify each of its pupils and a parent or legal guardian of each of
11 its pupils that all pupils are entitled to a personal curriculum
12 under this subsection. The annual notice ~~shall~~**must** include an
13 explanation of what a personal curriculum is and state that if a
14 personal curriculum is requested, the public school or public
15 school academy will grant that request. The school district or
16 public school academy shall provide this annual notice to parents
17 and legal guardians by sending a written notice to each pupil's
18 home or by including the notice in a newsletter, student handbook,
19 or similar communication that is sent to a pupil's home, and also
20 shall post the notice on the school district's or public school
21 academy's website.

22 (6) If a pupil receives special education services, the
23 pupil's individualized education program, in accordance with the
24 individuals with disabilities education act, title VI of Public Law
25 91-230, ~~shall~~**must** identify the appropriate course or courses of
26 study and identify the supports, accommodations, and modifications
27 necessary to allow the pupil to progress in the curricular
28 requirements of this section and section 1278a, or in a personal
29 curriculum as provided under subsection (5), and meet the

1 requirements for a high school diploma.

2 (7) The board of a school district or board of directors of a
3 public school academy that operates a high school shall ensure that
4 each pupil is offered the curriculum necessary for the pupil to
5 meet the curricular requirements of this section and section 1278a.
6 The board or board of directors may provide this curriculum by
7 providing the credits specified in this section and section 1278a,
8 by using alternative instructional delivery methods such as
9 alternative course work, humanities course sequences, career and
10 technical education, industrial technology courses, or vocational
11 education, or by a combination of these. School districts and
12 public school academies that operate career and technical education
13 programs are encouraged to integrate the credit requirements of
14 this section and section 1278a into those programs.

15 (8) If the board of a school district or board of directors of
16 a public school academy wants its high school to be accredited
17 under section 1280, the board or board of directors shall ensure
18 that all elements of the curriculum required under this section and
19 section 1278a are made available to all affected pupils. If a
20 school district or public school academy does not offer all of the
21 required credits, the board of the school district or board of
22 directors of the public school academy shall ensure that the pupil
23 has access to the required credits by another means, such as
24 enrollment in a postsecondary course under the postsecondary
25 enrollment options act, 1996 PA 160, MCL 388.511 to 388.524;
26 enrollment in an online course; a cooperative arrangement with a
27 neighboring school district or with a public school academy; or
28 granting approval under section 6(6) of the state school aid act of
29 1979, MCL 388.1606, for the pupil to be counted in membership in

1 another school district.

2 (9) If a pupil is not successfully completing a credit
3 required for graduation under this section and section 1278a, or is
4 identified as being at risk of withdrawing from high school, then
5 the pupil's school district or public school academy shall notify
6 the pupil's parent or legal guardian or, if the pupil is at least
7 age 18 or is an emancipated minor, the pupil, of the availability
8 of tutoring or other supplemental educational support and
9 counseling services that may be available to the pupil under
10 existing state or federal programs, such as those programs or
11 services available under section 31a of the state school aid act of
12 1979, MCL 388.1631a, or under the no child left behind act of 2001,
13 Public Law 107-110 **or the every student succeeds act, Public Law**
14 **114-95.**

15 (10) To the extent required by the no child left behind act of
16 2001, Public Law 107-110 **or the every student succeeds act, Public**
17 **Law 114-95,** the board of a school district or public school academy
18 shall ensure that all components of the curricular requirements
19 under this section and section 1278a are taught by highly qualified
20 teachers. If a school district or public school academy
21 demonstrates to the department that the school district or public
22 school academy is unable to meet the requirements of this section
23 because the school district or public school academy is unable to
24 hire enough highly qualified teachers, the department shall work
25 with the school district or public school academy to develop a plan
26 to allow the school district or public school academy to hire
27 enough highly qualified teachers to meet the requirements of this
28 section.

