

SUBSTITUTE FOR
SENATE BILL NO. 491

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 1233b and 1531i (MCL 380.1233b and 380.1531i),
section 1233b as amended by 1995 PA 289 and section 1531i as added
by 2009 PA 202.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1233b. (1) Except as provided in subsection (3), the
2 board of a ~~local~~**SCHOOL DISTRICT** or intermediate school district
3 may engage a full-time or part-time noncertificated, nonendorsed
4 teacher to teach a course in computer science, a foreign language,
5 mathematics, biology, chemistry, engineering, physics, robotics,
6 **WRITING, JOURNALISM, OR HEALTH SCIENCES; IN A DISCIPLINE INCLUDED**
7 **ON THE LISTING OF CRITICAL SHORTAGE DISCIPLINES COMPILED AND**
8 **UPDATED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION UNDER SECTION**

1 61 OF THE PUBLIC SCHOOL EMPLOYEES RETIREMENT ACT OF 1979, 1980 PA
2 300, MCL 38.1361; or in another subject area determined by the
3 state board to be appropriate to be included under this section and
4 so designated by the state board, or any combination of these
5 subject areas, in grades 9 through 12.

6 (2) Subject to subsection (3), a noncertificated, nonendorsed
7 teacher is qualified to teach pursuant to this section if he or she
8 meets all of the following minimum requirements:

9 (a) Possesses an earned bachelor's degree from an accredited
10 postsecondary institution.

11 (b) Has a major or a graduate degree in the field of
12 specialization in which he or she will teach **OR MEETS 1 OF THE**
13 **FOLLOWING:**

14 (i) **FOR TEACHING ENGINEERING OR MATHEMATICS, HAS, IN THE 7-**
15 **YEAR PERIOD IMMEDIATELY PRECEDING THE DATE OF HIRE, NOT LESS THAN 5**
16 **YEARS OF OCCUPATIONAL EXPERIENCE IN THE FIELD OF ENGINEERING.**

17 (ii) **FOR TEACHING SCIENCE, HAS, IN THE 7-YEAR PERIOD**
18 **IMMEDIATELY PRECEDING THE DATE OF HIRE, NOT LESS THAN 5 YEARS OF**
19 **OCCUPATIONAL EXPERIENCE IN A SCIENCE DISCIPLINE.**

20 (iii) **FOR TEACHING BIOLOGY OR HEALTH SCIENCES, HAS, IN THE 7-**
21 **YEAR PERIOD IMMEDIATELY PRECEDING THE DATE OF HIRE, NOT LESS THAN 5**
22 **YEARS OF OCCUPATIONAL EXPERIENCE IN A HEALTH DISCIPLINE.**

23 (iv) **EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (v), FOR TEACHING A**
24 **FOREIGN LANGUAGE, IS A NATIVE SPEAKER OF THAT FOREIGN LANGUAGE AND**
25 **HAS RESIDED FOR AT LEAST 15 YEARS IN A NATION THAT HAS THAT**
26 **LANGUAGE AS AN OFFICIAL LANGUAGE.**

27 (v) **FOR TEACHING HEBREW, MEETS BOTH OF THE FOLLOWING:**

1 (A) HAS PASSED THE PROFESSIONAL READINESS EXAMINATION
2 DEVELOPED OR SELECTED UNDER SECTION 1531 OR A SUCCESSOR BASIC
3 SKILLS EXAMINATION AS DETERMINED BY THE DEPARTMENT.

4 (B) HAS PASSED ANY APPLICABLE SUBJECT AREA EXAMINATION
5 DEVELOPED OR SELECTED UNDER SECTION 1531 OR, IF THERE IS NO
6 APPLICABLE SUBJECT AREA EXAMINATION, MEETS OTHER REQUIREMENTS
7 ESTABLISHED BY THE SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT.

8 (c) If the teacher desires to teach for more than 1 year, has
9 passed both ~~a basic skills~~ **THE PROFESSIONAL READINESS** examination,
10 **OR A SUCCESSOR BASIC SKILLS EXAMINATION AS DETERMINED BY THE**
11 **DEPARTMENT**, and a subject area examination, if a subject area
12 examination exists, in the field of specialization in which he or
13 she will teach.

14 (d) Except in the case of ~~persons~~ **INDIVIDUALS** engaged to teach
15 a foreign language, **AND EXCEPT AS MAY BE REQUIRED UNDER SUBDIVISION**
16 **(B)**, has, in the 5-year period immediately preceding the date of
17 hire, not less than 2 years of occupational experience in the field
18 of specialization in which he or she will teach. **FOR THE PURPOSES**
19 **OF THIS SUBDIVISION, SERVING AS A FULL-TIME INSTRUCTOR IN A FIELD**
20 **OF SPECIALIZATION AT THE COLLEGE OR UNIVERSITY LEVEL IS CONSIDERED**
21 **TO BE OCCUPATIONAL EXPERIENCE IN THAT FIELD OF SPECIALIZATION.**

22 (3) The requirements listed in subsection (2) for a teacher
23 engaged to teach pursuant to this section ~~shall be~~ **ARE** in addition
24 to any other requirements established by the board of a ~~local~~
25 **SCHOOL DISTRICT** or intermediate school district, as applicable.

