

**SUBSTITUTE FOR
HOUSE BILL NO. 5190**

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 1278a and 1278b (MCL 380.1278a and 380.1278b),
section 1278a as amended by 2020 PA 158 and section 1278b as
amended by 2018 PA 230.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1278a. (1) Except as otherwise provided in this section
2 or section 1278b, ~~beginning with pupils entering grade 8 in 2006,~~
3 the board of a school district or board of directors of a public
4 school academy shall not award a high school diploma to a pupil
5 unless the pupil meets all of the following:

6 (a) Has successfully completed all of the following credit
7 requirements of the Michigan merit standard before graduating from

1 high school:

2 (i) At least 4 credits in mathematics that are aligned with
3 subject area content expectations developed by the department and
4 approved by the state board under section 1278b, including
5 completion of at least algebra I, geometry, and algebra II, or an
6 integrated sequence of this course content that consists of 3
7 credits, and an additional mathematics credit, such as
8 trigonometry, statistics, precalculus, calculus, applied math,
9 accounting, business math, a retake of algebra II, or, **lastly**
10 **applying to pupils entering grade 8 in 2022**, a course in financial
11 literacy as described in section 1165. A pupil may complete algebra
12 II over 2 years with 2 credits awarded or over 1.5 years with 1.5
13 credits awarded for the purposes of this section and section 1278b.
14 A pupil also may partially or fully fulfill the algebra II
15 requirement by completing a department-approved formal career and
16 technical education program or curriculum, such as a program or
17 curriculum in electronics, machining, construction, welding,
18 engineering, computer science, or renewable energy, and in that
19 program or curriculum successfully completing the same content as
20 the algebra II benchmarks assessed on the department-prescribed
21 state high school assessment, as determined by the department. The
22 department shall post on its website guidelines for implementation
23 of the immediately preceding sentence. Each pupil must successfully
24 complete at least 1 mathematics course during his or her final year
25 of high school enrollment. This subparagraph does not require
26 completion of mathematics courses in any particular sequence.

27 (ii) At least 3 credits in social science that are aligned with
28 subject area content expectations developed by the department and
29 approved by the state board under section 1278b, including

1 completion of at least 1 credit in United States history and
 2 geography, 1 credit in world history and geography, 1/2 credit in
 3 economics, and the civics course described in section 1166(2). ~~The~~
 4 **Lastly applying to pupils entering grade 8 in 2022, the** 1/2-credit
 5 economics requirement may be satisfied by completion of at least a
 6 1/2-credit course in personal economics that includes a financial
 7 literacy component as described in section 1165, if that course
 8 covers the subject area content expectations for economics
 9 developed by the department and approved by the state board under
 10 section 1278b.

11 (iii) At least 1 credit in subject matter that includes both
 12 health and physical education aligned with guidelines developed by
 13 the department and approved by the state board under section 1278b,
 14 or at least 1/2 credit in health aligned with guidelines developed
 15 by the department and approved by the state board under section
 16 1278b and at least 1/2 credit awarded by the school district or
 17 public school academy for approved participation in extracurricular
 18 athletics or other extracurricular activities involving physical
 19 activity.

20 (iv) At least 1 credit in visual arts, performing arts, or
 21 applied arts, as defined by the department, that is aligned with
 22 guidelines developed by the department and approved by the state
 23 board under section 1278b. A school district or public school
 24 academy is strongly encouraged to offer visual arts and performing
 25 arts courses.

26 (v) The credit requirements specified in section 1278b(1).

27 (b) Meets the online course or learning experience requirement
 28 of this subsection. A school district or public school academy
 29 shall provide the basic level of technology and internet access

1 required by the state board to complete the online course or
2 learning experience. For a pupil to meet this requirement, the
3 pupil ~~shall~~**must** meet either of the following, as determined by the
4 school district or public school academy:

5 (i) Has successfully completed at least 1 course or learning
6 experience that is presented online, as defined by the department.

7 (ii) The pupil's school district or public school academy has
8 integrated an online experience throughout the high school
9 curriculum by ensuring that each teacher of each course that
10 provides the required credits of the Michigan merit curriculum has
11 integrated an online experience into the course.