29 (11) The board of a school district or board of directors of a

1 public school academy shall provide the opportunity for each pupil
2 to develop an educational development plan during grade 7, and
3 shall ensure that each pupil reviews his or her educational
4 development plan during grade 8 and revises it as appropriate
5 before he or she begins high school. The board of a school district
6 or board of directors of a public school academy shall also ensure
7 that each pupil reviews and revises his or her educational
8 development plan as appropriate during each year of high school. An
9 educational development plan ~~shall~~**must** be developed, reviewed, and
10 revised by the pupil under the supervision of the pupil's school
11 counselor or another designee qualified to act in a counseling role
12 under section 1233 or 1233a selected by the school principal and
13 ~~shall~~**must** be based on high school readiness scores and a career
14 pathways program or similar career exploration program. An
15 educational development plan ~~shall~~**must** be designed to assist
16 pupils to identify career development goals as they relate to
17 academic requirements. During the process of developing and
18 reviewing a pupil's educational development plan, the pupil shall
19 be advised that many of the curricular requirements of this section
20 and section 1278a may be fulfilled through career and technical
21 education. In addition, during the process of developing and
22 reviewing an educational development plan, the pupil shall be
23 provided with all of the following:

24 (a) Information on various types of careers and current and
25 projected job openings in this state and those jobs' actual and
26 projected wages.

27 (b) An opportunity to explore careers specific to a pupil's
28 interests and identify career pathways and goals for achieving
29 success in those careers, including, but not limited to, the level

1 and type of educational preparation necessary to accomplish those
2 goals.

3 (c) An opportunity to develop a talent portfolio. A talent
4 portfolio ~~shall~~**must** be developed and revised throughout the
5 implementation of a pupil's educational development plan. A talent
6 portfolio ~~shall~~**must** include, but is not limited to, a record of
7 the pupil's experiences, proficiencies, certifications, or
8 accomplishments that demonstrate talents or marketable skills. The
9 department, in conjunction with the department of talent and
10 economic development, shall develop and make available to the
11 public schools model information materials that districts or public
12 school academies may use to comply with this subdivision.

13 (12) Except as otherwise provided in this subsection, if a
14 school district or public school academy is unable to implement all
15 of the curricular requirements of this section and section 1278a
16 for pupils entering grade 9 in 2007 or is unable to implement
17 another requirement of this section or section 1278a, the school
18 district or public school academy may apply to the department for
19 permission to phase in 1 or more of the requirements of this
20 section or section 1278a. To apply, the school district or public
21 school academy shall submit a proposed phase-in plan to the
22 department. The department shall approve a phase-in plan if the
23 department determines that the plan will result in the school
24 district or public school academy making satisfactory progress
25 toward full implementation of the requirements of this section and
26 section 1278a. If the department disapproves a proposed phase-in
27 plan, the department shall work with the school district or public
28 school academy to develop a satisfactory plan that may be approved.
29 ~~However, if legislation is enacted that adds section 1290 to allow~~

1 ~~school districts and public school academies to apply for a~~
 2 ~~contract that waives certain state or federal requirements, then~~
 3 ~~this subsection does not apply but a school district or public~~
 4 ~~school academy may take action as described in subsection (13).~~
 5 This subsection does not apply to a high school that is designated
 6 as a specialty school under section 1278a(5) and that is exempt
 7 under that section from the English language arts requirement under
 8 subsection (1)(a) and the social science credit requirement under
 9 section 1278a(1)(a)(ii).

10 ~~(13) If a school district or public school academy does not~~
 11 ~~offer all of the required credits or provide options to have access~~
 12 ~~to the required credits as provided under subsection (8) and if~~
 13 ~~legislation is enacted that adds section 1290 to allow school~~
 14 ~~districts and public school academies to apply for a contract that~~
 15 ~~waives certain state or federal requirements, then the school~~
 16 ~~district or public school academy is encouraged to apply for a~~
 17 ~~contract under section 1290. The purpose of a contract described in~~
 18 ~~this subsection is to improve pupil performance.~~

19 **(13)** ~~(14)~~ This section and section 1278a do not prohibit a
 20 pupil from satisfying or exceeding the credit requirements of the
 21 Michigan merit standard under this section and section 1278a
 22 through advanced studies such as accelerated course placement,
 23 advanced placement, dual enrollment in a postsecondary institution,
 24 or participation in the international baccalaureate program or an
 25 early college/middle college program.

26 **(14)** ~~(15)~~ Not later than April 1 of each year, the department
 27 shall submit an annual report to the legislature that evaluates the
 28 overall success of the curriculum required under this section and
 29 section 1278a, the rigor and relevance of the course work required

1 by the curriculum, the ability of public schools to implement the
2 curriculum and the required course work, and the impact of the
3 curriculum on pupil success, and that details any activities the
4 department has undertaken to implement this section and section
5 1278a or to assist public schools in implementing the requirements
6 of this section and section 1278a.