

DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
TEACHER CERTIFICATION CODE

(By authority conferred on the executive director of the Michigan administrative hearing system by and sections 32 and 49 of 1973 PA 186, MCL 205.732 and 205.749, section 15 of 1964 PA 287, MCL 388.1015, sections 1531, 1531i, 1535a and 1539b of 1976 PA 451, MCL 380.1531, MCL 380.1531i, MCL 380.1535a, and MCL 380.1539b, and Executive Reorganization Order Nos. 1996-6, 1996-7, 2005-1, and 2011-4, MCL 388.993, MCL 388.994, MCL 445.2021, 445.2030)

PART 1. GENERAL PROVISIONS

R 390.1101 Definitions.

Rule 1. As used in this code:

(a) "Alternate route providers" means an entity that has been approved by the superintendent of public instruction to provide teacher certification alternate route programs under section 1531i of 1976 PA 451, MCL 380.1531i.

(b) "Certificate endorsement" means subject or specialty area that a teacher is authorized to teach at specific grade levels based on completion of appropriate program and passage of the appropriate state teacher subject area examination.

(c) "Departmentalized classroom" means a classroom in which instruction in a specific subject area is provided for a defined period of time.

(d) "Early childhood certificate endorsement" means a specialization to teach in any instructional program preceding and including grade 3.

(e) "Elementary certificate" means an authorization to teach all subjects, kindergarten to grade 5 and grade 6 to grade 8 in a self-contained classroom and may include 1 or more certificate endorsements or authorizations to teach in grade 6 to grade 8 in departmentalized classrooms.

(f) "Field experience" means structured, supervised activity in an instructional setting in which a teacher certification candidate may gain experience in the practice of teaching.

(g) "General elementary endorsement on a secondary certificate" means an authorization to teach all subjects in grades kindergarten to 5, and all subjects in grades 6 to 8 in a self-contained classroom.

(h) "Michigan teaching certificate" means any of the following:

(i) A permanent certificate. (No longer issued.)

(ii) A life certificate. (No longer issued.)

(iii) A provisional certificate.

(iv) An occupational education certificate.

(v) A continuing certificate. (No longer issued.)

(vi) A professional education certificate.

- (vii) A temporary or full vocational authorization. (No longer issued.)
- (viii) An interim occupational certificate (Formerly the temporary vocational authorization.)
- (ix) A 2-year extended provisional certificate.
- (x) A temporary teacher employment authorization.
- (xi) A professional temporary teacher employment authorization.
- (xii) An interim teaching certificate.
- (i) "Middle level certificate endorsement" means a specialization to teach in grades 5 to 9 in the certificate endorsements.
- (j) "Nonpublic school" means a private, denominational, or parochial school, as defined in section 380.5 (4) of 1976 PA 451, MCL 380.5 (4).
- (k) "Occupational recency" means work experience in the occupational area that has occurred within 6 years of application for an interim occupational authorization or certificate.
- (l) "Occupational relevancy" means work experience gained through employment in the occupational area.
- (m) "Planned program" means a cohesive, standards-based course of study that provides a knowledge and skill for specialization in a subject area or areas and supports the practice of teaching, or supports the professional career development of the educator.
- (n) "Regionally accredited" means a college or university that is accredited by 1 of the following agencies:
 - (i) Middle States Association of Colleges.
 - (ii) New England Association of Schools and Colleges.
 - (iii) North Central Association of Colleges and Schools.
 - (iv) Northwest Association of Schools and Colleges.
 - (v) Southern Association of Colleges and School.
 - (vi) Western Association of Schools and Colleges.
- (o) "Satisfactory college semester credit hours" means an average grade of C or better or the equivalent.
- (p) "School district" means a local school district established under section 5 of 1976 PA 451, MCL 380.5, an intermediate school district established under part 7 of 1976 PA 451, a public school academy established under part 6a of 1976 PA 451, an urban high school academy established under part 6c of 1976 PA 451, a strict discipline academy established under sections 1311b to 1311l of 1976 PA 451, MCL 380.1311b to MCL 380.1311l, and a school of excellence under part 6e of 1976 PA 451.
- (q) "Secondary certificate" means an authorization to teach in grades 6 to and including 12 in subject area endorsements on the teaching certificate.
- (r) "Self-contained classroom" means a classroom in which 1 teacher provides instruction to the same pupils for the majority of the pupils' instructional day.
- (s) "State board" means the state board of education.
- (t) "Teacher preparation institution" means a baccalaureate or higher degree granting institution which is approved for teacher education by the state board to recommend applicants for the several certificates and certificate endorsements provided for in these Rules.

History: 1979 AC; 1981 AACs; 1986 AACs; 1989 AACs; 2006 AACs; 2012 AACs.

R 390.1103 Successful teaching.

Rule 3. (1) The determination of 3 years of successful teaching specified in these Rules shall be according to the following:

(a) Employment may be with 1 or more employers in a regular or substitute teaching capacity within the validity of the certificate.

(b) Each period of employment shall be characterized as successful or unsuccessful by the employer.

(c) A year of employment is a minimum of 150 teaching days and may be either an academic or a calendar year, but not more than 1 year of employment can be earned during a calendar year.

(d) A day of employment is ½ or more of a teaching day, but not more than 1 day of employment can be earned during a calendar day.

(2) A teacher may appeal any decision under these Rules through the recommending institution's appeal procedure and, failing relief from that source, to the superintendent of public instruction.

History: 1979 AC; 2006 AACCS.

R 390.1105 Persons required to hold certificates or permits.

Rule 5. (1) A person employed as a teacher in grades K to 12 with instructional responsibilities shall hold a certificate, permit, or occupational authorization valid for the positions to which the teacher is assigned.

(2) A teacher aide, instructional support paraprofessional, classroom assistant, secretary to instructional personnel, or other paraprofessional person legally employed in a non-instructional capacity need not be certificated as a teacher.

(3) A teacher candidate enrolled for student teaching or internship semester credit hours at an approved teacher preparation institution need not hold a teaching certificate.

(4) A full-time teacher of a day school program reimbursed from occupational education funds shall meet the minimum qualifications for endorsement or authorization in the particular occupational education field as specified by the superintendent of public instruction.

(5) A teacher in a reimbursed program in special education shall meet the minimum qualifications for certification, endorsements, or approvals when required by law in the particular special education field, as specified by the superintendent of public instruction.

(6) A person employed as a junior reserve officer training corps teacher need not be a certified teacher but shall be approved by the department of defense to provide instruction in a junior reserve officer training corps assignment.

(7) A parent or legal guardian who home schools his or her child is not required to hold a valid Michigan teaching certificate, permit, or occupational authorization.

(8) A school district may use a teacher who does not possess a valid Michigan teaching certificate to teach a Native American tribal language and culture class under section 1531f of 1976 PA 451, MCL 380.1531f.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1111 Equality of opportunity.

Rule 11. (1) All pupils in educational programs at any level shall have equal access to opportunities to maximize their full development as a resource in a democratic society. Each Michigan teacher preparation institution shall provide prospective teachers access to theoretical knowledge and practical experiences supporting the vision and principles for universal education and for the development of cultural competence needed to respect differences and to avert disparate treatment based on race, religion, color, national origin or ancestry, age, gender preference, physical attributes, marital status, and disability.

(2) An applicant for provisional certification shall show an awareness that Michigan's constitution and laws guarantee the right to equal educational opportunity without discrimination because of race, religion, color, national origin or ancestry, age, sex, marital status, or disability.

(3) An applicant for provisional certification has an important responsibility to create a climate for learning based upon the practice and an understanding of equality of educational opportunity in its fullest sense.

(4) An applicant for provisional certification who is otherwise qualified shall not be denied the right to be certified by the superintendent of public instruction, to receive training for the purpose of becoming a teacher, or to engage in practice teaching in any school because he or she is blind, deaf, or physically disabled in some other manner. A school district shall not refuse to engage a teacher who is disabled on such grounds if the teacher is able to carry out the duties of the position in the school district for which he or she applies.

(5) A conviction of a crime described under section 1535a of 1976 PA 451,

MCL 380.1535a is considered to be reasonable and adversely related to the ability of the person to serve in an elementary or secondary school and is sufficient grounds for denial of a teaching certificate, permit, authorization or approval.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1115 Applications; semester credit hours.

