



LEGISLATIVE UPDATE

2023 Year In Review Edition

**Thank
You For
Having
Me
Today!**



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ADVANCING LEARNING THROUGH EDUCATIONAL LEADERSHIP



New This Year

They're here...

#letsgetreadytorumble

Financial Literacy

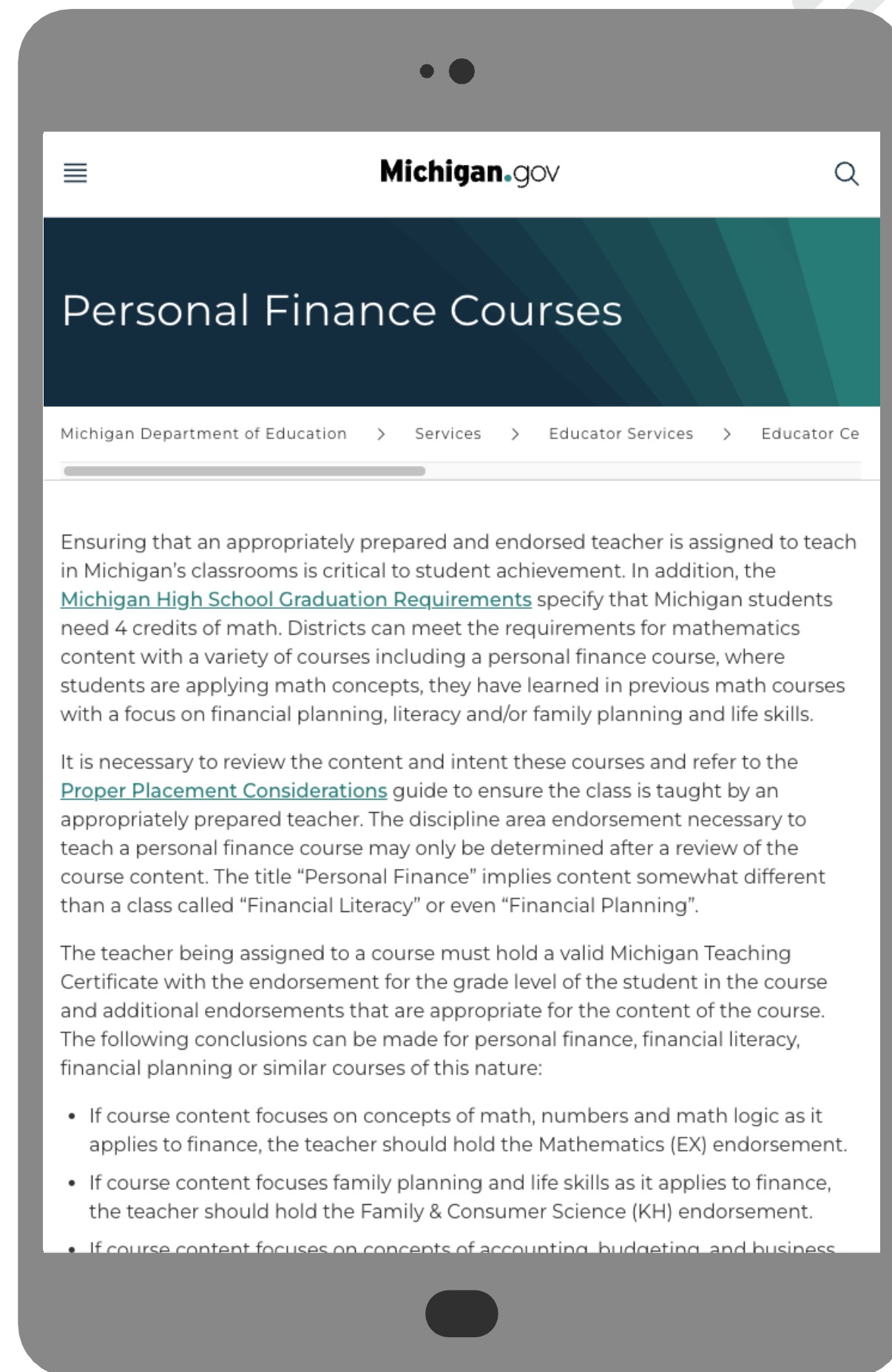
- **PA 105 of 2022**
- **Beginning w/ this year's 8th grade students**
- **.5 credit personal finance added to MMC**
- **Several options for substitutions/ embedding standards**
- **Must award .5 credit**
- **Guidance is out!**



