

HOUSE BILL No. 4662

April 25, 2007, Introduced by Reps. Virgil Smith and Scott and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1147 and 1561 (MCL 380.1147 and 380.1561), section 1561 as amended by 1996 PA 339.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1147. ~~(1) A person, resident of a school district not~~
2 ~~maintaining a kindergarten and at least 5 years of age on the first~~
3 ~~day of enrollment of the school year, shall have a right to attend~~
4 ~~school in the district.~~

5 ~~———— (2) In a school district where provision is made for~~
6 ~~kindergarten work, a child, resident of the district, A SCHOOL~~
7 **DISTRICT SHALL PROVIDE KINDERGARTEN. A CHILD WHO RESIDES IN THE**
8 **SCHOOL DISTRICT** is entitled to enroll in the kindergarten if the
9 child is at least 5 years of age on December 1 of the school year

1 of enrollment. ~~In a school district which has semiannual~~
2 ~~promotions, a child, resident of the district, is entitled to~~
3 ~~enroll in kindergarten for the second semester if the child is at~~
4 ~~least 5 years of age on March 1 of the year of enrollment.~~

5 Sec. 1561. (1) Except as otherwise provided in this section,
6 every parent, guardian, or other person in this state having
7 control and charge of a child from the age of ~~6-5~~ to the child's
8 sixteenth birthday shall send that child to a public school during
9 the entire school year. The child's attendance shall be continuous
10 and consecutive for the school year fixed by the school district in
11 which the child is enrolled. In a school district that maintains
12 school during the entire calendar year and in which the school year
13 is divided into quarters, a child is not required to attend the
14 public school more than 3 quarters in 1 calendar year, but a child
15 shall not be absent for 2 or more consecutive quarters.

16 (2) A child becoming ~~6-5~~ years of age before December 1 shall
17 be enrolled on the first school day of the school year in which the
18 child's ~~sixth-FIFTH~~ birthday occurs. A child becoming ~~6-5~~ years of
19 age on or after December 1 shall be enrolled on the first school
20 day of the school year following the school year in which the
21 child's ~~sixth-FIFTH~~ birthday occurs.

22 (3) A child is not required to attend a public school in any
23 of the following cases:

24 (a) The child is attending regularly and is being taught in a
25 state approved nonpublic school, which teaches subjects comparable
26 to those taught in the public schools to children of corresponding
27 age and grade, as determined by the course of study for the public

1 schools of the district within which the nonpublic school is
2 located.

3 (b) The child is less than 9 years of age and does not reside
4 within 2-1/2 miles by the nearest traveled road of a public school.
5 If transportation is furnished for pupils in the school district of
6 the child's residence, this subdivision does not apply.

7 (c) The child is age 12 or 13 and is in attendance at
8 confirmation classes conducted for a period of 5 months or less.

9 (d) The child is regularly enrolled in a public school while
10 in attendance at religious instruction classes for not more than 2
11 class hours per week, off public school property during public
12 school hours, upon written request of the parent, guardian, or
13 person in loco parentis under rules promulgated by the state board.

14 (e) The child has graduated from high school or has fulfilled
15 all requirements for high school graduation.

16 (f) The child is being educated at the child's home by his or
17 her parent or legal guardian in an organized educational program in
18 the subject areas of reading, spelling, mathematics, science,
19 history, civics, literature, writing, and English grammar.

20 (4) For a child being educated at the child's home by his or
21 her parent or legal guardian, exemption from the requirement to
22 attend public school may exist under either subsection (3)(a) or
23 (3)(f), or both.