

SENATE BILL NO. 382

April 22, 2021, Introduced by Senators POLEHANKI, IRWIN, ALEXANDER, BULLOCK, RUNESTAD, CHANG, BAYER, MOSS, SANTANA, BIZON, MCBROOM, GEISS and BRINKS and referred to the Committee on Education and Career Readiness.

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~~**this** state.

3 (2) Except as otherwise provided in this 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 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 act, **until June 30,**
7 **2024,** the superintendent of public instruction shall only issue a
8 teaching 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. **Beginning July 1,**
11 **2024, the superintendent of public instruction shall only issue a**
12 **teaching certificate to an individual who has met the reading**
13 **credit requirements established under superintendent of public**
14 **instruction rule that must, except as otherwise provided in this**
15 **subsection, include coverage of, at a minimum, all of the**
16 **following:**

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

20 (b) Secondary consequences of dyslexia, such as problems in
21 reading comprehension and a reduced reading experience that can
22 impede the growth of vocabulary and background knowledge and lead
23 to social, emotional, and behavioral difficulties.

24 (c) Evidence-based interventions that are grounded in
25 principles of structured language and literacy and cognitive
26 science and that are designed for pupils with dyslexia and pupils
27 at risk for difficulties in learning to decode accurately and
28 efficiently. This subdivision does not apply to the award of a
29 secondary level teaching certificate.

1 **(d) Accommodations for pupils with dyslexia and accommodations**
2 **to address the underlying factors that place pupils at risk for**
3 **difficulties in learning to decode accurately and efficiently.**

4 **(e) Methods to develop schoolwide and classroom**
5 **infrastructures to meet the collective and individual needs of**
6 **pupils using a multi-tiered system of support (MTSS) framework.**

7 **(5) If an individual holds a teaching certificate, then**
8 ~~beginning~~**from July 1, 2009, to June 30, 2024,** 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) Except as otherwise provided in this subsection, if an**
26 **individual holds a teaching certificate, beginning July 1, 2024,**
27 **notwithstanding any rule to the contrary, the superintendent of**
28 **public instruction shall not advance the individual's certification**
29 **to professional certification unless the individual has**

1 successfully completed at least a 3-credit course of study or
2 professional learning hours as prescribed in this subsection. To
3 meet this requirement, the course of study or professional learning
4 hours described in this subsection must include or cover the
5 following elements, as determined by the department to be
6 appropriate for the individual's certification level and
7 endorsements:

8 (a) Appropriate field experiences in the remediation of
9 reading disabilities and differentiated instruction. This
10 subdivision does not apply to an individual who holds a secondary
11 level teaching certificate.

12 (b) The characteristics of dyslexia and underlying factors
13 that place pupils at risk for difficulties in learning to decode
14 accurately and efficiently.

15 (c) Secondary consequences of dyslexia, such as problems in
16 reading comprehension and a reduced reading experience that can
17 impede the growth of vocabulary and background knowledge and lead
18 to social, emotional, and behavioral difficulties.

19 (d) Evidence-based interventions that are grounded in
20 principles of structured language and literacy and cognitive
21 science and that are designed for pupils with dyslexia and pupils
22 at risk for difficulties in learning to decode accurately and
23 efficiently. This subdivision does not apply to an individual who
24 holds a secondary level teaching certificate.

25 (e) Accommodations for pupils with dyslexia and accommodations
26 to address the underlying factors that place pupils at risk for
27 difficulties in learning to decode accurately and efficiently.

28 (f) Methods to develop schoolwide and classroom
29 infrastructures to meet the collective and individual needs of

1 pupils using a multi-tiered system of support (MTSS) framework.

2 (7) Beginning July 1, 2024, the superintendent of public
3 instruction shall only issue an initial standard elementary level
4 teaching certificate to an individual who has earned at least 12
5 early elementary credits and at least 9 later elementary credits in
6 the teaching of reading. These credits must include instruction in
7 at least all of the following:

8 (a) The interrelationship between oral and written language.

9 (b) Research on literacy development in young children,
10 including, but not limited to, typical paths and individual
11 differences in and across specific areas.

12 (c) Knowledge of phonological awareness and phonemic
13 awareness.

14 (d) The importance of utilizing complex text and higher-level
15 questioning throughout the school day.

16 (e) How to develop a pupil's academic vocabulary across
17 content areas.

18 (f) How to assess reading development through the
19 administration and analysis of formal and informal measures to make
20 data-driven instructional decisions.

21 (g) The characteristics of dyslexia and the underlying factors
22 that place pupils at risk for difficulties in learning to decode
23 accurately and efficiently.

24 (h) Evidence-based interventions that are grounded in the
25 principles of structured language and literacy and cognitive
26 science and that are designed for pupils with dyslexia and pupils
27 who are at risk for difficulties in learning to decode accurately
28 and efficiently.