[MASSP Article: MDE Releases Guidance on Personal Finance Grad Requirement](#)

Financial Literacy

- **Q: Who can teach financial literacy?**
- **A: It depends on the SCED code for the course (i.e. curriculum/focus)...**
 - **Math & numbers = Math (EX)**
 - **Life skills = Family & Consumer Science (KH)**
 - **Accounting, budgeting = Business Education (GQ or GX)**
 - **Economic Systems = Econ (CA), Soc Stud (RX), Soc Sci (CX)c**



CROWN Act

- **SB 90 (PA 45 of 2023)**
- **Creating a Respectful & Open World for Natural hair (CROWN) Act**
- **Amends definition of race in Elliott-Larsen to include traits historically associated with race incl. hair texture and protective hairstyles such as braids, locks, and twists**
- **Review your policies regarding hairstyles for band, choir, cheer, dance etc.**




New PAM!

- **Virtual learning flexibility**
 - Can use 21f for < 50% virtual
 - No parent permission for first 15 days w/ plan & notification
 - Limited to emergency closures, testing days, & PD
 - Documentation required (proof of instructional time, teacher accessibility, plan for technology)
- **Talk to your pupil auditor**

Pupil Accounting Manual 2023-2024



Image courtesy of Dinesh  @_dineshdon_

State Aid School Finance
Office of Financial Management

MICHIGAN
Department of Education

Sec 6(8)

(a) "Appropriately placed" means holding a valid Michigan educator credential with the required grade range and discipline or subject area for the assignment, as defined by the superintendent of public instruction.

(b) ~~(a)~~ A "Class" means a period of time in 1 day when pupils and an individual who is appropriately placed under a valid certificate, substitute permit, authorization, or approval issued by the department, are together and instruction is taking place.

Enforcement

- Teacher Credential Verification Report
- Coming Fall 2023
- Compare SCED Code to MOECS endorsements for TOR listed in REP
- Unresolved problems:
 - ⊖ ~~Loss of FTE for students in that class~~
 - Loss of salary for misplaced teacher

Teacher Credential Verification Report (District)

Caitlin Groom - Center for Educational Performance and Information (CEPI)

Caitlin Hengesbach - Office of Financial Management (OFM)

Braydin Walters - Office of Educator Excellence (OEE)

Student Teacher Stipend

- **The concern:** would this prohibit students teachers from subbing during student teaching
- **The answer:** they cannot be paid for their student teaching, but can do other work outside their student teaching time

PROGRAM UPDATE



MI Future Educator Stipend

Updated Definition for “Teacher of Record”

“Teacher of Record” is defined in the 2023-24 Michigan Department of Education Pupil Accounting Manual as “the certificated teacher who provides instruction, gives tests and quizzes, evaluates the pupil’s performance and gives the pupil a grade.”

Michigan Department of Education considers a ‘certificated teacher’ to be a person who has a valid certificate or permit. If your student teacher is working under a substitute teacher permit AND is providing instruction, giving tests and quizzes, evaluating the pupils’ performance and issuing grades, the student teacher would not qualify for a MI Future Educator Stipend.

