

HOUSE BILL No. 5904

September 21, 2016, Introduced by Rep. Muxlow and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1233. (1) Except as otherwise provided by law, and
2 subject to section 1233c, the board of a school district or
3 intermediate school board of an intermediate school district shall
4 not permit a teacher who does not hold a valid teaching certificate
5 to teach in a grade or department of the school.

6 (2) The board of a school district or intermediate school
7 board of an intermediate school district shall not allow an
8 individual to serve in a counseling role in the school district or
9 intermediate school district, as the role is defined by the

1 superintendent of public instruction, unless the individual meets 1
2 or more of the following and the board or intermediate school board
3 complies with subsection (7):

4 (a) The individual holds a valid teaching certificate with a
5 school counseling endorsement.

6 (b) The individual meets all of the following:

7 (i) Holds a master's degree awarded after completion of an
8 approved school counselor education program that includes at least
9 all of the following skills and content areas or their equivalent:

10 (A) Guidance services--philosophy, principles, and practices.

11 (B) Individual and group analysis--nature and range of human
12 characteristics and appraisal methods.

13 (C) Guidance information--vocational development theory,
14 educational and occupational information.

15 (D) Counseling theory and practice--individual and group
16 procedures, administration and coordination relationships,
17 professional relationships, and ethics.

18 (E) Supervised experiences--laboratory, practicum, or
19 internship.

20 (F) Evaluation--statistics and research methodology, follow-up
21 evaluation, and measurement methods.

22 (ii) Has successfully completed the department's guidance
23 counselor examination.

24 (iii) Has been recommended by an approved school counselor
25 education program to provide services as a school counselor.

26 (c) The individual meets both of the following:

27 (i) Has at least 5 years of successful experience serving in a

1 school counseling role in another state within the immediately
2 preceding 7-year period.

3 (ii) Has successfully completed the department's guidance
4 counselor examination.

5 (3) Except for teachers engaged to teach in a community
6 district under section 1233c, the intermediate superintendent shall
7 notify the superintendent of public instruction immediately of the
8 names of noncertificated teachers teaching in violation of
9 subsection (1) and the names of individuals serving in counseling
10 roles in violation of subsection (2), the employing district, and
11 the amount of time the noncertificated teachers or unqualified
12 individuals were employed.

13 (4) A vocational teacher preparation institution shall utilize
14 the employment experience of an annually authorized teacher for the
15 purpose of waiving student teaching as a requirement for vocational
16 certification if the annually authorized teacher is supervised by
17 the teacher preparation institution.

18 (5) All vocational education teachers certified after June 1,
19 1995 shall pass a competency test.

20 (6) The board of a school district or intermediate school
21 district may employ an individual without a teaching certificate as
22 a substitute teacher if the individual has at least ~~90~~60 semester
23 hours of college credit from a college or university. **THE**
24 **DEPARTMENT SHALL AMEND ANY APPLICABLE RULE AS NECESSARY TO BE**
25 **CONSISTENT WITH THIS SUBSECTION.**

26 (7) If the board of a school district or intermediate school
27 board of an intermediate school district chooses to employ an

1 individual who does not hold a valid teaching certificate to serve
2 in a counseling role, as permitted under subsection (2), the school
3 board or intermediate school board shall comply with sections 1230
4 and 1230a with respect to that individual to the same extent as
5 required for employing an individual with a teaching certificate to
6 serve as a teacher.

7 Enacting section 1. This amendatory act takes effect 90 days
8 after the date it is enacted into law.