Rule 15. (1) The application for a certificate, permit, or authorization shall be directed to the superintendent of public instruction and submitted on a form supplied or approved by the superintendent of public instruction.

(2) Semester credit hours toward certification shall be completed through an approved teacher preparation institution or alternate route provider, or accepted in transfer by such an institution, and shall be acceptable toward requirements for a provisional teaching certificate and a bachelor's or higher degree. The superintendent of public instruction may determine the acceptability of credit hours presented for certification from approved teacher preparation institutions located in other states.

(3) For the purpose of initial certification, authorization, or endorsement, passing test scores on the state teacher preparation content area tests are valid for 5 years from the date of testing. Basic skills test scores are valid indefinitely.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1117 Certificate restrictions and expiration.

Rule 17. (1) A certificate, permit, and an authorization have certain restrictions as to the nature of teaching for which the holder may be employed. The applicant and employer shall be thoroughly familiar with the specific provisions regarding the validity of the several certificates.

(2) Certificates expire on June 30 of the expiration year indicated on the certificate, with the exception of the temporary teacher employment authorization, the professional temporary teacher employment authorization, and the 2-year extended provisional certificate. All permits and annual occupational authorizations expire on August 31 of the school year for which they are issued. Permanent, continuing, and life certificates and full vocational authorizations do not expire.

(3) A previously issued certificate retains its original designation and validity.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1118 Nullification of teaching certificate

Rule 18. (1) The holder of a Michigan teaching certificate may request the superintendent of public instruction to immediately nullify his or her teaching certificate or certificate endorsement (s) under section 1532 of 1976 PA 451, MCL 380.1532.

(2) Any nullification approved by the superintendent of public instruction shall take effect immediately.

(3) Requests for nullification shall be made on an application form provided by the department. An application for nullification may be withdrawn by the applicant any time before the approval. A request shall be made in writing.

(4) Any certificate, endorsement, or grade level certification is nullified shall not be reinstated.

History: 1992 AACCS; 2006 AACCS; 2012 AACCS.

PART 2. STATE PROVISIONAL AND INTERIM CERTIFICATES

R 390.1121 General provisions.

Rule 21. (1) A candidate for certification shall make an application for provisional certification within 5 years after certification requirements have been met. The recommendation by the teacher preparation institution or alternate route provider is valid for 5 years.

(2) The requirements in this part of the code for the several certificates are minimum requirements. A teacher preparation institution may have additional requirements that exceed these Rules.

(3) Persons enrolled in teacher preparation institutions or alternate route providers in this state shall comply with this part.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1122 General education; approved planned program or equivalent.

Rule 22. (1) An applicant for a provisional certificate shall present evidence of the completion of an approved program of general or liberal education, including English, literature, humanities, social sciences, mathematics, natural or physical sciences, and the arts.

(2) An applicant shall achieve a passing score on all components of the state teacher preparation basic skills test before assignment to directed student teaching.

(3) An applicant shall present evidence of completion of an approved program in any certificate endorsement area he or she proposes to teach. At the secondary level, such specialization is earned by completing a major or its equivalent in a specific certificate endorsement. At the elementary level, responsibility for introducing pupils to many areas of human knowledge or inquiry shall not deprive the prospective teacher of the opportunity to develop a degree of specialization in a particular certificate endorsement. Evidence of content mastery by both elementary and secondary candidates shall include a passing score on the state teacher preparation content area tests before certificate recommendation. The applicant shall have early and ongoing structured field experiences before student teaching with diverse student populations and in diverse instructional settings. Therefore, the applicant shall present evidence that he or she has begun to master a substantive field and is able, because of his or her teaching skills, to stimulate pupils to seek more knowledge and understanding.

(4) Applicants who complete an approved alternate route program under section 1531i of 1976 PA 451, MCL 380.1531i are considered to have met the requirements of this Rule.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1122a State interim teaching certificates.

Rule 22a. (1) The superintendent of public instruction shall grant an interim teaching certificate to an applicant who meets all of the requirements in section 1531i of 1976 PA 451, MCL.380.1531i.

(2) An interim teaching certificate shall expire 5 years from June 30 of the calendar year that the certificate is issued and is nonrenewable.

(3) Additional endorsements shall not be added to an interim teaching certificate.

History: 2012 AACCS.

R 390.1123 Professional education.

Rule 23. (1) An applicant for an elementary or secondary Michigan provisional certificate shall present evidence of the completion of at least 20 semester credit hours of theoretical and practical knowledge that reflect the state board approved standards and related proficiencies. These standards and related proficiencies articulate the knowledge, skills, and disposition entry level teachers should possess upon completion of an approved teacher preparation program. Programs at state board approved teacher

preparation institutions in this state shall comply with this part. Applicants who complete an approved alternate route program under section 1531i of 1976 PA 451, MCL 380.1531i are considered to have met the requirements of this Rule.

(2) An applicant for the elementary Michigan provisional certificate shall present evidence of completion of 6 semester credit hours in the teaching of reading. An applicant for the secondary Michigan provisional certificate shall present evidence of completion of 3 semester credit hours in reading instruction as appropriate to the content area under section 1531 of 1976 PA 451, MCL 380.1531.

(3) The applicant shall present evidence of participation in a supervised directed teaching experience at the level for which the certificate is to be granted. The directed teaching assignment shall be for a minimum duration of 12 weeks and for a minimum of 6 semester credit hours.

(4) Alternate route applicants shall meet the field experience or student teaching requirement as described in R 390.1124.

History: 1979 AC; 1986 AAC; 2006 AAC; 2012 AAC.

R 390.1124 Scholastic averages; directed teaching.

Rule 24. (1) An applicant for an elementary or secondary provisional certificate shall present evidence of satisfactory completion of course credits and shall have passed the state teacher preparation basic skills test before assignment to directed teaching. To qualify for a certificate, an applicant shall obtain satisfactory college credit in directed teaching. An applicant shall have satisfactory college credit in the required hours for each successive certificate and shall meet other standards or requirements, as determined by the teacher preparation institution.

(2) For certification purposes, a minimum of 30 clock hours of classroom teaching and observation under the supervision of a teacher preparation institution is equivalent to 1 semester credit hour in directed teaching.

The directed student teaching experience shall engage the applicant in practical experiences that reflect and support the standards and related proficiencies for entry level teachers. An applicant shall satisfactorily complete the directed student teaching experience.

(3) An applicant completing an alternate route program under section 1531i of 1976 PA 451, MCL 380.1531 shall complete either of the following to satisfy the field-based experience:

(a) If the applicant is employed under the interim certificate, the first 4 weeks of employment shall be supported by intensive observation, mentoring or coaching, and feedback provided by an assigned mentor or coach with experience and expertise in the candidate's certificate endorsement area or appropriate level of certification. An additional 8 weeks of continued supervision, mentoring or coaching, and evaluation shall be completed to meet the field-based student teaching requirement.

(b) If the applicant is not employed while completing an alternate route program, the candidate shall complete at least 6 weeks of full-time field-based student teaching or 12 weeks of part-time field-based student teaching under a mentor or coach with expertise and experience in the candidate's proposed endorsement area or appropriate level of certification.

(4) The directed teaching requirement for the initial elementary or secondary provisional certificate may be waived for an experienced teacher as follows:

(a) For an applicant with an earned master's or higher degree and 3 years of successful teaching experience at the appropriate level, together with a recommendation from the school superintendent and the teacher preparation institution regarding the certificate, the requirement of 6 semester credit hours may be waived entirely or in part.

(b) For an applicant with less than an earned master's or higher degree, but with 5 years of successful teaching experience at the appropriate level, together with a recommendation from the school superintendent and the teacher preparation institution regarding the certificate, the requirement of 6 semester credit hours of directed student teaching may be waived, entirely or in part.

History: 1979 AC; 1989 AACS; 2006 AACS; 2012 MR 10, Eff. May 18, 2012

R 390.1125 Degree and recommendations.

Rule 25. (1) An applicant for a provisional certificate shall have been granted a bachelor's degree and shall be recommended by a Michigan teacher preparation institution or approved alternate route provider. A Michigan teacher preparation institution may accept a degree from a regionally accredited institution if it is determined by the accepting Michigan teacher preparation institution that the degree is equivalent to that awarded by that institution. The superintendent of public instruction reserves the right to determine the acceptability of degree equivalent recommendations.

