

SENATE BILL NO. 980

June 23, 2020, Introduced by Senators HERTEL, HORN, POLEHANKI, WOJNO, GEISS, MACGREGOR, CHANG, ALEXANDER, BULLOCK, ANANICH, BRINKS, BIZON, HOLLIER, ZORN and BAYER and referred to the Committee on Health Policy and Human Services.

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
by amending section 167 (MCL 388.1767), as amended by 2013 PA 122.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 167. (1) The department in cooperation with the
2 department of ~~community~~ health **and human services** shall develop
3 plans to assist districts and intermediate districts and local
4 county health departments to comply with section 1177 of the
5 revised school code, MCL 380.1177, and section 9209 of the public
6 health code, 1978 PA 368, MCL 333.9209, for each school year.

1 (2) Each district or intermediate district shall report to the
2 local health department in which it is located by November 1 of
3 each fiscal year, in a manner prescribed by the department of
4 ~~community health~~ **and human services**, the immunization status of
5 each pupil in grades K ~~through to~~ 12 who enrolled in the district
6 or intermediate district for the first time or ~~, beginning in 2014-~~
7 ~~2015,~~ who enrolled in grade 7 **or grade 12** in the district or
8 intermediate district for the first time, between January 1 and
9 September 30 of the immediately preceding fiscal year. Not later
10 than December 31 of each fiscal year, the department of ~~community~~
11 health **and human services** shall notify the department by district
12 or intermediate district of the percentage of entering pupils and ~~,~~
13 ~~beginning in 2014-2015,~~ of pupils who enrolled in grade 7 **or grade**
14 **12** for the first time who do not have a completed, waived, or
15 provisional immunization record in accordance with section 1177 of
16 the revised school code, MCL 380.1177. If a district or
17 intermediate district does not have a completed, waived, or
18 provisional immunization record in accordance with section 1177 of
19 the revised school code, MCL 380.1177, for at least 90% of the
20 district's or intermediate district's entering pupils, as recorded
21 in the November 1 reports required under this subsection, the
22 district or intermediate district is subject to subsection (4)
23 until the district or intermediate district has such an
24 immunization record for at least 90% of its pupils who enrolled in
25 the district or intermediate district for the first time.

26 (3) Each district or intermediate district shall again report
27 to the local health department in which it is located by February 1
28 of each fiscal year, in a manner prescribed by the department of
29 ~~community health~~ **and human services**, the immunization status of

1 each pupil in grades K ~~through~~**to** 12 who enrolled in the district
 2 or intermediate district for the first time or ~~, beginning in 2014-~~
 3 ~~2015,~~ who enrolled in grade 7 **or grade 12** in the district or
 4 intermediate district for the first time, between January 1 of the
 5 immediately preceding fiscal year and December 31 of the current
 6 fiscal year. Not later than March 31 of each fiscal year, the
 7 department of ~~community health~~ **and human services** shall notify the
 8 department by district or intermediate district of the percentage
 9 of entering pupils and ~~, beginning in 2014-2015,~~ of pupils who
 10 enrolled in grade 7 **or grade 12** for the first time who do not have
 11 a completed, waived, or provisional immunization record in
 12 accordance with section 1177 of the revised school code, MCL
 13 380.1177. If a district or intermediate district does not have a
 14 completed, waived, or provisional immunization record in accordance
 15 with section 1177 of the revised school code, MCL 380.1177, for at
 16 least 95% of the district's or intermediate district's entering
 17 pupils, as recorded in the February 1 reports required under this
 18 subsection, the district or intermediate district is subject to
 19 subsection (4) until the district or intermediate district has such
 20 an immunization record for at least 95% of its pupils who enrolled
 21 in the district or intermediate district for the first time. If the
 22 department of ~~community health~~ **and human services** is not able to
 23 report to the department by March 31 because a district or
 24 intermediate district fails to submit a report as required in this
 25 subsection, or submits an incomplete, inaccurate, or late report,
 26 the district or intermediate district is subject to subsection (4)
 27 until the report is submitted in a complete and accurate form.

28 (4) If a district or intermediate district does not comply
 29 with this section, the department shall withhold 5% of the total

1 funds due to the district or intermediate district under this act
2 after the date the department of ~~community~~ health **and human**
3 **services** reports a district's or intermediate district's
4 noncompliance with this section to the department until the
5 district or intermediate district complies with this section. If
6 the district or intermediate district does not comply with this
7 section by the end of the fiscal year, the district or intermediate
8 district forfeits the total amount withheld.

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No. 981 of the 100th Legislature is enacted into
11 law.