The [State Programs Procedures Manual](#) for Academic Year 2023-24 has been revised with this updated definition. Additionally, the [MI Future Educator Frequently Asked Questions](#) has been updated to include this definition.

michigan.gov/mistudentaid
mistudentaid@michigan.gov

888-447-2687



Reciprocity

- **SB 161-62 (PA 110-111 of 2023)**
- **Simplifies process for out-of-state teachers and counselors to get MI certs.**
- **Teacher exceptions allowed:**
 - **For Ts w/ 3 years experience, MDE could waive the MTTC & the 3 credit reading course entirely**
 - **For Ts w/ a passing score on a teacher cert test other than the MTTC (e.g. Praxis), MDE could accept that score**
- **Shifts the CPR requirement from pre-cert to new teacher PD**
- **Allows MDE to accept certs from other countries or federally recognized tribes.**

CPR/First Aid Shift

- **SB 161 (PA 110 of 2023)**
- **Eliminated req for teachers to complete CPR/First Aid training to obtain initial teaching cert.**
- **Dists must include as part of 15 days of new teacher PD ([MCL 380.1526](#)).**
- **Must be [MDE approved training](#)**
- **Must be completed in first year of teaching.**

[MASSP Article: New Laws for a New Year: 2023-24 Edition](#)



Retiree Return to Work

- **HB 4752**
- **Allow retirees to return to work after 30 days**
- **First 6 months:**
 - Earnings capped at \$15,100/calendar year
 - No supts allowed
 - Time spent working under the cap counts toward 6 months
- **Unlimited earnings, any position after 6 months**



Permit/Placement Flex

- **3 MDE Memos, 4 Flexes**
 - **Oct 19 - Daily Permit**
 - **Oct 26 - Full-Year**
 - **Nov 2 - World Lang, ZG departmentalized**
- **Summary approval of both daily permit extensions**
- **Waiver of 6 cr req for 2nd & 3rd Full Year permit renewal**



Permit/Placement Flex

- World language Ts (FA-FS) can teach all grades PK-12 no matter what their cert says
- ZG endorsed Ts (K-5 all subjects, K-8 all subjects self-contained) can teach any subject departmentalized courses in grades 6-8 w/o a permit.





2024


COMING SOON




For Next Year

Get ready...

#lifewillneverbethesame



"No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house."



Article IV, Section 27 of the Michigan Constitution

SEPTEMBER

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24	25	26	27	28	29	30

OCTOBER

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29	30	31				

NOVEMBER

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DECEMBER

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31						

January

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28	29	30	31			

February

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25	26	27	28	29		

March

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31						

Prohibited Subjects

- **HB 4354 (PA 115 of 2023)**
- **Restores bargaining on:**
 - Teacher placement
 - Layoff/recall
 - Evaluations
 - Discipline/discharge
 - Classroom observations
 - Merit pay
 - Ineffective teacher notification
- **HB 4356 (PA 143 of 2023)**
- **Restores bargaining on contracting non-instructional services**



The New 1248

- **PA 116 of 2023**
- **Amended layoff/recall statute**
- **Now includes placement**
- **Old Law on Layoff:**
 - Consider evaluation rating
 - Consider Beebee factors
 - Seniority as tiebreaker
- **New Law on Layoff/Placement:**
 - Seniority cannot be sole factor
 - Evaluation must be considered
 - Other factors may be considered



Step Freezes & Health Care

- **HB 4044 (PA 113 of 2023)**
- **Repeals PA 54 of 2011**
 - Step freezes when contracts expire
 - Employees pay all health care cost increases
 - Prohibition on retroactive pay and benefits



Union Dues Collection

- **HB 4233 (PA 114 of 2023)**
- **Repeals prohibition on districts collecting union dues**
- **Could have been done in RTW, but was not**
- **Considerations for districts:**
 - Ease for employees who are union members
 - Cost for unions
 - Data for districts



