

SENATE BILL No. 1582

November 9, 2010, Introduced by Senator KUIPERS and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1249 (MCL 380.1249), as added by 2009 PA 205.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1249. (1) With the involvement of teachers and school
2 administrators, the board of a school district or intermediate
3 school district or board of directors of a public school academy
4 shall adopt and implement for all teachers and school
5 administrators a rigorous, transparent, and fair performance
6 evaluation system that does all of the following:

7 (a) Evaluates the teacher's or school administrator's job
8 performance at least annually while providing timely and

1 constructive feedback.

2 (b) Establishes clear approaches to measuring student growth
3 and provides teachers and school administrators with relevant data
4 on student growth.

5 (c) Evaluates a teacher's or school administrator's job
6 performance **AND RATES THE TEACHER AS EITHER "EFFECTIVE" OR**
7 **"INEFFECTIVE"**, using multiple rating categories ~~that take into~~
8 ~~account data~~ **IN A WAY THAT ENSURES THAT AT LEAST 50% OF THE ANNUAL**
9 **EVALUATION IS BASED** on student growth. ~~as a significant factor.~~ For
10 these purposes, student growth shall be measured by ~~national,~~
11 ~~state, or~~ **STATE ASSESSMENTS AND MAY ALSO BE MEASURED BY** local
12 assessments and other objective criteria. **IF THERE IS NO STATE**
13 **ASSESSMENT FOR A GRADE OR SUBJECT AREA THAT IS PART OF THE**
14 **APPLICABLE DATA ON STUDENT GROWTH, STUDENT GROWTH MAY BE MEASURED**
15 **BY LOCAL ASSESSMENTS ONLY.**

16 (d) Uses the evaluations, at a minimum, to inform decisions
17 regarding all of the following:

18 (i) The effectiveness of teachers and school administrators,
19 ensuring that they are given ample opportunities for improvement.

20 (ii) Promotion, retention, and development of teachers and
21 school administrators, including providing relevant coaching,
22 instruction support, or professional development.

23 (iii) Whether to grant tenure or full certification, or both, to
24 teachers and school administrators using rigorous standards and
25 streamlined, transparent, and fair procedures. **THE EVALUATIONS**
26 **SHALL BE USED FOR DECISIONS REGARDING TEACHER TENURE AS PROVIDED IN**
27 **1937 (EX SESS) PA 4, MCL 38.71 TO 38.191.**

1 (iv) Removing ineffective tenured and untenured teachers and
2 school administrators after they have had ample opportunities to
3 improve, and ensuring that these decisions are made using rigorous
4 standards and streamlined, transparent, and fair procedures **AND IN**
5 **ACCORDANCE WITH 1937 (EX SESS) PA 4, MCL 38.71 TO 38.191.**

6 **(2) FOR AN EVALUATION OF A TEACHER, THE EVALUATION SYSTEM**
7 **UNDER SUBSECTION (1) SHALL PROVIDE FOR AN APPEAL PROCESS THAT**
8 **ALLOWS THE EVALUATION TO BE APPEALED TO THE SUPERINTENDENT OF THE**
9 **SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT, OR HIS OR HER**
10 **DESIGNEE, OR TO THE CHIEF ADMINISTRATOR OF A PUBLIC SCHOOL ACADEMY.**

11 Enacting section 1. This amendatory act does not take effect
12 unless Senate Bill No. 1581

13 of the 95th Legislature is enacted into law.