

HOUSE BILL No. 4837

May 17, 1989, Introduced by Rep. Jacobetti and referred to the Committee on Education.

A bill to amend Act No. 94 of the Public Acts of 1979, entitled as amended

"The state school aid act of 1979,"

as amended, being sections 388.1601 to 388.1772 of the Michigan Compiled Laws, by adding sections 11a, 12, 17b, 19a, 21a, 36a, 91, 91a, 91b, 91c, 91d, and 98a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 94 of the Public Acts of 1979, as
2 amended, being sections 388.1601 to 388.1772 of the Michigan
3 Compiled Laws, is amended by adding sections 11a, 12, 17b, 19a,
4 21a, 36a, 91, 91a, 91b, 91c, 91d, and 98a to read as follows:

5 SEC. 11A. (1) THERE IS APPROPRIATED FROM THE SCHOOL AID
6 FUND ESTABLISHED BY SECTION 11 OF ARTICLE IX OF THE STATE
7 CONSTITUTION OF 1963, FOR THE FISCAL YEAR ENDING SEPTEMBER 30,
8 1990, THE SUM NECESSARY TO FULFILL THE REQUIREMENTS OF SECTIONS

1 12, 21A, 36A, 91A, 91B, 91C, 91D, AND 98A. THE APPROPRIATION
 2 SHALL BE ALLOCATED AS PROVIDED IN THESE SECTIONS. THE ESTIMATED
 3 APPROPRIATIONS AND THE ESTIMATED SOURCES OF REVENUE PROVIDED FOR
 4 IN THIS 1989 AMENDATORY ACT ARE AS FOLLOWS:

5 GROSS APPROPRIATIONS..... \$ 400,000,000

6 APPROPRIATED FROM:

7 SCHOOL AID FUND..... \$ 400,000,000

8 (2) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1990, THE
 9 AMOUNTS ALLOCATED IN SECTIONS 12, 21A, 36A, 91A, 91B, 91C, 91D,
 10 AND 98A SHALL BE EQUAL TO THE AMOUNT AUTHORIZED UNDER EACH OF
 11 THESE SECTIONS MULTIPLIED BY THE QUOTIENT OF THE TOTAL AMOUNT OF
 12 ESTIMATED REVENUE TO BE COLLECTED DURING THE PERIOD FROM
 13 JANUARY 1, 1990 TO SEPTEMBER 30, 1990 AS A RESULT OF HOUSE JOINT
 14 RESOLUTION I OF THE 85TH LEGISLATURE BECOMING A PART OF THE STATE
 15 CONSTITUTION OF 1963, DIVIDED BY THE SUM OF THE COMBINED AMOUNTS
 16 ALLOCATED IN EACH OF THESE SECTIONS.

17 SEC. 12. FROM THE AMOUNT APPROPRIATED IN SECTION 11A, THERE
 18 IS ALLOCATED AN AMOUNT NOT TO EXCEED \$29,000,000.00 FOR 1989-90
 19 FOR THE DEPARTMENT FOR PURPOSES OF GRANTS AND DISTRIBUTIONS.

20 SEC. 17B. (1) PAYMENTS MADE PURSUANT TO SECTIONS 12, 21A,
 21 36A, 91A, 91B, 91C, 91D, AND 98A SHALL BE DISTRIBUTED TO EACH
 22 DISTRICT OR INTERMEDIATE DISTRICT IN EQUAL MONTHLY PAYMENTS ON
 23 OCTOBER 1, DECEMBER 1, FEBRUARY 1, APRIL 1, JUNE 1, AND
 24 AUGUST 1. BEFORE EACH PAYMENT IS MADE, THE DEPARTMENT SHALL PRE-
 25 PARE A STATEMENT OF THE AMOUNT TO BE DISTRIBUTED IN THE INSTALL-
 26 MENT TO THE DISTRICTS AND INTERMEDIATE DISTRICTS AND DELIVER THE
 27 STATEMENT TO THE STATE TREASURER. THE STATE TREASURER SHALL DRAW

1 A WARRANT IN FAVOR OF THE TREASURER OF EACH DISTRICT OR
2 INTERMEDIATE DISTRICT FOR THE AMOUNT PAYABLE TO THE DISTRICT OR
3 INTERMEDIATE DISTRICT ACCORDING TO THE STATEMENT AND DELIVER THE
4 WARRANT TO THE TREASURER OF EACH DISTRICT OR INTERMEDIATE
5 DISTRICT.

