

SUBSTITUTE FOR
SENATE BILL NO. 382

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 **otherwise** 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~~**this** state.

8 (2) Except as otherwise provided in this act, the
9 superintendent of public instruction shall only issue a teaching

1 certificate to an individual who has passed appropriate
2 examinations as follows:

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

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

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

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

24 (b) For an elementary level teaching certificate, pass, if it
25 is available, the elementary certification examination, and pass
26 the appropriate available subject area examination for each subject
27 area, if any, in which he or she applies to be certified. The
28 superintendent of public instruction may accept passage of an
29 equivalent examination approved by the superintendent of public

1 instruction to meet 1 or both of these requirements.

2 (4) 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 met the elementary or
5 secondary, as applicable, reading credit requirements established
6 under superintendent of public instruction rule.

7 (5) If an individual holds a teaching certificate, then
8 ~~beginning~~**from** July 1, 2009, **to June 30, 2026**, notwithstanding any
9 rule to the contrary, the superintendent of public instruction
10 shall not advance the individual's certification to professional
11 certification unless the individual has successfully completed at
12 least a 3-credit course of study with appropriate field experiences
13 in the diagnosis and remediation of reading disabilities and
14 differentiated instruction. To meet this requirement, the course of
15 study should include the following elements, as determined by the
16 department to be appropriate for the individual's certification
17 level and endorsements: interest inventories, English language
18 learning screening, visual and auditory discrimination tools,
19 language expression and processing screening, phonemics, phonics,
20 vocabulary, fluency, comprehension, spelling and writing assessment
21 tools, and instructional strategies. An individual may complete the
22 course of study either as part of his or her teacher preparation
23 program or during the first 6 years of his or her employment in
24 classroom teaching.

25 (6) **If an individual holds a teaching certificate, beginning**
26 **July 1, 2026, notwithstanding any rule to the contrary, the**
27 **superintendent of public instruction shall not advance the**
28 **individual's certification to professional certification unless the**
29 **individual has successfully completed at least professional**

1 learning as prescribed in this subsection. To meet this
2 requirement, the professional learning described in this subsection
3 must include or cover the following elements, as determined by the
4 department to be appropriate for the individual's certification
5 level and endorsements:

6 (a) The characteristics of dyslexia and underlying factors
7 that place pupils at risk for difficulties in learning to decode
8 accurately and efficiently.

9 (b) Secondary consequences of exhibiting characteristics of
10 dyslexia, such as problems in reading comprehension and a reduced
11 reading experience that can impede the growth of vocabulary and
12 background knowledge and lead to social, emotional, and behavioral
13 difficulties.

14 (c) Evidence-based instructional methods and features of
15 evidence-based interventions that are grounded in the science of
16 reading and principles of structured language and literacy that are
17 designed for pupils with characteristics of dyslexia and pupils at
18 risk for difficulties in learning to decode accurately and
19 efficiently. This subdivision does not apply to grade 7 to grade 12
20 certificated teachers.

21 (d) Instructional adjustments for pupils with characteristics
22 of dyslexia and instructional adjustments to address the underlying
23 factors that place pupils at risk for difficulties in learning to
24 decode accurately and efficiently.

25 (e) Methods to develop schoolwide and classroom
26 infrastructures to meet the collective and individual needs of
27 pupils using a multi-tiered system of support (MTSS) framework.

28 (f) Evidence-based instructional methods, features of
29 evidence-based interventions, and structured language and literacy

1 approaches or programs that are grounded in the science of reading
 2 and structured language and literacy. This subdivision does not
 3 apply to grade 7 to grade 12 certificated teachers.

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

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

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

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

1 time, a master's or doctoral degree approved by the superintendent
2 of public instruction.

3 (c) Has met the ~~elementary or secondary, as applicable,~~
4 reading credit requirement established under superintendent of
5 public instruction rule **as described in subsection (4)**.

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

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

18 **(11)** ~~(9)~~—The department, based upon criteria recommended under
19 subsection ~~(11)~~,—**(13)**, shall provide to approved teacher education
20 institutions approved guidelines and criteria for use in the
21 development or selection of subject area examinations.

