

HOUSE BILL NO. 4216

February 19, 2019, Introduced by Reps. Anthony and Hope and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1531 (MCL 380.1531), as amended by 2018 PA 235.

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



1 elementary grade in the public schools of the state.

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

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

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

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

21 (a) For a secondary level teaching certificate, pass the
22 appropriate available subject area examination for each subject
23 area in which he or she applies to be certified. The superintendent
24 of public instruction may accept passage of an equivalent
25 examination approved by the superintendent of public instruction to
26 meet this requirement.

27 (b) For an elementary level teaching certificate, pass, if it
28 is available, the elementary certification examination, and pass
29 the appropriate available subject area examination for each subject



1 area, if any, in which he or she applies to be certified. The
 2 superintendent of public instruction may accept passage of an
 3 equivalent examination approved by the superintendent of public
 4 instruction to meet 1 or both of these requirements.

5 (4) Except as otherwise provided in this act, the
 6 superintendent of public instruction shall only issue a teaching
 7 certificate to an individual who has met the elementary or
 8 secondary, as applicable, reading credit requirements established
 9 under superintendent of public instruction rule. If an individual
 10 holds a teaching certificate, then beginning July 1, 2009,
 11 notwithstanding any rule to the contrary, the superintendent of
 12 public instruction shall not advance the individual's certification
 13 to professional certification unless the individual has
 14 successfully completed at least a 3-credit course of study with
 15 appropriate field experiences in the diagnosis and remediation of
 16 reading disabilities and differentiated instruction. To meet this
 17 requirement, the course of study should include the following
 18 elements, as determined by the department to be appropriate for the
 19 individual's certification level and endorsements: interest
 20 inventories, English language learning screening, visual and
 21 auditory discrimination tools, language expression and processing
 22 screening, phonemics, phonics, vocabulary, fluency, comprehension,
 23 spelling and writing assessment tools, and instructional
 24 strategies. An individual may complete the course of study either
 25 as part of his or her teacher preparation program or during the
 26 first 6 years of his or her employment in classroom teaching.

27 (5) **Except as otherwise provided in this act, the**
 28 **superintendent of public instruction shall only issue a teaching**
 29 **certificate to an individual who has completed at least 1 hour of**



1 **training and education on bullying prevention.**

2 (6) ~~(5)~~—Not later than January 11, 2002, the superintendent of
3 public instruction, in cooperation with appropriate curriculum
4 specialists and teacher educators, shall revise existing reading
5 standards to recognize reading disorders and to enable teachers to
6 make referrals for instruction and support for pupils with reading
7 disorders.

8 (7) ~~(6)~~—Subject to subsection ~~(8)~~, ~~(9)~~, if an individual
9 holding a teaching certificate from another state applies to the
10 superintendent of public instruction for a Michigan teaching
11 certificate and meets the requirements of this subsection, the
12 superintendent of public instruction shall issue to the individual
13 a Michigan professional education teaching certificate and
14 applicable endorsements comparable to those the individual holds in
15 the other state, without requiring the individual to pass the
16 applicable subject area examination otherwise required under
17 subsection (2) or (3). To be eligible to receive a Michigan
18 professional education teaching certificate under this subsection,
19 an individual shall provide evidence satisfactory to the department
20 that he or she meets all of the following requirements:

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

24 (b) Has earned, after his or her initial certification in
25 another state, at least 18 semester credit hours in a planned
26 course of study at an institution of higher education approved by
27 the superintendent of public instruction or has earned, at any
28 time, a master's or doctoral degree approved by the superintendent
29 of public instruction.



1 (c) Has met the elementary or secondary, as applicable,
2 reading credit requirement established under superintendent of
3 public instruction rule.

4 (8) ~~(7)~~—An individual who receives a teaching certificate and
5 endorsement or endorsements under subsection ~~(6)~~—(7) is eligible to
6 receive 1 or more additional endorsements comparable to
7 endorsements the individual holds in another state only if the
8 individual passes the appropriate subject area examinations
9 required under subsection (2) or (3).

10 (9) ~~(8)~~—The superintendent of public instruction shall deny a
11 Michigan teaching certificate to an individual described in
12 subsection ~~(6)~~—(7) for fraud, material misrepresentation, or
13 concealment in the individual's application for a certificate or
14 for a conviction for which an individual's teaching certificate may
15 be revoked under section 1535a.

16 (10) ~~(9)~~—The department, based upon criteria recommended under
17 subsection ~~(11)~~,—(12), shall provide to approved teacher education
18 institutions approved guidelines and criteria for use in the
19 development or selection of subject area examinations.