6 (2) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1990, PAYMENTS
7 MADE PURSUANT TO SECTIONS 12, 21A, 36A, 91A, 91B, 91C, 91D, AND
8 98A SHALL BE DISTRIBUTED TO EACH DISTRICT AND INTERMEDIATE DIS-
9 TRICT IN EQUAL AMOUNTS ON FEBRUARY 1, APRIL 1, JUNE 1, AND
10 AUGUST 1, 1990 IN ACCORDANCE WITH SECTION 11A(2).

11 SEC. 19A. BEGINNING JANUARY 1, 1990, A DISTRICT SHALL
12 IMPLEMENT THE RECOMMENDATIONS AS PROVIDED IN SECTIONS 1204A,
13 1277, 1278, AND 1280 OF THE SCHOOL CODE OF 1976 IN ORDER TO
14 RECEIVE FUNDS UNDER THIS ACT.

15 SEC. 21A. FROM THE AMOUNT APPROPRIATED IN SECTION 11A,
16 THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$265,000,000.00 FOR
17 1989-90 TO BE UTILIZED IN CONJUNCTION WITH THE ALLOCATIONS MADE
18 IN SECTION 21(1) TO PROVIDE GREATER EQUITY IN THE DISTRIBUTION OF
19 EDUCATIONAL RESOURCES.

20 SEC. 36A. FROM THE AMOUNT APPROPRIATED IN SECTION 11A,
21 THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$24,000,000.00 FOR
22 1989-90 TO BE DISTRIBUTED TO ELIGIBLE DISTRICTS IN ACCORDANCE
23 WITH SECTIONS 36, 37, 38, AND 39 TO IMPROVE THE READINESS AND
24 SUBSEQUENT ACHIEVEMENT OF EDUCATIONALLY DISADVANTAGED CHILDREN.

25 SEC. 91. AS USED IN THIS SECTION AND SECTIONS 91A THROUGH
26 91D:

1 (A) "DISTRICT IMPROVEMENT COMMITTEE" MEANS A DISTRICTWIDE
2 COMMITTEE COMPOSED OF BOARD MEMBERS, ADMINISTRATORS, TEACHERS,
3 PUPILS, PARENTS OF PUPILS, AND OTHER RESIDENTS OF THE DISTRICT
4 CONSIDERED APPROPRIATE BY MEMBERS OF THE COMMITTEE. THE COMMIT-
5 TEE SHALL REFLECT REPRESENTATION FROM ELEMENTARY, MIDDLE, AND
6 HIGH SCHOOLS IN THE DISTRICT.

7 (B) "FULL-TIME CLASSROOM TEACHER" MEANS A CERTIFICATED
8 EMPLOYEE OF A DISTRICT WHO HAS DIRECT RESPONSIBILITY FOR THE
9 INSTRUCTION OF PUPILS AND SPENDS NOT LESS THAN 1/2 OF A TEACHING
10 DAY IN THE CLASSROOM.

11 (C) "SCHOOL BUILDING IMPROVEMENT COMMITTEE" MEANS A BUILDING
12 SITE COMMITTEE COMPOSED OF A MAJORITY OF FULL-TIME CLASSROOM
13 TEACHERS ELECTED BY THEIR PEERS, THE SCHOOL PRINCIPAL OR HIS OR
14 HER DESIGNEE, PUPILS, PARENTS OF PUPILS, AND REPRESENTATIVES OF
15 THE COMMUNITY CONSIDERED APPROPRIATE BY MEMBERS OF THE
16 COMMITTEE.

17 (D) "TEACHING DAY" MEANS A DAY COMPOSED OF NOT LESS THAN
18 5 CLOCK HOURS OF PUPIL INSTRUCTION.

19 SEC. 91A. (1) BEGINNING JANUARY 1, 1990, FROM THE AMOUNT
20 APPROPRIATED IN SECTION 11A, THERE IS ALLOCATED AN AMOUNT NOT TO
21 EXCEED \$50,000,000.00 FOR 1989-90 TO APPLICANT DISTRICTS FOR
22 IMPLEMENTING A STUDENT IMPROVEMENT PROGRAM. A DISTRICT THAT IS
23 ELIGIBLE FOR FUNDING UNDER THIS SECTION SHALL RECEIVE AN AMOUNT
24 NOT TO EXCEED \$800.00 FOR EACH FULL-TIME CLASSROOM TEACHER IN A
25 SCHOOL IN WHICH A STUDENT IMPROVEMENT PROGRAM IS BEING
26 IMPLEMENTED.

1 (2) IN ORDER TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT
2 MUST RECEIVE FUNDS UNDER SECTION 21(1) AND DO ALL OF THE
3 FOLLOWING:

4 (A) ESTABLISH A DISTRICT IMPROVEMENT COMMITTEE AS DEFINED IN
5 SECTION 91.

