

# SENATE BILL No. 159

February 6, 2007, Introduced by Senators CLARK-COLEMAN, CHERRY, JACOBS, CLARKE, GLEASON, SCOTT, SCHAUER, HUNTER, OLSHOVE, BRATER and SWITALSKI and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1290.

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

1           SEC. 1290. (1) FOR THE 2007-2008 SCHOOL YEAR, IF A SCHOOL  
2 DISTRICT OR PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL BUILDING IN  
3 WHICH SOME OR ALL OF GRADES K-3 ARE OFFERED AND IN WHICH AT LEAST  
4 50% OF THE PUPILS ACTUALLY ENROLLED IN THE SCHOOL BUILDING IN THE  
5 IMMEDIATELY PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR FREE LUNCH, THE  
6 BOARD OF THE SCHOOL DISTRICT OR BOARD OF DIRECTORS OF THE PUBLIC  
7 SCHOOL ACADEMY SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES  
8 K-3 IN THAT SCHOOL BUILDING IS NOT MORE THAN 17 PUPILS PER CLASS,  
9 WITH NOT MORE THAN 19 PUPILS IN ANY PARTICULAR CLASS.

10           (2) FOR THE 2008-2009 SCHOOL YEAR, IF A SCHOOL DISTRICT OR

1 PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL BUILDING IN WHICH SOME OR  
2 ALL OF GRADES K-3 ARE OFFERED AND IN WHICH AT LEAST 35% OF THE  
3 PUPILS ACTUALLY ENROLLED IN THE SCHOOL BUILDING IN THE IMMEDIATELY  
4 PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR FREE LUNCH, THE BOARD OF  
5 THE SCHOOL DISTRICT OR BOARD OF DIRECTORS OF THE PUBLIC SCHOOL  
6 ACADEMY SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES K-3 IN  
7 THAT SCHOOL BUILDING IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT  
8 MORE THAN 19 PUPILS IN ANY PARTICULAR CLASS.

9 (3) FOR THE 2009-2010 SCHOOL YEAR, IF A SCHOOL DISTRICT OR  
10 PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL BUILDING IN WHICH SOME OR  
11 ALL OF GRADES K-3 ARE OFFERED AND IN WHICH AT LEAST 20% OF THE  
12 PUPILS ACTUALLY ENROLLED IN THE SCHOOL BUILDING IN THE IMMEDIATELY  
13 PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR FREE LUNCH, THE BOARD OF  
14 THE SCHOOL DISTRICT OR BOARD OF DIRECTORS OF THE PUBLIC SCHOOL  
15 ACADEMY SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES K-3 IN  
16 THAT SCHOOL BUILDING IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT  
17 MORE THAN 19 PUPILS IN ANY PARTICULAR CLASS.

18 (4) FOR THE 2010-2011 SCHOOL YEAR, IF A SCHOOL DISTRICT OR  
19 PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL BUILDING IN WHICH SOME OR  
20 ALL OF GRADES K-3 ARE OFFERED AND IN WHICH AT LEAST 10% OF THE  
21 PUPILS ACTUALLY ENROLLED IN THE SCHOOL BUILDING IN THE IMMEDIATELY  
22 PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR FREE LUNCH, THE BOARD OF  
23 THE SCHOOL DISTRICT OR BOARD OF DIRECTORS OF THE PUBLIC SCHOOL  
24 ACADEMY SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES K-3 IN  
25 THAT SCHOOL BUILDING IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT  
26 MORE THAN 19 PUPILS IN ANY PARTICULAR CLASS.

27 (5) BEGINNING IN THE 2011-2012 SCHOOL YEAR, AND FOR EACH

1 SCHOOL YEAR THEREAFTER, THE BOARD OF A SCHOOL DISTRICT OR BOARD OF  
2 DIRECTORS OF A PUBLIC SCHOOL ACADEMY THAT OPERATES SOME OR ALL OF  
3 GRADES K-3 SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES K-3  
4 IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS  
5 IN ANY PARTICULAR CLASS.

6 (6) FOR THE PURPOSES OF THIS SECTION, FREE LUNCH ELIGIBILITY  
7 SHALL BE AS DETERMINED UNDER THE RICHARD B. RUSSELL NATIONAL SCHOOL  
8 LUNCH ACT, 42 USC 1751 TO 1769H, AND REPORTED TO THE DEPARTMENT NOT  
9 LATER THAN OCTOBER 31 OF THE IMMEDIATELY PRECEDING SCHOOL YEAR AND  
10 ADJUSTED NOT LATER THAN DECEMBER 31 OF THE IMMEDIATELY PRECEDING  
11 SCHOOL YEAR.