29 (i) Accommodations for pupils with dyslexia and accommodations

1 for addressing the underlying factors that place pupils at risk for
2 difficulties in learning to decode accurately and efficiently.

3 (j) Secondary consequences of dyslexia, such as problems in
4 reading comprehension and a reduced reading experience that can
5 impede the growth of vocabulary and background knowledge and lead
6 to social, emotional, and behavioral difficulties.

7 (k) How to teach handwriting skills using research-aligned
8 practices.

9 (l) How to use a multi-tiered system of support (MTSS)
10 framework to appropriately prevent and remediate literacy-related
11 difficulties and how to seek support from a specialist when
12 appropriate.

13 (m) How to select reading materials appropriate for fostering
14 each pupil's reading development, including, but not limited to,
15 providing complex texts.

16 (8) ~~(5) Not later than January 11, 2002, the~~ **The**
17 superintendent of public instruction, in cooperation with
18 appropriate curriculum specialists and teacher educators, shall
19 revise existing reading standards to recognize **dyslexia and other**
20 reading disorders and to enable teachers to make referrals for
21 instruction and support for pupils with reading disorders.

22 (9) ~~(6) Subject to subsection (8),~~ **(11)**, if an individual
23 holding a teaching certificate from another state applies to the
24 superintendent of public instruction for a Michigan teaching
25 certificate and meets the requirements of this subsection, the
26 superintendent of public instruction shall issue to the individual
27 a Michigan professional education teaching certificate and
28 applicable endorsements comparable to those the individual holds in
29 the other state, without requiring the individual to pass the

1 applicable subject area examination otherwise required under
2 subsection (2) or (3). To be eligible to receive a Michigan
3 professional education teaching certificate under this subsection,
4 an individual ~~shall~~**must** provide evidence satisfactory to the
5 department that he or she meets all of the following requirements:

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

9 (b) Has earned, after his or her initial certification in
10 another state, at least 18 semester credit hours in a planned
11 course of study at an institution of higher education approved by
12 the superintendent of public instruction or has earned, at any
13 time, a master's or doctoral degree approved by the superintendent
14 of public instruction.

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

18 **(10)** ~~(7)~~—An individual who receives a teaching certificate and
19 endorsement or endorsements under subsection ~~(6)~~**(9)** is eligible to
20 receive 1 or more additional endorsements comparable to
21 endorsements the individual holds in another state only if the
22 individual passes the appropriate subject area examinations
23 required under subsection (2) or (3).

24 **(11)** ~~(8)~~—The superintendent of public instruction shall deny a
25 Michigan teaching certificate to an individual described in
26 subsection ~~(6)~~**(9)** for fraud, material misrepresentation, or
27 concealment in the individual's application for a certificate or
28 for a conviction for which an individual's teaching certificate may
29 be revoked under section 1535a.

1 (12) ~~(9)~~—The department, based upon criteria recommended under
2 subsection ~~(11)~~, ~~(14)~~, shall provide to approved teacher education
3 institutions approved guidelines and criteria for use in the
4 development or selection of subject area examinations.

5 (13) ~~(10)~~—For the purposes of this section, the superintendent
6 of public instruction, based upon criteria recommended under
7 subsection ~~(11)~~, ~~(14)~~, shall develop, select, or develop and select
8 1 or more subject area examinations. In addition, the
9 superintendent of public instruction, based upon criteria
10 recommended under subsection ~~(11)~~, ~~(14)~~, shall approve an
11 elementary certification examination and a reading subject area
12 examination. If the department develops for use under this
13 subsection an examination that had previously been contracted for
14 using a competitive bid process, then the department shall not
15 expend on the development of that examination an amount that
16 exceeds the amount that the department expended on procurement of
17 the most recent competitively-bid version of that examination.

18 (14) ~~(11)~~—The superintendent of public instruction shall
19 appoint an 11-member teacher examination advisory committee
20 composed of representatives of approved teacher education
21 institutions and Michigan education organizations and associations.
22 **The committee described in this subsection must be composed of at**
23 **least 1 representative of an education organization or association**
24 **in this state that has expertise in dyslexia and evidence-based**
25 **reading instruction based on cognitive science.** Not more than 1/2
26 of the members comprising this committee ~~shall~~ **must** be certified
27 teachers. This committee shall recommend criteria to be used by the
28 superintendent of public instruction in the development, selection,
29 or development and selection of subject area examinations. In

1 addition, the committee shall recommend guidelines for the use and
2 administration of those examinations.