6 (B) ENSURE THAT EACH PARTICIPATING SCHOOL WITHIN THE DIS-
7 TRICT ESTABLISHES A SCHOOL BUILDING IMPROVEMENT COMMITTEE PURSU-
8 ANT TO SUBSECTION (4).

9 (C) ALLOCATE THE FUNDS RECEIVED UNDER THIS SECTION TO EACH
10 ELIGIBLE SCHOOL BUILDING IMPROVEMENT COMMITTEE BASED ON THE
11 NUMBER OF FULL-TIME CLASSROOM TEACHERS IN THE SCHOOL.

12 (D) DELEGATE TO EACH ELIGIBLE SCHOOL BUILDING IMPROVEMENT
13 COMMITTEE THE ADMINISTRATION OF FUNDS RECEIVED UNDER THIS
14 SECTION.

15 (E) SUBMIT TO THE DEPARTMENT THE NAME AND ADDRESS OF EACH
16 SCHOOL IMPLEMENTING A STUDENT IMPROVEMENT PROGRAM, AND THE NUMBER
17 OF TEACHERS FOR WHICH THE DISTRICT QUALIFIES FOR FUNDING UNDER
18 THIS SECTION.

19 (3) A DISTRICT IMPROVEMENT COMMITTEE ESTABLISHED PURSUANT TO
20 SUBSECTION (2) SHALL DO BOTH OF THE FOLLOWING:

21 (A) MEASURE THE PROGRESS IN EACH SCHOOL OF PUPIL ACADEMIC
22 PERFORMANCE.

23 (B) DISSEMINATE INFORMATION ABOUT STUDENT IMPROVEMENT PRO-
24 GRAMS TO EACH SCHOOL IN THE DISTRICT.

25 (4) EACH PARTICIPATING SCHOOL SHALL ESTABLISH A SCHOOL
26 BUILDING IMPROVEMENT COMMITTEE AS DEFINED IN SECTION 91 WHICH
27 SHALL DO BOTH OF THE FOLLOWING:

1 (A) DEVELOP A STUDENT IMPROVEMENT PROGRAM THAT INCLUDES A
2 SCHOOL IMPROVEMENT MISSION AND A PLAN TO ACHIEVE MEASURABLE PUPIL
3 OUTCOME GOALS THAT INCLUDE INDICATORS TO MEASURE ATTAINMENT OF
4 THE GOALS. THE PLAN SHALL STATE METHODS BY WHICH TECHNOLOGY AND
5 INNOVATIVE TEACHING AND LEARNING TECHNIQUES ARE TO BE
6 IMPLEMENTED.

7 (B) ENSURE THAT FUNDS RECEIVED BY THE COMMITTEE UNDER THIS
8 SECTION:

9 (i) ARE ONLY EXPENDED FOR EDUCATIONAL PROGRAMS OR EQUIPMENT
10 THAT DIRECTLY ENHANCE EDUCATIONAL OPPORTUNITIES FOR PUPILS AND
11 DIRECTLY INVOLVE PUPILS.

12 (ii) DO NOT SUPPLEMENT SALARIES OF FULL-TIME CLASSROOM
13 TEACHERS.

14 (iii) DO NOT SUPPLANT REGULAR SCHOOL FUNDING.

15 (5) THE DEPARTMENT SHALL DO BOTH OF THE FOLLOWING:

16 (A) ANNUALLY REVIEW A RANDOM SAMPLING OF STUDENT IMPROVEMENT
17 PROGRAMS REQUIRED BY SUBSECTION (4)(A) AND SUBMIT A REPORT
18 DESCRIBING THE PLANS TO THE SENATE AND HOUSE COMMITTEES THAT HAVE
19 THE RESPONSIBILITY FOR EDUCATION LEGISLATION.

20 (B) UPON REQUEST OF A DISTRICT, PROVIDE ASSISTANCE TO
21 SCHOOLS REGARDING STUDENT IMPROVEMENT PROGRAMS.

22 (6) AN INTERMEDIATE DISTRICT MAY PROVIDE TECHNICAL ASSIST-
23 ANCE TO A CONSTITUENT DISTRICT IN IMPLEMENTING STUDENT IMPROVE-
24 MENT PROGRAMS.

