

HOUSE BILL No. 4074

January 28, 1997, Introduced by Rep. London and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1809 (MCL 380.1809), as added by 1995 PA 96.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1809. (1) In addition to any other penalty provided by
2 law, a person who uses or attempts to use a teaching certificate
3 that he or she knows is surrendered, suspended, revoked, nulli-
4 fied, fraudulently obtained, altered, or forged, or who uses or
5 attempts to use as his or her own a valid teaching certificate
6 that he or she knows is issued to another person, to obtain
7 employment in a position requiring a valid teaching certificate
8 or who remains employed in a position requiring a valid teaching
9 certificate knowing that he or she does not hold a valid teaching
10 certificate is guilty of a misdemeanor, punishable as follows:

1 (a) For the first offense, by imprisonment for not more than
2 93 days or a fine of not more than \$500.00, or both.

3 (b) For a second or subsequent offense, by imprisonment for
4 not less than 93 days or more than 6 months, or a fine of not
5 less than \$500.00 or more than \$1,000.00, or both.

6 (2) In addition to any other penalty provided by law, a
7 person who uses or attempts to use a school administrator's cer-
8 tificate that he or she knows is surrendered, suspended, revoked,
9 nullified, fraudulently obtained, altered, or forged, or who uses
10 or attempts to use as his or her own a valid school
11 administrator's certificate that he or she knows is issued to
12 another person, to obtain employment as a school administrator or
13 who remains employed in a position requiring a valid school
14 administrator's certificate knowing that he or she does not hold
15 a valid school administrator's certificate is guilty of a misde-
16 meanor, punishable as follows:

17 (a) For the first offense, by imprisonment for not more than
18 93 days or a fine of not more than \$500.00, or both.

19 (b) For a second or subsequent offense, by imprisonment for
20 not less than 93 days or more than 6 months, or a fine of not
21 less than \$500.00 or more than \$1,000.00, or both.

22 (3) In addition to any other penalty provided by law, a
23 person who uses or attempts to use a state board approval that he
24 or she knows is surrendered, suspended, revoked, nullified,
25 fraudulently obtained, altered, or forged, or who uses or
26 attempts to use as his or her own a valid state board approval
27 that he or she knows is issued to another person, to obtain

1 employment in a position requiring a valid state board approval
2 or who remains employed in a position requiring a valid state
3 board approval knowing that he or she does not hold a valid state
4 board approval is guilty of a misdemeanor, punishable as
5 follows:

6 (a) For the first offense, by imprisonment for not more than
7 93 days or a fine of not more than \$500.00, or both.

8 (b) For a second or subsequent offense, by imprisonment for
9 not less than 93 days or more than 6 months, or a fine of not
10 less than \$500.00 or more than \$1,000.00, or both.

11 (4) In addition to any other penalty provided by law, a
12 person who uses or attempts to use a college or university tran-
13 script or a certificate or other ~~credential~~ DOCUMENT that he or
14 she knows is fraudulently obtained, altered, or forged, or who
15 uses or attempts to use as his or her own a college or university
16 transcript or a certificate or other ~~credential~~ DOCUMENT that
17 he or she knows is that of another person, to obtain a teaching
18 certificate, school administrator's certificate, or state board
19 approval in this state is guilty of a misdemeanor, punishable as
20 follows:

21 (a) For the first offense, by imprisonment for not more than
22 93 days or a fine of not more than \$500.00, or both.

23 (b) For a second or subsequent offense, by imprisonment for
24 not less than 93 days or more than 6 months, or a fine of not
25 less than \$500.00 or more than \$1,000.00, or both.

26 (5) The state board may refuse to issue or renew a teaching
27 certificate, school administrator's certificate, or state board

1 approval, or refuse to issue an endorsement for a teaching
2 certificate or school administrator's certificate, to a person
3 convicted of a violation of this section.

4 (6) As used in this section, "state board approval" means
5 that term as defined in section 1539b.