

**SUBSTITUTE FOR  
HOUSE BILL NO. 4421**

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

1 or more of the following and the board or intermediate school board  
2 complies with subsection (7):

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

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

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

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

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

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

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

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

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

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

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

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

26 (i) Has at least 5 years of successful experience serving in a  
27 school counseling role in another state within the immediately

1 preceding 7-year period.

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

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

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

17 (5) All vocational education teachers certified after June 1,  
18 1995 ~~shall~~**MUST** pass a competency test.

19 (6) The board of a school district or intermediate school  
20 district may employ an individual without a teaching certificate as  
21 a substitute teacher if the individual ~~has~~**SATISFIES EITHER OF THE**  
22 **FOLLOWING:**

23 (A) **HAS** at least 90 semester hours of college credit from a  
24 college or university.

25 (B) **IS EMPLOYED TO TEACH IN A SUBJECT MATTER OR FIELD IN WHICH**  
26 **THE INDIVIDUAL HAS ACHIEVED EXPERTISE, AS DETERMINED BY THE BOARD**  
27 **OF A SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT, AND SATISFIES**

1 BOTH OF THE FOLLOWING:

2 (i) HAS A HIGH SCHOOL DIPLOMA OR A HIGH SCHOOL EQUIVALENCY  
3 CERTIFICATE AS DEFINED IN SECTION 4 OF THE STATE SCHOOL AID ACT OF  
4 1979, MCL 388.1604.

5 (ii) EITHER OF THE FOLLOWING:

6 (A) HOLDS A PROFESSIONAL LICENSE OR CERTIFICATION ISSUED BY  
7 THIS STATE IN THAT SAME SUBJECT MATTER OR FIELD.

8 (B) PREVIOUSLY HELD A PROFESSIONAL LICENSE OR CERTIFICATION  
9 ISSUED BY THIS STATE IN THAT SAME SUBJECT MATTER OR FIELD THAT  
10 EXPIRED NO MORE THAN 2 YEARS BEFORE THE START OF EMPLOYMENT AS A  
11 SUBSTITUTE TEACHER AND WAS IN GOOD STANDING IMMEDIATELY BEFORE THE  
12 LICENSE OR CERTIFICATION EXPIRED.

13 (7) If the board of a school district or intermediate school  
14 board of an intermediate school district chooses to employ an  
15 individual who does not hold a valid teaching certificate to serve  
16 in a counseling role, as permitted under subsection (2), the school  
17 board or intermediate school board shall comply with sections 1230  
18 and 1230a with respect to that individual to the same extent as  
19 required for employing an individual with a teaching certificate to  
20 serve as a teacher.

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