

HOUSE BILL No. 5906

November 6, 2014, Introduced by Rep. Rogers and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending sections 1531 and 1531i (MCL 380.1531 and 380.1531i),
section 1531 as amended by 2007 PA 32 and section 1531i as added by
2009 PA 202.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1531. (1) Except as provided in this act, the
2 superintendent of public instruction shall determine the
3 requirements for and issue all licenses and certificates for
4 teachers, including preprimary teachers, and the requirements for
5 an endorsement of teachers as qualified counselors and an
6 endorsement of teachers for teaching a foreign language in an
7 elementary grade in the public schools of the state.

1 (2) Except as otherwise provided in this act, the
2 superintendent of public instruction shall only issue a teaching
3 certificate to a person who has passed appropriate examinations as
4 follows:

5 (a) For a secondary level teaching certificate, has passed
6 both the basic skills examination and the appropriate available
7 subject area examination for each subject area in which he or she
8 applies to be certified.

9 (b) For an elementary level teaching certificate, has passed
10 the basic skills examination and, if it is available, the
11 elementary certification examination, and has passed the
12 appropriate available subject area examination for each subject
13 area, if any, in which he or she applies to be certified.

14 (3) Except as otherwise provided in this act, the
15 superintendent of public instruction shall issue a Michigan
16 teaching certificate to a person holding a certificate from another
17 state or a teaching degree from an out-of-state teacher preparation
18 institution who applies for a Michigan teaching certificate only if
19 the person passes appropriate examinations as follows:

20 (a) For a secondary level teaching certificate, pass both the
21 basic skills examination and the appropriate available subject area
22 examination for each subject area in which he or she ~~applies~~ **IS**
23 **QUALIFIED** to be certified. The superintendent of public instruction
24 may accept passage of an equivalent examination approved by the
25 superintendent of public instruction to meet 1 or both of these
26 requirements.

27 (b) For an elementary level teaching certificate, pass the

1 basic skills examination and, if it is available, the elementary
2 certification examination, and pass the appropriate available
3 subject area examination for each subject area, if any, in which he
4 or she applies to be certified. The superintendent of public
5 instruction may accept passage of an equivalent examination
6 approved by the superintendent of public instruction to meet 1 or
7 more of these requirements.

8 (4) Except as otherwise provided in this act, the
9 superintendent of public instruction shall only issue a teaching
10 certificate to a person who has met the elementary or secondary, as
11 applicable, reading credit requirements established under
12 superintendent of public instruction rule. If a person holds a
13 teaching certificate, then beginning July 1, 2009, notwithstanding
14 any rule to the contrary, the superintendent of public instruction
15 shall not advance the person's certification to professional
16 certification unless the person has successfully completed at least
17 a 3-credit course of study with appropriate field experiences in
18 the diagnosis and remediation of reading disabilities and
19 differentiated instruction. To meet this requirement, the course of
20 study should include the following elements, as determined by the
21 department to be appropriate for the person's certification level
22 and endorsements: interest inventories, English language learning
23 screening, visual and auditory discrimination tools, language
24 expression and processing screening, phonemics, phonics,
25 vocabulary, fluency, comprehension, spelling and writing assessment
26 tools, and instructional strategies. A person may complete the
27 course of study either as part of his or her teacher preparation

1 program or during the first 6 years of his or her employment in
2 classroom teaching.

3 (5) Not later than January 11, 2002, the superintendent of
4 public instruction, in cooperation with appropriate curriculum
5 specialists and teacher educators, shall revise existing reading
6 standards to recognize reading disorders and to enable teachers to
7 make referrals for instruction and support for pupils with reading
8 disorders.

9 (6) Subject to subsection (8), if a person holding a teaching
10 certificate from another state applies to the superintendent of
11 public instruction for a Michigan teaching certificate and meets
12 the requirements of this subsection, the superintendent of public
13 instruction shall issue to the person a Michigan professional
14 education teaching certificate and applicable endorsements
15 comparable to those the person holds in the other state, without
16 requiring the person to pass a basic skills examination or the
17 applicable subject area examination otherwise required under
18 subsection (2) or (3). To be eligible to receive a Michigan
19 professional education teaching certificate under this subsection,
20 a person shall provide evidence satisfactory to the department that
21 he or she meets all of the following requirements:

22 (a) Has taught successfully for at least 3 years in a position
23 for which the person's teaching certification from the other state
24 was valid.

25 ~~(b) Has earned, after his or her initial certification in~~
26 ~~another state, at least 18 semester credit hours in a planned~~
27 ~~course of study at an institution of higher education approved by~~

1 ~~the superintendent of public instruction or has earned, at any~~
2 ~~time, a master's or doctoral degree approved by the superintendent~~
3 ~~of public instruction.~~ **HAS MET ONGOING PROFESSIONAL LEARNING**
4 **REQUIREMENTS ESTABLISHED BY THE SUPERINTENDENT OF PUBLIC**
5 **INSTRUCTION.**

6 (c) Has met the elementary or secondary, as applicable,
7 reading credit requirement established under superintendent of
8 public instruction rule.

