

SENATE BILL No. 453

April 22, 2009, Introduced by Senator CLARKE 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 1280e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1280E. (1) IF THE DEPARTMENT DETERMINES THAT A SCHOOL
2 DISTRICT IS OPERATING AT LEAST 1 SCHOOL THAT HAS BEEN UNACCREDITED
3 UNDER SECTION 1280 FOR 3 CONSECUTIVE YEARS OR HAS FAILED TO ACHIEVE
4 THE FEDERAL PUPIL PERFORMANCE STANDARD FOR 5 OR MORE CONSECUTIVE
5 YEARS, AND THE SCHOOL DISTRICT HAS THE GREATEST NUMBER OF PUPILS IN
6 MEMBERSHIP AMONG ALL SCHOOL DISTRICTS IN THIS STATE, THE DEPARTMENT
7 SHALL NOTIFY THE BOARD OF THE SCHOOL DISTRICT THAT THE SCHOOL
8 DISTRICT IS REQUIRED TO COMPLY WITH THIS SECTION. BEGINNING WITH
9 THE NEXT SCHOOL YEAR THAT BEGINS AFTER THIS NOTIFICATION, THE BOARD

1 SHALL INITIATE A PILOT PROJECT IN AT LEAST 1 OF THE SCHOOLS THAT
2 IMPLEMENTS A METHOD OF COMPENSATION FOR EMPLOYEES AT THE SCHOOL
3 THAT IS BASED ON JOB PERFORMANCE AND JOB ACCOMPLISHMENTS, AS
4 DESCRIBED IN SECTION 1250, AND THAT IS BASED IN PART ON IMPROVEMENT
5 IN THE AVERAGE DAILY ATTENDANCE OF PUPILS AND SPECIFIED EMPLOYEES
6 AT THE SCHOOL. THE BOARD SHALL ENSURE THAT THIS METHOD OF
7 COMPENSATION PROVIDES FINANCIAL INCENTIVES FOR TEACHERS AT THE
8 SCHOOL BASED ON FACTORS THAT INCLUDE, AT A MINIMUM, IMPROVEMENT IN
9 PUPIL PERFORMANCE, ASSIGNMENT TO TEACH IN SUBJECT AREAS FOR WHICH
10 THERE IS A SHORTAGE OF TEACHERS, AND PARTICIPATION IN VOLUNTARY
11 PROFESSIONAL DEVELOPMENT.

12 (2) AS USED IN THIS SECTION, "FAILED TO ACHIEVE THE FEDERAL
13 PUPIL PERFORMANCE STANDARD" MEANS THAT THE DEPARTMENT HAS
14 DETERMINED THAT THE SCHOOL HAS FAILED TO ACHIEVE ADEQUATE YEARLY
15 PROGRESS UNDER THE NO CHILD LEFT BEHIND ACT OF 2001, PUBLIC LAW
16 107-110, OR HAS FAILED TO MEET A SUCCESSOR FEDERAL STANDARD THAT
17 THE SUPERINTENDENT OF PUBLIC INSTRUCTION HAS IDENTIFIED AS BEING A
18 STANDARD ESTABLISHED BY THE FEDERAL GOVERNMENT THAT IS BASED ON
19 PUPIL PERFORMANCE AND IS REQUIRED TO BE MET IN ORDER TO RECEIVE
20 FULL FEDERAL FUNDING.