

**SUBSTITUTE FOR
HOUSE BILL NO. 4264**

(As amended June 28, 2006)

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding section 475.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 475. (1) SUBJECT TO SUBSECTION (2), THE BOARD OF A FIRST**
2 **CLASS SCHOOL DISTRICT MAY ESTABLISH AND MAINTAIN A SCHOOL, CLASS,**
3 **OR PROGRAM WITHIN A SCHOOL IN WHICH ENROLLMENT IS LIMITED TO PUPILS**
4 **OF A SINGLE GENDER IF THE SCHOOL DISTRICT ALSO MAKES AVAILABLE TO**
5 **PUPILS A SUBSTANTIALLY EQUAL COEDUCATIONAL SCHOOL, CLASS, OR**
6 **PROGRAM [AND A SUBSTANTIALLY EQUAL SCHOOL, CLASS, OR PROGRAM FOR PUPILS**
7 **OF THE OTHER GENDER, IF PRACTICABLE].**
8 **(2) IF THE BOARD OF A FIRST CLASS SCHOOL DISTRICT ESTABLISHES**
9 **A SINGLE-GENDER SCHOOL, CLASS, OR PROGRAM DESCRIBED IN SUBSECTION**
10 **(1), THE SCHOOL DISTRICT SHALL NOT REQUIRE PARTICIPATION BY ANY OF**

1 ITS PUPILS IN THE SINGLE-GENDER SCHOOL, CLASS, OR PROGRAM. THE
2 BOARD SHALL ENSURE THAT PARTICIPATION BY PUPILS IN A SINGLE-GENDER
3 SCHOOL, CLASS, OR PROGRAM IS WHOLLY VOLUNTARY. FOR THE PURPOSES OF
4 THIS SUBSECTION, PARTICIPATION BY A PUPIL IN A SINGLE-GENDER
5 SCHOOL, CLASS, OR PROGRAM IS NOT CONSIDERED TO BE VOLUNTARY UNLESS
6 THE SCHOOL DISTRICT ALSO MAKES AVAILABLE TO THE PUPIL A
7 SUBSTANTIALLY EQUAL COEDUCATIONAL SCHOOL, CLASS, OR PROGRAM.

8 Enacting section 1. This amendatory act does not take effect
9 unless all of the following bills of the 93rd Legislature are
10 enacted into law:

11 (a) Senate Bill No. 1296.

12 (b) Senate Bill No. 1305 or House Bill No. 6247.