12 (2) ~~In~~**Except as otherwise provided in this subsection, in**
13 addition to the requirements under subsection (1), beginning with
14 pupils entering grade 3 in 2006 **and lastly applying to pupils**
15 **entering grade 8 in 2022**, the board of a school district or board
16 of directors of a public school academy shall not award a high
17 school diploma to a pupil unless the pupil has successfully
18 completed during grades K to 12 at least 2 credits that are grade-
19 appropriate in a language other than English or course work or
20 other learning experiences that are substantially equivalent to 2
21 credits in a language other than English, based on guidelines
22 developed by the department. **In addition to the requirements under**
23 **subsections (1) and (7), beginning with pupils entering grade 8 in**
24 **2023, the board of a school district or board of directors of a**
25 **public school academy shall not award a high school diploma to a**
26 **pupil unless the pupil has successfully completed during grades K**
27 **to 12 at least 1 and a 1/2 credits that are grade-appropriate in a**
28 **language other than English or course work or other learning**
29 **experiences that are substantially equivalent to 1 and a 1/2**

1 **credits in a language other than English, based on guidelines**
2 **developed by the department.** A pupil may partially or fully fulfill
3 1 credit of ~~this requirement~~**the requirement under this subsection**
4 by completing a department-approved formal career and technical
5 education program or curriculum or by completing visual or
6 performing arts instruction that is in addition to the requirements
7 under subsection (1)(a)(iv). The board of a school district or board
8 of directors of a public school academy is strongly encouraged to
9 ensure that all pupils complete at least 1 credit in a language
10 other than English in grades K to 6. For the purposes of this
11 subsection, both of the following apply:

12 (a) American Sign Language is considered to be a language
13 other than English.

14 (b) The pupil may meet all or part of this requirement with
15 online course work.

16 (3) The requirements under this section and section 1278b for
17 a high school diploma are in addition to any local requirements
18 imposed by the board of a school district or board of directors of
19 a public school academy. The board of a school district or board of
20 directors of a public school academy, as a local requirement for a
21 high school diploma, may require a pupil to complete the Michigan
22 merit examination under section 1279g or may require a pupil to
23 participate in the MIAccess assessments if appropriate for the
24 pupil.

25 (4) For the purposes of this section and section 1278b, all of
26 the following apply:

27 (a) A pupil is considered to have completed a credit if the
28 pupil successfully completes the subject area content expectations
29 or guidelines developed by the department that apply to the credit.

1 For a career and technical education credit, a school district or
2 public school academy may supplement those content expectations and
3 guidelines with additional guidelines developed by the school
4 district or public school academy.

5 (b) A school district or public school academy shall base its
6 determination of whether a pupil has successfully completed the
7 subject area content expectations or guidelines developed by the
8 department that apply to a credit at least in part on the pupil's
9 performance on ~~the~~ assessments developed or selected by the
10 department ~~under section 1278b~~ or on 1 or more assessments
11 developed or selected by the school district or public school
12 academy that measure a pupil's understanding of the subject area
13 content expectations or guidelines that apply to the credit.

14 (c) A school district or public school academy shall also
15 grant a pupil a credit if the pupil earns a qualifying score, as
16 determined by the department, on ~~the~~ assessments developed or
17 selected for the subject area by the department ~~under section 1278b~~
18 or the pupil earns a qualifying score, as determined by the school
19 district or public school academy, on 1 or more assessments
20 developed or selected by the school district or public school
21 academy that measure a pupil's understanding of the subject area
22 content expectations or guidelines that apply to the credit.

23 (5) If a high school is designated by the superintendent of
24 public instruction as a specialty school and the high school meets
25 the requirements of subsection (6), then the pupils of the high
26 school are not required to successfully complete the 4 credits in
27 English language arts required under section 1278b(1) (a) or the 3
28 credits in social science required under subsection (1) (a) (ii) and
29 the school district or public school academy is not required to

1 ensure that each pupil is offered the curriculum necessary for
2 meeting those English language arts or social science credit
3 requirements. The superintendent of public instruction may
4 designate up to 15 high schools that meet the requirements of this
5 subsection as specialty schools. Subject to this maximum number,
6 the superintendent of public instruction shall designate a high
7 school as a specialty school if the superintendent of public
8 instruction finds that the high school meets all of the following
9 criteria:

10 (a) The high school incorporates a significant reading and
11 writing component throughout its curriculum.

12 (b) The high school uses a specialized, innovative, and
13 rigorous curriculum in such areas as performing arts, foreign
14 language, extensive use of internships, or other learning
15 innovations that conform to pioneering innovations among other
16 leading national or international high schools.

