

# SENATE BILL No. 1154

April 21, 2004, Introduced by Senators SWITALSKI, JELINEK, KUIPERS, VAN  
WOERKOM, GARCIA and THOMAS and referred to the Committee on Education.

A bill to amend 1996 PA 160, entitled  
"Postsecondary enrollment options act,"  
by amending sections 3 and 9 (MCL 388.513 and 388.519), section 3  
as amended by 1997 PA 178, and by adding section 3a.

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

1       Sec. 3. As used in this act:  
2       (a) "Community college" means a community college established  
3 under the community college act of 1966, 1966 PA 331, MCL 389.1  
4 to 389.195, or under part 25 of the revised school code, 1976 PA  
5 451, MCL 380.1601 to 380.1607, or a federal tribally controlled  
6 community college located in this state that is recognized under  
7 the tribally controlled community college assistance act of 1978,  
8 ~~Public Law 95-471~~ **25 USC 1801 to 1852**, and is determined by the  
9 department to meet the requirements for accreditation by a  
10 recognized regional accrediting body.

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1 (b) "Department" means the department of education.

2 (c) "Eligible charges" means tuition and mandatory course  
3 fees, material fees, and registration fees required by an  
4 eligible institution for enrollment in an eligible course.  
5 Eligible charges also include any late fees charged by an  
6 eligible postsecondary institution due to the school district's  
7 failure to make a required payment according to the timetable  
8 prescribed under this act. Eligible charges do not include  
9 transportation or parking costs or activity fees.

10 (d) "Eligible course" means a course offered by an eligible  
11 postsecondary institution that is not offered by the school  
12 district in which the eligible student is enrolled, or that is  
13 offered by the school district but is determined by the board of  
14 the school district to not be available to the eligible student  
15 because of a scheduling conflict beyond the eligible student's  
16 control; that is an academic course not ordinarily taken as an  
17 activity course; that is a course that the postsecondary  
18 institution normally applies toward satisfaction of degree  
19 requirements; that is not a hobby craft or recreational course;  
20 and that is in a subject area other than physical education,  
21 theology, divinity, or religious education. However, **until the**  
22 **2006-2007 school year**, for an eligible student who has not  
23 achieved state endorsement in all subject areas under section  
24 1279 of the revised school code, 1976 PA 451, MCL 380.1279, an  
25 eligible course is limited to a course in a subject area for  
26 which he or she has achieved state endorsement, a course in  
27 computer science or foreign language not offered by the school

1 district, or a course in fine arts as permitted by the school  
2 district. **Beginning with eligibility to participate under this**  
3 **act during the 2006-2007 school year, for an eligible student who**  
4 **has not achieved a qualifying score in each subject area on a**  
5 **readiness assessment, an eligible course is limited to a course**  
6 **in a subject area for which he or she has achieved a qualifying**  
7 **score, a course in computer science or foreign language not**  
8 **offered by the school district, or a course in fine arts as**  
9 **permitted by the school district.**

10 (e) "Eligible postsecondary institution" means a state  
11 university, community college, or independent nonprofit  
12 degree-granting college or university that is located in this  
13 state and that chooses to comply with this act.

14 (f) "Eligible student" means, except as otherwise provided in  
15 this subdivision, a student enrolled in at least 1 high school  
16 class in at least grade 11 in a school district in this state,  
17 except a foreign exchange pupil enrolled in a school district  
18 under a cultural exchange program. ~~—, who has~~ **Until the**  
19 **2006-2007 school year, to be an eligible student a student must**  
20 **have** achieved state endorsement in all subject areas under  
21 section 1279 of the revised school code, 1976 PA 451, MCL  
22 380.1279. However, if the student has not achieved state  
23 endorsement in all subject areas under that section, the student  
24 is an eligible student only for the limited purpose of enrolling  
25 in 1 or more eligible courses under this act in a subject area  
26 for which he or she has achieved state endorsement, in computer  
27 science or foreign language not offered by the school district,

1 or in fine arts as permitted by the school district. Beginning  
2 with eligibility to participate under this act during the  
3 2006-2007 school year, to be an eligible student a student must  
4 have achieved a qualifying score in all subject areas on a  
5 readiness assessment. However, if the student has not achieved a  
6 qualifying score in all subject areas on a readiness assessment,  
7 the student is an eligible student only for the limited purpose  
8 of enrolling in 1 or more eligible courses under this act in a  
9 subject area for which he or she has achieved a qualifying score,  
10 in computer science or foreign language not offered by the school  
11 district, or in fine arts as permitted by the school district.

12 (g) "Intermediate school district" means that term as defined  
13 in section 4 of the revised school code, 1976 PA 451, MCL 380.4.

14 (h) "Qualifying score" means a score in a subject area  
15 component of the readiness assessment that has been determined by  
16 the superintendent of public instruction to indicate readiness to  
17 enroll in a postsecondary course in that subject area under this  
18 act.

