

DEPARTMENT OF EDUCATION
SUPERINTENDENT OF PUBLIC INSTRUCTION
TEACHER AND SCHOOL ADMINISTRATOR EVALUATION TOOLS

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These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45(a)(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the superintendent of public instruction by sections 1249 and 1249b of 1976 PA 451, MCL 380.1249 and MCL 380.1249b, and Executive Reorganization Order No. 1996-6, MCL 388.993)

R 380.21, R 380.22, and R 380.23 are added to the Michigan Administrative Code as follows:

R 380.21. Definitions.

Rule 1. As used in these rules:

- (a) "Act" means the revised school code, 1976 PA 451, MCL 380.1 to 380.1853.
- (b) "Department" means the department of education.
- (c) "District" means a school district, intermediate school district, or public school academy as defined in the act.
- (d) "Educator" means a teacher or school administrator whose performance is evaluated as required by the act.
- (e) "Efficacy" means the extent to which an evaluation tool provides meaningful differentiation in the assessment of professional practice.
- (f) "Evaluation tool" means a written instrument used to assess the performance of educators as required by the act.
- (g) "List" means the compilation of evaluation tools by the department as required by the act and maintained on the department's website.
- (h) "Reliability" means the extent to which an evaluation tool is consistent and stable in yielding similar results under varying conditions, including, but not limited to, different evaluators and observers or different observation windows.
- (i) "Scoring guide" means the scoring instrument developed by the department and available on the department's website that defines the minimum requirements for placement of an evaluation tool on the list using the following criteria: research base, qualifications of the author or authors, reliability, validity, and efficacy.
- (j) "Validity" means the extent to which an evaluation tool measures what it is intended to measure.

R 380.22. Placement of evaluation tool on list.

Rule 2. (1) An evaluation tool may be placed on the list under this rule.

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(2) A district may request placement of any evaluation tool that it has adopted for use on the list by submitting an online application available on the department's website and all of the following:

- (a) Evidence of the evaluation tool's research base.
- (b) The identity and qualifications of the author or authors of the evaluation tool.
- (c) Evidence of the evaluation tool's reliability, validity, and efficacy.
- (d) All frameworks and rubrics used with the evaluation tool, with detailed descriptors for each performance level on key summative indicators.
- (e) A description of the processes for conducting observations, collecting evidence, conducting evaluation conferences, developing performance ratings, and developing performance improvement plans.
- (f) A description of the plan for providing evaluators and observers with training in the use of the evaluation tool.

(3) A public or private organization other than a district may request placement of an evaluation tool on the list by submitting an online application available on the department's website and all of the following:

- (a) Either of the following:
 - (i) Evidence that the evaluation tool has been approved or adopted for use by at least 2 state education agencies.
 - (ii) Evidence that not less than 10 districts in this state will consider adopting the evaluation tool if it is added to the list.
- (b) Evidence of the evaluation tool's research base.
- (c) The identity and qualifications of the author or authors of the evaluation tool.
- (d) Evidence of the evaluation tool's reliability, validity, and efficacy.
- (e) All frameworks and rubrics used with the evaluation tool, with detailed descriptors for each performance level on key summative indicators.
- (f) A description of the processes for conducting observations, collecting evidence, conducting evaluation conferences, developing performance ratings, and developing performance improvement plans.
- (g) A description of the plan for providing evaluators and observers with training in the use of the evaluation tool.

(4) The department shall review an evaluation tool submitted under this rule using the scoring guide and examining all information required under subrule (2) or (3) of this rule.

(5) Not more than 90 days after receipt of a request under this rule, the department shall notify the district or organization if the evaluation tool will be placed on the list. If the department determines that the evaluation tool will not be placed on the list, the notice shall include the reasons for denial of the request.

(6) An evaluation tool submitted under this rule shall be placed on the list if it satisfies the minimum requirements set forth in the scoring guide.

R 380.23. Removal of evaluation tool from list.

Rule 3. (1) The department shall remove an evaluation tool from the list if any of the following occurs:

- (a) The department modifies the scoring guide and an evaluation tool on the list does not satisfy the minimum requirements set forth in the scoring guide as modified.

(b) An evaluation tool on the list is modified and, as modified, it does not satisfy the minimum requirements set forth in the scoring guide.

(c) The department determines that the decision to place the evaluation tool on the list was based on incorrect information and that the evaluation tool does not satisfy the minimum requirements set forth in the scoring guide.

(2) Removal of an evaluation tool from the list under this rule does not preclude placement of the evaluation tool on the list at a later time under R 380.22.