17 (6) A high school that is designated by the superintendent of
18 public instruction as a specialty school under subsection (5) is
19 only exempt from requirements as described under subsection (5) as
20 long as the superintendent of public instruction finds that the
21 high school continues to meet all of the following requirements:

22 (a) The high school clearly states to prospective pupils and
23 their parents that it does not meet the requirements of the
24 Michigan merit standard under this section and section 1278b but is
25 a designated specialty school that is exempt from some of those
26 requirements and that a pupil who enrolls in the high school and
27 subsequently transfers to a high school that is not a specialty
28 school meeting the requirements of this subsection will be required
29 to comply with the requirements of the Michigan merit standard

1 under this section and section 1278b.

2 (b) For the most recent year for which the data are available,
3 the mean scores on both the mathematics and science portions of the
4 ~~ACT examination~~ **applicable state assessment** for the pupils of the
5 high school exceed by at least 10% the mean scores on the
6 mathematics and science portions of the ~~ACT examination~~ **applicable**
7 **state assessment** for the pupils of the school district in which the
8 greatest number of the pupils of the high school reside.

9 (c) For the most recent year for which the data are available,
10 the high school had a graduation rate of at least 85%, as
11 determined by the department.

12 (d) For the most recent year for which the data are available,
13 at least 75% of the pupils who graduated from the high school the
14 preceding year are enrolled in a postsecondary institution.

15 (e) All pupils of the high school are required to meet the
16 mathematics credit requirements of subsection (1) (a) (i), with no
17 modification of these requirements under section 1278b(5), and each
18 pupil is offered the curriculum necessary to meet this requirement.

19 (f) All pupils of the high school are required to meet the
20 science credit requirements of section 1278b(1) (b) and are also
21 required to successfully complete at least 1 additional science
22 credit, for a total of at least 4 science credits, with no
23 modification of these requirements under section 1278b(5), and each
24 pupil is offered the curriculum necessary to meet this requirement.

25 **(7) In addition to the requirements under subsections (1) and**
26 **(2), beginning with pupils entering grade 8 in 2023, the board of a**
27 **school district or board of directors of a public school academy**
28 **shall not award a high school diploma to a pupil unless the pupil**
29 **has successfully completed a 1/2-credit course in personal finance**

1 that includes a financial literacy component as described in
2 section 1165 and that covers the subject area content expectations
3 developed by the department and approved by the state board under
4 section 1278b for the course.

5 Sec. 1278b. (1) Except as otherwise provided in this section
6 or section 1278a, ~~beginning with pupils entering grade 8 in 2006,~~
7 as part of the requirements under section 1278a the board of a
8 school district or board of directors of a public school academy
9 shall not award a high school diploma to a pupil unless the pupil
10 has successfully completed all of the following credit requirements
11 of the Michigan merit standard before graduating from high school:

12 (a) At least 4 credits in English language arts that are
13 aligned with subject area content expectations developed by the
14 department and approved by the state board under this section.

15 (b) At least 3 credits in science that are aligned with
16 subject area content expectations developed by the department and
17 approved by the state board under this section, including
18 completion of at least biology and either chemistry, physics,
19 anatomy, or agricultural science, or successfully completing a
20 program or curriculum that provides the same content as the
21 chemistry or physics benchmarks, as determined by the department. A
22 student may fulfill the requirement for the third science credit by
23 completing a department-approved computer science program or
24 curriculum or formal career and technical education program or
25 curriculum. The legislature strongly encourages pupils to complete
26 a fourth credit in science, such as forensics, astronomy, Earth
27 science, agricultural science, environmental science, geology,
28 physics, chemistry, physiology, or microbiology.

29 (c) The credit requirements specified in section 1278a(1) (a) (i)

1 to (iv).

2 (2) If a pupil successfully completes 1 or more of the high
3 school credits required under subsection (1) or under section
4 1278a(1) before entering high school, the pupil ~~shall~~**must** be given
5 high school credit for that credit.