(2) The teacher preparation institution or approved alternate route program provider shall make recommendations concerning all certificates for which the teacher preparation institution or approved alternate route program provider are approved.

(3) When submitting recommendations concerning all initial provisional certificates and authorizations, the applicant shall present a valid certificate as evidence of completion of a course approved by the department in first aid and cardiopulmonary resuscitation.

History: 1979 AC; 1989 AACS; 2006 AACS; 2012 AACS.

R 390.1126 State elementary provisional certificates.

Rule 26. (1) An initial state elementary provisional certificate may be issued to an applicant who presents evidence of the completion of the requirements in R 390.1123 or that he or she has completed an approved alternate route program under section 1531i of 1976 PA 451, MCL 380.1531i and either of the following:

(a) A major of not less than 30 semester credit hours or a group major of 36 semester credit hours and, in addition to such major or group major, a planned program minor of 20 semester credit hours in other substantive fields deemed appropriate to elementary education. (b) Three minors of not less than 20 semester credit hours each, 2 of which shall be in substantive fields which may include a group minor of 24 semester credit hours and the third to be a minor of 20 semester credit hours or a group minor of 24 semester credit hours in a content area appropriate to elementary education.

(2) An initial state elementary provisional certificate issued after September 1, 1988, is valid for teaching all subjects in grades kindergarten to 5, for teaching in certificate endorsement in grades 6 to and including 8, and for teaching all subjects in grades kindergarten to 8 when those subjects are taught in a self-contained classroom in which a majority of the instruction is provided by 1 teacher. An initial state elementary provisional certificate issued before September 1, 1988, is valid for teaching all subjects in grades kindergarten to 8 and in certificate endorsement areas in grade 9.

(3) All initial provisional certificates issued within a calendar year expire 6 years from June 30 of that year.

History: 1979 AC; 1981 AACS; 1989 AACS; 2006 AACS; 2012 AACS.

R 390.1127 State secondary provisional certificates.

Rule 27. (1) An initial state secondary provisional certificate may be issued to an applicant who presents evidence of the completion of the requirements in R 390.1123 or that he or she has completed an approved alternate route program under section 1531i of 1976 PA 451, MCL 380.1531i and either of the following:

(a) A major of not less than 30 semester credit hours or a group major of not less than 36 semester credit hours and a minor of not less than 20 semester credit hours or a group minor of not less than 24 semester credit hours. Upon the effective date of these Rules, obtaining an endorsement in a required minor preparation is optional. If the applicant chooses not to obtain an endorsement in his or her minor subject area, the applicant does not need to take and pass the state teacher preparation content area test for that minor subject area.

(b) A comprehensive group major of not less than 50 semester credit hours. After July 1, 1983, the applicant shall prove evidence of completion of 3 semester credit hours in reading instruction as appropriate to the content area.

(2) An initial state secondary provisional certificate is issued after September 1, 1988, is valid for teaching in certificate endorsement areas in grades 6 to 12. An initial state secondary provisional teaching certificates issued before September 1, 1988, is valid for teaching all subjects in grade 7 and 8 and in certificate endorsements areas in grades 6 to 12.

(3) All initial provisional certificates issued within a calendar year expire 6 years from June 30 of that year.

History: 1979 AC; 1981 AACS; 1986 AACS; 2006 AACS; 2012 AACS.

R 390.1128 Rescinded.

History: 1979 AC; 1986 AACS; 2006 AACS; 2012 AACS.

R 390.1129 Additional certificate endorsements.

Rule 29. (1) The holder of an elementary or secondary provisional, permanent, continuing, or professional education certificate may qualify for another certificate

endorsement by presenting evidence that he or she has completed 1 of the following endorsement programs with a minimum of 20 semester credit hours:

- (a) Early childhood.
- (b) General elementary.
- (c) Middle level.
- (d) Areas appropriate to the secondary grades.

(2) The general elementary and middle level endorsements shall include not less than 6 semester credit hours in the teaching of reading, which shall include reading in the content areas and studies in developmental reading. When the planned program is completed following the issuance of the initial provisional certificate, a person may apply the credit to the requirements for the professional education certificate.

(3) Upon successful completion of credit requirements and passage of the state teacher preparation content area test if a test is available, a Michigan teacher preparation institution or an approved out-of-state institution, as authorized by the provisions of R 390.1132 (1) (c), may recommend the additional certificate endorsement.

(4) A person who is already certified and who wishes to qualify for an additional certificate endorsement may combine coursework to meet preparation standards in the specialty area with already earned semester credit hours to bring the total up to the minimum number of required credits as specified in these Rules. Upon completion of the credits and passage of the state teacher preparation content area test, the additional endorsement shall be recommended by the teacher preparation institution.

History: 1979 AC; 1981 AACS; 1986 AACS; 1989 AACS; 2006 AACS; 2012 MR 10. Eff. May 18, 2012.

R 390.1129a Procedures at expiration of provisional certificates before September 1, 2013.

Rule 29a. (1) Before September 1, 2013 to be qualified for teaching at the expiration of an elementary or secondary provisional certificate or interim occupational certificate, an applicant shall qualify within the provisional or interim occupational certificate period for a professional education or occupational education certificate. If the applicant does not so qualify, a 3-year renewal of the provisional or interim occupational certificate may be granted if the applicant presents evidence that he or she has completed 9 semester credit hours in a planned program at an approved teacher preparation institution since the issuance of the provisional or interim occupational certificate or that he or she holds an earned master's or higher degree in areas appropriate to kindergarten to grade 12. A second 3-year renewal may be granted if the applicant presents evidence that he or she has earned 18 semester credit hours after the issuance of the provisional or interim occupational certificate in a planned course of study that is applicable toward the requirements for a professional education or occupational education certificate or that he or she holds an earned master's or higher degree. If the planned program is completed at an out-of-state teacher preparation institution, the planned program shall be a specific masters or higher degree program or an additional certificate endorsement program of at least 20 semester credit hours. A master's or higher degree completed for purposes of certificate renewal cannot be in content inappropriate for teaching at the kindergarten to and including grade 12 level. The teacher preparation institution may determine which

courses or credits are applicable to an endorsement or planned program. All initial provisional certificate renewals issued within a calendar year expire 3 years from June 30 of that year.

(2) The teacher preparation institution shall make a recommendation concerning the certificate.

(3) A teacher may obtain an additional 3-year renewals of a provisional or interim occupational certificate after the expiration of the second provisional or interim occupational certificate renewal if all semester credit hours for a professional or occupational education certificate have been completed. An employing Michigan school district or nonpublic school may sponsor a teacher for a third provisional or interim occupational certificate renewals. An applicant shall apply to the superintendent of public instruction for renewal within 30 days after the employment of the teacher in a full-time or part-time regular teaching assignment. Additional third renewals of provisional or interim occupational certificates are not available for substitute teaching or for applicants who have already met professional-or occupational education certificate requirements.

(4) The superintendent of public instruction may approve the issuance of a 2-year extended provisional or interim occupational certificate pursuant to section 1531e of 1976 PA 451, MCL 380.1531e upon the application of a Michigan school district or nonpublic school, provided all of the following conditions are met:

(a) The teacher is an employee of the applying school district or nonpublic school.

(b) The teacher is currently enrolled in an approved 18-semester credit hour planned program or masters or higher degree program at an approved teacher preparation institution.

(c) The teacher has at least 1 year of teaching experience within the validity of the teaching certificate and since the issuance of his or her initial provisional teaching certificate, temporary vocational authorization, or interim occupational certificate at the time of application.

(d) With the issuance of the 2-year extended provisional or interim occupational certificate, the teacher is not eligible for further renewals of the provisional certificate or interim occupational certificate.

(e) All 2-year extended provisional and interim occupational certificates expire 2 calendar years from the issue date of the certificate.