25 SEC. 91B. (1) BEGINNING JANUARY 1, 1990, FROM THE AMOUNT
26 APPROPRIATED IN SECTION 11A, THERE IS ALLOCATED AN AMOUNT NOT TO
27 EXCEED \$10,000,000.00 FOR 1989-90, BUT NOT MORE THAN \$50,000.00

1 PER ELIGIBLE SCHOOL, TO APPLICANT DISTRICTS FOR A SCHOOL-LEVEL
2 PROGRAM TO IMPROVE PUPIL PERFORMANCE BY RESTRUCTURING THE EDUCA-
3 TIONAL DELIVERY SYSTEM.

4 (2) IN ORDER TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT
5 SHALL DO ALL OF THE FOLLOWING:

6 (A) ESTABLISH A DISTRICT IMPROVEMENT COMMITTEE AS DEFINED IN
7 SECTION 91.

8 (B) ENSURE THAT EACH PARTICIPATING SCHOOL WITHIN THE DIS-
9 TRICT ESTABLISHES A SCHOOL BUILDING IMPROVEMENT COMMITTEE PURSU-
10 ANT TO SUBSECTION (3).

11 (C) APPROVE THE SCHOOL IMPROVEMENT PLAN DESCRIBED IN
12 SUBSECTION (4).

13 (D) SUBMIT TO THE DEPARTMENT FOR APPROVAL, IN A MANNER AND
14 ON A FORM PRESCRIBED BY THE DEPARTMENT, 1 OR MORE SCHOOL IMPROVE-
15 MENT PLANS DESCRIBED IN SUBSECTION (4).

16 (3) EACH PARTICIPATING SCHOOL SHALL ESTABLISH A SCHOOL
17 BUILDING IMPROVEMENT COMMITTEE AS DEFINED IN SECTION 91.

18 (4) A DISTRICT IMPROVEMENT COMMITTEE ESTABLISHED UNDER SUB-
19 SECTION (2) AND A SCHOOL BUILDING IMPROVEMENT COMMITTEE ESTAB-
20 LISHED UNDER SUBSECTION (3) SHALL DEVELOP A CURRENT SCHOOL
21 IMPROVEMENT PLAN. FOR PURPOSES OF THIS SECTION, THE SCHOOL
22 IMPROVEMENT PLAN SHALL MEET THE REQUIREMENTS OF SECTION 1277 OF
23 THE SCHOOL CODE OF 1976, BEING SECTION 380.1277 OF THE MICHIGAN
24 COMPILED LAWS, AND SHALL DESCRIBE GOALS FOR RESTRUCTURING SCHOOL
25 OPERATIONS AND FORMAL RELATIONSHIPS AMONG ADMINISTRATORS, TEACH-
26 ERS, AND RESIDENTS OF THE DISTRICT. THE RESTRUCTURING GOALS MAY
27 INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE FOLLOWING:

1 (A) A RESTRUCTURING OF METHODS OF TEACHING, INCLUDING, BUT
2 NOT LIMITED TO, THE USE OF TIME, THE COMPOSITION AND SIZE OF
3 INSTRUCTIONAL GROUPS, AND THE USE OF TELECOMMUNICATIONS.

4 (B) THE USE OF ALTERNATIVE METHODS OF ASSESSING PUPIL
5 ACHIEVEMENT, INCLUDING, BUT NOT LIMITED TO, THE USE OF PUPIL
6 PROJECTS AND EXHIBITIONS.

7 (C) THE USE OF NEW INSTRUCTIONAL METHODS AND CURRICULA THAT
8 EXPLORE SUBJECT AREAS IN GREATER DEPTH OR THAT ENCOURAGE THE
9 DEVELOPMENT OF ANALYTICAL SKILLS, OBJECTIVE REASONING, AND CRITI-
10 CAL THINKING.

11 (D) MODIFICATIONS OF DISTRICT AND SCHOOL POLICIES AND AGREE-
12 MENTS RELATING TO EDUCATIONAL PROGRAMS.

13 (E) A LIST OF STATE STATUTES OR RULES, OR BOTH, THE DISTRICT
14 IS REQUESTING BE MODIFIED AS PART OF ITS APPLICATION FOR FUNDING
15 UNDER THIS SECTION.

16 (F) RELATIONSHIPS BETWEEN SCHOOLS AND OTHER ENTITIES THAT
17 THE SCHOOL WISHES TO IMPROVE, SUCH AS ITS RELATIONSHIP WITH
18 PUBLIC INSTITUTIONS OF HIGHER EDUCATION.

19 (G) THE EXTENT AND NATURE OF PARENTAL INVOLVEMENT IN SCHOOL
20 ACTIVITIES, SUCH AS PARENTS OF PUPILS AT RISK OF EDUCATIONAL
21 FAILURE.

22 (H) MEASURABLE GOALS FOR PUPIL ACADEMIC ACHIEVEMENT AND
23 INCREASED EXPECTATIONS FOR PUPIL PERFORMANCE.