26 (4) Except as provided in subsection (5), the board of a ~~local~~
27 **SCHOOL DISTRICT** or intermediate school district shall not engage a

1 full-time or part-time noncertificated, nonendorsed teacher to
 2 teach a course described in subsection (1) if the district is able
 3 to engage a certificated, endorsed teacher.

4 (5) If the board of a ~~local~~ **SCHOOL DISTRICT** or intermediate
 5 school district is able to engage a certificated, endorsed teacher
 6 to teach a course described in subsection (1), the ~~local~~ **SCHOOL**
 7 **DISTRICT** or intermediate school ~~board~~ **DISTRICT** may employ or
 8 continue to employ a noncertificated, nonendorsed teacher to teach
 9 the course if both of the following conditions are met:

10 (a) The noncertificated, nonendorsed teacher is annually and
 11 continually enrolled and completing credit in an approved teacher
 12 preparation program leading to a provisional teaching certificate.

13 (b) The noncertificated, nonendorsed teacher has a planned
 14 program leading to teacher certification on file with the employing
 15 school district or intermediate school district, his or her teacher
 16 preparation institution, and the department. ~~of education.~~

17 (6) If the noncertificated, nonendorsed teacher completes ~~3-2~~
 18 years of successful classroom teaching, as determined by regular
 19 observation and review by school district and teacher preparation
 20 institution personnel, the department ~~of education~~ and a teacher
 21 preparation institution shall utilize the teaching experience of a
 22 noncertificated, nonendorsed teacher for the purpose of waiving
 23 student teaching as a condition for receiving a continued
 24 employment authorization in the school district and a provisional
 25 teaching certificate.

26 Sec. 1531i. (1) The superintendent of public instruction shall
 27 establish a process for a ~~person~~ **AN INDIVIDUAL** to earn an interim

1 teaching certificate under this section that qualifies the ~~person~~
2 **INDIVIDUAL** to teach in the public schools and to earn a Michigan
3 teaching certificate using the process under this section. The
4 process shall meet all applicable requirements for an alternative
5 teaching certification process under the no child left behind act
6 of 2001, Public Law 107-110. The process shall not allow for an
7 interim teaching certificate for special education.

8 (2) The process established under subsection (1) shall provide
9 that the superintendent of public instruction will grant an interim
10 teaching certificate to a ~~person~~ **AN INDIVIDUAL** who meets all of the
11 following:

12 (a) Is a participant in an alternative teaching program that
13 is approved by the superintendent of public instruction. To be
14 approved, a program provider shall demonstrate to the satisfaction
15 of the superintendent of public instruction that it meets all of
16 the following:

17 (i) Provides for its participants an intensive training
18 program in teaching that is determined by the superintendent of
19 public instruction to constitute the equivalent of at least 12
20 college credit hours and that includes training in at least all of
21 the following subject areas:

22 (A) Child development or child psychology.

23 (B) Family and community relationships.

24 (C) Diverse learners.

25 (D) Instructional strategies **AND CLASSROOM MANAGEMENT**.

26 (E) A form of field-based experience in a classroom setting.

27 (ii) Has a proven record of producing successful teachers in 1

1 or more other states or is modeled after a program that has a
2 proven record of producing successful teachers in 1 or more other
3 states.

4 (iii) Accepts for participation only ~~persons~~ **INDIVIDUALS** who
5 meet the requirements of subdivision (b).

6 (b) ~~Holds~~ **EXCEPT FOR A CAREER AND TECHNICAL EDUCATION**
7 **INSTRUCTOR, HOLDS** a bachelor's , ~~master's, doctorate, or~~
8 professional degree from a regionally accredited college or
9 university with a grade point average of at least 3.0 on a 4.0
10 scale or the equivalent on another scale, as determined by the
11 superintendent of public instruction, **OR HOLDS A MASTER'S OR**
12 **DOCTORATE DEGREE FROM A REGIONALLY ACCREDITED COLLEGE OR**
13 **UNIVERSITY. THE DEPARTMENT SHALL DETERMINE WHICH CAREER AND**
14 **TECHNICAL EDUCATION CERTIFICATION AREAS DO NOT REQUIRE A BACHELOR'S**
15 **DEGREE.**

16 (c) Passes both the ~~basic skills~~ **PROFESSIONAL READINESS**
17 examination, **OR A SUCCESSOR BASIC SKILLS EXAMINATION AS DETERMINED**
18 **BY THE DEPARTMENT,** and the appropriate available subject area
19 examination for each subject area in which he or she applies to be
20 certified.

