

THE REVISED SCHOOL CODE (EXCERPT)
Act 451 of 1976

***** 380.391 THIS SECTION IS REPEALED BY ACT 601 OF 2018 EFFECTIVE JUNE 30, 2019 *****

380.391 Closure of public school; order by state school reform/redesign officer; rescission of order; opening of new school at same location.

Sec. 391. (1) Notwithstanding section 1280c, except for a school that is an alternative school serving a special student population, and subject to subsections (2) and (3), until the accountability system under section 390 has been in effect in the community district for at least 3 full school years, if a school operated by a community district is among the lowest achieving 5% of all public schools in this state for the immediately preceding 3 school years, as determined under section 1280c, the state school reform/redesign officer shall order the community district to close the school effective no later than the end of the current school year.

(2) Notwithstanding section 1280c, except for a school that is an alternative school serving a special student population, and subject to subsection (3), after the accountability system under section 390 has been in effect in the community district for at least 3 full school years, if a school operated by a community district has been assigned a grade of "F" under section 390 for the immediately preceding 3 school years, the state school reform/redesign officer shall order the community district to close the school effective no later than the end of the current school year.

(3) For a public school that is subject to closure under this section, the state school reform/redesign officer shall consider other public school options available to pupils in the grade levels offered by the public school who reside in the geographic area served by the public school. If the state school reform/redesign officer determines that closure of the public school would result in an unreasonable hardship to these pupils because there are insufficient other public school options reasonably available for these pupils, the state school reform/redesign officer may rescind the order subjecting the public school to closure. If the state school reform/redesign officer rescinds an order subjecting a public school to closure, the state school reform/redesign officer shall do so before the end of the school year. If the state school reform/redesign officer rescinds an order subjecting a public school to closure, the state school reform/redesign officer shall require the public school to implement a school improvement plan that includes measures to increase pupil growth and improve pupil proficiency, with growth and proficiency measured by performance on state assessments.

(4) A community district may not open a new school at the same location as a public school that is closed under this section or section 507, 528, or 561 within 3 years after the closure of the school unless the new school has a substantially different leadership structure and substantially different curricular offerings than the previous school at that location and is approved by the state school reform/redesign officer. An authorizing body shall not issue a contract for a new public school academy site to be located at the same location as a public school that is closed under this section within 3 years after the closure of the school unless the new public school academy site has a substantially different leadership structure and substantially different curricular offerings than the previous school at that location and is approved by the state school reform/redesign officer.

History: Add. 2016, Act 192, Imd. Eff. June 21, 2016.

Popular name: Act 451