24 (5) THE DEPARTMENT SHALL DO BOTH OF THE FOLLOWING:

25 (A) UPON REQUEST OF A BOARD, PROVIDE TECHNICAL ASSISTANCE TO
26 SCHOOLS ENGAGED IN SCHOOL RESTRUCTURING AT BOTH THE PLANNING AND
27 IMPLEMENTATION STAGES.

1 (B) MONITOR AND REPORT TO THE SENATE AND HOUSE COMMITTEES
2 THAT HAVE THE RESPONSIBILITY FOR EDUCATION LEGISLATION ON THE
3 PERFORMANCE OF SCHOOLS ENGAGED IN SCHOOL RESTRUCTURING.

4 SEC. 91C. (1) BEGINNING JANUARY 1, 1990, FROM THE AMOUNT
5 APPROPRIATED IN SECTION 11A, THERE IS ALLOCATED AN AMOUNT NOT TO
6 EXCEED \$10,000,000.00 TO APPLICANT DISTRICTS FOR ACHIEVEMENT
7 INCENTIVE GRANTS TO REWARD IMPROVEMENT IN PUPIL ACADEMIC PER-
8 FORMANCE, PUPIL ATTENDANCE, PUPIL RETENTION, OR ANY COMBINATION
9 THEREOF.

10 (2) EACH DISTRICT THAT CONTAINS 1 OR MORE SCHOOLS THAT WANT
11 TO PARTICIPATE IN THE PROGRAM DESCRIBED IN THIS SECTION SHALL
12 ESTABLISH CRITERIA WHICH A PARTICIPATING SCHOOL MUST MEET IN
13 ORDER TO RECEIVE A MONETARY REWARD. THE CRITERIA SHALL BE BASED
14 UPON LOCAL NEEDS AS IDENTIFIED BY THE DISTRICT'S SCHOOL BUILDING
15 IMPROVEMENT COMMITTEES, AS DEFINED IN SECTION 91, AND SHALL BE
16 AGREED UPON BY THE DISTRICT IMPROVEMENT COMMITTEE, AS DEFINED IN
17 SECTION 91, AND AT LEAST 2/3 OF THE CERTIFICATED FULL-TIME CLASS-
18 ROOM TEACHERS IN THE PARTICIPATING SCHOOLS.

19 (3) THE CRITERIA REQUIRED BY SUBSECTION (2) SHALL PROVIDE
20 FOR EDUCATIONALLY SIGNIFICANT IMPROVEMENT IN PUPIL ACADEMIC PER-
21 FORMANCE, AS DEFINED BY THE DEPARTMENT, ON THE MICHIGAN EDUCATION
22 ASSESSMENT PROGRAM TEST, AS DEMONSTRATED OVER A 3-YEAR PERIOD,
23 INCLUDING THE 2 IMMEDIATELY PRECEDING SCHOOL YEARS AND THE CUR-
24 RENT SCHOOL YEAR; IMPROVEMENT IN PUPIL ATTENDANCE, AS DEFINED BY
25 THE DEPARTMENT; IMPROVEMENT IN PUPIL RETENTION, AS DEFINED BY THE
26 DEPARTMENT; OR ANY COMBINATION THEREOF. IN ADDITION, THE

1 CRITERIA MAY INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE
2 FOLLOWING:

3 (A) AN IMPROVEMENT IN THE AVERAGE SCORES OF PUPILS ON A
4 DEPARTMENT APPROVED STANDARDIZED TEST OTHER THAN THE MICHIGAN
5 EDUCATION ASSESSMENT PROGRAM TEST.

6 (B) AN INCREASE IN THE PROPORTION OF PUPILS WHO PARTICIPATED
7 IN FORMAL SCHOOL SUPPORT ORGANIZATIONS SUCH AS SCHOOL CLUBS,
8 SCIENCE FAIRS, OR SIMILAR ACADEMIC OR NONACADEMIC SCHOOL RELATED
9 FUNCTIONS.

10 (C) AN INCREASE IN THE PROPORTION OF PUPILS WHO WERE RECOG-
11 NIZED IN VARIOUS DISTRICT, REGIONAL, OR STATE ACADEMIC COMPETI-
12 TIONS OF ANY NATURE.

