

# HOUSE BILL No. 4398

March 22, 2017, Introduced by Reps. Neeley, Elder, Sneller, Ellison, Faris and Jones and referred to the Committee on Education Reform.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
by amending section 1233 (MCL 380.1233), as amended by 2016 PA 192.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

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

1 complies with subsection ~~(7)~~ **(8)** :

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

4 (b) The individual meets all of the following:

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

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

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

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

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

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

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

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

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

24 (c) The individual meets both of the following:

25 (i) Has at least 5 years of successful experience serving in a  
26 school counseling role in another state within the immediately  
27 preceding 7-year period.

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

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

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

16           (5) All vocational education teachers certified after June 1,  
17 1995 shall pass a competency test.

18           (6) ~~The~~ **EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (7), THE**  
19 board of a school district or intermediate school district may  
20 employ an individual without a teaching certificate as a substitute  
21 teacher if the individual has at least 90 semester hours of college  
22 credit from a college or university.

23           **(7) FOR GRADES K TO 8, IF THE ASSIGNMENT IS FOR A PERIOD THAT**  
24 **IS NOT LONGER THAN 30 CONSECUTIVE SCHOOL DAYS, THE BOARD OF A**  
25 **SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT MAY EMPLOY AN**  
26 **INDIVIDUAL WITHOUT A TEACHING CERTIFICATE AS A SUBSTITUTE TEACHER**  
27 **IF THE INDIVIDUAL HAS AT LEAST 60 SEMESTER HOURS OF COLLEGE CREDIT**

1 OR AN ASSOCIATE DEGREE FROM A COLLEGE, UNIVERSITY, OR COMMUNITY  
2 COLLEGE.

3 (8) ~~(7)~~—If the board of a school district or intermediate  
4 school board of an intermediate school district chooses to employ  
5 an individual who does not hold a valid teaching certificate to  
6 serve in a counseling role, as permitted under subsection (2), the  
7 school board or intermediate school board shall comply with  
8 sections 1230 and 1230a with respect to that individual to the same  
9 extent as required for employing an individual with a teaching  
10 certificate to serve as a teacher.

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