

SENATE BILL No. 921

April 27, 2016, Introduced by Senator YOUNG and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1280 (MCL 380.1280), as amended by 2006 PA 123.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1280. (1) The board of a school district that does not
2 want to be subject to the measures described in this section shall
3 ensure that each public school ~~within~~**OPERATED BY** the school
4 district is accredited **UNDER THIS SECTION. THE BOARD OF DIRECTORS**
5 **OF A PUBLIC SCHOOL ACADEMY SHALL ENSURE THAT THE PUBLIC SCHOOL**
6 **ACADEMY IS ACCREDITED UNDER THIS SECTION.**

7 (2) As used in subsection (1), and subject to subsection (6),
8 "accredited" means certified by the superintendent of public
9 instruction as having met or exceeded standards established under
10 this section for 6 areas of school operation: administration and

1 school organization, curricula, staff, school plant and facilities,
2 school and community relations, and school improvement plans and
3 student performance. The building-level evaluation used in the
4 accreditation process shall include, but is not limited to, school
5 data collection, self-study, visitation and validation,
6 determination of performance data to be used, and the development
7 of a school improvement plan.

8 (3) The department shall develop and distribute to all public
9 schools proposed accreditation standards. Upon distribution of the
10 proposed standards, the department shall hold statewide public
11 hearings for the purpose of receiving testimony concerning the
12 standards. After a review of the testimony, the department shall
13 revise and submit the proposed standards to the superintendent of
14 public instruction. After a review and revision, if appropriate, of
15 the proposed standards, the superintendent of public instruction
16 shall submit the proposed standards to the senate and house
17 committees that have the responsibility for education legislation.
18 Upon approval by these committees, the department shall distribute
19 to all public schools the standards to be applied to each **PUBLIC**
20 school for accreditation purposes. The superintendent of public
21 instruction shall review and update the accreditation standards
22 annually using the process prescribed under this subsection.

23 (4) The superintendent of public instruction shall develop and
24 distribute to all public schools standards for determining that a
25 **PUBLIC** school is eligible for summary accreditation under
26 subsection (6). The standards shall be developed, reviewed,
27 approved, and distributed using the same process as prescribed in

1 subsection (3) for accreditation standards, and shall be finally
2 distributed and implemented not later than December 31, 1994.

3 (5) The standards for accreditation or summary accreditation
4 under this section shall include as criteria pupil performance on
5 ~~Michigan education assessment program (MEAP) tests and on the~~
6 ~~Michigan merit examination under section 1279g and, until the~~
7 ~~Michigan merit examination has been fully implemented, the~~
8 ~~percentage of pupils achieving state endorsement under section~~
9 ~~1279, **STATE ASSESSMENTS**, but shall not be based solely on pupil~~
10 ~~performance on MEAP tests or the Michigan merit examination or on~~
11 ~~the percentage of pupils achieving state endorsement under section~~
12 ~~1279. **STATE ASSESSMENTS**. The standards shall also include as~~
13 ~~criteria multiple year change in pupil performance on MEAP tests~~
14 ~~and the Michigan merit examination and, until after the Michigan~~
15 ~~merit examination is fully implemented, multiple year change in the~~
16 ~~percentage of pupils achieving state endorsement under section~~
17 ~~1279. **STATE ASSESSMENTS**. If it is necessary for the superintendent~~
18 ~~of public instruction to revise accreditation or summary~~
19 ~~accreditation standards established under subsection (3) or (4) to~~
20 ~~comply with this subsection, the revised standards shall be~~
21 ~~developed, reviewed, approved, and distributed using the same~~
22 ~~process as prescribed in subsection (3).~~

23 (6) If the superintendent of public instruction determines
24 that a public school has met the standards established under
25 subsection (4) or (5) for summary accreditation, the **PUBLIC** school
26 is considered to be accredited without the necessity for a full
27 building-level evaluation under subsection (2).

1 (7) If the superintendent of public instruction determines
2 that a **PUBLIC** school has not met the standards established under
3 subsection (4) or (5) for summary accreditation but that the **PUBLIC**
4 school is making progress toward meeting those standards, or if,
5 based on a full building-level evaluation under subsection (2), the
6 superintendent of public instruction determines that a **PUBLIC**
7 school has not met the standards for accreditation but is making
8 progress toward meeting those standards, the **PUBLIC** school is in
9 interim status and is subject to a full building-level evaluation
10 as provided in this section.

11 (8) If a **PUBLIC** school has not met the standards established
12 under subsection (4) or (5) for summary accreditation and is not
13 eligible for interim status under subsection (7), the **PUBLIC** school
14 is unaccredited and subject to the measures provided in this
15 section.