21 (3) ~~A person~~ **AN INDIVIDUAL** earning a ~~provisional~~ **AN INTERIM**
22 **TEACHING** certificate under this section ~~will be~~ **IS** subject to
23 provisions of administrative rules governing teachers, as
24 established by the superintendent of public instruction.

25 (4) ~~A person~~ **AN INDIVIDUAL** who possesses an interim teaching
26 certificate under this section may be employed to teach in a public
27 school in the same manner as ~~a person~~ **AN INDIVIDUAL** holding a

1 Michigan teaching certificate issued under section 1531 if all of
2 the following requirements are met:

3 (a) While the ~~person~~**INDIVIDUAL** is teaching under an interim
4 teaching certificate, the school district or public school academy
5 in which the ~~person~~**INDIVIDUAL** is teaching provides intensive
6 observation and coaching in a manner and to the extent prescribed
7 by the superintendent of public instruction.

8 (b) The ~~person~~**INDIVIDUAL HAS A PLANNED PROGRAM LEADING TO**
9 **TEACHER CERTIFICATION ON FILE WITH THE EMPLOYING SCHOOL DISTRICT OR**
10 **INTERMEDIATE SCHOOL DISTRICT, HIS OR HER TEACHER PREPARATION**
11 **INSTITUTION, AND THE DEPARTMENT, AND** is making satisfactory
12 progress toward meeting the requirements for being awarded a
13 Michigan teaching certificate under section 1531, as established by
14 the superintendent of public instruction under subsection (5). **FOR**
15 **A CAREER AND TECHNICAL EDUCATION INSTRUCTOR, THE DEPARTMENT SHALL**
16 **DETERMINE HOW NONCERTIFICATED INSTRUCTORS WHO ARE PLACED ON AN**
17 **ANNUAL OCCUPATIONAL AUTHORIZATION MAY EXPEDITE THE PROCESS TO**
18 **BECOME FULLY CERTIFIED TO TEACH IN A CAREER AND TECHNICAL EDUCATION**
19 **PROGRAM. THE DEPARTMENT SHALL PERMIT THOSE INDIVIDUALS TO TAKE**
20 **REDUCED COURSE WORK, THROUGH THE CURRENT AUTHORIZATION PROCESS, TO**
21 **BE ELIGIBLE TO RECEIVE AN INTERIM OCCUPATIONAL CERTIFICATE. THE**
22 **DEPARTMENT SHALL DETERMINE WHICH CAREER AND TECHNICAL EDUCATION**
23 **PROGRAMS ARE ELIGIBLE FOR THIS ALTERNATIVE CERTIFICATION PROCESS**
24 **AND THE COURSE WORK REQUIRED TO EARN THE CERTIFICATION.**

25 (5) The superintendent of public instruction shall develop
26 standards for granting a ~~person~~**AN INDIVIDUAL** a Michigan teaching
27 certificate issued under section 1531 after the ~~person~~**INDIVIDUAL**

1 has demonstrated satisfactory teaching performance for 3 years
2 under an interim teaching certificate and has met the requirements
3 established by the superintendent of public instruction for a
4 Michigan teaching certificate.

5 (6) The superintendent of public instruction shall promulgate
6 rules that he or she considers necessary to implement this section.

7 **NOTWITHSTANDING ANY RULE TO THE CONTRARY, AN INTERIM TEACHING**
8 **CERTIFICATE ISSUED UNDER THIS SECTION IS VALID UNTIL THE NEXT JUNE**
9 **30 OCCURRING AT LEAST 7 YEARS AFTER THE DATE IT IS ISSUED.**

10 (7) IF AN INDIVIDUAL SEEKING AN INTERIM TEACHING CERTIFICATE
11 UNDER THIS SECTION HAS MORE THAN 1 MASTER'S, DOCTORATE, OR
12 PROFESSIONAL DEGREE, OR HAS A BACHELOR'S DEGREE WITH MORE THAN 1
13 MAJOR, AND IF HE OR SHE MEETS THE OTHER REQUIREMENTS OF THIS
14 SECTION, THEN THE INDIVIDUAL IS ELIGIBLE FOR A SUBJECT AREA
15 ENDORSEMENT, IF AVAILABLE, IN EACH OF THE SUBJECT AREAS IN WHICH HE
16 OR SHE HOLDS A MASTER'S, DOCTORATE, OR PROFESSIONAL DEGREE OR HAS
17 EARNED A MAJOR.

18 (8) ~~(7)~~As used in this section, "~~basic skills~~"**PROFESSIONAL**
19 **READINESS** examination", "elementary certification examination", and
20 "subject area examination" mean those terms as defined in **RULES**
21 **PROMULGATED UNDER** section 1531.

22 Enacting section 1. This amendatory act takes effect 90 days
23 after the date it is enacted into law.