3 **(15)** ~~(12)~~—The superintendent of public instruction shall
4 appoint a 7-member standing technical advisory council composed of
5 individuals who are experts in measurement and assessment. This
6 council shall advise the superintendent of public instruction and
7 the teacher examination committee on the validity, reliability, and
8 other technical standards of the examinations that will be used or
9 are being used and of the administration and use of those
10 examinations.

11 **(16)** ~~(13)~~—Not later than November 30 of each year, the
12 superintendent of public instruction shall submit in writing a
13 report on the development or selection and use of the elementary
14 certification examination and the subject area examinations to the
15 house and senate education committees. The report ~~shall~~**must** also
16 contain a financial statement regarding revenue received from the
17 assessment of fees levied under subsection ~~(15)~~**(18)** and the amount
18 of and any purposes for which that revenue was expended.

19 **(17)** ~~(14)~~—The elementary certification examination and the
20 subject area examinations required by this section may be taken at
21 different times during an approved teacher preparation program, but
22 the elementary certification examination and the subject area
23 examinations, as applicable, must be passed before an individual is
24 recommended for certification.

25 **(18)** ~~(15)~~—The department, or if approved by the superintendent
26 of public instruction, a private testing service, may assess fees
27 for taking the elementary certification examination and the subject
28 area examinations. The fees ~~, which shall~~**that must** be set by the
29 superintendent of public instruction, ~~shall~~**must** not exceed the

1 actual cost of the examination and of administering the
 2 examination. Fees received by the department ~~shall~~**must** be expended
 3 solely for administrative expenses that it incurs in implementing
 4 this section. If the superintendent of public instruction increases
 5 a fee charged for an examination under this subsection, at least 1
 6 year before implementing the fee increase, the department shall
 7 notify each approved teacher education institution of the amount of
 8 the fee increase. An approved teacher education institution shall
 9 notify each of its affected students of the timing and amount of
 10 such a fee increase.

11 **(19)** ~~(16)~~—If an individual holding a teaching certificate from
 12 another state applies for a Michigan teaching certificate and meets
 13 all requirements for the Michigan teaching certificate except
 14 passage of the appropriate examinations under subsection (3), the
 15 superintendent of public instruction shall issue a nonrenewable
 16 temporary teaching certificate, good for 1 year, to the individual.
 17 The superintendent of public instruction shall not issue a Michigan
 18 teaching certificate to the individual after expiration of the
 19 temporary teaching certificate unless the individual passes
 20 appropriate examinations as described in subsection (3).

21 **(20)** ~~(17)~~—As used in this section:

22 **(a) "Cognitive science" and "dyslexia" mean those terms as**
 23 **defined in section 1280i.**

24 **(b)** ~~(a)~~—"Elementary certification examination" means a
 25 comprehensive examination for elementary certification that has
 26 been developed or selected by the superintendent of public
 27 instruction for demonstrating the applicant's knowledge and
 28 understanding of the core subjects normally taught in elementary
 29 classrooms **and evidence-based instruction that is grounded in the**

1 **principles of structured language and literacy and cognitive**
 2 **science** and for determining whether or not an applicant is eligible
 3 for an elementary level teaching certificate.

4 (c) **"Evidence-based", "multi-tiered system of support (MTSS)",**
 5 **"phonemic awareness", and "structured language and literacy" mean**
 6 **those terms as defined in section 1280i.**

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

14 (21) ~~(18)~~—The superintendent of public instruction shall
 15 promulgate rules for the implementation of this section.

16 (22) ~~(19)~~—Notwithstanding any rule to the contrary, the
 17 superintendent of public instruction shall continue to issue state
 18 elementary or secondary continuing education certificates under R
 19 390.1132(1) of the Michigan Administrative Code to individuals who
 20 completed the requirements of that rule by December 31, 1992 and
 21 who apply for that certificate not later than March 15, 1994. If
 22 the superintendent of public instruction has issued a state
 23 elementary or secondary professional education certificate to an
 24 individual described in this section, the superintendent of public
 25 instruction shall consider the individual to have a state
 26 elementary or secondary, as applicable, continuing education
 27 certificate.

28 (23) ~~(20)~~—Not later than January 1, 2019, the superintendent
 29 of public instruction, in consultation with the department of

1 ~~talent and economic development~~ **labor and economic opportunity** and
2 groups or individuals representing employers, economic development
3 agencies, trade unions, secondary school principals, middle and
4 elementary school principals, teachers, school district and
5 intermediate school district superintendents, and others as
6 determined appropriate by the department, shall promulgate rules to
7 allow an individual to use time spent engaging with local employers
8 or technical centers toward the renewal of a teaching certificate
9 in the same manner as state continuing education or professional
10 development.

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

14 (a) Senate Bill No. 380.

15

16 (b) Senate Bill No. 381.

17

18 (c) Senate Bill No. 383.

19