13 (4) NOT LESS THAN 1 ELIGIBLE SCHOOL AND NOT MORE THAN 25% OF
14 THE ELIGIBLE SCHOOLS WITHIN A DISTRICT SHALL RECEIVE A MONETARY
15 REWARD UNDER THIS SECTION. IF MORE THAN 25% OF THE SCHOOLS
16 WITHIN A DISTRICT MEET THE CRITERIA ESTABLISHED PURSUANT TO SUB-
17 SECTION (2), THE ELIGIBLE SCHOOLS THAT ARE NOT WITHIN THE TOP 25%
18 SHALL RECEIVE A CERTIFICATE FROM THE STATE BOARD IN RECOGNITION
19 OF THE GAINS MADE BY THE SCHOOL IN PUPIL ACADEMIC ACHIEVEMENT AND
20 PUPIL ATTENDANCE AND RETENTION.

21 (5) A DISTRICT'S ALLOCATION UNDER THIS SECTION IS DETERMINED
22 BY DIVIDING THE AMOUNT ALLOCATED UNDER SUBSECTION (1) BY THE
23 NUMBER OF ELIGIBLE PUPILS IN THE PARTICIPATING DISTRICT. PUPILS
24 AT RISK OF EDUCATIONAL FAILURE AS DEFINED BY THE DEPARTMENT SHALL
25 BE COUNTED AS 1.5 PUPILS.

26 (6) THE DEPARTMENT SHALL NOT AWARD AN ACHIEVEMENT INCENTIVE
27 GRANT TO A DISTRICT UNDER THIS SECTION UNTIL THE BOARD OF THE

1 DISTRICT SUBMITS TO THE DEPARTMENT A REPORT INDICATING WHICH
2 PARTICIPATING SCHOOLS WITHIN THE DISTRICT DEMONSTRATED THE GREAT-
3 EST GAINS IN PUPIL ACADEMIC ACHIEVEMENT, PUPIL ATTENDANCE, AND
4 PUPIL RETENTION AND, THUS, WILL RECEIVE A MONETARY REWARD.

5 (7) THE FUNDS RECEIVED BY A SCHOOL PURSUANT TO THIS SECTION
6 SHALL BE EXPENDED FOR DISCRETIONARY SCHOOL IMPROVEMENT PURPOSES
7 APPROVED BY THE BOARD OF THE DISTRICT, BUT SHALL NOT SUPPLANT
8 REGULAR SCHOOL FUNDING. A BOARD THAT RECEIVES AN ACHIEVEMENT
9 INCENTIVE GRANT SHALL REPORT TO THE DEPARTMENT WITHIN 6 MONTHS
10 AFTER RECEIVING THE GRANT HOW EACH OF THE SCHOOLS THAT RECEIVED A
11 MONETARY REWARD UNDER THIS SECTION EXPENDED THAT REWARD.

12 (8) THE DEPARTMENT SHALL DO ALL OF THE FOLLOWING:

13 (A) ENSURE THAT EACH SCHOOL IN THE STATE HAS AN OPPORTUNITY
14 TO BE RECOGNIZED AND MONETARILY REWARDED FOR ITS IMPROVED ACA-
15 DEMIC PERFORMANCE AND ATTENDANCE OR RETENTION RATE, AS
16 APPLICABLE.

17 (B) DEVELOP AND DISTRIBUTE TO EACH DISTRICT CRITERIA FOR
18 MEASURING EACH PARTICIPATING SCHOOL'S IMPROVED ACADEMIC PER-
19 FORMANCE AND ATTENDANCE OR RETENTION RATE, AS APPLICABLE, IN
20 ORDER THAT A SCHOOL MAY DETERMINE IF IT IS MEETING THE REQUIRE-
21 MENTS OF SUBSECTION (3).

22 (C) PROMULGATE, AS NECESSARY, RULES TO IMPLEMENT THIS
23 SECTION.

24 SEC. 91D. (1) BEGINNING JANUARY 1, 1990, FROM THE AMOUNT
25 APPROPRIATED IN SECTION 11A, THERE IS ALLOCATED AN AMOUNT NOT TO
26 EXCEED \$2,000,000.00 TO APPLICANT DISTRICTS TO DEVELOP AND
27 IMPLEMENT A SCHOOLS OF CHOICE PROGRAM. A DISTRICT THAT DEVELOPS

1 A SCHOOLS OF CHOICE PROGRAM SHALL ENSURE THAT EACH PARENT, LEGAL
2 GUARDIAN, OR PERSON IN LOCO PARENTIS OF A CHILD RESIDING WITHIN
3 THE DISTRICT HAS THE OPPORTUNITY TO SELECT FROM A VARIETY OF
4 PUBLIC SCHOOLS WITH AN APPROPRIATE GRADE LEVEL WITHIN THE DIS-
5 TRICT THE SCHOOL THAT HIS OR HER CHILD WILL ATTEND.

