

# SENATE BILL NO. 651

November 13, 2019, Introduced by Senators MOSS and THEIS and referred to the Committee on Education and Career Readiness.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1231 (MCL 380.1231), as amended by 2018 PA 235, and by adding section 1230i.

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

1           **Sec. 1230i. (1) If a school district or public school academy**  
2 **partners with an education management organization for a dropout**  
3 **recovery program as described under section 23a of the state school**  
4 **aid act of 1979, MCL 388.1623a, the school district or public**

1 school academy shall ensure that the education management  
2 organization provides all of the following information to the  
3 school district or public school academy on a quarterly basis:

4 (a) All of the following information regarding each eligible  
5 pupil enrolled in the program:

6 (i) The name of each eligible pupil.

7 (ii) How each eligible pupil is eligible under section  
8 23a(3)(c) of the state school aid act of 1979, MCL 388.1623a.

9 (iii) The number of credits each eligible pupil will need to  
10 earn a diploma.

11 (iv) The anticipated program completion date for each eligible  
12 pupil.

13 (b) The names of all former eligible pupils who are no longer  
14 enrolled in the program who earned a diploma or enrolled in a  
15 public school since the last submission of information by the  
16 education management organization under this subsection.

17 (c) The names of all former eligible pupils who are no longer  
18 enrolled in the program who did not earn a diploma or did not  
19 enroll in a public school since the last submission of information  
20 by the education management organization under this subsection.

21 (d) The names of all individuals serving as teachers of record  
22 in the program and all individuals serving as advocates for  
23 eligible pupils enrolled in the program.

24 (2) A school district or public school academy that operates a  
25 dropout recovery program as described under section 23a of the  
26 state school aid act of 1979, MCL 388.1623a, shall annually, in a  
27 form and manner prescribed by the department, provide all of the  
28 following information to the department:

29 (a) The number of eligible pupils enrolled in the program.

1           (b) The average number of months an eligible pupil is enrolled  
2 in the program.

3           (c) The number of eligible pupils who earned a diploma through  
4 the program for the immediately preceding school year.

5           (d) The number of eligible pupils who ended their enrollment  
6 in the program and who enrolled in a public school during the  
7 immediately preceding school year.

8           (e) The average number of credit hours an eligible pupil earns  
9 in the program.

10           (f) A breakdown of the types of eligible pupils enrolled in  
11 the program with the breakdown based on the eligibility factors  
12 under section 23a(3)(c) of the state school aid act of 1979, MCL  
13 388.1623a, and the number of pupils that meet each eligibility  
14 factor under section 23a(3)(c) of the state school aid act of 1979,  
15 MCL 388.1623a.

16           (g) The name of the education management organization that the  
17 school district or public school academy partners with for the  
18 program, if applicable.

19           (h) The school district's or public school academy's  
20 administrator or the department that oversees the program.

21           (i) The amount the school district or public school academy  
22 pays to the education management organization for each enrolled  
23 eligible pupil, if applicable, and additional costs or fees paid by  
24 the school district or public school academy related to the  
25 program.

26           (j) If the school district or public school academy partners  
27 with an education management organization for the program, a copy  
28 of the contract between the school district or public school  
29 academy and the education management organization regarding the

1 partnership.

2 (3) As used in this section, "advocate", "education management  
3 organization", "eligible pupil", and "teacher of record" mean those  
4 terms as defined in section 23a of the state school aid act of  
5 1979, MCL 388.1623a.

6 Sec. 1231. (1) Except as otherwise provided in ~~subsection~~  
7 **subsections (5) and (6)**, the board of a school district shall hire  
8 and contract with qualified teachers. Contracts with teachers ~~shall~~  
9 **must** be in writing and signed on behalf of the school district by a  
10 majority of the board, by the president and secretary of the board,  
11 or by the superintendent of schools or an authorized representative  
12 of the board. The contracts ~~shall~~**must** specify the wages agreed  
13 upon.

14 (2) ~~A~~**The board of a school district shall file a** teacher's  
15 contract ~~shall be filed with the secretary of the board and~~ **shall**  
16 **furnish** a duplicate copy of the contract ~~shall be furnished to the~~  
17 teacher.

18 (3) Except as otherwise provided under this act, a contract  
19 with a teacher is not valid unless the individual holds a valid  
20 teaching certificate or is engaged to teach under section 1233b at  
21 the time the contractual period begins or the individual is engaged  
22 to teach in a community district under section 1233c. A contract  
23 ~~shall terminate~~**terminates** if the certificate expires by limitation  
24 and is not renewed immediately or if it is suspended or revoked by  
25 proper legal authority.

26 (4) The board of a school district, after a teacher has been  
27 employed at least 2 consecutive years by the board, may enter into  
28 a continuing contract with a certificated teacher or a teacher  
29 engaged to teach under section 1233b or, for a community district,

1 with an individual engaged to teach in a community district under  
2 section 1233c.

3 (5) The board of a school district that is a community  
4 district may employ or contract for, or both, qualified teachers  
5 and other qualified instructional personnel at a public school that  
6 formerly operated as an achievement school as necessary to carry  
7 out the purposes of the community district.

8 (6) **If a school district partners with an education management**  
9 **organization for a dropout recovery program as described under**  
10 **section 23a of the state school aid act of 1979, MCL 388.1623a, the**  
11 **teacher of record for that program may be employed by or contracted**  
12 **through the education management organization.**

13 (7) ~~(6)~~—As used in this section:

14 (a) "Achievement school" means a public school formerly within  
15 the education achievement system that was operated, managed,  
16 authorized, established, or overseen by the achievement authority.

17 (b) "Education management organization" means that term as  
18 defined in section 23a of the state school aid act of 1979, MCL  
19 388.1623a.

20 (c) ~~(b)~~—"Teacher" does not include a substitute teacher.

21 (d) "Teacher of record" means that term as defined in section  
22 23a of the state school aid act of 1979, MCL 388.1623a.