9 (7) A person who receives a teaching certificate and
10 endorsement or endorsements under subsection (6) is eligible to
11 receive 1 or more additional endorsements comparable to
12 endorsements the person holds in another state only if the person
13 passes the appropriate subject area examinations required under
14 subsection (2) or (3).

15 (8) The superintendent of public instruction shall deny a
16 Michigan teaching certificate to a person described in subsection
17 (6) for fraud, material misrepresentation, or concealment in the
18 person's application for a certificate or for a conviction for
19 which a person's teaching certificate may be revoked under section
20 1535a.

21 (9) The department, based upon criteria recommended pursuant
22 to subsection (11), shall provide to approved teacher education
23 institutions guidelines and criteria approved by the superintendent
24 of public instruction for use in the development or selection of a
25 basic skills examination and approved guidelines and criteria for
26 use in the development or selection of subject area examinations.

27 (10) For the purposes of this section, the superintendent of

1 public instruction, based upon criteria recommended pursuant to
2 subsection (11), shall develop, select, or develop and select 1 or
3 more basic skills examinations and subject area examinations. In
4 addition, the superintendent of public instruction, based upon
5 criteria recommended pursuant to subsection (11), shall approve an
6 elementary certification examination and a reading subject area
7 examination.

8 (11) The superintendent of public instruction shall appoint an
9 11-member teacher examination advisory committee comprised of
10 representatives of approved teacher education institutions and
11 Michigan education organizations and associations. Not more than
12 1/2 of the members comprising this committee shall be certified
13 teachers. This committee shall recommend criteria to be used by the
14 superintendent of public instruction in the development, selection,
15 or development and selection of 1 or more basic skills
16 examinations, and criteria to be used by the superintendent of
17 public instruction in the development, selection, or development
18 and selection of subject area examinations. In addition, the
19 committee shall recommend guidelines for the use and administration
20 of those examinations. The basic skills examinations referred to in
21 this subsection may be developed by the superintendent of public
22 instruction or selected by the superintendent of public instruction
23 from commercially or university developed examinations. In
24 addition, an approved teacher education institution, pursuant to
25 guidelines and criteria described in subsection (9), may develop an
26 examination at its own expense for approval by the superintendent
27 of public instruction. An approved teacher education institution

1 that develops its own examination is liable for any litigation that
2 results from the use of its examination.

3 (12) The superintendent of public instruction shall appoint a
4 7-member standing technical advisory council comprised of persons
5 who are experts in measurement and assessment. This council shall
6 advise the superintendent of public instruction and the teacher
7 examination committee on the validity, reliability, and other
8 technical standards of the examinations that will be used or are
9 being used and of the administration and use of those examinations.

10 (13) Not later than November 30 of each year, the
11 superintendent of public instruction shall submit in writing a
12 report on the development or selection and use of the basic skills
13 examination, the elementary certification examination, and the
14 subject area examinations to the house and senate education
15 committees. The report shall also contain a financial statement
16 regarding revenue received from the assessment of fees levied
17 pursuant to subsection (15) and the amount of and any purposes for
18 which that revenue was expended.

19 (14) The basic skills examination, the elementary
20 certification examination, and the subject area examinations
21 required by this section may be taken at different times, ~~during an~~
22 ~~approved teacher preparation program,~~ but the basic skills
23 examination must be passed before a person is ~~enrolled for student~~
24 ~~teaching~~ **ADMITTED TO AN APPROVED TEACHER PREPARATION PROGRAM** and
25 the elementary certification examination and the subject area
26 examinations, as applicable, must be passed before a person is
27 ~~recommended for certification.~~ **ENROLLED FOR STUDENT TEACHING.**

1 (15) The department, or if approved by the superintendent of
2 public instruction, a private testing service, may assess fees for
3 taking the basic skills examination, elementary certification
4 examination, and the subject area examinations. ~~The fees, which~~
5 ~~shall be set by the superintendent of public instruction, shall not~~
6 ~~exceed \$50.00 for a basic skills examination or \$75.00 for an~~
7 ~~elementary certification examination or a subject area examination.~~
8 ~~However, if a subject area examination for vocational education~~
9 ~~includes a performance examination, an additional fee may be~~
10 ~~assessed for taking the performance examination, not to exceed the~~
11 ~~actual cost of administering the performance examination. Fees~~
12 received by the department shall be expended solely for
13 administrative expenses that it incurs in implementing this
14 section.

15 (16) If a person holding a teaching certificate from another
16 state applies for a Michigan teaching certificate and meets all
17 requirements for the Michigan teaching certificate except passage
18 of the appropriate examinations under subsection (3), the
19 superintendent of public instruction shall issue a nonrenewable
20 temporary teaching certificate, good for 1 year, to the person. The
21 superintendent of public instruction shall not issue a Michigan
22 teaching certificate to the person after expiration of the
23 temporary teaching certificate unless the person passes appropriate
24 examinations as described in subsection (3).