(5) An individual who holds an expired provisional, temporary vocational authorization, or interim occupational certificate, but holds a valid certificate from another state, who has taught within the grade level and subject area endorsement or endorsements to the validity of the certificate for at least 1 year in the preceding 5-year period is eligible for a 3-year renewal of the provisional, temporary vocational authorization, or interim occupational certificate.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

Rule 390.1129b Procedures at expiration of provisional or interim occupational certificate; effective September 1, 2013

Rule 29b. (1) Beginning September 1, 2013 to be qualified for teaching at the expiration of an elementary or secondary provisional certificate or interim occupational

certificate, an applicant shall qualify within the provisional or interim occupational certificate period for a professional education or occupational education certificate. If the applicant does not so qualify, a 3-year renewal of the provisional or interim occupational certificate may be granted if the applicant presents evidence that he or she has earned since the issuance of the certificate 6 semester credit hours in a planned program at an approved teacher preparation institution or 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate that he or she holds or a combination of semester credit hours and state continuing education hours (30 clock hours of state continuing education are equivalent to 1 semester credit hour); or that he or she holds an earned master's or higher degree in areas appropriate to kindergarten to grade 12 teaching.

(2) On expiration of the first renewal of the provisional or interim occupational certificate, a second 3-year renewal may be granted if the applicant presents evidence that he or she has earned after issuance of the first renewal 6 semester credit hours in a planned program at an approved teacher preparation institution or 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate that he or she holds or a combination of semester credit hours and state continuing education hours (30 clock hours of state continuing education are equivalent to 1 semester credit hour); or that he or she holds an earned master's or higher degree in areas appropriate to kindergarten to grade 12 teaching.

(3) A teacher may obtain additional 3-year renewals of a provisional or interim occupational certificate after the expiration of the second provisional or interim occupational certificate renewal if all semester credit hours for a professional or occupational education certificate have been completed. An employing Michigan school district or nonpublic school may sponsor a teacher for a third provisional or interim occupational certificate renewals. An applicant shall apply to the superintendent of public instruction for renewal within 30 days after the employment of the teacher in a full-time or part-time regular teaching assignment. Additional renewals of provisional or interim occupational certificates are not available for substitute teaching or for applicants who have already met professional or occupational education certificate requirements.

(4) To renew a provisional certificate or interim occupational certificate, a person shall apply to the superintendent of public instruction and shall verify completion of the renewal requirement as defined under this Rule, within the 3-year period preceding the date of application and after the date of issuance of the previous provisional or interim occupational certificate or renewal.

(5) The superintendent of public instruction may approve the issuance of a 2-year extended provisional or interim occupational certificate under section 1531e of 1976 PA 451, MCL 380.1531e upon the application of a Michigan school district or nonpublic school, provided all of the following conditions are met:

(a) The teacher is an employee of the applying school district or nonpublic school.

(b) The teacher is currently enrolled in an approved 18 semester credit hour planned program or masters or higher degree program at an approved teacher preparation institution.

(c) The teacher has at least 1 year of teaching experience within the validity of the teaching certificate and since the issuance of his or her initial provisional teaching certificate or interim occupational certificate at the time of application.

(d) With the issuance of the 2-year extended provisional or interim occupational certificate, the teacher is not eligible for renewals of the provisional or interim occupational certificate.

(e) All 2-year extended provisional and interim occupational certificates expire 2 calendar years from the issue date of the certificate.

(5) A teacher who holds an expired provisional or interim occupational certificate, but holds a valid certificate from another state, who has taught within the grade level and subject area endorsement or endorsements to the validity of the certificate for at least 1 year in the preceding 5-year period is eligible for a 3-year renewal of the provisional or interim occupational certificate.

(6) All provisional certificate renewals expire 3 years from June 30 of the calendar year that the certificate was issued.

History: 2012 AACCS.

R 390.1130 Reciprocity.

Rule 30. (1) The superintendent of public instruction may enter into written agreements with the states for the mutual acceptance of 1 or more types of teaching certificates issued by each state. The department of education shall publish and distribute annually a list of states with which reciprocity agreements are signed, or whose certificates are accepted in a similar manner to Michigan.

(2) Under the reciprocity agreement in sub Rule (1) of this Rule, the superintendent of public instruction may issue a provisional certificate to a person who meets all of the following requirements:

(a) The applicant has, or is eligible for, a teaching certificate issued by the certifying authority of any other state in which requirements for certification are deemed equivalent to those in effect in this state.

(b) The applicant has successfully completed a course in first aid, which includes cardiopulmonary resuscitation.

(c) The applicant has passed the Michigan teacher preparation basic skills and appropriate content area tests.

(d) An applicant that has completed an alternate route program under section 1531i of 1976 PA 451, MCL 380.1531i shall present evidence of successful completion of 3 years of teaching experience.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

PART 3. STATE PROFESSIONAL EDUCATION, PERMANENT, AND CONTINUING CERTIFICATES

R 390.1131 Rescinded.

R 390.1132 State elementary or secondary professional education certificates.

Rule 32. (1) Before September 1, 2013 a state elementary or secondary professional education certificate may be issued to an applicant who presents evidence that he or she has completed all of the following requirements:

(a) The applicant has taught successfully for 3 years according to the validity of the provisional certificate and since the issuance of the provisional certificate, as determined by the superintendent of public instruction and upon recommendation of the teacher preparation institution and the school district or nonpublic school.

(b) The applicant has earned 18 semester credit hours after the issuance of the provisional certificate in a planned course of study that is approved by the teacher preparation institution. The planned program is either in a certificate endorsement area or is planned to support the teaching of an academic subject with deeper knowledge and additional skills or other areas related to K to 12 teaching or support services. Beginning July 1, 2009, the planned program may include the satisfactory completion of the additional state required course of study in the diagnosis and remediation of reading disabilities and differentiated instruction, including field experiences, required in subdivision (e) of this sub Rule. The 18 semester credit hours may also include the reading credit required in subdivision (d) of this sub Rule. A person with an earned master's or higher degree in areas appropriate to kindergarten to and including grade 12 teaching is not required to complete the 18-semester credit hour planned program. Applicants with an earned master's or higher degree shall have completed the reading credits required in subdivisions (d) and (e) of this sub Rule.

(c) The applicant may apply for a professional education certificate after completing a course of study at an out-of-state teacher preparation institution which is accredited by a regional or national accreditation agency recognized by the United States department of education, if semester credit hours comprising a planned course of study are applicable toward a master's or higher degree or an additional certificate endorsement program of at least 20 semester credit hours.

(d) The applicant has completed a minimum of 6 semester credit hours of teaching reading for an elementary professional

education certificate or a minimum of 3 semester credit hours of reading instruction as appropriate to the content area for a secondary professional education certificate. This reading credit shall have been completed at any time before application for the professional education certification.

(e) Beginning July 1, 2009, the applicant shall present evidence of the satisfactory completion of 3 semester credit hours in an approved course of study in the diagnosis and remediation of reading disabilities and differentiated instruction, including field experiences under section 1531 of 1976 PA 451, MCL 380.1531. This course of study must be completed before application for the professional education certification.

(f) The teacher preparation institution may determine which courses or credits are applicable to an endorsement or planned program.

(2) Teachers who hold National Board for Professional Teaching Standards certification may receive a professional education certificate.

(3) Beginning September 1, 2013 a professional education certificate may be issued to an applicant who presents evidence that he or she has completed at least 3 years of successful teaching experience and at least 1 of the following:

(a) Six semester credit hours in a planned program at an approved teacher preparation institution or six semester credit hours of academic credit appropriate to the grade level and content endorsement (s) of the certificate at any approved college or university.

(b) 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate.

(c) Annual district provided professional development under section 1527 of 1976 PA 451, MCL 380.1527 completed through professional development programs that are appropriate to the grade level and content endorsement (s) of the certificate.

(d) A combination of semester credit hours under sub Rule (3) (a) of this, state continuing education hours under sub Rule (3) (b) of this Rule (30 clock hours of state continuing education hours are equivalent to 1 semester credit hour), or district provided annual professional development under sub Rule (3) (c) of this Rule (30 clock hours of annual district provided professional development is equivalent to 1 semester credit hour or 30 clock hours of state continuing education) that equals 6 semester hours.

(4) Satisfactory completion of 3 semester credit hours in an approved course of study in the diagnosis and remediation of reading disabilities and differentiated instruction, including field experiences under section 1531 of 1976 PA 451, MCL 380.1531. This course of study must be completed before application for the professional education certificate.

