

DEPARTMENT OF EDUCATION

STATE BOARD OF EDUCATION

AUXILIARY SERVICES FOR NONPUBLIC SCHOOLCHILDREN

(By authority conferred on the state board of education by section 622 of Act No. 269 of the Public Acts of 1955, as added by Act No. 343 of the Public Acts of 1965, being S340.622 of the Michigan Compiled Laws)

R 340.291 Definitions.

Rule 1. As used in section 622 and these rules:

(a) "School district" means both local and intermediate school districts.

(b) "Shall provide" means shall make available.

(c) "Equal basis" means that the services shall be made available at the nonpublic school to nonpublic schoolchildren during the established regular public school day. The proportionate share of services provided to children attending nonpublic schools shall be based upon a formula which considers the number of children attending nonpublic school in a school district that need such services in relation to the number of children attending public school in such school district that need such services and are receiving them.

(d) "In attendance in the elementary and high school grades at nonpublic schools" means that a public school district providing any of the services to its resident children in attendance within the district shall provide the same and equal services to nonpublic children in attendance within the school district boundaries.

(e) "Nonpublic school" means a school not operated by the public school district which nonpublic school is providing instruction in the elementary or secondary grades, or both, to pupils regularly enrolled in compliance with compulsory education laws in this state.

History: 1979 AC.

R 340.292 Auxiliary services description.

Rule 2. Auxiliary services include the following:

(a) Health and nursing services and examinations consist of all those activities in the field of physical and mental health which are not direct instruction and consist of medical, dental, psychiatric and nurse services in the nature of examination, evaluation, and diagnosis which shall be provided for children enrolled in school and for children in anticipation of their enrollment for the first time.

(b) Street crossing guard service consists of the employment of a person whose responsibility is the safety of children at street crossings.

(c) National defense education act testing services shall be in accordance with sections 270 and 272 of Act No. 269 of the Public Acts of 1955, as amended, being SS340.270 and 340.272 of the Michigan Compiled Laws, and pursuant to section 503A, Title V, Public Law 85-864.

(d) Speech correction services, visiting teacher services for delinquent and disturbed children, school diagnostician services for all mentally handicapped children, teacher counselor services for physically handicapped children, and teacher consultant services for mentally handicapped or emotionally disturbed children shall be in accordance with Act No. 269 of the Public Acts of 1955, as amended, being SS340.1 to 340.984 of the Michigan Compiled Laws, and Act No. 312 of the Public Acts of 1957, as amended, being SS388.611 to 388.652 of the Michigan Compiled Laws, and pursuant to administrative rules.

(e) Remedial reading services consist of the provision of remedial reading instruction to small groups of pupils who have a demonstrated need for such services in other than a regular class and the provision of teacher consultant assistance services to classroom teachers who have pupils with reading problems.

History: 1979 AC.

R 340.293 Notices.

Rule 3. A school district providing any of these auxiliary services shall notify in writing, no later than April 1 of each school year, each of the nonpublic schools within its district as to the nature and extent of such services as contained in its proposed budget. Within 30 days after receipt of such notice, nonpublic schools shall in writing notify the district as to the services that will be needed for nonpublic schoolchildren. A school district shall confirm in writing no later than August 1 of each school year to each of the nonpublic schools within its district the nature and extent of such services as contained in its final budget as adopted by the school district board of education. Notification for the 1965-66 school year shall be made as soon as possible after the effective date of these rules.

History: 1979 AC.

R 340.294 Advisory committee.

Rule 4. The board of education of a school district providing any of these auxiliary services may appoint an auxiliary services advisory committee. The membership of this committee shall be broadly representative from public and nonpublic schools and charged with the responsibility for making recommendations relative to implementation of section 622 and to evaluate and suggest modifications as evidence becomes available.

History: 1979 AC.

R 340.295 Modification of rules.

Rule 5. Modification of these rules upon request in writing by a school district may be made by the state board of education, upon such terms and conditions as it shall specify, when in its judgment there is a case of hardship and the best interests of children are served.

History: 1979 AC.