

HOUSE BILL No. 6598

November 9, 2006, Introduced by Rep. Robertson and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284b (MCL 380.1284b), as amended by 2006 PA 235.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1284b. (1) Until subsection (2) applies to the school
2 district, public school academy, or intermediate school district,
3 the board of a school district or intermediate school district or
4 board of directors of a public school academy shall ensure that the
5 district's or public school academy's schools are not in session on
6 the Friday before Labor day.

7 (2) Except as otherwise provided in this section, the board of
8 a school district or intermediate school district or board of
9 directors of a public school academy shall ensure that the

1 district's or public school academy's school year does not begin
2 before Labor day.

3 (3) If a collective bargaining agreement that provides a
4 complete school calendar is in effect for employees of a school
5 district, public school academy, or intermediate school district as
6 of the effective date of the amendatory act that added subsection
7 (2), and if that school calendar is not in compliance with
8 subsection (2), then subsection (2) does not apply to that school
9 district, public school academy, or intermediate school district
10 until after the expiration of that collective bargaining agreement.

11 (4) If a school district, intermediate school district, or
12 public school academy is operating a year-round school or program
13 as of September 29, 2005 or is operating as of that date a school
14 that is an international baccalaureate academy that provides 1,160
15 hours of pupil instruction per school year, then subsection (2)
16 does not apply to that school or program. If a school district,
17 intermediate school district, or public school academy begins
18 operating a year-round school or program after September 29, 2005,
19 the school district, intermediate school district, or public school
20 academy may apply to the superintendent of public instruction for a
21 waiver from the requirements of subsection (2). Upon application,
22 if the superintendent of public instruction determines that a
23 school or program is a bona fide year-round school or program
24 established for educational reasons, the superintendent of public
25 instruction shall grant the waiver. The superintendent of public
26 instruction shall establish standards for determining a bona fide
27 year-round school or program for the purposes of this subsection.

1 (5) If an intermediate school district contracts with a
2 constituent district or public school academy to provide programs
3 or services for pupils of the constituent district or public school
4 academy; operates a program or service within a building owned by a
5 constituent district or a public school academy located within the
6 intermediate school district's boundaries; or otherwise provides
7 instructional programs or services for pupils of a constituent
8 district or public school academy, and if the school district's or
9 public school academy's school year begins before Labor day under
10 subsection (3) or (4), then the intermediate school district may
11 provide programs or services according to the school district's or
12 public school academy's calendar.

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

19 **(7) THIS SECTION DOES NOT APPLY TO A PUBLIC SCHOOL THAT DURING**
20 **ITS SCHOOL YEAR HAS A BREAK FROM SCHOOL FOR A PERIOD OF AT LEAST 2**
21 **WEEKS AND THAT DURING THIS BREAK OFFERS ENRICHMENT PROGRAMS FOR ITS**
22 **PUPILS THAT ARE TAUGHT BY CERTIFICATED TEACHERS.**

23 (8) ~~—(7)—~~ This section does not prohibit a school district,
24 intermediate school district, or public school academy from
25 offering or requiring professional development for its personnel
26 that is conducted before Labor day.

27 (9) ~~—(8)—~~ As used in this section, "Labor day" means the first

1 Monday in September.