6 (3) For the purposes of this section and section 1278a, the
7 department shall do all of the following:

8 (a) Develop subject area content expectations that apply to
9 the credit requirements of the Michigan merit standard that are
10 required under subsection (1)(a) and (b) and section 1278a(1)(a)(i)
11 and (ii) **and the 1/2-credit course in personal finance required**
12 **under section 1278a(7)** and develop guidelines for the remaining
13 credit requirements of the Michigan merit standard that are
14 required under this section and section 1278a(1)(a), for the online
15 course or learning experience required under section 1278a(1)(b),
16 and for the requirements for a language other than English under
17 section 1278a(2). All of the following apply to these subject area
18 content expectations and guidelines:

19 (i) All subject area content expectations ~~shall~~**must** be
20 consistent with the state board recommended model core academic
21 curriculum content standards under section 1278. Subject area
22 content expectations or guidelines ~~shall~~**must** not include
23 attitudes, beliefs, or value systems that are not essential in the
24 legal, economic, and social structure of our society and to the
25 personal and social responsibility of citizens of our society. The
26 subject area content expectations ~~shall~~**must** require pupils to
27 demonstrate critical thinking skills.

28 (ii) The subject area content expectations and the guidelines
29 must be approved by the state board under subsection (4).

1 (iii) The subject area content expectations ~~shall~~**must** state in
2 clear and measurable terms what pupils are expected to know upon
3 completion of each credit.

4 (iv) The department shall complete the development of the
5 subject area content expectations that apply to algebra I and the
6 guidelines for the online course or learning experience under
7 section 1278a(1) (b) not later than August 1, 2006.

8 (v) The department shall complete development of the subject
9 area content expectations or guidelines that apply to each of the
10 other credits required in the Michigan merit standard under
11 subsection (1) and section 1278a(1) (a) not later than 1 year before
12 the beginning of the school year in which a pupil entering high
13 school in 2007 would normally be expected to complete the credit.

14 (vi) If the department has not completed development of the
15 subject area content expectations that apply to a particular credit
16 required in the Michigan merit standard under subsection (1) or
17 section 1278a(1) (a) by the date required under this subdivision, a
18 school district or public school academy may align the content of
19 the credit with locally adopted standards.

20 (vii) Until all of the subject area content expectations and
21 guidelines have been developed by the department and approved by
22 the state board, the department shall submit a report at least
23 every 6 months to the senate and house standing committees
24 responsible for education legislation on the status of the
25 development of the subject area content expectations and
26 guidelines. The report ~~shall~~**must** detail any failure by the
27 department to meet a deadline established under subparagraph (iv) or
28 (v) and the reasons for that failure.

29 (b) Develop and implement a process for developing the subject

1 area content expectations and guidelines required under this
2 section. This process ~~shall~~**must** provide for all of the following:

3 (i) Soliciting input from all of the following groups:

4 (A) Recognized experts in the relevant subject areas.

5 (B) Representatives from 4-year colleges or universities,
6 community colleges, and other postsecondary institutions.

7 (C) Teachers, administrators, and school personnel who have
8 specialized knowledge of the subject area.

9 (D) Representatives from the business community.

10 (E) Representatives from vocational and career and technical
11 education providers.

12 (F) Government officials, including officials from the
13 legislature.

14 (G) Parents of public school pupils.

15 (ii) A review of the subject area content expectations or
16 guidelines by national experts.

17 (iii) An opportunity for the public to review and provide input
18 on the proposed subject area content expectations or guidelines
19 before they are submitted to the state board for approval. The time
20 period allowed for this review and input ~~shall~~**must** be at least 15
21 business days.

22 (c) Determine the basic level of technology and internet
23 access required for pupils to complete the online course or
24 learning experience requirement of section 1278a(1)(b), and submit
25 that determination to the state board for approval.

26 (d) Develop and make available material to assist school
27 districts and public school academies in implementing the
28 requirements of this section and section 1278a. This ~~shall~~**must**
29 include developing guidelines for alternative instructional

1 delivery methods as described in subsection (7).

2 (4) The state board shall approve subject area content
3 expectations and guidelines developed by the department under
4 subsection (3) before those subject area content expectations and
5 guidelines may take effect. The state board also shall approve the
6 basic level of technology and internet access required for pupils
7 to complete the online course or learning experience requirement of
8 section 1278a(1)(b).