A-F School Grades

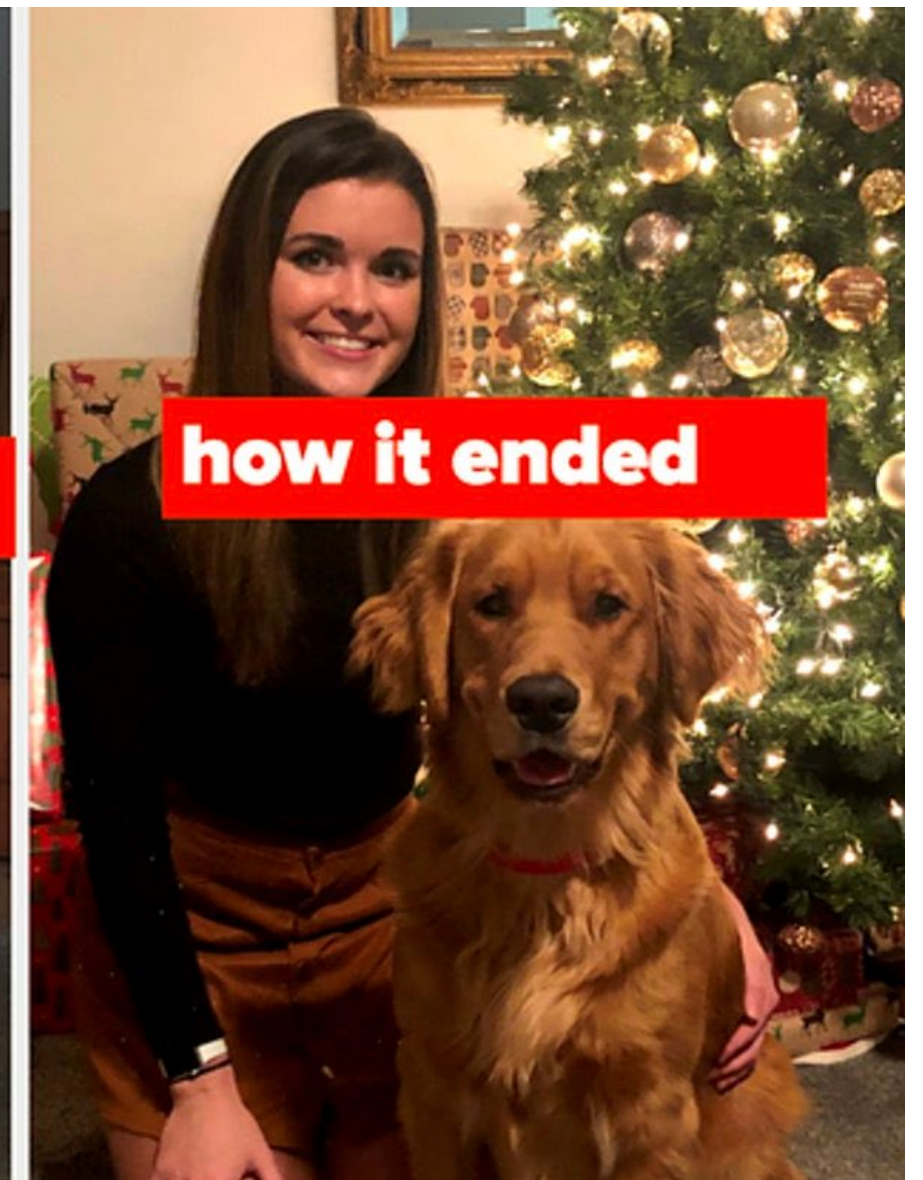
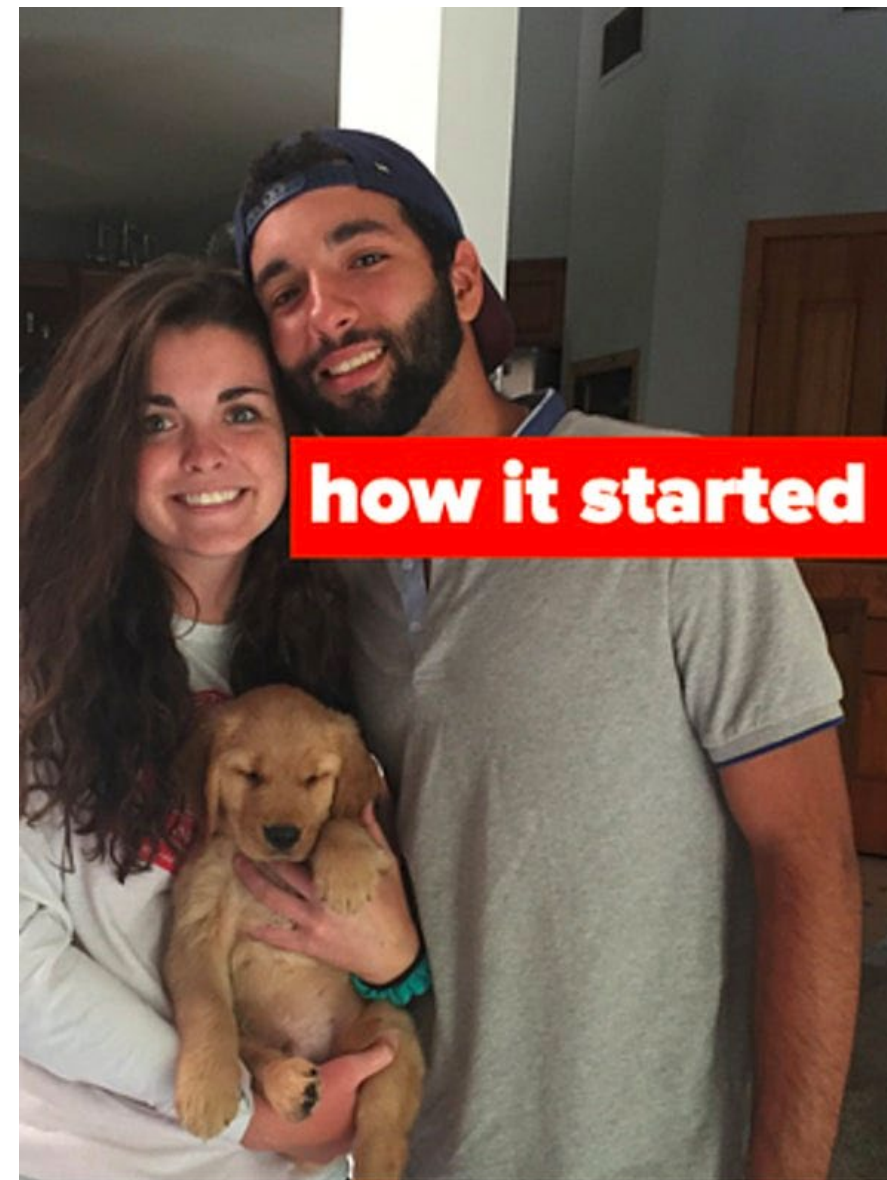
- **HB 4166 (PA 34 of 2023)**
- **Repeal the state's A-F school accountability system**
- **School Index System, Parent Dashboard remain**
- **No impact on federal accountability.**
- **One more round of letter grades coming (Dec '23)**