(5) To obtain a professional education certificate a person shall apply to the superintendent of public instruction and shall verify completion of the requirements as defined under this Rule, within the 5-year period preceding the date of application and after the date of issuance of the provisional or interim occupational certificate or renewal.

(6) All initial professional education certificates expire 5 years from June 30 of the calendar year that the certificate was issued.

History: 1979 AC; 1981 AACS; 1989 AACS; 2006 AACS; 2012 MR 10. Eff. May 18, 2012.

R 390.1133 Rescinded.

History: 1979 AC; 1981 AACS; 1989 AACS; 2006 AACS.

R 390.1134 Permanent and continuing certificates and full vocational authorizations; validity.

Rule 34. (1) Permanent and continuing certificates and full vocational authorizations are valid for teaching in this state in the grades and certificate endorsement areas specified on the certificate. Though permanent and continuing certificates and full vocational authorizations are no longer issued, they retain their original designation and

validity. Permanent and continuing certificates and full vocational authorizations do not expire.

History: 1979 AC; 1986 AACCS; 1989 AACCS; 2006 AACCS; 2012 MR 10. Eff. May 18, 2012.

R 390.1135 Professional education certificate or occupational education certificate; renewal; Rule 35. (1) A professional education certificate or occupational education certificate that has expired or will expire within the calendar year of application shall be renewed upon the applicant's completion of at least 1 of the following:

(a) Six semester credit hours in a planned program at an approved teacher preparation institution or six semester credit hours of academic credit appropriate to the grade level and content endorsement (s) of the certificate at any approved college or university.

(b) 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate.

(c) Annual district provided professional development under section 1527 of 1976 PA 451, MCL 380.1527 completed through professional development programs that are appropriate to the grade level and content endorsement (s) of the certificate.

(d) A combination of semester credit hours under sub Rule (1) (a) of this Rule and state continuing education clock hours under sub Rule (1) (b) of this Rule (30 clock hours of state continuing education are equivalent to one semester hour), or district provided annual professional development under sub Rule (1) (c) of this Rule (30 clock hours of annual district provided professional development are equivalent to one semester credit hour or 30 clock hours of state continuing education) that equal 6 semester credit hours.

(2) Additional semester credit hours beyond the required 6 semester credit hours or equivalent in state continuing education hours earned during any certificate validity span shall not be applied toward any subsequent renewals.

(3) Semester credit hours shall have been completed at a regionally accredited college or university.

(4) To renew a professional education or occupational education certificate, a person shall apply to the superintendent of public instruction and shall verify completion of - the renewal requirement as defined under this Rule, within the 5 year period preceding the date of application and after the date of issuance of the previous professional or occupational education certificate or renewal.

(5) All professional education and occupational education certificate renewals expire 5 years from June 30 of the calendar year that they were issued.

History: 1986 AACCS; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1136 Rescinded.

History: 1989 AACCS; 2006 AACCS.

R 390.1137 State elementary or secondary advanced professional education certificate (optional).

Rule 37. (1) Beginning September 1, 2013 an advanced professional education certificate may be issued to an applicant who presents evidence that he or she has completed all of the following requirements:

(a) The applicant currently holds the professional education certificate.

(b) The applicant holds national board certification or has completed a teacher leader training or preparation program approved by the superintendent of public instruction.

(c) The applicant has received 5 consecutive effective or highly effective ratings on the annual teacher evaluation in the most recent 5-year period under section 1249 of 1976 PA 451, MCL 380.1249.

(2) All initial advanced professional education certificates expire 5 years from June 30 of the calendar year that the certificate was issued.

History: 2012 AACCS.

R 390.1138 Advanced professional education certificate; renewal

Rule 38. (1) Beginning September 1, 2013 an advanced professional education certificate that has expired or will expire within the calendar year of application shall be renewed upon the applicant's verification of at least 5 consecutive effective or highly effective annual evaluation ratings under section 1249 of 1976 PA 451, MCL 380.1249 and an applicant presents evidence that he or she has completed at least 1 of the following to be eligible for renewal:

(a) Six semester credit hours of academic credit appropriate to the grade level and content endorsement (s) of the certificate at any approved college or university.

(b) 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate.

(c) Annual district provided professional development under section 1527 of 1976 PA 451, MCL 380.1527 completed through professional development programs that are appropriate to the grade level and content endorsement (s) of the certificate.

(d) A combination of semester credit hours under sub Rule (1) (a) of this Rule, state continuing education hours under sub Rule (1) (b) of this Rule (30 clock hours of state continuing education hours are equivalent to 1 semester credit hour), or district provided annual professional development under sub Rule (1) (c) of this Rule (30 clock hours of annual district provided professional development are equivalent to 1 semester credit hour or 30 clock hours of state continuing education) that equal 6 semester credit hours.

(2) Additional semester credit hours beyond the required 6 semester credit hours or equivalent in state continuing education hours or annual district provided professional development hours earned during any certificate validity span shall not be applied toward any subsequent renewals.

(3) Semester credit hours shall have been completed at a regionally accredited college or university.

(4) If the applicant has not received 5 consecutive effective or highly effective annual evaluation ratings, he or she is not eligible to renew the advanced professional education certificate and shall meet the renewal requirements for the professional education certificate under R 390.1135.

(5) To renew a professional education or occupational education certificate, a person shall apply to the superintendent of public instruction and shall verify completion of the renewal requirement as defined under this Rule, within the 5 year period preceding the date of application and after the date of issuance of the previous professional or occupational education certificate renewal.

(6) All renewals of advanced professional education certificates expire 5 years from June 30 of the calendar year that the certificate was issued.

History: 2012 AACCS.

PART 4. STATE SPECIAL PERMITS

R 390.1141 General provisions.

Rule 41. (1) On application, the superintendent of public instruction shall issue to a school district or nonpublic school a special permit to employ a person who has met all statutory requirements when a properly certificated teacher is not available for employment. The permit shall be a full-year, emergency, or substitute permit.

(2) A full-year, emergency, or substitute permit or renewal of a permit is issued to the recommending superintendent or school administrator who shall apply for such permit or renewal and who shall affirm under oath that the requirements for the requested permit or renewal have been met. The recommending superintendent or school administrator receiving the permit or renewal shall hold the permit or renewal for the person.

(3) An application for a permit shall be submitted within 30 days of the date the individual starts teaching.

(4) Permits are valid from September 1 to August 31 for the school year for which they are issued.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1142 Full-year permits.

Rule 42. (1) A full-year permit shall be issued when the school district or nonpublic school has posted and advertised the position at college and university placement offices and the appropriate mass media and a properly certificated teacher is unavailable for a teaching assignment.

(2) An application for a full-year permit shall contain evidence that the candidate has completed a bachelor's or higher degree at an approved regionally or nationally accredited teacher preparation institution. When the permit is requested for an assignment to teach a core academic subject, the candidate shall present evidence of completion of an academic major in the subject or obtaining a passing score on the

appropriate teacher certification subject test approved by the superintendent of public instruction before issuance of the permit.

(3) The employing school district or nonpublic school shall verify that the person has been assigned a mentor teacher with experience and expertise in the subject or specialty area for which the full-year permit is being issued.

(4) The full-year permit is valid for teaching in the grades or subjects or grade and subjects specified on the permit for the school year for which the permit is issued.

(5) A full-year permit may be renewed when evidence is presented that the person employed in the teaching assignment for which the full-year permit was issued has completed 6 additional semester credit hours of satisfactory credit toward appropriate teacher certification for that assignment and has been assigned to 1 or more master teachers who shall serve as a mentor. The full-year permit may be renewed for a maximum of 4 years without reposting the position if the required renewal credit hours are completed each school year and if the person has been assigned to a mentor teacher. A person who is teaching under a full-year permit in either a core subject or a non-core subject shall pass the state teacher preparation basic skills test and appropriate subject area tests within 3 years after employment under the full-year permit.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1143 Substitute permits.

Rule 43. (1) A school district or nonpublic school may apply for a substitute permit for an individual who has completed not less than 90 semester hours of satisfactory college credit. The credit shall be consolidated at one 4-year regionally accredited college or university.

