

# SENATE BILL No. 944

January 26, 2000, Introduced by Senators STILLE and GAST and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1310 (MCL 380.1310), as added by 1999 PA 102.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 1310. (1) If a pupil enrolled in grade 6 or above com-  
2 mits a physical assault at school against another pupil and the  
3 physical assault is reported to the school board, school district  
4 superintendent, or building principal, the school board, OR THE  
5 DESIGNEE OF THE SCHOOL BOARD AS DESCRIBED IN SECTION 1311(1) ON  
6 BEHALF OF THE SCHOOL BOARD, shall expel the pupil from the school  
7 district for up to 180 school days. A district superintendent or  
8 building principal who receives a report described in this  
9 subsection shall forward the report to the school board.  
10 Notwithstanding section 1147, a school district is not required

1 to allow an individual expelled from another school district  
2 under this section to attend school in the school district during  
3 the expulsion.

4 (2) If an individual is expelled pursuant to this section,  
5 it is the responsibility of that individual and of his or her  
6 parent or legal guardian to locate a suitable educational program  
7 and to enroll the individual in such a program during the  
8 expulsion. The office for safe schools in the department shall  
9 compile information on and catalog existing alternative education  
10 programs or schools and nonpublic schools that may be open to  
11 enrollment of individuals expelled under this section and pursu-  
12 ant to section 1311(2) or 1311a, and shall periodically distrib-  
13 ute this information to school districts for distribution to  
14 expelled individuals. A school board that establishes an alter-  
15 native education program or school described in this subsection  
16 shall notify the office for safe schools about the program or  
17 school and the types of pupils it serves. The office for safe  
18 schools also shall work with and provide technical assistance to  
19 school districts, authorizing bodies for public school academies,  
20 and other interested parties in developing these types of alter-  
21 native education programs or schools in geographic areas that are  
22 not being served.

23 (3) As used in this section:

24 (a) "At school" means in a classroom, elsewhere on school  
25 premises, on a school bus or other school-related vehicle, or at  
26 a school-sponsored activity or event whether or not it is held on  
27 school premises.

1           (b) "Physical assault" means intentionally causing or  
2 attempting to cause physical harm to another through force or  
3 violence.

4           (c) "School board" means a school board, intermediate school  
5 board, or the board of directors of a public school academy.

6           (d) "School district" means a school district, a local act  
7 school district, an intermediate school district, or a public  
8 school academy.