Final ACADEMIC MARKS						
1st Qtr	2nd Qtr	1st Sem	3rd Qtr	4th Qtr	Fnl Exm	Fnl Mrk
A	A		B+	B		B+
B+	C+		C+	C		C+
B+	B+		B+	B		B+
B	D+		C	C+		C
B+	C		C	C+		C+
B+	C		B+	B		B+

Educator Evaluations

[MASSP Article: Legislature Sends Educator Evaluation Reform to Gov's Desk](#)

- **SB 395-96**
- **Several changes made along the way**
 - Student growth
 - Due process
 - Unprofessional conduct
- **Meat of bills mostly the same as introduced versions**
- **Signed by Gov on Nov 22**
- **Effective date July 1, 2024**



MPERS: DB v. DC

- **PA 250 of 2023**
- **Makes the MPERS pension option the default selection for new employees**
- **Previously, new employees default into defined contribution**
- **58% of new employees don't make a selection**





On Our Radar

That's no moon!

#incoming

MiLEAP

- **Executive Order 2023-6**
- **Michigan Department of Lifelong Education, Advancement, and Potential (MiLEAP)**
- **Combines functions currently spread across 4 departments (MDE, LARA, LEO, Treasury)**
- **3 offices w/in new dept.**
 - **Office of Early Childhood Education**
 - **Office of Higher Education**
 - **Office of Education Partnerships**

[MASSP Article: The More You Know: 2023 In Review](#)



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
OFFICE OF THE GOVERNOR
LANSING

GARLIN GILCHRIST II
LT. GOVERNOR

EXECUTIVE ORDER

No. 2023-6

Department of Education
Department of Licensing and Regulatory Affairs
Department of Labor and Economic Opportunity
Department of Technology Management and Budget
Department of Treasury
Department of Agriculture and Rural Development
Department of Natural Resources

Michigan Department of Lifelong Education, Advancement, and Potential Executive Reorganization

Every Michigander deserves a path to prosperity. They deserve to explore, learn, grow, and develop the skills they need to thrive. That's why I am focused on building a bright future for Michigan by making strategic decisions and investments now for the long-term.

For too long, Michigan has fallen behind other states and countries when it comes to student achievement and attainment, impacting the state's workforce and economic growth. We know that today, more than ever, building a skilled workforce is not a matter of a single certificate, course, or credential. It's a generational project that will require a shared vision, effective decision-making, and strategic resource allocation to ensure that each and every person has the best opportunity to thrive.

In other words—we must support lifelong education, achievement, and potential. Consolidating various programs from across state government into a single department will enhance our ability to create a path to prosperity for every Michigander and support the long-term economic health of our state with a coordinated strategy.

Establishing the Michigan Department of Lifelong Education, Advancement, and Potential, or MiLEAP, ensures all available resources, data, and dollars are aligned around a single vision—building an education system from preschool through postsecondary that can support our kids, families, and the economy of the future by ensuring anyone can make it in Michigan. MiLEAP will achieve this goal by establishing clear metrics, collaborating with cross-sector leaders at the local, regional, and state level, and developing a shared action

Growing MI Council

- **Executive Order 2023-4**
- **Governor's council on stemming population decline**
- **Council recs incl:**
 - **Michigan Education Guarantee**
 - **Reimagine school day structure**
 - **Restructure PK-20 funding (recs reminiscent of SFRC, but not the same)**

[MASSP Article: Population Council Releases Final Report](#)

GROWING
MICHIGAN
TOGETHER

Growing Michigan Together Council Report

December 14, 2023



ORS Lawsuit & Admin MPSERS

- **Steps in the case:**
 - **MASA filed suit, case dismissed**
 - **MASA appealed, COA sided with MASA, threw out NSI, ruled law didn't appeal to supts**
 - **State appealed to MI Supreme Court. Supremes agreed that NSI was bad, but said law did apply to supts**
 - **COA reinterpreted law, included all admins, called for legislative fix**

Hit inbox Nov 29

massp
Leadership Lives Here.

From Wendy's Desk
Wendy Zdeb, Executive Director

Dear MASSP Members:

I am contacting you today to make you aware of a recent Michigan Court of Appeals ruling that has the potential to impact the MPSERS pension benefits of building level leaders. The goal of this communication is to:

1. Provide you with an overview of how this litigation began and the course of action it has taken through the court system
2. Make you aware of the current status and why it is now impacting principals
3. Let you know that MASSP is now getting involved

The Michigan Association of Superintendents and Administrators (MASA) filed a lawsuit with the Court of Claims (*Batista v. ORS*) back in 2019 asserting that the Office of Retirement Services was arbitrarily making judgments about what could and could not be counted toward a superintendent's final compensation for the purposes of calculating their MPSERS pension. This initial filing was very specific to superintendents and did not include any change to how retirement benefits were calculated for principals so it appeared to have no impact on MASSP Members. In an unexpected turn of events, as this lawsuit has progressed through the Michigan Court of Appeals and Michigan Supreme Court, their rulings have broadened the scope of the case, meaning that the courts' actions have the potential to negatively impact a much wider group of school employees, including most building leaders.



Questions?

Thank You!

You can find me at 517-896-5636,
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