



HOUSE BILL No. 4935

June 7, 1995, Introduced by Rep. Bryant and referred to the Committee on Education.

A bill to amend sections 1148, 1401, 1411, and 1415 of Act No. 451 of the Public Acts of 1976, entitled as amended "The school code of 1976," being sections 380.1148, 380.1401, 380.1411, and 380.1415 of the Michigan Compiled Laws; to add section 1147a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1148, 1401, 1411, and 1415 of Act
2 No. 451 of the Public Acts of 1976, being sections 380.1148,
3 380.1401, 380.1411, and 380.1415 of the Michigan Compiled Laws,
4 are amended and section 1147a is added to read as follows:

5 SEC. 1147A. IF A PUPIL ENROLLS IN A SCHOOL DISTRICT OTHER
6 THAN THE SCHOOL DISTRICT IN WHICH THE PUPIL RESIDES, THE SCHOOL
7 DISTRICT ENROLLING THE PUPIL SHALL NOTIFY THE PUPIL'S SCHOOL

1 DISTRICT OF RESIDENCE OF THAT ENROLLMENT WITHIN 30 DAYS AFTER THE
2 PUPIL IS ENROLLED.

3 Sec. 1148. Except as provided in section 1711, a child
4 placed under the order or direction of a court or child placing
5 agency in a licensed home, or a child whose parents or legal
6 guardians are unable to provide a home for the child and who is
7 placed in a licensed home or in a home of relatives in the school
8 district for the purpose of securing a suitable home for the
9 child, ~~and not for an educational purpose, shall be~~ IS consid-
10 ered a resident for education purposes of the school district
11 where the home in which the child is living is located. The
12 child shall be admitted to the school in the SCHOOL district.

13 Sec. 1401. ~~(1)~~ The board of a school district may admit
14 nonresident pupils to the schools of the district. The board
15 shall determine the rates of tuition of ~~the~~ nonresident pupils
16 WHO DO NOT RESIDE IN THIS STATE and shall collect ~~the~~ tuition
17 FROM THOSE PUPILS ONLY.

18 ~~(2) Tuition for grades K to 6 shall not exceed 25% more~~
19 ~~than the operation cost per capita for the number of pupils in~~
20 ~~membership in grades K to 12.~~

21 ~~(3) Tuition for grades 7 to 12 shall not exceed 12 1/2% more~~
22 ~~than 115% of the operation cost per capita for the number of~~
23 ~~pupils in membership in grades K to 12.~~

24 ~~(4) In a school district not maintaining grades above the~~
25 ~~eighth grade, the tuition shall not exceed 25% more than the~~
26 ~~operation cost per capita for the number of pupils in membership~~
27 ~~in grades K to 8.~~

1 ~~(5) The operation costs and membership figures of the~~
 2 ~~preceding fiscal year shall be used. The per capita cost used~~
 3 ~~shall not include moneys expended for school sites, school build-~~
 4 ~~ing construction, equipment, payment of bonds, or other purposes~~
 5 ~~not properly included in operation costs as determined by the~~
 6 ~~state board.~~

7 Sec. 1411. (1) ~~In~~ IF A PUPIL WHO HAS COMPLETED EIGHTH
 8 GRADE RESIDES IN A SCHOOL DISTRICT THAT DOES NOT MAINTAIN GRADES
 9 ABOVE THE EIGHTH GRADE, THE PUPIL MAY ATTEND A HIGH SCHOOL
 10 LOCATED IN a state bordering on this state. ~~the~~ THE nearest
 11 and the next nearest approved high schools by the nearest trav-
 12 eled road ~~to~~ to the residence of a parent or guardian of ~~a~~ THE
 13 pupil ~~of this state qualified to have tuition paid under section~~
 14 ~~1406 shall be considered~~ ARE legal high schools THE PUPIL MAY
 15 ATTEND AND to which ~~a school district not maintaining a legal~~
 16 ~~high school is permitted to~~ THE PUPIL'S SCHOOL DISTRICT OF RESI-
 17 DENCE MAY pay high school tuition and transportation if the high
 18 school maintains a school year of at least 9 months. If the eli-
 19 gible pupil desires to attend the high school in a border state,
 20 the entire tuition and transportation shall be paid. ~~as provided~~
 21 ~~for the paying of the tuition and transportation to high schools~~
 22 ~~in this state.~~ If elementary grades are maintained in connection
 23 with the high school in a state bordering on this state, ~~it~~
 24 ~~shall be considered~~ THE HIGH SCHOOL ALSO IS a legal school with
 25 which the board of a school district ~~which~~ THAT votes to dis-
 26 continue elementary grades wholly or in part may ENTER INTO AN
 27 ARRANGEMENT TO pay elementary tuition and transportation. A

1 CHILD WHO IS A RESIDENT OF THIS STATE AND ATTENDS A SCHOOL IN A
 2 STATE BORDERING ON THIS STATE AS PROVIDED IN THIS SECTION MAY BE
 3 COUNTED IN THE RESIDENT SCHOOL DISTRICT'S MEMBERSHIP FOR STATE
 4 SCHOOL AID UNDER THE STATE SCHOOL AID ACT OF 1979 AND RULES OF
 5 THE STATE BOARD.

6 (2) A school district in a state bordering this state ~~—~~
 7 ~~which~~ THAT maintains a class for special instruction of a
 8 vocational-technical education approved by the state board for
 9 residents of this state ~~, shall be considered~~ IS a legal school
 10 district with which the board of a school district ~~which~~ THAT
 11 does not maintain the specialized instruction may contract to
 12 enroll resident pupils. The board shall pay for tuition and
 13 transportation of resident students as approved by the state
 14 board. While in attendance at an approved vocational-technical
 15 course the pupils may be counted in the resident district's mem-
 16 bership for state SCHOOL aid under ~~school district child~~
 17 ~~accounting rules of this state~~ THE STATE SCHOOL AID ACT OF 1979
 18 AND RULES OF THE STATE BOARD.

19 Sec. 1415. ~~(1)~~ The board of a school district may use
 20 general funds or funds received from state school aid for the
 21 purpose of paying tuition and transportation ~~to another school~~
 22 ~~district or districts~~ of resident pupils ~~, even though the~~
 23 ~~grades in which the pupils may be enrolled are maintained within~~
 24 ~~the district~~ UNDER SECTION 1411.

25 ~~(2) The board of a school district may use general funds or~~
 26 ~~state school aid for the purpose of paying tuition and~~
 27 ~~transportation to another school district or districts of pupils~~

1 ~~in cases where the pupils live nearer established bus lines of~~
2 ~~another district or nearer by the nearest travelled road to the~~
3 ~~school in another district than to the school in their own~~
4 ~~district.~~

5 Section 2. Sections 1406, 1407, 1408, and 1416 of Act
6 No. 451 of the Public Acts of 1976, being sections 380.1406,
7 380.1407, 380.1408, and 380.1416 of the Michigan Compiled Laws,
8 are repealed.

9 Section 3. This amendatory act shall not take effect unless
10 Senate Bill No. _____ or House Bill No. 4936 (request
11 no. 04645'95) of the 88th Legislature is enacted into law.