22 **(12)** ~~(10)~~—For the purposes of this section, the superintendent
23 of public instruction, based upon criteria recommended under
24 subsection ~~(11)~~,—**(13)**, shall develop, select, or develop and select
25 1 or more subject area examinations. In addition, the
26 superintendent of public instruction, based upon criteria
27 recommended under subsection ~~(11)~~,—**(13)**, shall approve an
28 elementary certification examination and a reading subject area
29 examination. If the department develops for use under this

1 subsection an examination that had previously been contracted for
2 using a competitive bid process, then the department shall not
3 expend on the development of that examination an amount that
4 exceeds the amount that the department expended on procurement of
5 the most recent competitively-bid version of that examination.

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

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

24 (15) ~~(13)~~—Not later than November 30 of each year, the
25 superintendent of public instruction shall submit in writing a
26 report on the development or selection and use of the elementary
27 certification examination and the subject area examinations to the
28 house and senate education committees. The report ~~shall~~**must** also
29 contain a financial statement regarding revenue received from the

1 assessment of fees levied under subsection ~~(15)~~ **(17)** and the amount
2 of and any purposes for which that revenue was expended.

3 **(16)** ~~(14)~~—The elementary certification examination and the
4 subject area examinations required by this section may be taken at
5 different times during an approved teacher preparation program, but
6 the elementary certification examination and the subject area
7 examinations, as applicable, must be passed before an individual is
8 recommended for certification.

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

24 **(18)** ~~(16)~~—If an individual holding a teaching certificate from
25 another state applies for a Michigan teaching certificate and meets
26 all requirements for the Michigan teaching certificate except
27 passage of the appropriate examinations under subsection (3), the
28 superintendent of public instruction shall issue a nonrenewable
29 temporary teaching certificate, good for 1 year, to the individual.

1 The superintendent of public instruction shall not issue a Michigan
2 teaching certificate to the individual after expiration of the
3 temporary teaching certificate unless the individual passes
4 appropriate examinations as described in subsection (3).

5 **(19)** ~~(17)~~—As used in this section:

6 (a) "Elementary certification examination" means a
7 comprehensive examination for elementary certification that has
8 been developed or selected by the superintendent of public
9 instruction for demonstrating the applicant's knowledge and
10 understanding of the core subjects normally taught in elementary
11 classrooms **and evidence-based instruction that is grounded in the**
12 **science of reading and principles of structured language and**
13 **literacy** and for determining whether or not an applicant is
14 eligible for an elementary level teaching certificate.

15 (b) **"Evidence-based", "multi-tiered system of support (MTSS)",**
16 **"science of reading", and "structured language and literacy" mean**
17 **those terms as defined in section 1280i.**

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

25 **(20)** ~~(18)~~—The superintendent of public instruction shall
26 promulgate rules for the implementation of this section.

27 **(21)** ~~(19)~~—Notwithstanding any rule to the contrary, the
28 superintendent of public instruction shall continue to issue state
29 elementary or secondary continuing education certificates under R

1 390.1132(1) of the Michigan Administrative Code to individuals who
 2 completed the requirements of that rule by December 31, 1992 and
 3 who apply for that certificate not later than March 15, 1994. If
 4 the superintendent of public instruction has issued a state
 5 elementary or secondary professional education certificate to an
 6 individual described in this section, the superintendent of public
 7 instruction shall consider the individual to have a state
 8 elementary or secondary, as applicable, continuing education
 9 certificate.

10 (22) ~~(20)~~ Not later than January 1, 2019, the superintendent
 11 of public instruction, in consultation with the department of
 12 ~~talent and economic development~~ **labor and economic opportunity** and
 13 groups or individuals representing employers, economic development
 14 agencies, trade unions, secondary school principals, middle and
 15 elementary school principals, teachers, school district and
 16 intermediate school district superintendents, and others as
 17 determined appropriate by the department, shall promulgate rules to
 18 allow an individual to use time spent engaging with local employers
 19 or technical centers toward the renewal of a teaching certificate
 20 in the same manner as state continuing education or professional
 21 development.

22 Enacting section 1. This amendatory act does not take effect
 23 unless all of the following bills of the 101st Legislature are
 24 enacted into law:

- 25 (a) Senate Bill No. 380.
- 26 (b) Senate Bill No. 381.
- 27 (c) Senate Bill No. 383.