



# SENATE BILL No. 174

January 26, 1993, Introduced by Senator BOUCHARD and referred to the Committee on Family Law, Criminal Law, and Corrections.

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

"The school code of 1976,"

as amended, being sections 380.1 to 380.1852 of the Michigan Compiled Laws, by adding sections 1535b and 1539c.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- SENATE BILL No. 174
- 1 Section 1. Act No. 451 of the Public Acts of 1976, as  
2 amended, being sections 380.1 to 380.1852 of the Michigan  
3 Compiled Laws, is amended by adding sections 1535b and 1539c to  
4 read as follows:  
5 SEC. 1535B. (1) IF THE STATE BOARD IS NOTIFIED THAT A  
6 PERSON WHO HOLDS A TEACHING CERTIFICATE IN THIS STATE AND WHO IS  
7 SUBJECT TO A SUPPORT ORDER HAS BEEN FOUND TO BE AT LEAST 3 MONTHS  
8 IN ARREARS ON THAT SUPPORT ORDER, THE STATE BOARD SHALL NOTIFY

1 THE PERSON IN WRITING THAT AFTER AN OPPORTUNITY FOR A HEARING  
2 BEFORE THE STATE BOARD HIS OR HER TEACHING CERTIFICATE SHALL BE  
3 SUSPENDED UNTIL THE ARREARAGE IS PAID OR UNTIL A REPAYMENT SCHED-  
4 ULE IS IN EFFECT. THE HEARING SHALL BE SCHEDULED NOT LESS THAN  
5 30 DAYS AFTER THE DATE THE NOTICE IS SENT. AT THE HEARING, THE  
6 PERSON MAY PRESENT PROOF OF PAYMENT OF THE ARREARAGE OR THAT A  
7 REPAYMENT SCHEDULE IS IN EFFECT.

8 (2) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), THE ONLY  
9 ISSUES TO BE CONSIDERED BY THE STATE BOARD ARE WHETHER THE PERSON  
10 IS THE HOLDER OF A TEACHING CERTIFICATE AND WHETHER THE ARREARAGE  
11 HAS BEEN PAID OR WHETHER A REPAYMENT SCHEDULE IS IN EFFECT.

12 (3) IF AT THE HEARING THE STATE BOARD DETERMINES THAT  
13 EXTREME HARDSHIP TO THE PERSONS THE HOLDER OF THE TEACHING CER-  
14 TIFICATE SERVES WOULD BE CREATED BY THE SUSPENSION, THE STATE  
15 BOARD SHALL NOT SUSPEND THE CERTIFICATE BUT SHALL INSTEAD CONDI-  
16 TION THE HOLDING OF THE CERTIFICATE UPON COMPLIANCE WITH THE SUP-  
17 PORT ORDER.

18 (4) THE STATE BOARD MAY PROMULGATE RULES AS NECESSARY TO  
19 IMPLEMENT THIS SECTION.

20 SEC. 1539C. (1) IF THE STATE BOARD IS NOTIFIED THAT A  
21 PERSON WHO HOLDS STATE BOARD APPROVAL IN THIS STATE AND WHO IS  
22 SUBJECT TO A SUPPORT ORDER HAS BEEN FOUND TO BE AT LEAST 3 MONTHS  
23 IN ARREARS ON THAT SUPPORT ORDER, THE STATE BOARD SHALL NOTIFY  
24 THE PERSON IN WRITING THAT AFTER AN OPPORTUNITY FOR A HEARING  
25 BEFORE THE STATE BOARD HIS OR HER STATE BOARD APPROVAL SHALL BE  
26 SUSPENDED UNTIL THE ARREARAGE IS PAID OR UNTIL A REPAYMENT  
27 SCHEDULE IS IN EFFECT. THE HEARING SHALL BE SCHEDULED NOT LESS

1 THAN 30 DAYS AFTER THE DATE THE NOTICE IS SENT. AT THE HEARING,  
2 THE PERSON MAY PRESENT PROOF OF PAYMENT OF THE ARREARAGE.

3 (2) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), THE ONLY  
4 ISSUES TO BE CONSIDERED BY THE STATE BOARD ARE WHETHER THE PERSON  
5 IS THE HOLDER OF A STATE BOARD APPROVAL AND WHETHER THE ARREARAGE  
6 HAS BEEN PAID OR WHETHER A REPAYMENT SCHEDULE IS IN EFFECT.

7 (3) IF AT THE HEARING THE STATE BOARD DETERMINES THAT  
8 EXTREME HARDSHIP TO THE PERSONS THE HOLDER OF THE STATE BOARD  
9 APPROVAL SERVES WOULD BE CREATED BY THE SUSPENSION, THE STATE  
10 BOARD SHALL NOT SUSPEND THE APPROVAL BUT SHALL INSTEAD CONDITION  
11 THE HOLDING OF THE APPROVAL UPON COMPLIANCE WITH THE SUPPORT  
12 ORDER.

13 (4) THE STATE BOARD MAY PROMULGATE RULES AS NECESSARY TO  
14 IMPLEMENT THIS SECTION.