
District and School Operations - Alternative Education Rule 0520-01-02-.09

The Background:

The Alternative Education Rule 0520-01-02-.09 sets forth requirements for the operation of alternative schools and alternative programs for students who are suspended or expelled from the regular school program.

This item includes revisions to this rule to address recent legislation, including:

- Adding that a Director of Schools is not required to assign a student who has been suspended or expelled for an offense of violence or threatened violence or an offense that threatened the safety of persons attending the student's school, to an alternative school or program if certain conditions set forth in law are met, in accordance with Chapter 279 of the Public Acts of 2023.
- Adding the ability for an LEA without a virtual school to contract with another LEA that has established a virtual school to serve students who are suspended or expelled, in accordance with Chapter 111 of the Public Acts of 2023 and clarifying that students assigned to alternative schools or programs may be served virtually, in accordance with State Board Virtual Education Rule 0520-01-03-.05.

Additional edits were made to ensure rule language is aligned with state law and to ensure consistent use of terms.

A rulemaking hearing was held on October 2, 2023. No comments were received at the hearing or in writing. Revisions between first and final reading correct minor typographical edits and move language from the Alternative Education Policy into rule so that the policy can be repealed.

Connection to the [Master Plan](#):

This item supports the State Board's strategic focus on Engagement and Accountability outlined in the Master Plan by ensuring that the Board's rules are regularly reviewed to maintain consistency with recent legislation.

The Recommendation:

The SBE staff recommends approval of this item on final reading.