16 (9) Beginning with the 2002-2003 school year, if at least 5%
17 of a public school's answer sheets from the administration of the
18 ~~Michigan educational assessment program (MEAP)~~ **STATE ASSESSMENT**
19 tests are lost by the department or by a state contractor and if
20 the public school can verify that the answer sheets were collected
21 from pupils and forwarded to the department or the contractor, the
22 department shall not assign an accreditation score or school report
23 card grade to the public school for that subject area for the
24 corresponding year for the purposes of determining state
25 accreditation under this section. The department shall not assign
26 an accreditation score or school report card grade to the public
27 school for that subject area until the results of all tests for the

1 next year are available.

2 (10) Subsection (9) does not preclude the department from
3 determining whether a public school or a school district has
4 achieved adequate yearly progress for the school year in which the
5 answer sheets were lost for the purposes of the no child left
6 behind act of 2001, Public Law 107-110. However, the department
7 shall ensure that a public school or the school district is not
8 penalized when determining adequate yearly progress status due to
9 the fact that the public school's ~~MEAP~~**STATE ASSESSMENT** answer
10 sheets were lost by the department or by a state contractor, but
11 shall not require a public school or school district to retest
12 pupils or produce scores from another test for this purpose.

13 (11) The superintendent of public instruction shall annually
14 review and evaluate for accreditation purposes the performance of
15 each **PUBLIC** school that is unaccredited and as many of the **PUBLIC**
16 schools that are in interim status as permitted by the department's
17 resources.

18 (12) The superintendent of public instruction shall, and the
19 intermediate school district to which a school district is
20 constituent, a consortium of intermediate school districts, or any
21 combination thereof may, provide technical assistance, as
22 appropriate, to a **PUBLIC** school that is unaccredited or that is in
23 interim status upon request of the **SCHOOL** board ~~of the school~~
24 ~~district in which~~**OR BOARD OF DIRECTORS THAT OPERATES** the **PUBLIC**
25 school. ~~is located.~~ If requests to the superintendent of public
26 instruction for technical assistance exceed the capacity, priority
27 shall be given to unaccredited **PUBLIC** schools.

1 (13) ~~A~~**SUBJECT TO SUBSECTION (14), A PUBLIC** school that has
2 been unaccredited for 3 consecutive years is subject to 1 or more
3 of the following measures, as determined by the superintendent of
4 public instruction:

5 (a) The superintendent of public instruction or his or her
6 designee shall appoint at the expense of the affected school
7 district an administrator of the **PUBLIC** school until the **PUBLIC**
8 school becomes accredited.

9 (b) A parent, legal guardian, or person in loco parentis of a
10 child who attends the **PUBLIC** school may send his or her child to
11 any accredited public school with an appropriate grade level within
12 the school district.

13 (c) The **PUBLIC** school, with the approval of the superintendent
14 of public instruction, shall align itself with an existing
15 research-based school improvement model or establish an affiliation
16 for providing assistance to the **PUBLIC** school with a college or
17 university located in this state.

18 (d) The **PUBLIC** school shall be closed.

19 **(14) IF A PUBLIC SCHOOL ACADEMY HAS BEEN UNACCREDITED FOR 3**
20 **CONSECUTIVE YEARS, THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL**
21 **ISSUE AN ORDER CLOSING THE PUBLIC SCHOOL ACADEMY EFFECTIVE AT THE**
22 **END OF THE SCHOOL YEAR IN WHICH THE ORDER IS ISSUED.**

23 **(15) ~~(14)~~**The superintendent of public instruction shall
24 evaluate the school accreditation program and the status of **PUBLIC**
25 schools under this section and shall submit an annual report based
26 upon the evaluation to the senate and house committees that have
27 the responsibility for education legislation. The report shall

1 address the reasons each unaccredited school is not accredited and
2 shall recommend legislative action that will result in the
3 accreditation of all public schools in this state.

4 (16) ~~(15)~~ Beginning with the 2008-2009 school year, a high
5 school shall not be accredited by the department unless the
6 department determines that the high school is providing or has
7 otherwise ensured that all pupils have access to all of the
8 elements of the curriculum required under sections 1278a and 1278b.
9 If it is necessary for the superintendent of public instruction to
10 revise accreditation or summary accreditation standards established
11 under subsection (3) or (4) to comply with the changes made to this
12 section by the amendatory act that added this subsection, the
13 revised standards shall be developed, reviewed, approved, and
14 distributed using the same process as prescribed in subsection (3).

15 Enacting section 1. This amendatory act takes effect 90 days
16 after the date it is enacted into law.