(2) The substitute permit is valid for teaching on a substitute basis from September 1 to August 31 of a given school year. Teaching on a substitute basis means teaching when the regular certificated teacher is temporarily absent. The permit is not valid for any regular or extended teaching assignment. A regular or extended teaching assignment is defined as an assignment to the same classroom for more than 90 calendar days.

(3) Individuals who hold valid Michigan teaching certificates are not required to have a substitute permit for teaching in short term assignments of 90 calendar days or less outside of the grade level and subject area validity of their teaching certificates.

(4) A substitute permit is renewable each year.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1144 Rescinded.

History: 1979 AC; 1989 AACCS.

R 390.1145 Permits in emergency situations.

Rule 45. (1) In emergency situations and on recommendation of the superintendent or administrator of a school district or nonpublic school, the superintendent of public

instruction may issue an emergency permit for a candidate who holds a bachelor's or higher degree from a regionally or nationally accredited college or university or who is currently enrolled in an approved teacher preparation program and has completed not less than 90 semester credit hours towards teacher certification. An emergency permit shall only be issued if the school district or nonpublic school has posted and advertised the position at colleges, universities, placement offices, and the appropriate mass media and is unable to find an appropriately certificated teacher for the assignment or an individual who meets full-year permit requirements and if failure to authorize this emergency permit will deprive children of an education. The permit shall be issued for a specific period of time under emergency circumstances. A labor dispute is not an emergency circumstance.

(2) An emergency permits may be renewed if all of the following conditions are met:

(a) The school district or nonpublic school has continued to post and advertise the position and can provide sufficient evidence that the emergency situation continues to exist because a properly certificated teacher is still unavailable for the assignment.

(b) The individual who is employed under the emergency permit is enrolled in an approved teacher preparation program and has completed a minimum of 6 additional semester credit hours toward appropriate certification.

(c) The individual has been assigned to a mentor teacher.

History: 1979 AC; 1989 AAC; 2006 AAC; 2012 AAC.

R 390.1146 Permits; noncertificated; nonendorsed.

Rule 46. (1) A school district or nonpublic school pursuant to section 1233b of 1976 PA 451, MCL 380.1233b, may employ a noncertificated, nonendorsed, teacher for grades 9 to 12 in the subject areas of computer science, world languages, mathematics, biology, chemistry, engineering, physics, and robotics or other subjects, as approved by the superintendent of public instruction.

(2) The employing school district or nonpublic school shall verify that the person is assigned a mentor teacher with experience and expertise in the subject or specialty area that the permit is being issued under section 1233b of 1976 PA 451, MCL 380.1233b.

History: 1989 AAC; 2006 AAC; 2012 AAC.

R 390.1147 Expert in residence permit

Rule 47. (1) An expert in residence permit may be issued when the school district or nonpublic school has posted and advertised the position with appropriate mass media and a properly certificated teacher or an individual who meets requirements for R 390.1142 or R 390.1146 permit is unavailable for the teaching assignment.

(2) An expert in residence permit may be issued to the superintendent or administrator of a school district or nonpublic school to employ an individual to teach a specific subject area for 2 or fewer hours a day if all of the following requirements are met:

(a) The individual has a bachelor's or higher degree from a regionally or nationally accredited college or university recognized by the United States department of education.

(b) The individual has demonstrated unusual distinction or exceptional talent in the field of specialization that will be taught.

(c) The individual has at least 5 years of successful work experience in the immediately preceding 7-year period in the field of specialization that will be taught. An individual who teaches a world language is exempt from this work experience requirement, but is required to demonstrate oral language proficiency by passage of appropriate world language oral examination approved by the superintendent of public instruction.

(d) The individual has completed an orientation to teaching that includes classroom management, instructional strategies, and working with diverse learners.

(3) The expert-in-residence permit is valid for the school year for which it is issued and expires on August 31 of that year. The superintendent of public instruction may approve the renewal of an expert-in-residence permit without requiring the school district or nonpublic school to post and advertise the position.

History: 2012 AACCS.

PART 5. TEACHER PREPARATION INSTITUTIONS

R 390.1151 Approved teacher preparation institutions and programs.

Rule 51. (1) The state board approves standards and procedures for reviewing prospective teacher preparation institutions to prepare and recommend candidates for initial certification. The superintendent of public instruction shall make recommendations to the state board for the initial state approval of teacher preparation institutions based on state board approved standards and procedures.

(2) Continued approval of teacher preparation institutions by the superintendent of public instruction requires national accreditation of the preparation program by an accrediting body that is recognized by the United States department of education or a recommendation for approval to the superintendent of public instruction from a state review process.

(3) The superintendent of public instruction shall approve programs in accordance with state board approved standards for teacher preparation. Programs may result in certificates and certificate endorsements issued on a teaching certificate.

(4) An approved teacher preparation institution shall hold national accreditation beginning December 31, 2013.

(5) An approved teacher preparation institution shall submit required data that is used to determine its annual teacher preparation institution performance score as approved by the superintendent of public instruction.

(6) Upon request of the superintendent of public instruction, a teacher preparation institution shall present a report of its teacher preparation curricula and program offerings. The programs of an approved teacher preparation institution are subject to periodic review by the superintendent of public instruction.

(7) An institution recommending candidates for teaching certificates shall establish selection techniques which ensure that only qualified candidates are admitted to the

teacher preparation program and that only qualified candidates are recommended for certification or additional certificate endorsements.

(8) All programs offered by an approved teacher preparation institution shall be in subject matter fields pertinent to teaching at the level for which certification is to be recommended. The superintendent of public instruction may determine the criteria for accepting certification of candidates prepared in out-of-state teacher preparation institutions in accordance with state law.

(9) A certificate endorsement program may be designated with options or requirements for teaching in grades kindergarten to grade 12.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1152 Approved teacher preparation institutions; equivalence option.

Rule 52. (1) An approved Michigan teacher preparation institution may award semester credit hours based upon previously completed course work or previous life learning experiences in partial fulfillment of requirements for an institution's approved programs for certification or certificate endorsements.

(2) Equivalence options are prohibited for specific legal requirements for candidates seeking initial provisional certification.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1153 Approved teacher preparation institutions; experimental programs.

Rule 53. The superintendent of public instruction, at the request of an approved teacher preparation institution, may waive for a specific time particular requirements of this code for experimental teacher preparation programs. A request for such a waiver shall provide sufficient detail as prescribed to allow substantial scientifically based experimentation with preparation programs. An institution shall objectively evaluate and report on the effectiveness of the experiment for the specified time period. The superintendent of public instruction may give approval to continue an experimental program when evaluation data provide evidence of value.

History: 1979 AC; 2006 AACCS.

R 390.1154 Out-of-state institutions and teacher candidates.

Rule 54. (1) An applicant for certification in this state, who has been educated in an out-of-state teacher preparation institution that is a regionally or nationally accredited institution, shall present evidence of having fulfilled all of the requirements established for residents of this state or as prescribed by law. The superintendent of public instruction may accept credit from an institution accredited by its regional accrediting association.

(2) A candidate from an out-of-state teacher preparation institution that is not regionally or nationally accredited or state approved for teacher preparation, shall seek a

transcript review and recommendation for certification by a state approved or nationally accredited Michigan teacher preparation institution.

(3) Semester credit hours obtained from teacher preparation institutions in foreign countries shall be evaluated by an organization approved by the United States department of education and by the superintendent of public instruction in determining eligibility for certification.

(4) An out-of-state candidate applying for an initial elementary or secondary provisional teaching certificate or professional education certificate shall present evidence that he or she meets requirements under section 1531 of 1976 PA 451, MCL 380.1531.

(5) A temporary teacher employment authorization issued under section 1531 of 1976 PA 451, MCL 380.1531 shall expire 1 calendar year from the issue date on the authorization and is nonrenewable.

(6) An out-of-state applicant who meets the requirements for a professional education certificate under section 1531 of 1976 PA 451, MCL 380.1531 as his or her initial Michigan teaching certificate is not required to take and pass the teacher preparation content area test or tests under section 1531 (5) of 1976 PA 451, MCL 380.1531 (5), unless the applicant is seeking additional subject area endorsement or endorsements that are not shown on the out-of-state certificate.

