



HOUSE BILL No. 5428

February 22, 2000, Introduced by Reps. Garcia, Faunce, Voorhees, Gosselin, Rick Johnson, Richner, Lemmons, Mans, Switalski, Jelinek and Mortimer and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1284 (MCL 380.1284), as amended by 1997
PA 53.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1284. (1) The board of a school district or BOARD OF
2 DIRECTORS of a public school academy shall determine the length
3 of the school term. However, except as otherwise provided in
4 THIS SUBSECTION AND subsections (2) and (3), if the board OR
5 BOARD OF DIRECTORS does not want the school district's or public
6 school academy's state school aid payments to be withheld as
7 described in section 101 of the state school aid act of 1979, MCL
8 388.1701, the board OR BOARD OF DIRECTORS shall ensure that the
9 minimum number of days of pupil instruction in a school year is
10 180 through the 1996-1997 school year and is 181 in the 1997-1998

1 school year, 182 in the 1998-1999 school year, 183 in the
2 1999-2000 school year, 184 in the 2000-2001 school year, 185 in
3 the 2001-2002 school year, 186 in the 2002-2003 school year, 187
4 in the 2003-2004 school year, 188 in the 2004-2005 school year,
5 189 in the 2005-2006 school year, and 190 in the 2006-2007 school
6 year and each succeeding school year, and shall ensure that the
7 minimum number of hours of pupil instruction in a school year is
8 900 for the 1994-95 school year, 990 for the 1995-96 and 1996-97
9 school years, 1,041 for the 1997-1998 school year, 1,047 for the
10 1998-1999 school year, 1,098 for the 1999-2000 school year, 1,104
11 for the 2000-2001 school year, 1,110 for the 2001-2002 school
12 year, 1,116 for the 2002-2003 school year, 1,122 for the
13 2003-2004 school year, 1,128 for the 2004-2005 school year, 1,134
14 for the 2005-2006 school year, and 1,140 for the 2006-2007 school
15 year and each succeeding school year. FOR KINDERGARTEN PUPILS,
16 THE BOARD OR BOARD OF DIRECTORS SHALL ENSURE THAT THE MINIMUM
17 NUMBER OF HOURS OF PUPIL INSTRUCTION IN A SCHOOL YEAR IS 520.5.

18 (2) For a particular school year, if the department deter-
19 mines that the percentage growth in the basic foundation allow-
20 ance under section 20 of the state school aid act of 1979, MCL
21 388.1620, for the state fiscal year in which the school year
22 begins, as compared to the basic foundation allowance for the
23 immediately preceding state fiscal year, is less than the percen-
24 tage increase in the average United States consumer price index
25 for all urban consumers, as determined by the United States
26 bureau of labor statistics, for the calendar year immediately
27 preceding the calendar year in which the school year begins as

1 compared to the second preceding calendar year before the
2 calendar year in which the school year begins, then there shall
3 be no increase in the required minimum number of days or hours of
4 pupil instruction under subsection (1) for that particular school
5 year. For the next school year after a school year for which
6 there is no increase in the required minimum number of days and
7 hours of pupil instruction under subsection (1) because of the
8 operation of this subsection, and if the first sentence of this
9 subsection does not apply, the increase in the required minimum
10 number of days and hours of pupil instruction shall only be 1 day
11 and the corresponding number of hours. This subsection shall
12 apply and shall operate to limit increases under subsection (1)
13 until the required minimum number of days and hours of pupil
14 instruction under this section is 190 days and, FOR PUPILS OTHER
15 THAN KINDERGARTEN PUPILS, 1,140 hours.

16 (3) The board of a school district or BOARD OF DIRECTORS OF
17 A public school academy, by resolution, may choose to provide
18 less than the number of days of pupil instruction required under
19 subsection (1), but shall provide at least 180 days of pupil
20 instruction and at least the number of hours of pupil instruction
21 required under subsection (1).

22 (4) Not later than August 1, the board of each school dis-
23 trict and BOARD OF DIRECTORS of each public school academy shall
24 certify to the state board the number of days and hours of pupil
25 instruction in the previous school year.

26 (5) Days lost because of strikes or teachers' conferences
27 shall not be counted as days of pupil instruction.

1 (6) The state board shall promulgate rules for the
2 implementation of this section.