

NOTICE OF ADOPTION

The City of Wyandotte Ordinance has been amended as follows:

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SEC. 25-10.1 “MANDATORY SCHOOL
ATTENDANCE AND EDUCATIONAL NEGLECT” OF THE CODE OF
ORDINANCES OF THE CITY OF WYANDOTTE

The City of Wyandotte ordains:

Section 1. **Amendment of Sec. 25-10.1 “Mandatory school attendance and educational neglect”.**

SEC. 25-10.1 Mandatory school attendance and educational neglect.

- a) This section shall be known as and may be cited as the “Mandatory School Attendance and Educational Neglect Ordinance” of the City of Wyandotte.
- b) Every parent, guardian, or other person in the City of Wyandotte having control and charge of a child from the age of six (6) to the child’s sixteenth birthday, shall send that child to school during the entire school year. The child’s attendance shall be continuous and consecutive for the school year fixed by the school district in which the child is enrolled. A child becoming six (6) years of age before December 1 shall be enrolled on the first school day of the school year in which the child’s sixth birthday occurs.
- c) No person having the care, custody, or control of a child who is required to be enrolled in, or is enrolled in school, shall fail to properly supervise or care for such child where such failure of supervision or care, causes the child to:
 1. Fail to attend school regularly, consecutively, or on time at the start of the school day, unless valid excuse is provided, according to the attendance policy of the school district, or
 2. Have continued discipline, misconduct, or inappropriate behavior of said child at school, or
 3. Have continued violations of the adopted school student codes of conduct by the child.

If a person is responsible for (1), (2), and/or (3) above, said person shall be presumed to be in violation of this section, and where such a person as defined above, shall fail to participate in, or comply with, the corrective measures adopted by the school district for the attendance, discipline, misconduct, behavior or student code of conduct of the child, shall be a failure to properly supervise or care for such child.

- d) The superintendent of schools in the City of Wyandotte, his or her designated attendance officer, or other law enforcement officer, shall investigate each case when notified by a teacher, principal, assistant principal, school officer, or other person, of a violation of subsection (c). If the child complained of is not exempt from public school attendance under state law, the superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer shall proceed immediately in the manner provided in this section.
 1. The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, may notify in writing, the parent/guardian in person, or by certified mail, to come to the school or to a place designated at a specified time to discuss the child, as well as requiring the child appear at the school the next regular school day following the receipt of notice, and to continue in regular and consecutive attendance in school. Proof of service of the required notice shall be retained by the superintendent of schools in the city or his or her designated attendance officer, or other law enforcement official, who shall notify the appropriate school officials in case of failure on the part of the parent/guardian to comply with the notice, or,

2. If after a conference with a parent/guardian that has care, control, or custody of a child, has not resulted in compliance of subsection (c).
 - e) The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, after giving the formal notice in person, or by mail as prescribed in subsection (d), shall determine whether the parent/guardian has complied with subsection (c). The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, shall ticket or make a complaint against the parent/guardian having the legal care, custody, or control of the child who fails to comply to the court having jurisdiction in the city. The court shall proceed to hear and determine it in the same manner as is provided for other cases under its jurisdiction.
 - f) All school personnel, principals, assistant principals, administrators, and teachers shall give assistance and furnish information to aid the superintendent of schools in the city or his or her designee in the performance of their official duties under this section.

A parent or guardian who fails to comply with any provision of this section is responsible for a municipal civil infraction punishable by a fine up to two hundred and fifty (\$250.00) dollars together with court costs. Any parent or guardian who is found to have failed to comply with any provisions of this section on more than one (1) occasion is guilty of a misdemeanor punishable by a fine, not to exceed five hundred (\$500.00) dollars and/or imprisonment not to exceed ninety (90) days, together with court costs.

Section 2. **Severability.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 3. **Effective Date.**

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

CERTIFICATION

We, the undersigned, Joseph R. Peterson and Lawrence S. Stec, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, February 25, 2019.

Joseph R. Peterson, Mayor
Lawrence S. Stec, City Clerk

The effective date of this Ordinance is March 12, 2019. A copy of this Ordinance may be purchased or inspected at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Publication Date: March 6, 2019