

HOUSE BILL No. 4234

February 21, 1989, Introduced by Reps. Hoffman, Trim, DeMars,
Law and London and referred to the Committee on Education.

A bill to amend Act No. 451 of the Public Acts of 1976,
entitled as amended

"The school code of 1976,"

as amended, being sections 380.1 to 380.1852 of the Michigan
Compiled Laws, by adding section 1563.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1976, as
2 amended, being sections 380.1 to 380.1852 of the Michigan
3 Compiled Laws, is amended by adding section 1563 to read as
4 follows:

5 SEC. 1563. (1) THE SUPERINTENDENT OF A PUBLIC OR PRIVATE
6 SECONDARY SCHOOL SHALL SEND WRITTEN NOTICE BY REGISTERED MAIL TO
7 THE SECRETARY OF STATE IF AN INDIVIDUAL 16 YEARS OF AGE OR OLDER
8 BUT LESS THAN 18 YEARS OF AGE HAS WITHDRAWN FROM SCHOOL OR HAS
9 BEEN ABSENT FROM SCHOOL WITHOUT EXCUSE FOR A PERIOD EXCEEDING 10

1 CONSECUTIVE DAYS, OR IF THE INDIVIDUAL HAS BEEN SUSPENDED OR
2 EXPELLED FROM SCHOOL FOR A PERIOD EXCEEDING 30 CONSECUTIVE DAYS.
3 THE NOTICE SHALL BE SENT WITHIN 7 DAYS AFTER THE WITHDRAWAL,
4 ABSENCE, SUSPENSION, OR EXPULSION, AND SHALL BE ON A FORM PRE-
5 SCRIBED BY THE SECRETARY OF STATE CONTAINING ALL OF THE FOLLOWING
6 INFORMATION:

7 (A) THE NAME, ADDRESS, AND DATE OF BIRTH OF THE INDIVIDUAL.

8 (B) THE NAME AND ADDRESS OF THE PUBLIC OR PRIVATE SECONDARY
9 SCHOOL.

10 (C) ONE OF THE FOLLOWING:

11 (i) A STATEMENT THAT THE INDIVIDUAL HAS WITHDRAWN FROM
12 SCHOOL.

13 (ii) A STATEMENT THAT THE INDIVIDUAL HAS BEEN ABSENT FROM
14 SCHOOL WITHOUT EXCUSE FOR A PERIOD EXCEEDING 10 CONSECUTIVE
15 DAYS.

16 (iii) A STATEMENT THAT THE INDIVIDUAL HAS BEEN SUSPENDED OR
17 EXPELLED FROM SCHOOL FOR A PERIOD EXCEEDING 30 CONSECUTIVE DAYS.

18 (D) BOTH OF THE FOLLOWING:

19 (i) A STATEMENT THAT, TO THE BEST OF THAT SUPERINTENDENT'S
20 KNOWLEDGE, THE INDIVIDUAL IS NOT ENROLLED IN AND ATTENDING A
21 PUBLIC OR PRIVATE SECONDARY SCHOOL.

22 (ii) A STATEMENT THAT, TO THE BEST OF THAT SUPERINTENDENT'S
23 KNOWLEDGE, THE INDIVIDUAL HAS NOT GRADUATED FROM A PUBLIC OR PRI-
24 VATE SECONDARY SCHOOL AND HAS NOT PASSED THE GENERAL EDUCATIONAL
25 DEVELOPMENT TEST.

26 (2) THE SUPERINTENDENT OF A PUBLIC OR PRIVATE SECONDARY
27 SCHOOL SHALL NOT SEND THE NOTICE DESCRIBED IN SUBSECTION (1) IF

1 THE SUPERINTENDENT KNOWS THAT ANY OF THE FOLLOWING CIRCUMSTANCES
2 EXIST:

3 (A) THE INDIVIDUAL IS NOT REQUIRED TO ATTEND SCHOOL PURSUANT
4 TO SECTION 1561(3)(A) OR (B).

5 (B) THE INDIVIDUAL IS ENROLLED IN AND ATTENDING A PUBLIC OR
6 PRIVATE SECONDARY SCHOOL.

7 (C) THE INDIVIDUAL HAS GRADUATED FROM A PUBLIC OR PRIVATE
8 SECONDARY SCHOOL OR HAS PASSED THE GENERAL EDUCATIONAL DEVELOP-
9 MENT TEST.

10 (D) THE INDIVIDUAL HAS BEEN TEMPORARILY EXCUSED FROM ATTEND-
11 ING SCHOOL.

12 (3) A PERSON IS NOT LIABLE FOR CIVIL DAMAGES FOR ANY ACT OR
13 OMISSION MADE IN PROVIDING OR ATTEMPTING TO PROVIDE WRITTEN
14 INFORMATION TO THE SECRETARY OF STATE PURSUANT TO THIS SECTION,
15 UNLESS HE OR SHE WAS GROSSLY NEGLIGENT OR ACTED WITH WILLFUL AND
16 WANTON MISCONDUCT IN PROVIDING OR ATTEMPTING TO PROVIDE THAT
17 WRITTEN INFORMATION.

18 Section 2. This amendatory act shall not take effect unless
19 Senate Bill No. _____ or House Bill No. 4236 (request
20 no. 00810'89) of the 85th Legislature is enacted into law.