

# HOUSE BILL NO. 4342

March 13, 2019, Introduced by Reps. Paquette and LaFave 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 2018 PA 418.

## **THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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



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(2) The board of a school district or intermediate school district shall not allow an individual to serve in a counseling role in the school district or intermediate school district, as the role is defined by the superintendent of public instruction, unless the individual meets 1 or more of the following:

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

(b) The individual meets all of the following:

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

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

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

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

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

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

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

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

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

(c) The individual meets both of the following:

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

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

19 (5) ~~The~~ **Subject to subsection (10), the** board of a school  
20 district or intermediate school district may employ an individual  
21 without a teaching certificate as a substitute teacher if either of  
22 the following requirements are met, if applicable:

23 (a) The individual has at least 60 semester hours of college  
24 credit or an associate degree from a college, university, or  
25 community college. The 60 semester hours do not need to be from the  
26 same college, university, or community college.

27 (b) For substitute teaching a course in an industrial  
28 technology education program or a career and technical education  
29 program, the individual is engaged to substitute teach in a subject



1 matter or field in which the individual has achieved expertise, as  
2 determined by the board of a school district or intermediate school  
3 district and satisfies all of the following, if applicable:

4 (i) Has a high school diploma or a high school equivalency  
5 certificate as defined in section 4 of the state school aid act of  
6 1979, MCL 388.1604.

7 (ii) For substitute teaching in a subject matter or field in  
8 which a professional license or certification is required, at least  
9 1 of the following:

10 (A) Holds a professional license or certification in that same  
11 subject matter or field.

12 (B) Previously held a professional license or certification in  
13 that same subject matter or field that expired not more than 2  
14 years before the noncertificated substitute teacher's initial  
15 employment under this section and was in good standing immediately  
16 before the license or certification expired.

17 (iii) Has at least 2 cumulative years of professional experience  
18 in that same subject matter or field in the immediately preceding  
19 10 years.

20 (6) Beginning February 6, 2020, the department shall not renew  
21 an individual's school counselor credential unless the department  
22 determines that, within the time period since the individual's  
23 school counselor credential was issued or last renewed, whichever  
24 is most recent, the individual has completed at least 25 hours of  
25 professional development approved by the department under  
26 subsection (8) covering counseling about the college preparation  
27 and selection process and at least 25 hours of professional  
28 development approved by the department under subsection (8)  
29 covering career counseling. For the purposes of this subsection,



1 career counseling includes, but is not limited to, exploration of  
2 military career options and the skilled trades as well as other  
3 careers and pathways that lead to industry credentials awarded in  
4 recognition of an individual's attainment of measurable technical  
5 or occupational skills necessary to obtain employment or advance  
6 within an occupation. The hours of professional development  
7 required under this subsection covering career counseling must  
8 include at least 5 hours covering military career options. The  
9 hours of professional development required under this subsection  
10 are a part of and not in addition to professional development  
11 requirements under department rule.

12 (7) An individual may complete the professional development  
13 hours for the purposes of subsection (6) as part of the  
14 professional development provided by a school district,  
15 intermediate school district, public school academy, or nonpublic  
16 school under section 1527 if the content and curriculum of the  
17 professional development provided under section 1527 are approved  
18 by the department under subsection (8).

19 (8) The department shall approve the professional development  
20 for the purposes of subsection (6). The department shall only  
21 approve a professional development program or course for the  
22 purposes of subsection (6) if the department determines that the  
23 content and curriculum for the professional development meet  
24 standards that are developed by the department in consultation with  
25 the department of talent and economic development and groups  
26 representing school counselors, college admissions professionals,  
27 financial aid officers, employers, and others as determined  
28 appropriate by the department. The department shall develop these  
29 standards by July 1, 2018 and shall facilitate the involvement in



1 the development of the standards of the groups required under this  
2 subsection.

3 (9) The superintendent of public instruction shall promulgate  
4 or modify rules as necessary to implement subsections (6) to (8).

5 (10) The board of a school district or intermediate school  
6 district may employ an individual who does not meet the  
7 requirements under subsection (5) as a substitute teacher if the  
8 individual has a high school diploma or high school equivalency  
9 certificate as defined in section 4 of the state school aid act of  
10 1979, MCL 388.1604 and the individual is a family member of a pupil  
11 who is enrolled in the school district or intermediate school  
12 district in which the individual seeks employment. If the board of  
13 a school district or intermediate school district employs an  
14 individual under this subsection, the board of a school district or  
15 intermediate school district may continue to employ the individual  
16 as a substitute teacher after the pupil to whom the individual is a  
17 family member is no longer enrolled in the school district or  
18 intermediate school district.

19 (11) As used in this section, "family member" includes, but is  
20 not limited to, any of the following relationships as created by  
21 marriage or adoption:

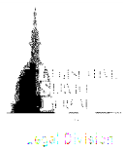
22 (a) A pupil's parent or legal guardian or the pupil's parent's  
23 or legal guardian's spouse or sibling.

24 (b) A pupil's parent's or legal guardian's sibling's child.

25 (c) A pupil's grandparent or the pupil's grandparent's spouse  
26 or sibling.

27 (d) A pupil's grandparent's sibling's child.

28 (e) A pupil's sibling or the pupil's sibling's spouse or  
29 child.



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

