

Riverview, Michigan, Code of Ordinances >> Subpart A - GENERAL ORDINANCES >> Chapter 38 - OFFENSES AND MISCELLANEOUS PROVISIONS >> ARTICLE IX. - MINORS >> DIVISION 1. - GENERALLY >>

DIVISION 1. – GENERALLY

- Sec. 38-371. - Mandatory school attendance and educational neglect.
- Sec. 38-378. - School truancy prohibited.

Sec. 38-371. - 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 Riverview.
- (b) Every parent, guardian, or other person in the City of Riverview having control and charge of a child from the age of six 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 years 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 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, it shall be considered a failure to properly supervise or care for such child.

- (d) The Superintendent of Schools in the City of Riverview, 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 section (c). If the child complained of is not exempt from public school attendance under state law, the Superintendent of Schools in the City of Riverview, 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 of Riverview, 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 that 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 of Riverview 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, the complained of conduct has not resulted in compliance with section (c); then,
 - 3) The Superintendent of Schools in the City of Riverview, 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 (1), shall determine whether the parent/guardian has complied with section (c). The Superintendent of Schools in the City of Riverview, 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 District Court having jurisdiction in the City of Riverview. The District Court shall proceed to hear and determine a matter under this section in the same manner as is provided for other cases under its jurisdiction.
- (e) All school personnel, principals, assistant principals, administrators, and teachers shall give assistance and furnish information to aid the Superintendent of Schools in the City of Riverview or his or her designee, or other law enforcement official, in the performance of their official duties under this section.
- (f) A parent/guardian who fails to comply with the provisions of this section shall be deemed guilty of a misdemeanor.

Sec. 38-378. - School truancy prohibited.

- (a) Except as otherwise provided in subsection (c) below, it shall be unlawful for any person under the age of 17 years of age to be absent from school during regularly scheduled hours in the city.
- (b) A person who violates subsection (a) shall be liable for a municipal civil infraction, punishable by a fine of not more than \$50.00.
- (c) Subsection (a) does not apply to the following:
 - 1) Those persons who have written permission from the school principal or his designee to be absent.
 - 2) Those persons who are going to or from a scheduled doctor's or dentist's appointment.
 - 3) Those persons attending personal business or emergency situations, such as but not limited to; weddings, funerals and the like.
 - 4) Those persons attending school sponsored activities or sporting events in which they are directly involved.
- (d) This section may be enforced by the Riverview Police Department and school attendance officer, provided, however, that all appearance tickets or citations written in violation of this section shall be coordinated through the Riverview Police Department.

(Ord. No. 581, art. I, 2-7-2005)