25 (17) As used in this section:

26 (a) "Basic skills examination" means an examination developed
27 or selected by the superintendent of public instruction or

1 developed pursuant to subsection (11) by an approved teacher
2 education institution for the purpose of demonstrating the
3 applicant's knowledge and understanding of basic language and
4 mathematical skills and other skills necessary for the certificate
5 sought, and for determining whether or not an applicant is eligible
6 for a provisional Michigan teaching certificate.

7 (b) "Elementary certification examination" means a
8 comprehensive examination for elementary certification that has
9 been developed or selected by the superintendent of public
10 instruction for demonstrating the applicant's knowledge and
11 understanding of the core subjects normally taught in elementary
12 classrooms and for determining whether or not an applicant is
13 eligible for an elementary level teaching certificate.

14 (c) "Subject area examination" means an examination related to
15 a specific area of certification, which examination has been
16 developed or selected by the superintendent of public instruction
17 for the purpose of demonstrating the applicant's knowledge and
18 understanding of the subject matter and determining whether or not
19 an applicant is eligible for a Michigan teaching certificate.

20 (18) The superintendent of public instruction shall promulgate
21 rules for the implementation of this section.

22 ~~———— (19) Notwithstanding any rule to the contrary, the~~
23 ~~superintendent of public instruction shall continue to issue state~~
24 ~~elementary or secondary continuing education certificates pursuant~~
25 ~~to R 390.1132(1) of the Michigan administrative code to persons who~~
26 ~~completed the requirements of that rule by December 31, 1992 and~~
27 ~~who apply for that certificate not later than March 15, 1994. If~~

~~1 the superintendent of public instruction has issued a state
2 elementary or secondary professional education certificate to a
3 person described in this section, the superintendent of public
4 instruction shall consider the person to have a state elementary or
5 secondary, as applicable, continuing education certificate.~~

6 Sec. 1531i. (1) The superintendent of public instruction shall
7 establish a **AN ALTERNATIVE TEACHING CERTIFICATE** process for a
8 person to earn an interim teaching certificate under this section
9 that qualifies the person to teach in the public schools and to
10 earn a Michigan teaching certificate using the process under this
11 section. The process shall meet all applicable requirements for an
12 alternative teaching certification process under the no child left
13 behind act of 2001, Public Law 107-110. The process shall not allow
14 for an interim teaching certificate for special education.

15 (2) The process established under subsection (1) shall provide
16 that the superintendent of public instruction will grant an interim
17 teaching certificate to a person who meets all of the following:

18 (a) Is a participant in an alternative teaching program that
19 is approved by the superintendent of public instruction. To be
20 approved, a program provider shall demonstrate to the satisfaction
21 of the superintendent of public instruction that it meets all of
22 the following:

23 (i) Provides for its participants an intensive training program
24 in teaching that is determined by the superintendent of public
25 instruction to constitute the equivalent of at least 12 college
26 credit hours and that includes training in at least all of the
27 following subject areas:

1 (A) Child development or child psychology.

2 (B) Family and community relationships.

3 (C) Diverse learners.

4 (D) Instructional strategies.

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

6 (ii) Has a proven record of producing successful teachers in 1
7 or more other states or is modeled after a program that has a
8 proven record of producing successful teachers in 1 or more other
9 states.

10 (iii) Accepts for participation only persons who meet the
11 requirements of subdivision (b).

12 (b) Holds a bachelor's, master's, doctorate, or professional
13 degree from a regionally accredited college or university with a
14 grade point average of at least 3.0 on a 4.0 scale or the
15 equivalent on another scale, as determined by the superintendent of
16 public instruction.

17 (c) Passes both the basic skills examination and the
18 appropriate available subject area examination for each subject
19 area in which he or she applies to be certified.

20 (3) A person earning a provisional certificate under this
21 section will be subject to provisions of administrative rules
22 governing teachers, as established by the superintendent of public
23 instruction.

24 (4) A person who possesses an interim teaching certificate
25 under this section may be employed to teach in a public school in
26 the same manner as a person holding a Michigan teaching certificate
27 issued under section 1531 if all of the following requirements are

1 met:

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

7 (b) The person is making satisfactory progress toward meeting
8 the requirements for being awarded a Michigan teaching certificate
9 under section 1531, as established by the superintendent of public
10 instruction under subsection (5).

11 (5) The superintendent of public instruction shall develop
12 standards for granting a person a Michigan teaching certificate
13 issued under section 1531 after the person has ~~demonstrated~~
14 ~~satisfactory teaching performance for 3 years under an interim~~
15 ~~teaching certificate~~ **SUCCESSFULLY COMPLETED THE ALTERNATIVE**
16 **TEACHING PROGRAM** and has met the requirements established by the
17 superintendent of public instruction for a Michigan teaching
18 certificate.

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

21 (7) As used in this section, "basic skills examination",
22 "elementary certification examination", and "subject area
23 examination" mean those terms as defined in section 1531.