

SUBSTITUTE FOR
HOUSE BILL NO. 5660

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 6, 1241, and 1310a (MCL 380.6, 380.1241, and
380.1310a), section 6 as amended by 2016 PA 192, section 1241 as
added by 2018 PA 549, and section 1310a as amended by 2016 PA 532;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) "School district" or "local school district" means
2 a general powers school district organized under this act,
3 regardless of previous classification, a community district, or a
4 school district of the first class.

5 (2) "School district filing official" means the school
6 district election coordinator as defined in section 4 of the

1 Michigan election law, MCL 168.4, or an authorized agent of the
2 school district election coordinator.

3 (3) "School elector" means a person qualified as an elector
4 under section 492 of the Michigan election law, MCL 168.492, and
5 resident of the school district or intermediate school district on
6 or before the thirtieth day before the next ensuing regular or
7 special school election.

8 (4) "School month" means a 4-week period of 5 days each unless
9 otherwise specified in the teacher's contract.

10 (5) "School of excellence" means a school of excellence
11 established under part 6e.

12 (6) "Special education building and equipment" means a
13 structure or portion of a structure or personal property accepted,
14 leased, purchased, or otherwise acquired, prepared, or used for
15 special education programs and services.

16 (7) "Special education personnel" means persons engaged in and
17 having professional responsibility for students with a disability
18 in special education programs and services including, but not
19 limited to, teachers, aides, school social workers, diagnostic
20 personnel, physical therapists, occupational therapists,
21 audiologists, teachers of speech and language, instructional media-
22 curriculum specialists, mobility specialists, teacher consultants,
23 supervisors, and directors.

24 (8) "Special education programs and services" means
25 educational and training services designed for students with a
26 disability and operated by a school district, intermediate school
27 district, the Michigan schools for the deaf and blind, the
28 department of health and human services, or a combination of these,
29 and ancillary professional services for students with a disability

1 rendered by agencies approved by the superintendent of public
2 instruction. The programs ~~shall~~**must** include vocational training,
3 but need not include academic programs of college or university
4 level.

5 (9) "School safety commission" means the following:

6 (a) Before January 1, 2025, the school safety commission
7 created under section 5 of the comprehensive school safety plan
8 act, 2018 PA 548, MCL 28.805.

9 (b) Beginning January 1, 2025, the school safety and mental
10 health commission created under section 6 of the comprehensive
11 school safety plan act, 2018 PA 548, MCL 28.806.

12 (10) ~~(9)~~"Special school election" or "special election" means
13 a school district election to fill a vacancy on the school board or
14 submit a ballot question to the school electors that is held on a
15 regular election date established under section 641 of the Michigan
16 election law, MCL 168.641.

17 (11) ~~(10)~~"State approved nonpublic school" means a nonpublic
18 school that complies with 1921 PA 302, MCL 388.551 to 388.558.

19 (12) ~~(11)~~"State board" means the state board of education
20 created by section 3 of article VIII of the state constitution of
21 1963 unless clearly otherwise stated.

22 (13) ~~(12)~~"Student with a disability" means that term as
23 defined in R 340.1702 of the Michigan administrative code.

24 (14) ~~(13)~~"Department" means the department of education
25 created under sections 300 to 305 of the executive organization act
26 of 1965, 1965 PA 380, MCL 16.400 to 16.405.

27 (15) ~~(14)~~"State school aid" means allotments from the general
28 appropriating act for the purpose of aiding in the support of the
29 public schools of the state, including, but not limited to,

1 appropriations from the state school aid fund under the state
2 school aid act of 1979.

3 **(16)** ~~(15)~~—"The state school aid act of 1979" means the state
4 school aid act of 1979, 1979 PA 94, MCL 388.1601 to 388.1896.

5 Sec. 1241. (1) The board of a school district or intermediate
6 school district, the board of directors of a public school academy,
7 or the governing body of a nonpublic school shall designate a
8 liaison to work with the school safety commission ~~created under~~
9 ~~section 5 of the comprehensive school safety plan act~~ and the
10 office of school safety created by law. A liaison designated under
11 this section shall be an individual who is employed by the school
12 district, intermediate school district, public school academy, or
13 nonpublic school or who is assigned to regularly and continuously
14 work under contract in a school operated by the school district,
15 intermediate school district, public school academy, or nonpublic
16 school.

17 (2) A liaison designated under this section shall work with
18 the school safety commission and the office of school safety to
19 identify model practices for determining school safety measures.

20 Sec. 1310a. (1) At least annually, each school board shall
21 prepare and submit to the superintendent of public instruction, in
22 the form and manner prescribed by the superintendent of public
23 instruction, a report stating the number of pupils expelled from
24 the school district during the immediately preceding school year,
25 with a brief description of the incident that caused each
26 expulsion. **The superintendent of public instruction shall submit**
27 **the report required under this subsection to the school safety**
28 **commission.**

29 (2) In order to obtain an accurate local picture of school

1 crime and to develop the partnerships necessary to plan and
2 implement school safety programs, at least annually, each school
3 board shall post on its website, in the form and manner prescribed
4 by the superintendent of public instruction, incidents of crime
5 occurring at school within the school district. In determining the
6 form and manner of this report, the superintendent of public
7 instruction shall consult with local and intermediate school
8 districts and law enforcement officials. The ~~reporting shall~~ **report**
9 **must** include at least crimes involving physical violence, gang-
10 related activity, illegal possession of a controlled substance or
11 controlled substance analogue, or other intoxicant, trespassing,
12 and property crimes including, but not limited to, theft and
13 vandalism. For a property crime, the report ~~shall~~ **must** include an
14 estimate of the cost to the school district resulting from the
15 property crime. The school crime reporting requirements of this
16 subsection are intended to do all of the following:

17 (a) Help policymakers and program designers develop
18 appropriate prevention and intervention programs.

19 (b) Provide the continuous assessment tools needed for
20 revising and refining school safety programs.

21 (c) Assist schools and school districts to identify the most
22 pressing safety issues confronting their school communities, to
23 direct resources appropriately, and to enhance campus safety
24 through prevention and intervention strategies.

25 (d) Foster the creation of partnerships among schools, school
26 districts, state agencies, communities, law enforcement, and the
27 media to prevent further crime and violence and to assure a safe
28 learning environment for every pupil.

29 (3) Each school building ~~shall~~ **must** collect and keep current

1 on a weekly basis the information required for the report under
2 subsection (2) and must provide that information, within 7 days,
3 upon request. At least annually, each school board shall make a
4 copy disaggregated by school building, of the most recent report
5 for the school district under subsection (2) available to the
6 **school safety commission and the** parent or legal guardian of each
7 pupil enrolled in the school district.

8 (4) As used in this section, "at school", "school board", and
9 "school district" mean those terms as defined in section 1310.

10 Enacting section 1. Section 1308a of the revised school code,
11 1976 PA 451, MCL 380.1308a, is repealed.

12 Enacting section 2. This amendatory act does not take effect
13 unless House Bill No. 5659 of the 102nd Legislature is enacted into
14 law.