20 (11) ~~(10)~~—For the purposes of this section, the superintendent
21 of public instruction, based upon criteria recommended under
22 subsection ~~(11)~~,—(12), shall develop, select, or develop and select
23 1 or more subject area examinations. In addition, the
24 superintendent of public instruction, based upon criteria
25 recommended under subsection ~~(11)~~,—(12), shall approve an
26 elementary certification examination and a reading subject area
27 examination. If the department develops for use under this
28 subsection an examination that had previously been contracted for
29 using a competitive bid process, then the department shall not



1 expend on the development of that examination an amount that
2 exceeds the amount that the department expended on procurement of
3 the most recent competitively-bid version of that examination.

4 **(12)** ~~(11)~~—The superintendent of public instruction shall
5 appoint an 11-member teacher examination advisory committee
6 composed of representatives of approved teacher education
7 institutions and Michigan education organizations and associations.
8 Not more than 1/2 of the members comprising this committee shall be
9 certified teachers. This committee shall recommend criteria to be
10 used by the superintendent of public instruction in the
11 development, selection, or development and selection of subject
12 area examinations. In addition, the committee shall recommend
13 guidelines for the use and administration of those examinations.

14 **(13)** ~~(12)~~—The superintendent of public instruction shall
15 appoint a 7-member standing technical advisory council composed of
16 individuals who are experts in measurement and assessment. This
17 council shall advise the superintendent of public instruction and
18 the teacher examination committee on the validity, reliability, and
19 other technical standards of the examinations that will be used or
20 are being used and of the administration and use of those
21 examinations.

22 **(14)** ~~(13)~~—Not later than November 30 of each year, the
23 superintendent of public instruction shall submit in writing a
24 report on the development or selection and use of the elementary
25 certification examination and the subject area examinations to the
26 house and senate education committees. The report ~~shall~~**must** also
27 contain a financial statement regarding revenue received from the
28 assessment of fees levied under subsection ~~(15)~~**(16)** and the amount
29 of and any purposes for which that revenue was expended.



1 (15) ~~(14)~~—The elementary certification examination and the
2 subject area examinations required by this section may be taken at
3 different times during an approved teacher preparation program, but
4 the elementary certification examination and the subject area
5 examinations, as applicable, must be passed before an individual is
6 recommended for certification.

7 (16) ~~(15)~~—The department, or if approved by the superintendent
8 of public instruction, a private testing service, may assess fees
9 for taking the elementary certification examination and the subject
10 area examinations. The fees, which ~~shall~~**must** be set by the
11 superintendent of public instruction, ~~shall~~**must** not exceed the
12 actual cost of the examination and of administering the
13 examination. Fees received by the department ~~shall~~**must** be expended
14 solely for administrative expenses that it incurs in implementing
15 this section. If the superintendent of public instruction increases
16 a fee charged for an examination under this subsection, at least 1
17 year before implementing the fee increase, the department shall
18 notify each approved teacher education institution of the amount of
19 the fee increase. An approved teacher education institution shall
20 notify each of its affected students of the timing and amount of
21 such a fee increase.

22 (17) ~~(16)~~—If an individual holding a teaching certificate from
23 another state applies for a Michigan teaching certificate and meets
24 all requirements for the Michigan teaching certificate except
25 passage of the appropriate examinations under subsection (3), the
26 superintendent of public instruction shall issue a nonrenewable
27 temporary teaching certificate, good for 1 year, to the individual.
28 The superintendent of public instruction shall not issue a Michigan
29 teaching certificate to the individual after expiration of the



1 temporary teaching certificate unless the individual passes
2 appropriate examinations as described in subsection (3).

3 **(18)** ~~(17)~~—As used in this section:

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

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

17 **(19)** ~~(18)~~—The superintendent of public instruction shall
18 promulgate rules for the implementation of this section.

19 **(20)** ~~(19)~~—Notwithstanding any rule to the contrary, the
20 superintendent of public instruction shall continue to issue state
21 elementary or secondary continuing education certificates under R
22 390.1132(1) of the Michigan Administrative Code to individuals who
23 completed the requirements of that rule by December 31, 1992 and
24 who apply for that certificate not later than March 15, 1994. If
25 the superintendent of public instruction has issued a state
26 elementary or secondary professional education certificate to an
27 individual described in this section, the superintendent of public
28 instruction shall consider the individual to have a state
29 elementary or secondary, as applicable, continuing education



1 certificate.

2 (21) ~~(20)~~—Not later than January 1, 2019, the superintendent
3 of public instruction, in consultation with the department of
4 talent and economic development and groups or individuals
5 representing employers, economic development agencies, trade
6 unions, secondary school principals, middle and elementary school
7 principals, teachers, school district and intermediate school
8 district superintendents, and others as determined appropriate by
9 the department, shall promulgate rules to allow an individual to
10 use time spent engaging with local employers or technical centers
11 toward the renewal of a teaching certificate in the same manner as
12 state continuing education or professional development.

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