6 (2) A DISTRICT IS ELIGIBLE FOR FUNDS UNDER THIS SECTION IF,
7 IN A MANNER REQUIRED BY THE DEPARTMENT, BOTH OF THE FOLLOWING
8 CONDITIONS ARE MET:

9 (A) THE DISTRICT ESTABLISHES A SCHOOLS OF CHOICE PLANNING
10 AND EVALUATION COMMITTEE COMPOSED OF 1/3 PARENTS, 1/3 TEACHERS,
11 AND 1/3 PRINCIPALS AND PUPILS. IN THE ALTERNATIVE, THE DISTRICT
12 IMPROVEMENT COMMITTEE AS DEFINED IN SECTION 91 MAY BE USED AS THE
13 SCHOOLS OF CHOICE PLANNING AND EVALUATION COMMITTEE.

14 (B) THE SCHOOLS OF CHOICE PLANNING AND EVALUATION COMMITTEE
15 REQUIRED BY SUBDIVISION (A) DEVELOPS AND SUBMITS TO THE STATE
16 BOARD FOR APPROVAL A DISTRICT SCHOOLS OF CHOICE PROGRAM WHICH
17 INCLUDES, BUT IS NOT LIMITED TO, ALL OF THE FOLLOWING:

18 (i) A PLAN TO ENSURE THAT ALL PARENTS, LEGAL GUARDIANS, AND
19 PERSONS IN LOCO PARENTIS OF A SCHOOL AGED CHILD RESIDING WITHIN
20 THE DISTRICT ARE PROVIDED WITH BOTH OF THE FOLLOWING:

21 (A) ADEQUATE INFORMATION ABOUT THE SCHOOLS OF CHOICE PROGRAM
22 SO THAT THEY MAY MAKE INFORMED DECISIONS ABOUT WHICH SCHOOL THEIR
23 CHILD WILL ATTEND.

24 (B) ACCESS TO COUNSELING ABOUT THE SCHOOLS OF CHOICE
25 PROGRAM.

26 (ii) A PLAN TO ENSURE THAT TRANSPORTATION TO THE SCHOOL OF
27 CHOICE SHALL BE PROVIDED TO A CHILD IF THE CHILD IS FROM A LOW

1 INCOME FAMILY, AS DETERMINED BY THE DEPARTMENT, OR FROM A SINGLE
2 PARENT OR 2-CAREER FAMILY THAT FALLS BELOW AN INCOME LEVEL DETER-
3 MINED BY THE DEPARTMENT AND THAT CANNOT PROVIDE TRANSPORTATION
4 FOR THE CHILD DUE TO A JOB-RELATED SCHEDULE.

5 (iii) A PLAN TO ENSURE THAT EACH CHILD HAS AN EQUAL OPPORTU-
6 NITY FOR ENROLLMENT IN THE SCHOOL THAT HIS OR HER PARENT, LEGAL
7 GUARDIAN, OR PERSON IN LOCO PARENTIS CHOOSES FOR HIM OR HER.

8 (iv) A PLAN TO ENSURE THAT SUCCESSFUL SCHOOL PROGRAMS, AS
9 MEASURED BY AN INCREASE IN PUPIL ENROLLMENT, SHALL BE PROVIDED
10 WITH ADEQUATE RESOURCES TO CONTINUE AND EXPAND.

11 (v) AN EXPLANATION OF HOW PUPIL ASSIGNMENT AND TRANSFER POL-
12 ICIES WILL MAINTAIN DISTRICT STANDARDS OF RACIAL AND ETHNIC INTE-
13 GRATION AND AFFIRMATIVE ACTION GOALS.

14 (3) IF A SCHOOLS OF CHOICE PLANNING AND EVALUATION COMMITTEE
15 BEGINS DEVELOPING A PROPOSED SCHOOLS OF CHOICE PROGRAM, EACH
16 SCHOOL WITHIN THE DISTRICT SHALL ESTABLISH A SCHOOLS OF CHOICE
17 PLANNING COMMITTEE. THIS COMMITTEE MAY BE THE SCHOOL BUILDING
18 IMPROVEMENT COMMITTEE AS DEFINED IN SECTION 91. THE SCHOOLS OF
19 CHOICE PLANNING COMMITTEE SHALL EXAMINE THE SCHOOL'S EDUCATIONAL
20 GOALS AND CONSIDER METHODS IN WHICH THE SCHOOL COULD OFFER QUAL-
21 ITY EDUCATIONAL PROGRAMS TO IMPROVE THE ACADEMIC PERFORMANCE OF
22 PUPILS RESIDING WITHIN THE DISTRICT. THE SCHOOL PLANNING COMMIT-
23 TEE SHALL PREPARE AND TRANSMIT A REPORT OF ITS FINDINGS TO THE
24 DISTRICT'S SCHOOLS OF CHOICE PLANNING AND EVALUATION COMMITTEE
25 WHICH SHALL FORWARD A COPY OF THIS REPORT TO THE BOARD.

