

**REVISION OF 1909. STATE OF
MICHIGAN. GENERAL
SCHOOL LAWS: WITH AN
APPENDIX OF BLANK FORMS**

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Revision of 1909. State of Michigan. General School Laws: With an Appendix of Blank Forms
by Frederick C. Martindale

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FREDERICK C. MARTINDALE

**REVISION OF 1909. STATE OF
MICHIGAN. GENERAL
SCHOOL LAWS: WITH AN
APPENDIX OF BLANK FORMS**

REVISION OF 1909

UNIV. OF
CALIFORNIA

STATE OF MICHIGAN, Laws,
"State" 1909

GENERAL SCHOOL LAWS

WITH AN APPENDIX OF BLANK FORMS

COMPILED UNDER THE SUPERVISION OF
FREDERICK C. MARTINDALE
SECRETARY OF STATE



BY AUTHORITY

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CONTENTS.

CONSTITUTIONAL PROVISIONS.

	Sections.
Article X.—Finance and taxation	1-2
Article XI.—Education	3-17

STATUTORY PROVISIONS.

Election of state board of education	18
Election of superintendent of public instruction	19
Primary school system—	
Superintendent of public instruction	20-26
Formation, alteration, meetings and powers of districts	27-46
District board and officers	47-72
Township officers	73-87
County clerk and treasurer	88-90
Bonded indebtedness of districts	91-94
Suits and judgments against districts	95-101
Sites for schoolhouses	102-116
Appeals from action of township board	117-119
Graded school districts	120-125
Libraries	126-138
Penalties and liabilities	139-147
Miscellaneous provisions relative to education and the schools—	
Free text books	148-153
Agricultural college course	154
Kindergarten method	155-158
Teaching of dangerous communicable diseases	159-160
Publication of the proceedings of annual school meetings	161-162
Purchase and display of United States flag	163
Returns from incorporated institutions	164
State teachers' certificates	165-171
County commissioners and school examiners	172-183
Examination of candidates for admission to agricultural college	184-185
Meeting of school officers of county	186-188
Township school districts	189-213
Township school districts in upper peninsula	214-229
Boundaries of school districts in cities	230-233
Teachers' institutes	234-241
Bureau of information in office of superintendent of public instruction..	242-243
Compulsory education	244-249
Compulsory education of deaf children	250-252
Compulsory education of blind children	253-254

	Sections.
Miscellaneous offenses—Crime and truancy—Delinquency of children...	255-258
Protection of children	259
Employment of children	260
Teachers' associations	261-263
State accounts—Safe keeping of public moneys	264-271
State lands—Apportionment of dog tax	272
State board of education	273-290
State normal schools	291-300
Granting of diplomas by state board of education in connection with state normal schools	301
Loan funds for students	302-308
State library commission	309-312
Publication and distribution of laws and public documents	313-315
Rural high schools	316-323
Qualifications of kindergarten teachers	324-326
Annual reports by librarians	327-328
Payment of tuition of eighth grade pupils	329-330
County normal training classes	331-337
County schools of agriculture, manual training, etc.	338-347
Day schools for the deaf	348-353
Payment of subcontractors	354-357
Cities of the fourth class—School districts, and board of education	358-362
Commission on industrial education	363-366
Sale of tax homestead lands for school sites	367
Exemption of school bonds from taxation	368
Appendix—Forms for proceedings under the school laws.	

NOTE.—The section numbers in parentheses (), are compiler's sections, and are consecutive throughout this compilation. Section numbers of the compiled laws of 1897 precede each section, and are indicated by the section mark (§). Notes following the sections indicate the amendments, supreme court decisions, etc. Annotated with supreme court decisions to and including the 154th Mich. report. The character / is used in citing cases, to avoid the repetition of Mich.

GENERAL

SCHOOL LAWS OF MICHIGAN.

CONSTITUTIONAL PROVISIONS.

ARTICLE X.

FINANCE AND TAXATION.

(1) SECTION 1. All subjects of taxation now contributing to the primary school interest fund under present laws shall continue to contribute to that fund, and all taxes from such subjects shall be first applied in paying the interest upon the primary school, university and other educational funds in the order herein named, after which the surplus of such moneys shall be added to and become a part of the primary school interest fund.

(2) SEC. 2. The legislature shall provide by law for an annual tax sufficient with other resources to pay the estimated expenses of the state government, the interest on any state debt and such deficiency as may occur in the resources.

ARTICLE XI.

EDUCATION.

(3) SECTION 1. Religion, morality and knowledge being necessary to good government and the happiness of mankind, schools and the means of education shall forever be encouraged.

(4) SEC. 2. A superintendent of public instruction shall be elected at the regular election to be held on the first Monday in April, nineteen hundred nine, and every second year thereafter. He shall hold office for a period of two years from the first day of July following his election and until his successor is elected and qualified. He shall have general supervision of public instruction in the state. He shall be a member and secretary of the state board of education. He shall be ex-officio

a member of all other boards having control of public instruction in any state institution, with the right to speak but not to vote. His duties and compensation shall be prescribed by law.