(7) An out-of-state applicant who meets the requirements for a professional education certificate under section 1531 of 1976 PA 451, MCL 380.1531 except for the reading requirement in R 390.1132 (1) (d) may be issued a 1-year professional temporary teacher employment authorization. The applicant shall complete the appropriate reading credit within the validity period of the professional temporary teacher employment authorization to qualify for the professional education certificate. An applicant who does not complete the reading requirement within the 1-year period shall become a candidate for the provisional certificate and shall pass the state teacher preparation basic skills and content area test or tests. A professional temporary teacher employment authorization expires 1 calendar year from the issue date on the authorization. A professional temporary teacher employment authorization is nonrenewable.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1155 Rescinded.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1156 Distance learning and online learning.

Rule 56. (1) Distance learning and online learning credits from an approved teacher preparation program may apply toward requirements for continuing certification.

(2) Programs for initial teacher certification shall include face-to-face interactions and early and ongoing structured supervised field experiences appropriate to the content and levels of certification.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1157 Rescinded.

History: 1981 AACCS; 2006 AACCS.

PART 6. OCCUPATIONAL ENDORSEMENT AND AUTHORIZATION

R 390.1161 State secondary provisional certification with occupational endorsement.

Rule 61. (1) An applicant for occupational endorsement shall meet the requirements for state secondary provisional certification as described in part 2 of these Rules as well as presenting evidence of completing all of the following:

(a) A program with a minimum of 6 semester credit hours, or equivalent, of coursework in occupational teacher education at an institution approved by the state board for the preparation of occupational teachers.

(b) Program requirements, as defined by the state board, for each occupational endorsement.

(c) Two years of work experience in the occupational area of the endorsement or completion of a planned equivalent program of directed supervised occupational experience approved by the department of education. The occupational experience shall be characterized by its relevancy and recency.

(2) An occupational endorsement is valid for teaching in the stated occupational area in an approved occupational education program.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1162 State secondary professional education certification with occupational endorsement.

Rule 62. (1) Before September 1, 2013 a state professional education certificate with an occupational endorsement may be issued to an applicant who has met the requirements for the professional education certification as described in part 3 of these Rules and who has presented evidence that he or she has completed both of the following requirements:

(a) Taught successfully for 3 years according to the validity of his or her provisional certification or occupational endorsement and since the issuance of the provisional certificate, as determined by the superintendent of public instruction and upon recommendation of the teacher preparation institution and the employing school district.

(b) Earned 18 semester credit hours after the issuance of his or her secondary provisional certificate with occupational endorsement in a planned course of study, which includes a minimum of 9 semester credit hours of relevant occupational education. This advanced course of study is applicable to the applicant's professional development in occupational relevant coursework and shall be completed at an approved teacher

preparation institution. A person who possesses a master's or higher degree from an approved teacher preparation institution in areas appropriate to kindergarten to grade 12 is not required to complete the 18-semester-credit hour planned program or the 9 semester credit hours of relevant occupational education.

(2) Beginning September 1, 2013 a professional education certificate with occupational endorsement may be issued to an applicant who presents evidence that he or she has completed:

(a) At least 3 years of successful teaching experience.

(b) The applicant has completed at least 1 of the following:

(i) Six semester credit hours in a planned program at an approved teacher preparation institution.

(ii) 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate.

(iii) Annual district provided professional development under section 1527 of 1976 PA 451, MCL 380.1527 completed through professional development programs that are appropriate to the grade level and content endorsement (s) of the certificate.

(iv) A combination of semester credit hours under sub Rule (3) (b) (i), state continuing education hours under sub Rule (3) (b) (ii) of this Rule (30 clock hours of state continuing education hours are equivalent to 1 semester credit hour), or district provided annual professional development under sub Rule (3) (b) (iii) of this Rule (30 clock hours of annual district provided professional development is equivalent to 1 semester credit hour or 30 clock hours of state continuing education) that equals 6 semester hours.

(3) Satisfactory completion of 3 semester credit hours in an approved course of study in the diagnosis and remediation of reading disabilities and differentiated instruction, including field experiences under section 1531 of 1976 PA 451, MCL 380.1531. This course of study must be completed before application for the professional education certificate.

(4) To obtain a professional education certificate with occupational endorsement a person shall apply to the superintendent of public instruction and shall verify completion of the requirements as defined under this Rule, within the 5-year period preceding the date of application and after the date of issuance of the provisional or interim occupational certificate or renewal.

(5) All initial professional education certificates expire 5 years from June 30 of the calendar year that the certificate was issued.

History: 1979 AC; 1989 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1163 Interim occupational certificate.

Rule 63. (1) An interim occupational certificate may be issued upon the recommendation of a designated occupational teacher preparation institution to an applicant presenting evidence that he or she has met all of the following requirements:

(a) Possesses a baccalaureate degree.

(b) Has a major or minor in the field of specialization in which occupational certification is being requested.

(c) Has a minimum of 2 years (4,000 hours) of experience in the occupational area concerned or has completed a planned program of directed supervised occupational experience approved by the superintendent of public instruction. The occupational experience shall be characterized by its relevancy and recency.

(d) Has passed both the state teacher preparation basic skills test and appropriate subject area test or tests available at the time of application.

(e) Has successfully completed a minimum of 6 semester credit hours of professional or occupational education credit.

(2) The interim occupational certificate is valid for teaching in those courses in which instruction is limited to the occupation specified on the certificate in approved occupational programs.

(3) Interim occupational certificates issued before September 1, 2013 expire 6 years from June 30 of the calendar year that the certificate was issued. All initial interim occupational certificates issued after September 1, 2013, expire 5 years from June 30 of the calendar year that the certificate was issued.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1164 Rescinded.

History: 1979 AC; 2006 AACCS.

R390.1164a Occupational education certificates.

Rule 64a. (1) Before September 1, 2013 an occupational education certificate shall be issued to qualified candidates and is for continued teaching in those courses in which instruction is limited to the occupation specified on the certificate in approved occupational programs.

(2) An applications for the occupational education certificate shall contain evidence that the candidate has met the following:

(a) Has taught successfully for 3 years according to the validity of his or her interim occupational certificate, as determined by the superintendent of public instruction and upon recommendation of the teacher preparation institution and the school district.

(b) Has completed, since the issuance of the interim occupational certificate or temporary vocational authorization a minimum of 9 semester credit hours at a state board approved occupational education institution, which are in occupationally related coursework according to the department of education guidelines. A person who possesses a master's or higher degree from an approved teacher preparation institution in areas appropriate to kindergarten to grade 12 is not required to complete the 9 semester credit hours of occupationally related coursework.

(3) Beginning September 1, 2013 an occupational education certificate may be issued to an applicant who presents evidence that he or she has completed at least 3 years of successful teaching experience and at least 1 of the following:

(a) Six semester credit hours in a planned program at an approved teacher preparation institution.

(b) 180 clock hours of state continuing education in approved professional development activities appropriate to the grade level and content endorsement (s) of the certificate.

(c) Annual district provided professional development under section 1527 of 1976 PA 451, MCL 380.1527 completed through professional development programs that are appropriate to the grade level and content endorsement (s) of the certificate.

(d) A combination of semester credit hours under sub Rule (3) (a) of this Rule, state continuing education hours under sub Rule (3) (b) of this Rule (30 clock hours of state continuing education hours are equivalent to 1 semester credit hour), or district provided annual professional development under sub Rule (3) (c) of this Rule (30 clock hours of annual district provided professional development is equivalent to 1 semester credit hour or 30 clock hours of state continuing education) that equals 6 semester hours.

(4) Satisfactory completion of 3 semester credit hours in an approved course of study in the diagnosis and remediation of reading disabilities and differentiated instruction, including field experiences under section 1531 of 1976 PA 451, MCL 380.1531. This course of study must be completed before application for the professional education certificate.

(5) To obtain an occupational education certificate a person shall apply to the superintendent of public instruction and shall verify completion of the requirements as defined under this Rule, within the 5-year period preceding the date of application and after the date of issuance of the provisional or interim occupational certificate or renewal.

(6) All occupational education certificates issued within a calendar year expire 5 years from June 30 of that year.

History: 2006 AACCS; 2012 AACCS.

R 390.1165 Annual occupational authorizations.

Rule 65. (1) If a candidate does not meet the standards described for obtaining the interim occupational certificate, an evaluation of recent and relevant work experience can be used to issue an annual occupational authorization for 1 year to an employing school district. The annual occupational authorization is restricted to grades 9 to 12 assignments.