9 (5) The parent or legal guardian of a pupil who has completed
10 grade 9, a teacher who is currently teaching the pupil, who
11 currently teaches in or whose expertise is in a subject area
12 proposed to be modified by the personal curriculum, or who is
13 determined by the principal to have qualifications otherwise
14 relevant to developing a personal curriculum, or a school counselor
15 or school employee qualified to act in a counseling role under
16 section 1233 or 1233a may request a personal curriculum under this
17 subsection for the pupil that modifies certain of the Michigan
18 merit standard requirements under subsection (1) or section
19 1278a(1)(a). If the request for a personal curriculum is made by
20 the pupil's parent or legal guardian or, if the pupil is at least
21 age 18 or is an emancipated minor, by the pupil, the school
22 district or public school academy shall develop a personal
23 curriculum for the pupil. A teacher, school counselor, or school
24 employee qualified to act in a counseling role under section 1233
25 or 1233a may contact a pupil's parent or legal guardian to discuss
26 the possibility and potential benefits of a personal curriculum
27 under this subsection for the pupil. If all of the requirements
28 under this subsection for completing a personal curriculum are met,
29 then the board of a school district or board of directors of a

1 public school academy may award a high school diploma to a pupil
2 who successfully completes his or her personal curriculum even if
3 it does not meet the requirements of the Michigan merit standard
4 required under subsection (1) and section 1278a(1)(a). All of the
5 following apply to a personal curriculum:

6 (a) The personal curriculum ~~shall~~**must** be developed by a group
7 that includes at least the pupil, at least 1 of the pupil's parents
8 or the pupil's legal guardian, and a teacher described in this
9 subdivision or the pupil's high school counselor or another
10 designee qualified to act in a counseling role under section 1233
11 or 1233a selected by the high school principal. In addition, for a
12 pupil who receives special education services, a school
13 psychologist should also be included in this group. The teacher
14 included in the group developing the personal curriculum ~~shall~~**must**
15 be a teacher who is currently teaching the pupil, who currently
16 teaches in or whose expertise is in a subject area being modified
17 by the personal curriculum, or who is determined by the principal
18 to have qualifications otherwise relevant to the group. This
19 subdivision does not require an in-person meeting of the group.

20 (b) The personal curriculum ~~shall~~**must** incorporate as much of
21 the subject area content expectations of the Michigan merit
22 standard required under subsection (1) and section 1278a(1)(a) as
23 is practicable for the pupil; ~~shall~~**must** establish measurable goals
24 that the pupil must achieve while enrolled in high school and ~~shall~~
25 **must** provide a method to evaluate whether the pupil achieved these
26 goals; and ~~shall~~**must** be aligned with the pupil's educational
27 development plan developed under subsection (11).

28 (c) Before it takes effect, the personal curriculum must be
29 agreed to by the pupil's parent or legal guardian and by the

1 superintendent of the school district or chief executive of the
2 public school academy or his or her designee.

3 (d) The pupil's parent or legal guardian shall ~~be in~~
4 ~~communication~~ **communicate** with each of the pupil's teachers to
5 monitor the pupil's progress toward the goals contained in the
6 pupil's personal curriculum.

7 (e) Revisions may be made in the personal curriculum if the
8 revisions are developed and agreed to in the same manner as the
9 original personal curriculum.

10 (f) The English language arts credit requirements of
11 subsection (1) (a) and the science credit requirements of subsection
12 (1) (b) are not subject to modification as part of a personal
13 curriculum under this subsection.

14 (g) The mathematics credit requirements of section
15 1278a(1) (a) (i) may be modified as part of a personal curriculum if
16 the pupil successfully completes at least 3-1/2 total credits of
17 the mathematics credits required under that section before
18 completing high school, including algebra I and geometry, and
19 successfully completes at least 1 mathematics credit during his or
20 her final 2 years of high school. The algebra II credit required
21 under that section may be modified as part of a personal curriculum
22 under this subsection if the pupil meets 1 or more of the
23 following:

24 (i) Successfully completes the same content as 1 semester of
25 algebra II, as determined by the department.

26 (ii) Elects to complete the same content as algebra II over 2
27 years, with a credit awarded for each of those 2 years, and
28 successfully completes that content.

29 (iii) Enrolls in a formal career and technical education program

1 or curriculum and in that program or curriculum successfully
2 completes the same content as the algebra II benchmarks assessed on
3 the department-prescribed state high school assessment, as
4 determined by the department.

5 (iv) Successfully completes 1 semester of statistics, functions
6 and data analysis, or technical mathematics.

7 (h) The social science credit requirements of section
8 1278a(1) (a) (ii) may be modified as part of a personal curriculum
9 only if all of the following are met:

10 (i) The pupil has successfully completed 2 credits of the
11 social science credits required under section 1278a(1), including
12 the civics course described in section 1166(2).

13 (ii) The modification requires the pupil to complete 1
14 additional credit in English language arts, mathematics, or science
15 or 1 additional credit in a language other than English, or
16 requires the pupil to complete a formal career and technical
17 education program. This additional credit must be in addition to
18 the number of those credits otherwise required under subsection (1)
19 and section 1278a(1) or under section 1278a(2).