(5) SEC. 3. There shall be a board of regents of the university, consisting of eight members, who shall hold the office for eight years. There shall be elected at each regular biennial spring election two members of such board. When a vacancy shall occur in the office of regent it shall be filled by appointment of the governor.

(6) SEC. 4. The regents of the university and their successors in office shall continue to constitute the body corporate known as "The Regents of the University of Michigan."

(7) SEC. 5. The regents of the university shall, as often as necessary, elect a president of the university. The president of the university and the superintendent of public instruction shall be ex-officio members of the board of regents, with the privilege of speaking but not of voting. The president shall preside at the meetings of the board and be the principal executive officer of the university. The board of regents shall have the general supervision of the university and the direction and control of all expenditures from the university funds.

(8) SEC. 6. The state board of education shall consist of four members. On the first Monday in April, nineteen hundred nine, and at each succeeding biennial spring election, there shall be elected one member of such board who shall hold his office for six years from the first day of July following his election. The state board of education shall have general supervision of the state normal college and the state normal schools, and the duties of said board shall be prescribed by law.

(9) SEC. 7. There shall be elected on the first Monday in April, nineteen hundred nine, a state board of agriculture to consist of six members, two of whom shall hold the office for two years, two for four years and two for six years. At every regular biennial spring election thereafter, there shall be elected two members whose term of office shall be six years. The members thus elected and their successors in office shall be a body corporate to be known as "The State Board of Agriculture."

(10) SEC. 8. The state board of agriculture shall, as often as necessary, elect a president of the agricultural college, who shall be ex-officio a member of the board with the privilege of speaking but not of voting. He shall preside at the meetings of the board and be the principal executive officer of the college. The board shall have the general supervision of the college and the direction and control of all agricultural college funds; and shall perform such other duties as may be prescribed by law.

(11) SEC. 9. The legislature shall continue a system of primary schools, whereby every school district in the state shall provide for the education of its pupils without charge for tuition; and all instruction in such schools shall be conducted in the English language. If any school district shall neglect to maintain a school within its borders as prescribed by law for at least five months in each year, or to provide for the education of its pupils in another district or districts for an equal period, it shall be deprived for the ensuing year of its proportion of the primary school interest fund.

(12) SEC. 10. The legislature shall maintain the university, the col-

lege of mines, the state agricultural college, the state normal college, and such state normal schools and other educational institutions as may be established by law.

(13) SEC. 11. The proceeds from the sales of all lands that have been or hereafter may be granted by the United States to the state for educational purposes and the proceeds of all lands or other property given by individuals or appropriated by the state for like purposes shall be and remain a perpetual fund, the interest and income of which, together with the rents of all such lands as may remain unsold, shall be inviolably appropriated and annually applied to the specific objects of the original gift, grant or appropriation.

(14) SEC. 12. All lands, the titles to which shall fall from a defect of heirs, shall escheat to the state, and the interest on the clear proceeds from the sales thereof shall be appropriated exclusively to the support of the primary schools.

(15) SEC. 13. The legislature shall appropriate all salt spring lands now unappropriated, or the money arising from the sale of the same, where such lands have already been sold, and any funds or lands which may hereafter be granted or appropriated for such purpose, for the support and maintenance of the agricultural college.

(16) SEC. 14. The legislature shall provide by law for the establishment of at least one library in each township and city; and all fines assessed and collected in the several counties, cities and townships for any breach of the penal laws shall be exclusively applied to the support of such libraries.

(17) SEC. 15. Institutions for the benefit of those inhabitants who are deaf, dumb, blind, feeble-minded or insane shall always be fostered and supported.

STATUTORY PROVISIONS.

ELECTIONS.

An Act fixing the time when members of the state board of education shall be elected.

[Act 216, 1909.]

The People of the State of Michigan enact:

Members
board of
education,
when elected.

(18) SECTION 1. At the biennial spring election to be held on the first Monday in April of nineteen hundred nine, and at each succeeding biennial spring election, there shall be elected one member of the board of education, who shall hold his office for six years from the first day of July following his election; at the biennial spring election to be held on the first Monday in April, nineteen hundred nine, a successor to the member of the state board of education whose term of office expired on December thirty-first, nineteen hundred eight, shall be elected; at the biennial spring election to be held on the first Monday in April, nineteen hundred eleven, a successor to the member of the state board of education whose term will expire December thirty-first, nineteen hundred ten, shall be elected; and at the biennial spring election to be held on the first Monday in April, nineteen hundred thirteen, a successor to the member of the state board of education whose term will expire on December thirty-first, nineteen hundred twelve, shall be elected. Each member shall hold his office for the term for which he was elected and until his successor is elected and qualified.

Term.

An Act to provide for the election of a superintendent of public instruction.

[Act 12, 1909.]

The People of the State of Michigan enact:

When elected,
term.

(19) SECTION 1. At the biennial spring election to be held on the first Monday in April, nineteen hundred nine, and every second year thereafter, there shall be elected a superintendent of public instruction, who shall hold office for a period of two years from the first day of July following his election and until his successor is elected and qualified. The person receiving the greatest number of votes at such election shall be by the state board of canvassers declared elected to such office.