

# HOUSE BILL No. 4288

February 20, 2007, Introduced by Reps. Cheeks, Alma Smith, Clack, Accavitti, Farrah, Robert Jones, Sak, Kathleen Law, Hopgood, LeBlanc, Leland, Gonzales and Johnson and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1290.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 1290. (1) FOR THE 2007-2008 SCHOOL YEAR, IF A SCHOOL  
2 DISTRICT, LOCAL ACT SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY  
3 OPERATES A SCHOOL BUILDING IN WHICH SOME OR ALL OF GRADES K-3 ARE  
4 OFFERED AND IN WHICH AT LEAST 50% OF THE PUPILS ACTUALLY ENROLLED  
5 IN THE SCHOOL BUILDING IN THE IMMEDIATELY PRECEDING SCHOOL YEAR  
6 WERE ELIGIBLE FOR FREE LUNCH, THE BOARD OF THE SCHOOL DISTRICT,  
7 LOCAL ACT SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL ENSURE  
8 THAT THE AVERAGE CLASS SIZE IN GRADES K-3 IN THAT SCHOOL BUILDING  
9 IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS  
10 IN ANY PARTICULAR CLASS.

1           (2) FOR THE 2008-2009 SCHOOL YEAR, IF A SCHOOL DISTRICT, LOCAL  
2 ACT SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL  
3 BUILDING IN WHICH SOME OR ALL OF GRADES K-3 ARE OFFERED AND IN  
4 WHICH AT LEAST 35% OF THE PUPILS ACTUALLY ENROLLED IN THE SCHOOL  
5 BUILDING IN THE IMMEDIATELY PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR  
6 FREE LUNCH, THE BOARD OF THE SCHOOL DISTRICT, LOCAL ACT SCHOOL  
7 DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL ENSURE THAT THE AVERAGE  
8 CLASS SIZE IN GRADES K-3 IN THAT SCHOOL BUILDING IS NOT MORE THAN  
9 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS IN ANY PARTICULAR  
10 CLASS.

11           (3) FOR THE 2009-2010 SCHOOL YEAR, IF A SCHOOL DISTRICT, LOCAL  
12 ACT SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL  
13 BUILDING IN WHICH SOME OR ALL OF GRADES K-3 ARE OFFERED AND IN  
14 WHICH AT LEAST 20% OF THE PUPILS ACTUALLY ENROLLED IN THE SCHOOL  
15 BUILDING IN THE IMMEDIATELY PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR  
16 FREE LUNCH, THE BOARD OF THE SCHOOL DISTRICT, LOCAL ACT SCHOOL  
17 DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL ENSURE THAT THE AVERAGE  
18 CLASS SIZE IN GRADES K-3 IN THAT SCHOOL BUILDING IS NOT MORE THAN  
19 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS IN ANY PARTICULAR  
20 CLASS.

21           (4) FOR THE 2010-2011 SCHOOL YEAR, IF A SCHOOL DISTRICT, LOCAL  
22 ACT SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY OPERATES A SCHOOL  
23 BUILDING IN WHICH SOME OR ALL OF GRADES K-3 ARE OFFERED AND IN  
24 WHICH AT LEAST 10% OF THE PUPILS ACTUALLY ENROLLED IN THE SCHOOL  
25 BUILDING IN THE IMMEDIATELY PRECEDING SCHOOL YEAR WERE ELIGIBLE FOR  
26 FREE LUNCH, THE BOARD OF THE SCHOOL DISTRICT, LOCAL ACT SCHOOL  
27 DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL ENSURE THAT THE AVERAGE

1 CLASS SIZE IN GRADES K-3 IN THAT SCHOOL BUILDING IS NOT MORE THAN  
2 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS IN ANY PARTICULAR  
3 CLASS.

4 (5) BEGINNING IN THE 2011-2012 SCHOOL YEAR, AND FOR EACH  
5 SCHOOL YEAR THEREAFTER, THE BOARD OF A SCHOOL DISTRICT, LOCAL ACT  
6 SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY THAT OPERATES SOME OR ALL  
7 OF GRADES K-3 SHALL ENSURE THAT THE AVERAGE CLASS SIZE IN GRADES K-  
8 3 IS NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT MORE THAN 19  
9 PUPILS IN ANY PARTICULAR CLASS.

10 (6) FOR THE PURPOSES OF THIS SECTION, FREE LUNCH ELIGIBILITY  
11 SHALL BE AS DETERMINED UNDER THE RICHARD B. RUSSELL NATIONAL SCHOOL  
12 LUNCH ACT, 42 USC 1751 TO 1769H, AND REPORTED TO THE DEPARTMENT NOT  
13 LATER THAN OCTOBER 31 OF THE IMMEDIATELY PRECEDING SCHOOL YEAR AND  
14 ADJUSTED NOT LATER THAN DECEMBER 31 OF THE IMMEDIATELY PRECEDING  
15 SCHOOL YEAR.