

**SUBSTITUTE FOR
SENATE BILL NO. 1509**

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1249 (MCL 380.1249), as added by 2009 PA 205.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1249. (1) ~~With~~ **NOT LATER THAN SEPTEMBER 1, 2011, AND**
2 **SUBJECT TO SUBSECTION (2), WITH** the involvement of teachers and
3 school administrators, the board of a school district or
4 intermediate school district or board of directors of a public
5 school academy shall adopt and implement for all teachers and
6 school administrators a rigorous, transparent, and fair performance
7 evaluation system that does all of the following:

8 (a) Evaluates the teacher's or school administrator's job
9 performance at least annually while providing timely and

1 constructive feedback.

2 (b) Establishes clear approaches to measuring student growth
3 and provides teachers and school administrators with relevant data
4 on student growth.

5 (c) Evaluates a teacher's or school administrator's job
6 performance, using multiple rating categories that take into
7 account data on student growth as a significant factor. For these
8 purposes, student growth shall be measured by national, state, or
9 local assessments and other objective criteria.

10 (d) Uses the evaluations, at a minimum, to inform decisions
11 regarding all of the following:

12 (i) The effectiveness of teachers and school administrators,
13 ensuring that they are given ample opportunities for improvement.

14 (ii) Promotion, retention, and development of teachers and
15 school administrators, including providing relevant coaching,
16 instruction support, or professional development.

17 (iii) Whether to grant tenure or full certification, or both, to
18 teachers and school administrators using rigorous standards and
19 streamlined, transparent, and fair procedures.

20 (iv) Removing ineffective tenured and untenured teachers and
21 school administrators after they have had ample opportunities to
22 improve, and ensuring that these decisions are made using rigorous
23 standards and streamlined, transparent, and fair procedures.

24 **(2) IF A COLLECTIVE BARGAINING AGREEMENT IS IN EFFECT FOR**
25 **TEACHERS OR SCHOOL ADMINISTRATORS OF A SCHOOL DISTRICT, PUBLIC**
26 **SCHOOL ACADEMY, OR INTERMEDIATE SCHOOL DISTRICT AS OF JANUARY 4,**
27 **2010, AND IF THAT COLLECTIVE BARGAINING AGREEMENT PREVENTS**

Senate Bill No. 1509 (S-2) as amended December 15, 2010

1 COMPLIANCE WITH SUBSECTION (1), THEN SUBSECTION (1) DOES NOT APPLY
2 TO THAT SCHOOL DISTRICT, PUBLIC SCHOOL ACADEMY, OR INTERMEDIATE
3 SCHOOL DISTRICT UNTIL AFTER THE EXPIRATION OF THAT COLLECTIVE
4 BARGAINING AGREEMENT.

[(3) A SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL CONTINUE TO CONDUCT THE EVALUATIONS FOR SCHOOL PRINCIPALS THAT ARE CURRENTLY REQUIRED BY THE DEPARTMENT THROUGH THE 2010-2011 SCHOOL YEAR. AT THE END OF THE 2010-2011 SCHOOL YEAR, A SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY SHALL REPORT THE MOST RECENTLY COMPLETED OR DETERMINED "EFFECTIVENESS LABEL" FROM THAT EVALUATION FOR EACH PRINCIPAL WHO IS IN PLACE FOR 2010-2011, IN A FORM AND MANNER PRESCRIBED BY THE DEPARTMENT.]