



SENATE BILL No. 950

March 27, 1996, Introduced by Senators STEIL, CISKY, MC MANUS, SCHUETTE, GOUGEON, DUNASKISS, DE GROW, HOFFMAN, SCHWARZ, GAST, GEAKE, STILLE, VAN REGENMORTER, ROGERS, BENNETT, SHUGARS and NORTH and referred to the Committee on Education.

A bill to amend sections 504 and 514 of Act No. 451 of the Public Acts of 1976, entitled as amended "The revised school code," section 504 as amended and section 514 as added by Act No. 416 of the Public Acts of 1994, being sections 380.504 and 380.514 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 504 and 514 of Act No. 451 of the
2 Public Acts of 1976, section 504 as amended and section 514 as
3 added by Act No. 416 of the Public Acts of 1994, being sections
4 380.504 and 380.514 of the Michigan Compiled Laws, are amended to
5 read as follows:

6 Sec. 504. (1) A public school academy may be located in all
7 or part of an existing public school building. A public school
8 academy shall not operate at a site other than the single site

1 requested for the configuration of grades that will use the site,
2 as specified in the application required under section 502 and in
3 the contract.

4 (2) A public school academy shall not charge tuition. ~~and~~
5 EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A PUBLIC SCHOOL
6 ACADEMY shall not discriminate in its pupil admissions policies
7 or practices on the basis of intellectual or athletic ability,
8 measures of achievement or aptitude, status as a handicapped
9 person, or any other basis that would be illegal if used by a
10 school district. However, a public school academy may limit
11 admission to pupils who are within a particular range of age or
12 grade level or on any other basis that would be legal if used by
13 a school district.

14 (3) IF IT IS STATED IN THE CONTRACT AUTHORIZING A PUBLIC
15 SCHOOL ACADEMY THAT THE PUBLIC SCHOOL ACADEMY IS ESTABLISHED SPE-
16 CIFICALLY FOR ENROLLING PUPILS DETERMINED TO HAVE A SPECIFIC
17 LEARNING DISABILITY OR ANOTHER PARTICULAR CHARACTERISTIC OR SET
18 OF CHARACTERISTICS RECOGNIZED UNDER SPECIAL EDUCATION RULES OF
19 THE STATE BOARD, THE PUBLIC SCHOOL ACADEMY MAY LIMIT ENROLLMENT
20 ONLY TO THOSE PUPILS.

21 (4) ~~(3)~~ Except for a foreign exchange student who is not a
22 United States citizen, a public school academy shall not enroll a
23 pupil who is not a resident of this state. Enrollment in the
24 public school academy may be open to all individuals who reside
25 in this state who meet the admission policy and shall be open to
26 all pupils who reside within the geographic boundaries, if any,
27 of the authorizing body as described in section 502(2)(a) to (c)

1 who meet the admission policy, except that admission to a public
2 school academy authorized by the board of a community college to
3 operate, or operated by the board of a community college, on the
4 grounds of a federal military installation, as described in sec-
5 tion 502(2)(c), shall be open to all pupils who reside in the
6 county in which the federal military installation is located.

7 For a public school academy authorized by a state public univer-
8 sity, enrollment shall be open to all pupils who reside in this
9 state who meet the admission policy. If there are more applica-
10 tions to enroll in the public school academy than there are
11 spaces available, pupils shall be selected to attend using a
12 random selection process. However, a public school academy may
13 give enrollment priority to a sibling of a pupil enrolled in the
14 public school academy. A public school academy shall allow any
15 pupil who was enrolled in the public school academy in the imme-
16 diately preceding school year to enroll in the public school
17 academy in the appropriate grade unless the appropriate grade is
18 not offered at that public school academy.

19 (5) ~~(4)~~ A public school academy may include any grade up
20 to grade 12 or any configuration of those grades, including kin-
21 dergarten and early childhood education, as specified in its
22 contract. If specified in its contract, a public school academy
23 may also operate an adult basic education program, adult high
24 school completion program, or general education development test-
25 ing preparation program. The authorizing body may approve amend-
26 ment of a contract with respect to ages of pupils or grades
27 offered.

1 Sec. 514. (1) A public school academy may be located in all
2 or part of an existing public school building. A public school
3 academy shall not operate at a site other than the single site
4 requested for the configuration of grades that will use the site,
5 as specified in the application required under section 512 and in
6 the contract.

7 (2) A public school academy shall not charge tuition. ~~and~~
8 EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A PUBLIC SCHOOL
9 ACADEMY shall not discriminate in its pupil admissions policies
10 or practices on the basis of intellectual or athletic ability,
11 measures of achievement or aptitude, status as a handicapped
12 person, or any other basis that would be illegal if used by a
13 school district. However, a public school academy may limit
14 admission to pupils who are within a particular range of age or
15 grade level or on any other basis that would be legal if used by
16 a school district.

17 (3) IF IT IS STATED IN THE CONTRACT AUTHORIZING A PUBLIC
18 SCHOOL ACADEMY THAT THE PUBLIC SCHOOL ACADEMY IS ESTABLISHED SPE-
19 CIFICALLY FOR ENROLLING PUPILS DETERMINED TO HAVE A SPECIFIC
20 LEARNING DISABILITY OR ANOTHER PARTICULAR CHARACTERISTIC OR SET
21 OF CHARACTERISTICS RECOGNIZED UNDER SPECIAL EDUCATION RULES OF
22 THE STATE BOARD, THE PUBLIC SCHOOL ACADEMY MAY LIMIT ENROLLMENT
23 ONLY TO THOSE PUPILS.

24 (4) ~~(3)~~ Except for a foreign exchange student who is not a
25 United States citizen, a public school academy shall not enroll a
26 pupil who is not a resident of this state. Enrollment in the
27 public school academy may be open to all individuals who reside

1 in this state who meet the admission policy and shall be open to
2 all pupils who reside within the geographic boundaries, if any,
3 of the authorizing body as described in section 512(2)(a) to (c)
4 who meet the admission policy, except that admission to a public
5 school academy authorized by the board of a community college to
6 operate, or operated by the board of a community college, on the
7 grounds of a federal military installation, as described in sec-
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9 county in which the federal military installation is located.

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14 spaces available, pupils shall be selected to attend using a
15 random selection process. However, a public school academy may
16 give enrollment priority to a sibling of a pupil enrolled in the
17 public school academy. A public school academy shall allow any
18 pupil who was enrolled in the public school academy in the imme-
19 diately preceding school year to enroll in the public school
20 academy in the appropriate grade unless the appropriate grade is
21 not offered at that public school academy.

22 (5) ~~(4)~~ A public school academy shall comply with all
23 state and federal law applicable to public schools concerning
24 church-state issues.

25 (6) ~~(5)~~ A public school academy may include any grade up
26 to grade 12 or any configuration of those grades, including
27 kindergarten and early childhood education, as specified in its

1 contract. If specified in its contract, a public school academy
2 may also operate an adult basic education program, adult high
3 school completion program, or general education development test-
4 ing preparation program. The authorizing body may approve amend-
5 ment of a contract with respect to ages of pupils or grades
6 offered.

7 (7) ~~(6)~~ The educational goals and programs of, and curric-
8 ula offered by, a public school academy shall be designed to ful-
9 fill at least 1 of the purposes of section 511(1).