20 (i) The health and physical education credit requirement under
21 section 1278a(1) (a) (iii) may be modified as part of a personal
22 curriculum only if the modification requires the pupil to complete
23 1 additional credit in English language arts, mathematics, or
24 science or 1 additional credit in a language other than English, or
25 requires the pupil to complete a formal career and technical
26 education program. This additional credit must be in addition to
27 the number of those credits otherwise required under subsection (1)
28 and section 1278a(1) or under section 1278a(2).

29 (j) The visual arts, performing arts, or applied arts credit

1 requirement under section 1278a(1) (a) (iv) may be modified as part of
2 a personal curriculum only if the modification requires the pupil
3 to complete 1 additional credit in English language arts,
4 mathematics, or science or 1 additional credit in a language other
5 than English, or requires the pupil to complete a formal career and
6 technical education program. This additional credit must be in
7 addition to the number of those credits otherwise required under
8 subsection (1) and section 1278a(1) or under section 1278a(2).

9 (k) If the parent or legal guardian of a pupil requests as
10 part of the pupil's personal curriculum a modification of the
11 Michigan merit standard requirements that would not otherwise be
12 allowed under this section and demonstrates that the modification
13 is necessary because the pupil is a child with a disability, the
14 school district or public school academy may allow that additional
15 modification to the extent necessary because of the pupil's
16 disability if the group under subdivision (a) determines that the
17 modification is consistent with both the pupil's educational
18 development plan under subsection (11) and the pupil's
19 individualized education program. If the superintendent of public
20 instruction has reason to believe that a school district or a
21 public school academy is allowing modifications inconsistent with
22 the requirements of this subdivision, the superintendent of public
23 instruction shall monitor the school district or public school
24 academy to ensure that the school district's or public school
25 academy's policies, procedures, and practices are in compliance
26 with the requirements for additional modifications under this
27 subdivision. As used in this subdivision, "child with a disability"
28 means that term as defined in 20 USC 1401.

29 (l) If a pupil transfers to a school district or public school

1 academy from out of state or from a nonpublic school, the pupil's
2 parent or legal guardian may request, as part of the pupil's
3 personal curriculum, a modification of the Michigan merit standard
4 requirements that would not otherwise be allowed under this
5 section. The school district or public school academy may allow
6 this additional modification for a transfer pupil if all of the
7 following are met:

8 (i) The transfer pupil has successfully completed at least the
9 equivalent of 2 years of high school credit out of state or at a
10 nonpublic school. The school district or public school academy may
11 use appropriate assessment examinations to determine what credits,
12 if any, the pupil has earned out of state or at a nonpublic school
13 that may be used to satisfy the curricular requirements of the
14 Michigan merit standard and this subdivision.

15 (ii) The transfer pupil's personal curriculum incorporates as
16 much of the subject area content expectations of the Michigan merit
17 standard as is practicable for the pupil.

18 (iii) The transfer pupil's personal curriculum requires the
19 pupil to successfully complete at least 1 mathematics course during
20 his or her final year of high school enrollment. In addition, if
21 the transfer pupil is enrolled in the school district or public
22 school academy for at least 1 full school year, both of the
23 following apply:

24 (A) The transfer pupil's personal curriculum ~~shall~~**must**
25 require that this mathematics course is at least algebra I.

26 (B) If the transfer pupil demonstrates that he or she has
27 mastered the content of algebra I, the transfer pupil's personal
28 curriculum ~~shall~~**must** require that this mathematics course is a
29 course normally taken after completing algebra I.

1 (iv) The transfer pupil's personal curriculum includes the
2 civics course described in section 1166(2).

3 (m) If a pupil is at least age 18 or is an emancipated minor,
4 the pupil may act on his or her own behalf under this subsection.

5 (n) This subsection does not apply to a pupil enrolled in a
6 high school that is designated as a specialty school under section
7 1278a(5) and that is exempt under that section from the English
8 language arts requirement under subsection (1)(a) and the social
9 science credit requirement under section 1278a(1)(a)(ii).

10 (o) The department or a school district or public school
11 academy shall not limit or discourage the number of pupils with a
12 personal curriculum on any basis other than the best interests of
13 each individual pupil.