26 (4) A BOARD THAT INTENDS TO IMPLEMENT A SCHOOLS OF CHOICE
27 PROGRAM SHALL APPROVE THE PROGRAM AND SUBMIT NOT LATER THAN

1 SEPTEMBER 30, 1991 TO THE STATE BOARD FOR ITS APPROVAL A REPORT
2 THAT FULLY DESCRIBES THE PROGRAM.

3 (5) IN DETERMINING WHICH DISTRICTS WILL PARTICIPATE IN A
4 SCHOOLS OF CHOICE PROGRAM, THE DEPARTMENT SHALL SELECT DISTRICTS
5 THAT REASONABLY REPRESENT A DIVERSITY OF DISTRICTS BASED ON SIZE
6 OF MEMBERSHIP, GEOGRAPHIC LOCATION, AND DEMOGRAPHIC AND ECONOMIC
7 CHARACTERISTICS OF RESIDENTS.

8 (6) THE DEPARTMENT SHALL DO ALL OF THE FOLLOWING:

9 (A) PROVIDE CRITERIA TO DISTRICTS FOR USE IN DETERMINING HOW
10 PUPILS FROM FAMILIES NEEDING TRANSPORTATION ASSISTANCE WILL BE
11 TRANSPORTED.

12 (B) PROVIDE TECHNICAL ASSISTANCE AND ADMINISTRATIVE SUPPORT,
13 AS NECESSARY, TO DISTRICTS IMPLEMENTING THIS SECTION.

14 (C) DISSEMINATE INFORMATION ON THE CHARACTERISTICS AND SUC-
15 CESS OF THE SCHOOLS OF CHOICE PROGRAMS IMPLEMENTED UNDER THIS
16 SECTION.

17 (7) A MEETING OF A SCHOOLS OF CHOICE PLANNING AND EVALUATION
18 COMMITTEE ESTABLISHED UNDER THIS SECTION SHALL BE HELD PURSUANT
19 TO THE OPEN MEETINGS ACT, ACT NO. 267 OF THE PUBLIC ACTS OF 1976,
20 BEING SECTIONS 15.261 TO 15.275 OF THE MICHIGAN COMPILED LAWS.
21 PUBLIC NOTICE OF THE TIME, DATE, AND PLACE OF THE MEETING SHALL
22 BE GIVEN IN THE MANNER REQUIRED BY ACT NO. 267 OF THE PUBLIC ACTS
23 OF 1976.

24 (8) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF,
25 OR RETAINED BY A SCHOOLS OF CHOICE PLANNING AND EVALUATION COM-
26 MITTEE ESTABLISHED UNDER THIS SECTION IN THE PERFORMANCE OF AN
27 OFFICIAL FUNCTION SHALL BE MADE AVAILABLE TO THE PUBLIC IN

1 COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT, ACT NO. 442 OF
2 THE PUBLIC ACTS OF 1976, BEING SECTIONS 15.231 TO 15.246 OF THE
3 MICHIGAN COMPILED LAWS.

4 (9) FUNDS ALLOCATED UNDER THIS SECTION FOR THE FISCAL YEAR
5 ENDING SEPTEMBER 30, 1990 SHALL NOT LAPSE, BUT SHALL CONTINUE TO
6 BE AVAILABLE FOR EXPENDITURE IN THE SUCCEEDING FISCAL YEAR.

7 SEC. 98A. FROM THE AMOUNT APPROPRIATED IN SECTION 11A,
8 THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$7,500,000.00 FOR
9 1989-90 TO BE DISTRIBUTED TO APPLICANT DISTRICTS AND INTERMEDIATE
10 DISTRICTS FOR PROFESSIONAL DEVELOPMENT PROGRAMS.

11 Section 2. This amendatory act shall take effect January 1,
12 1990.

13 Section 3. This amendatory act shall not take effect unless
14 House Joint Resolution I of the 85th Legislature becomes a part
15 of the state constitution of 1963 as provided in section 1 of
16 article XII of the state constitution of 1963.

17 Section 4. This amendatory act shall not take effect unless
18 all of the following bills of the 85th Legislature are enacted
19 into Law:

20 (a) Senate Bill No. 40.

21 (b) Senate Bill No. 41.

22 (c) House Bill No. 4009.