19 (i) "Readiness assessment" means an assessment instrument  
20 that is a curriculum-based achievement test aligned with state  
21 learning standards; that is used nationally to provide high  
22 school students with an early indication of proficiency in the  
23 subject areas of English, mathematics, reading, and science and  
24 contains a comprehensive career planning program; and that is  
25 approved by the superintendent of public instruction for the  
26 purposes of this act.

27 (j) ~~(h)~~ "School district" means that term as defined in

1 section 6 of the revised school code, 1976 PA 451, MCL 380.6, a  
2 local act school district as defined in section 5 of the revised  
3 school code, 1976 PA 451, MCL 380.5, or a public school academy  
4 ~~organized under part 6a or 6b~~ **as defined in section 5** of the  
5 revised school code, 1976 PA 451, ~~MCL 380.501 to 380.507 and~~  
6 ~~380.511 to 380.518~~ **MCL 380.5.**

7 (k) ~~(i)~~ "State university" means a state institution of  
8 higher education described in section 4, 5, or 6 of article VIII  
9 of the state constitution of 1963.

10 **Sec. 3a. Not later than July 1, 2005, the superintendent of**  
11 **public instruction shall do both of the following:**

12 (a) Approve 1 or more readiness assessments that may be used  
13 for the purposes of determining eligible students beginning with  
14 participation in the 2006-2007 school year. A readiness  
15 assessment shall be a curriculum-based achievement test aligned  
16 with state learning standards that is used nationally to provide  
17 high school students with an early indication of proficiency in  
18 the subject areas of English, mathematics, reading, and science  
19 and contains a comprehensive career planning program.

20 (b) Determine qualifying scores for each subject area  
21 component of a readiness assessment that indicate readiness to  
22 enroll in a postsecondary course in that subject area under this  
23 act.

24 Sec. 9. (1) Each school district shall provide information  
25 to all high school students on the postsecondary enrollment  
26 options under this act, including enrollment eligibility; the  
27 institutions and types of courses that are eligible for

1 participation; the decision making process for granting academic  
2 credits; an explanation of eligible charges that will be paid by  
3 the school district and of financial arrangements for eligible  
4 charges and for paying costs not paid for by the school district;  
5 eligibility for payment of all or part of eligible charges by the  
6 school district under this act; an explanation that, if the  
7 student qualifies for payment of all or part of eligible charges  
8 by the school district under this act, the school district will  
9 pay that support directly to the postsecondary institution upon  
10 being billed by the postsecondary institution and that the  
11 student is not responsible for that payment but is responsible  
12 for payment of costs not paid for under this act; available  
13 support services; the need to arrange an appropriate schedule;  
14 consequences of failing or not completing a postsecondary course  
15 in which the eligible student enrolls; the effect of enrolling in  
16 a postsecondary course on the eligible student's ability to  
17 complete the required high school graduation requirements; ~~an~~  
18 ~~explanation of how the parent or legal guardian of a student in~~  
19 ~~at least grade 10 may request that the student be allowed to take~~  
20 ~~a test or assessment used for a state endorsement early in order~~  
21 ~~to qualify to be an eligible student;~~ and the academic and  
22 social responsibilities that must be assumed by the eligible  
23 student and his or her parent or guardian.

24 (2) To the extent possible, a school district shall provide  
25 counseling services to an eligible student and his or her parent  
26 or guardian before the eligible student enrolls in postsecondary  
27 courses under this act to ensure that the eligible student and

1 his or her parent or guardian are fully aware of the benefits,  
2 risks, and possible consequences of enrolling in a postsecondary  
3 course. The person providing the counseling shall encourage the  
4 eligible student and his or her parent or guardian to also use  
5 available counseling services at the eligible postsecondary  
6 institutions before the quarter or semester of enrollment to  
7 ensure that anticipated plans are appropriate. A school district  
8 may provide the counseling required under this section in a group  
9 meeting if additional personalized counseling is also made  
10 available.

11 (3) Before enrolling in an eligible course at an eligible  
12 postsecondary institution under this act, an eligible student and  
13 his or her parent or guardian shall file with the eligible  
14 postsecondary institution a signed form provided by the eligible  
15 student's school district stating that the student is an eligible  
16 student and has received the information and counseling specified  
17 in subsections (1) and (2) and that the student understands the  
18 responsibilities that must be assumed in enrolling in the  
19 course. Upon request, the department shall provide technical  
20 assistance to a school district and to an eligible postsecondary  
21 institution in developing appropriate forms and counseling  
22 guidelines for purposes of this section.

23 Enacting section 1. This amendatory act does not take  
24 effect unless all of the following bills of the 92nd Legislature  
25 are enacted into law:

26 (a) Senate Bill No. 1155.

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1 (b) Senate Bill No. 1153.

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3 (c) Senate Bill No. 1156.

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5 (d) Senate Bill No. 1157.

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