14 (p) A school district or public school academy annually shall
15 notify each of its pupils and a parent or legal guardian of each of
16 its pupils that all pupils are entitled to a personal curriculum
17 under this subsection. The annual notice ~~shall~~**must** include an
18 explanation of what a personal curriculum is and state that if a
19 personal curriculum is requested, the public school or public
20 school academy will grant that request. The school district or
21 public school academy shall provide this annual notice to parents
22 and legal guardians by sending a written notice to each pupil's
23 home or by including the notice in a newsletter, student handbook,
24 or similar communication that is sent to a pupil's home, and also
25 shall post the notice on the school district's or public school
26 academy's website.

27 (6) If a pupil receives special education services, the
28 pupil's individualized education program, in accordance with the
29 individuals with disabilities education act, title VI of Public Law

1 91-230, shall identify the appropriate course or courses of study
2 and identify the supports, accommodations, and modifications
3 necessary to allow the pupil to progress in the curricular
4 requirements of this section and section 1278a, or in a personal
5 curriculum as provided under subsection (5), and meet the
6 requirements for a high school diploma.

7 (7) The board of a school district or board of directors of a
8 public school academy that operates a high school shall ensure that
9 each pupil is offered the curriculum necessary for the pupil to
10 meet the curricular requirements of this section and section 1278a.
11 The board or board of directors may provide this curriculum by
12 providing the credits specified in this section and section 1278a,
13 by using alternative instructional delivery methods such as
14 alternative course work, humanities course sequences, career and
15 technical education, industrial technology courses, or vocational
16 education, or by a combination of these. School districts and
17 public school academies that operate career and technical education
18 programs are encouraged to integrate the credit requirements of
19 this section and section 1278a into those programs.

20 (8) If the board of a school district or board of directors of
21 a public school academy wants its high school to be accredited
22 under section 1280, the board or board of directors shall ensure
23 that all elements of the curriculum required under this section and
24 section 1278a are made available to all affected pupils. If a
25 school district or public school academy does not offer all of the
26 required credits, the board of the school district or board of
27 directors of the public school academy shall ensure that the pupil
28 has access to the required credits by another means, such as
29 enrollment in a postsecondary course under the postsecondary

1 enrollment options act, 1996 PA 160, MCL 388.511 to 388.524;
2 enrollment in an online course; a cooperative arrangement with a
3 neighboring school district or with a public school academy; or
4 granting approval under section 6(6) of the state school aid act of
5 1979, MCL 388.1606, for the pupil to be counted in membership in
6 another school district.

7 (9) If a pupil is not successfully completing a credit
8 required for graduation under this section and section 1278a, or is
9 identified as being at risk of withdrawing from high school, then
10 the pupil's school district or public school academy shall notify
11 the pupil's parent or legal guardian or, if the pupil is at least
12 age 18 or is an emancipated minor, the pupil, of the availability
13 of tutoring or other supplemental educational support and
14 counseling services that may be available to the pupil under
15 existing state or federal programs, such as those programs or
16 services available under section 31a of the state school aid act of
17 1979, MCL 388.1631a, or under the no child left behind act of 2001,
18 Public Law 107-110 **or every student succeeds act, Public Law 114-**
19 **95.**

20 (10) To the extent required by the no child left behind act of
21 2001, Public Law 107-110, **or every student succeeds act, Public Law**
22 **114-95**, the board of a school district or public school academy
23 shall ensure that all components of the curricular requirements
24 under this section and section 1278a are taught by highly qualified
25 teachers. If a school district or public school academy
26 demonstrates to the department that the school district or public
27 school academy is unable to meet the requirements of this section
28 because the school district or public school academy is unable to
29 hire enough highly qualified teachers, the department shall work

1 with the school district or public school academy to develop a plan
 2 to allow the school district or public school academy to hire
 3 enough highly qualified teachers to meet the requirements of this
 4 section.

5 (11) The board of a school district or board of directors of a
 6 public school academy shall provide the opportunity for each pupil
 7 to develop an educational development plan during grade 7, and
 8 shall ensure that each pupil reviews his or her educational
 9 development plan during grade 8 and revises it as appropriate
 10 before he or she begins high school. The board of a school district
 11 or board of directors of a public school academy shall also ensure
 12 that each pupil reviews and revises his or her educational
 13 development plan as appropriate during each year of high school. An
 14 educational development plan ~~shall~~**must** be developed, reviewed, and
 15 revised by the pupil under the supervision of the pupil's school
 16 counselor or another designee qualified to act in a counseling role
 17 under section 1233 or 1233a selected by the school principal and
 18 ~~shall~~**must** be based on high school readiness scores and a career
 19 pathways program or similar career exploration program. An
 20 educational development plan ~~shall~~**must** be designed to assist
 21 pupils to identify career development goals as they relate to
 22 academic requirements. During the process of developing and
 23 reviewing a pupil's educational development plan, the pupil ~~shall~~
 24 **must** be advised that many of the curricular requirements of this
 25 section and section 1278a may be fulfilled through career and
 26 technical education. In addition, during the process of developing
 27 and reviewing an educational development plan, the pupil ~~shall~~**must**
 28 be provided with all of the following:

29 (a) Information on various types of careers and current and

1 projected job openings in this state and those jobs' actual and
2 projected wages.

3 (b) An opportunity to explore careers specific to a pupil's
4 interests and identify career pathways and goals for achieving
5 success in those careers, including, but not limited to, the level
6 and type of educational preparation necessary to accomplish those
7 goals.

8 (c) An opportunity to develop a talent portfolio. A talent
9 portfolio ~~shall~~**must** be developed and revised throughout the
10 implementation of a pupil's educational development plan. A talent
11 portfolio ~~shall~~**must** include, but is not limited to, a record of
12 the pupil's experiences, proficiencies, certifications, or
13 accomplishments that demonstrate talents or marketable skills. The
14 department, in conjunction with the department of ~~talent and~~
15 ~~economic development,~~**labor and economic opportunity**, shall develop
16 and make available to the public schools model information
17 materials that districts or public school academies may use to
18 comply with this subdivision.

19 (12) Except as otherwise provided in this subsection, if a
20 school district or public school academy is unable to implement all
21 of the curricular requirements of this section and section 1278a
22 for pupils entering grade 9 in 2007 or is unable to implement
23 another requirement of this section or section 1278a, the school
24 district or public school academy may apply to the department for
25 permission to phase in 1 or more of the requirements of this
26 section or section 1278a. To apply, the school district or public
27 school academy shall submit a proposed phase-in plan to the
28 department. The department shall approve a phase-in plan if the
29 department determines that the plan will result in the school

1 district or public school academy making satisfactory progress
 2 toward full implementation of the requirements of this section and
 3 section 1278a. If the department disapproves a proposed phase-in
 4 plan, the department shall work with the school district or public
 5 school academy to develop a satisfactory plan that may be approved.
 6 ~~However, if legislation is enacted that adds section 1290 to allow~~
 7 ~~school districts and public school academies to apply for a~~
 8 ~~contract that waives certain state or federal requirements, then~~
 9 ~~this subsection does not apply but a school district or public~~
 10 ~~school academy may take action as described in subsection (13).~~
 11 This subsection does not apply to a high school that is designated
 12 as a specialty school under section 1278a(5) and that is exempt
 13 under that section from the English language arts requirement under
 14 subsection (1) (a) and the social science credit requirement under
 15 section 1278a(1) (a) (ii) .

16 ~~(13) If a school district or public school academy does not~~
 17 ~~offer all of the required credits or provide options to have access~~
 18 ~~to the required credits as provided under subsection (8) and if~~
 19 ~~legislation is enacted that adds section 1290 to allow school~~
 20 ~~districts and public school academies to apply for a contract that~~
 21 ~~waives certain state or federal requirements, then the school~~
 22 ~~district or public school academy is encouraged to apply for a~~
 23 ~~contract under section 1290. The purpose of a contract described in~~
 24 ~~this subsection is to improve pupil performance.~~

25 **(13)** ~~(14)~~ This section and section 1278a do not prohibit a
 26 pupil from satisfying or exceeding the credit requirements of the
 27 Michigan merit standard under this section and section 1278a
 28 through advanced studies such as accelerated course placement,
 29 advanced placement, dual enrollment in a postsecondary institution,

1 or participation in the international baccalaureate program or an
2 early college/middle college program.

3 **(14)** ~~(15)~~—Not later than April 1 of each year, the department
4 shall submit an annual report to the legislature that evaluates the
5 overall success of the curriculum required under this section and
6 section 1278a, the rigor and relevance of the course work required
7 by the curriculum, the ability of public schools to implement the
8 curriculum and the required course work, and the impact of the
9 curriculum on pupil success, and that details any activities the
10 department has undertaken to implement this section and section
11 1278a or to assist public schools in implementing the requirements
12 of this section and section 1278a.