(2) The annual occupational authorization is valid for teaching those courses in approved programs in which instruction is limited to the occupation specified on the authorization.

(3) Before applying for the annual occupational authorization, a school district shall certify that an opening for a teacher in an approved occupational education program was posted and advertised, but an appropriately certified occupational teacher was not available for the assignment. The advertising requirement does not apply if the noncertificated teacher for whom the annual occupational authorization is sought meets all of the following requirements:

(a) The noncertificated teacher was employed under an annual occupational authorization the previous school year.

(b) The noncertificated teacher is annually and continually enrolled and completing credit in an approved occupational teacher preparation program leading to appropriate occupational certification.

(c) The noncertificated teacher is assigned a mentor teacher.

(d) The exemption from the advertising requirement shall not be granted for more than 8 consecutive school years.

(4) An annual occupational authorization is valid from September 1 to August 31 for the school year for which authorization was issued.

History: 1979 AC; 1987 AACCS; 2006 AACCS; 2012 AACCS.

R 390.1166 Credit from institutions not designated for preparation of occupational teachers.

Rule 66. Candidates for occupational endorsement or authorization who present semester credit hours from a teacher preparation institution not approved by the state board for the preparation of occupational teachers may validate the semester credit hours by satisfying one of the following criteria:

(a) Admission to graduate department, division, or school of a college or university approved for occupational teacher preparation.

(b) Completion of 6 semester hours of acceptable graduate work at an institution approved by the state board for the preparation of occupational teachers.

(c) Meeting the requirements specified by the superintendent of public instruction.

History: 1979 AC; 2006 AACCS; 2012 AACCS.

R 390.1167 Instructional programs leading to state or federal license.

Rule 67. Personnel assigned instructional responsibility in fields for which a state or federal license is required shall hold the appropriate license before requesting an occupational endorsement or authorization.

History: 1979 AC; 2012 AACCS.

PART 9. EFFECTIVE DATE AND RESCISSION

R 390.1198 Effective date.

Rule 98. These Rules are effective July 1, 1967.

History: 1979 AC.

Editor's note: Under former S24.74 of the Michigan Compiled Laws, a Rule did not become effective until filed with the secretary of state and until published in the supplement to the Michigan Administrative Code. These Rules were published November 15, 1967, in Administrative Code Supplement No. 52.

R 390.1199 Rescission.

Rule 99. The teacher's certification code of the state board of education, being R 390.401 to R 390.533 of the Michigan Administrative Code, and appearing on pages 4001 to 4012 of the 1954 volume of the Code, with amendments to Rules appearing on pages 109 and 110 of the 1955 Annual Supplement to the Code, pages 3258 and 3259 of the 1964-65 Annual Supplements to the Code, and page 65 of Supplement No. 46 to the Code, is rescinded. The state board Rule pertaining to fees for certificates and duplicates, being R 390.691 of the Michigan Administrative Code, and appearing on page 2622 of the 1962 Annual Supplement to the Code, is rescinded.

History: 1979 AC.

PART 10. ADMINISTRATIVE HEARINGS

R 390.1201 Certificates; denial, suspension, or revocation; reinstatement.

Rule 101. (1) The superintendent of public instruction may refuse to grant or renew, or may suspend for a fixed term, or revoke, or may impose reasonable conditions on, a teaching certificate or state board approval granted pursuant to these Rules for the following reasons:

(a) Fraud, or material misrepresentation, concealment or omission of fact in the application for, or the use of, a teaching certificate or state board approval.

(b) Conviction of an offense listed in MCL 380.1535a or MCL 380.1539b.

(2) The superintendent of public instruction may refuse to grant or renew a teaching certificate or a state board approval for failure or ineligibility of the applicant to meet the criteria for the applicable certification or state board approval.

(3) A certificate or state board approval shall not be denied, suspended, or revoked solely on the basis of a conviction, unless the superintendent of public instruction finds that the conviction is reasonably and adversely related to the person's present fitness to serve in an elementary or secondary school in the state or that the conviction demonstrates that the person is unfit to teach in an elementary or secondary school in this state.

(4) A certified copy of the judgment of conviction and sentence is conclusive evidence of conviction of a crime pursuant to MCL 380.1535a or MCL 380.1539b. A conviction of a crime listed in MCL 380.1535a or MCL 380.1539b, or of a substantially similar crime in another state, is considered to be reasonably and adversely related to the ability of the person to serve in an elementary or secondary school and is sufficient grounds for suspension or revocation of the person's teaching certificate or state board approval.

(5) After the completion of a person's sentence and upon application and a showing of good cause, the superintendent of public instruction may grant a new or renewed certificate, or reinstate a suspended or revoked certificate. The superintendent of public instruction shall not grant a new or renewed certificate or reinstate a person's certificate unless the superintendent of public instruction finds that the person is currently fit to

serve in an elementary or secondary school in this state and that reinstatement of the person's teaching certificate will not adversely affect the health, safety, and welfare of pupils.

History: 1979 AC; 2006 AACCS.

R 390.1202 Rescinded.

History: 1979 AC; 2006 AACCS; 2015 AACCS.

R 390.1203 Investigation.

Rule 103. The superintendent of public instruction shall designate an employee of the Michigan Department of Education to perform the investigatory and prosecutorial functions regarding contested cases pertaining to teacher certification or state board approval. Upon receipt of information which may serve as the basis for a refusal to grant, or renew, suspend or revoke a teaching certificate, or state board approval, the designee of the superintendent of public instruction shall initiate an investigation of that information.

History: 1979 AC; 2006 AACCS.

R 390.1204 Written charges; service; notice of opportunity to show compliance.

Rule 104. (1) The designee of the superintendent of public instruction shall prepare and file written charges and shall serve a letter copy of notice of opportunity to show compliance to the teacher in question and shall inform the teacher of hearing rights under these Rules, and pursuant to sections 71 to 92 of 1969, PA 306, MCL 24.271 to MCL 24.292. A complete copy of the applicable Rules and laws shall be furnished to the teacher.

(2) Within 15 business days of service of the notice of opportunity to show compliance, a teacher may file a request for an informal conference to show compliance. The informal conference shall be a telephone conference, unless otherwise specified, with an authorized representative of the superintendent of public instruction.

(3) After the informal conference, the superintendent's designee may, after considering the evidence presented, direct that a notice of hearing be issued. If, after considering the evidence presented, the superintendent's designee recommends making a finding of compliance or entering into a written settlement of the matter with the teacher without a formal hearing, the superintendent of public instruction shall approve, modify, or deny the recommended action.

History: 1979 AC; 2004 AACCS; 2006 AACCS.

R 390.1205 Rescinded.

History: 1979 AC; 2006 AACCS.

R 390.1206 Rescinded.

History: 1979 AC; 2004 AACCS; 2006 AACCS; 2015 AACCS.

R 390.1207 Rescinded.

History: 1979 AC; 2006 AACCS; 2015 AACCS.

R 390.1208 Rescinded.

History: 1979 AC; 2006 AACCS.

R 390.1209 Rescinded.

History: 1979 AC; 2006 AACCS; ; 2015 AACCS.

R 390.1210 Rescinded.

History: 1979 AC; 2006 AACCS; ; 2015 AACCS.

R 390.1211 Rescinded.

History: 1979 AC; 2006 AACCS.

R 390.1212 Rescinded.

History: 1979 AC; 2006 AACCS; 2015 AACCS.

R 390.1213 Rescinded.

History: 1979 AC; 2006 AACCS; 2015 AACCS.

R 390.1214 Rescinded.

History: 1979 AC; 2006 AACCS; 2015 AACCS.

R 390.1215 Rescinded.

History: 1979 AC; 2006 AACCS.

R 390.1216 Proposal for decision; action by superintendent of public instruction.

Rule 116. (1) The superintendent of public instruction may adopt, modify, or reverse the proposal for decision or remand the case to the state office of administrative hearings and Rules for further findings of fact.

(2) A party shall not directly or indirectly communicate with the superintendent of public instruction or persons involved in the review of a proposal for decision, regarding issues of fact or law, except on notice and opportunity for all parties to participate, unless provided by law.

History: 1979 AC; 2006 AACCS.