

SENATE BILL No. 773

February 26, 1992, Introduced by Senator BOUCHARD and referred to the Committee on Education.

A bill to amend section 1531 of Act No. 451 of the Public Acts of 1976, entitled as amended

"The school code of 1976,"

as amended by Act No. 267 of the Public Acts of 1986, being section 380.1531 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1531 of Act No. 451 of the Public Acts
2 of 1976, as amended by Act No. 267 of the Public Acts of 1986,
3 being section 380.1531 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 1531. (1) Except as provided in this section, the
6 state board shall determine the requirements for and issue all
7 licenses and certificates for teachers, including preprimary
8 teachers, and the requirements for an endorsement of teachers as
9 qualified counselors in the public schools of the state.

1 (2) Beginning September 1, 1991, AFTER THE STATE BOARD MAKES
2 AVAILABLE A STATE BOARD APPROVED BASIC SKILLS EXAMINATION AND
3 APPROPRIATE STATE BOARD APPROVED SUBJECT AREA EXAMINATIONS, the
4 state board shall only issue a teaching certificate to a person
5 who has passed both a STATE BOARD APPROVED basic skills examina-
6 tion and each appropriate STATE BOARD APPROVED subject area exam-
7 ination for each subject area in which he or she is to be
8 certified. Beginning September 1, 1991, AFTER THE STATE BOARD
9 MAKES AVAILABLE A STATE BOARD APPROVED BASIC SKILLS EXAMINATION
10 AND APPROPRIATE STATE BOARD APPROVED SUBJECT AREA EXAMINATIONS,
11 persons holding teaching degrees from out-of-state teacher prepa-
12 ration institutions and who apply for a Michigan teacher's cer-
13 tificate shall be required to pass both a Michigan state board
14 approved basic skills examination and each appropriate Michigan
15 state board approved subject area examination.

16 (3) Not later than June 1, 1988, the department, based upon
17 criteria recommended pursuant to subsection (5), shall provide to
18 state board approved teacher education institutions state board
19 approved guidelines and criteria for use in the development or
20 selection of a basic skills examination, and not later than
21 June 1, 1989, approved guidelines and criteria for use in the
22 development or selection of subject area examinations.

23 (4) Not later than January 1, 1989, the state board, based
24 upon criteria recommended pursuant to subsection (5), shall
25 develop, select, or develop and select 1 or more basic skills
26 examinations, and not later than January 1, 1990, subject area

1 examinations that may be used by an approved teacher education
2 institution.

3 (5) ~~Within 30 days after the effective date of the amenda-~~
4 ~~tory act that adds this subsection~~ NOT LATER THAN JANUARY 18,
5 1987, the state board shall appoint an 11-member teacher examina-
6 tion advisory committee comprised of representatives of approved
7 teacher education institutions and Michigan education organi-
8 zations and associations. Not more than 1/2 of the members com-
9 prising this committee shall be certified teachers. Not later
10 than January 1, 1988, this committee shall recommend criteria to
11 be used by the state board in the development, selection, or
12 development and selection of 1 or more basic skills examinations,
13 and not later than January 1, 1989, criteria to be used by the
14 state board in the development, selection, or development and
15 selection of subject area examinations. In addition, by those
16 dates, the committee shall recommend guidelines for the use and
17 administration of those examinations. The basic skills examina-
18 tions referred to in this subsection may be developed by the
19 state board or selected by the state board from commercially or
20 university developed examinations. In addition, an approved
21 teacher education institution, pursuant to guidelines and cri-
22 teria described in subsection (3), may develop an examination at
23 its own expense for approval by the state board. An approved
24 teacher education institution that develops its own examination
25 ~~shall be~~ IS liable for any litigation that results from the use
26 of its examination.

1 (6) ~~Within 30 days after the effective date of the~~
2 ~~amendatory act that adds this subsection~~ NOT LATER THAN JANUARY
3 18, 1987, the state board shall appoint a 7-member standing tech-
4 nical advisory council comprised of persons who are experts in
5 measurement and assessment. This council shall advise the state
6 board and the teacher examination committee on the validity,
7 reliability, and other technical standards of the examinations
8 that will be used or are being used and of the administration and
9 use of those examinations.

10 (7) Not later than September 1, 1992 and each year thereaf-
11 ter, the state board shall submit in writing a report on the
12 development or selection and use of the basic skills examination
13 and the subject area examinations to the house and senate educa-
14 tion committees. The report shall also contain a financial
15 statement regarding revenue received from the assessment of fees
16 levied pursuant to subsection (9) and the amount of and any pur-
17 poses for which that revenue was expended.

18 (8) The basic skills examination and the subject area exami-
19 nations required by this section may be taken at different times
20 during an approved teacher preparation program, but must be
21 passed before a person is enrolled for student teaching. THE
22 STATE BOARD MAY WAIVE THE REQUIREMENTS OF THIS SUBSECTION TO
23 ALLOW STATE BOARD APPROVED TEACHER EDUCATION INSTITUTIONS TO
24 ENROLL FOR STUDENT TEACHING A PERSON WHO HAS NOT RECEIVED THE
25 RESULTS OF HIS OR HER REQUIRED EXAMINATIONS AT THE TIME OF
26 ENROLLMENT BUT WHO HAS TAKEN EACH OF HIS OR HER REQUIRED
27 EXAMINATIONS BEFORE ENROLLMENT.

1 (9) The department, or if approved by the state board, a
2 private testing service, may assess a fee for taking the basic
3 skills and the subject area examinations. The fees, which shall
4 be set by the state board, shall not exceed \$50.00 for a basic
5 skills examination ~~nor~~ OR \$75.00 for a subject area
6 examination. Fees received by the department shall be expended
7 solely for administrative expenses that it incurs in implementing
8 subsections (2) to (12).

9 (10) As used in this section:

10 (a) "Basic skills examination" means an examination devel-
11 oped or selected by the state board or developed pursuant to sub-
12 section (5) by an approved teacher education institution for the
13 purpose of demonstrating the applicant's knowledge and under-
14 standing of basic language and mathematical skills and other
15 skills necessary for the certificate sought, and for determining
16 whether or not a teacher education graduate is eligible for a
17 provisional or probationary Michigan teaching certificate. Not
18 later than June 30, 1987, the department shall advise the state
19 board and the legislature whether or not the department recom-
20 mends that the basic skills examination include an examination of
21 a person's knowledge and understanding of 1 or more of the
22 following: brain function, learning styles, and learning
23 processes.

24 (b) "Subject area examination" means an examination related
25 to a specific area of certification, which examination has been
26 developed or selected by the state board for the purpose of
27 demonstrating the applicant's knowledge and understanding of the

1 subject matter and determining whether or not a teacher education
2 graduate is eligible for a provisional or probationary Michigan
3 teaching certificate.

4 (11) The state board shall certify as qualified the supervi-
5 sors required in section 1506. The state board shall certify
6 teachers as qualified to teach the class described in section
7 1507(1), based upon the recommendation of a teacher training
8 institution, upon an evaluation of the teacher's educational
9 qualifications and experience, and upon any additional require-
10 ments the state board considers necessary.

11 (12) The state board shall promulgate rules for the imple-
12 mentation of this section.