

HOUSE BILL NO. 4913

May 25, 2021, Introduced by Reps. Beeler, Allor, Maddock, Fink, Paquette, Frederick, Outman, Griffin, Beson, Markkanen, Wozniak and LaFave and referred to the Committee on Military, Veterans and Homeland Security.

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

1 endorsement of teachers for teaching a foreign language in an
2 elementary grade in the public schools of the state.

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

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

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

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

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

28 (b) For an elementary level teaching certificate, pass, if it
29 is available, the elementary certification examination, and pass

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

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

28 (5) Not later than January 11, 2002, the superintendent of
29 public instruction, in cooperation with appropriate curriculum

1 specialists and teacher educators, shall revise existing reading
2 standards to recognize reading disorders and to enable teachers to
3 make referrals for instruction and support for pupils with reading
4 disorders.

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

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

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

29 (c) Has met the elementary or secondary, as applicable,

1 reading credit requirement established under superintendent of
2 public instruction rule.

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

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

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

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

1 department expended on procurement of the most recent
2 competitively-bid version of that examination.

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

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

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

29 (14) ~~The~~**Except as otherwise provided in this section, the**

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

7 (15) The department, or if approved by the superintendent of
8 public instruction, a private testing service, may assess fees for
9 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 (16) ~~If~~**Except as otherwise provided in this section, if** an
23 individual holding a teaching certificate from another state
24 applies for a Michigan teaching certificate and meets all
25 requirements for the Michigan teaching certificate except passage
26 of the appropriate examinations under subsection (3), the
27 superintendent of public instruction shall issue a nonrenewable
28 temporary teaching certificate, good for 1 year, to the individual.
29 ~~The~~**Except as otherwise provided in this section, the**

1 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 ~~(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 for determining whether or not an applicant is~~
12 ~~eligible for an elementary level teaching certificate.~~

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

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

21 **(18)** ~~(19)~~ Notwithstanding any rule to the contrary, the
22 superintendent of public instruction shall continue to issue state
23 elementary or secondary continuing education certificates under R
24 390.1132(1) of the Michigan Administrative Code to individuals who
25 completed the requirements of that rule by December 31, 1992 and
26 who apply for that certificate not later than March 15, 1994. If
27 the superintendent of public instruction has issued a state
28 elementary or secondary professional education certificate to an
29 individual described in this section, the superintendent of public

1 instruction shall consider the individual to have a state
2 elementary or secondary, as applicable, continuing education
3 certificate.

4 **(19)** ~~(20)~~ Not later than January 1, 2019, the superintendent
5 of public instruction, in consultation with the department of
6 ~~talent and economic development~~ **labor and economic opportunity** and
7 groups or individuals representing employers, economic development
8 agencies, trade unions, secondary school principals, middle and
9 elementary school principals, teachers, school district and
10 intermediate school district superintendents, and others as
11 determined appropriate by the department, shall promulgate rules to
12 allow an individual to use time spent engaging with local employers
13 or technical centers toward the renewal of a teaching certificate
14 in the same manner as state continuing education or professional
15 development.

16 **(20)** The superintendent of public instruction shall issue a
17 teaching certificate to an individual who is a qualified military
18 veteran, who meets the requirements under section 1531d, as
19 applicable, and who meets both of the following requirements:

20 (a) Has earned a bachelor's degree from a degree- or
21 certificate-granting public or private college or university,
22 junior college, or community college located within the United
23 States.

24 (b) Provides documentation to the department, in a form and
25 manner prescribed by the department, showing that he or she has
26 obtained certification issued by any branch of the Armed Forces of
27 the United States, any reserve branch of the Armed Forces of the
28 United States, the Michigan National Guard, or the United States
29 Department of Defense permitting him or her to train service

1 members.

2 (21) The superintendent of public instruction shall not, as a
3 condition for the issuance of a teaching certificate to a qualified
4 military veteran who meets the requirements under section 1531d, as
5 applicable, and subsection (20), require that the qualified
6 military veteran meet requirements in addition to the requirements
7 under section 1531d and subsection (20).

8 (22) As used in this section:

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

16 (b) "Michigan National Guard" means that term as defined in
17 section 105 of the Michigan military act, 1967 PA 150, MCL 32.505.

18 (c) "Qualified military veteran" means an individual to whom
19 both of the following apply:

20 (i) The individual is a veteran as that term is defined in
21 section 1 of 1965 PA 190, MCL 35.61.

22 (ii) The individual was honorably discharged.

23 (d) "Service member" means a member of the Armed Forces of the
24 United States, a reserve branch of the Armed Forces of the United
25 States, or the Michigan National Guard.

26 (e) "Subject area examination" means an examination related to
27 a specific area of certification, which examination has been
28 developed or selected by the superintendent of public instruction
29 for the purpose of demonstrating the applicant's knowledge and

- 1 understanding of the subject matter and determining whether or not
- 2 an applicant is eligible for a Michigan teaching certificate.