

Michigan Office of Administrative Hearings and Rules
 611 West Ottawa Street; 2nd Floor, Ottawa Building
 Lansing, MI 48933
 Phone: (517) 335-8658 FAX: (517) 335-9512

**AGENCY REPORT TO THE
 JOINT COMMITTEE ON ADMINISTRATIVE RULES (JCAR)**

Under the Administrative Procedures Act (APA), 1969 PA 306, the agency that has the statutory authority to promulgate the rules must complete and submit this form electronically to the Michigan Office of Administrative Hearings and Rules (MOAHR) at o'berryd@michigan.gov.

1. Agency Information:

Agency name:	Department of Licensing and Regulatory Affairs		
Division/Bureau/Office:	Bureau of Professional Licensing		
Name, title, phone number, and e-mail of person completing this form:	Dena Marks, Board Analyst 517-335-3679 MarksD1@Michigan.gov		
Name of Departmental Regulatory Affairs Officer reviewing this form:	Liz Arasim, Department of Licensing and Regulatory Affairs		

2. Rule Set Information:

MOAHR assigned rule set number:	2018-062 LR
Title of proposed rule set:	Athletic Trainers – General Rules

3. Purpose for the proposed rules and background:

The existing rules regulate the licensure, renewals, and relicensure of athletic trainers. The proposed revisions to the rules will clarify the licensure, licensure by endorsement, renewal, and relicensure requirements for first aid, cardiopulmonary resuscitation (CPR), and automated external defibrillator (AED) training.

The proposed rules will advise when an applicant for licensure or renewal must have completed the training for identifying victims of human trafficking and will add a new rule that will advise a foreign-trained applicant that he or she must demonstrate a working knowledge of the English language.

Updates will be made to accreditation standards and will adopt by reference the updated Standards of Professional Practice of the Board of Certification, Inc. (BOC). Amendments will be made to the rule approving first aid, CPR, and AED training and certification programs and the rules pertaining to continuing education (CE).

4. Summary of proposed rules:

R 338.1301 The current rule provides definitions used in the rule set. The proposed rule amends definitions to clarify the meaning of the defined terms used in the rule set.

R 338.1303: The current rule provides the training standards for identifying victims of human trafficking. The proposed rule provides the date by which an applicant for initial licensure or renewal must have completed the training.

R 338.1309: The current rule provides the requirements for licensure by examination. The proposed rule informs an applicant for licensure that he or she must have completed training in first aid, CPR, and AED. The requirement of AED training will be added to parallel the requirements for license renewal and to ensure that a licensee is trained to respond to a medical emergency. The proposed rule also informs the applicant that he or she must be certified in first aid and CPR. The certification requirements are added in the proposed rule to ensure that the licensee will be certified at the time of licensure and will remain certified throughout the license cycle in compliance with the requirements for license renewal pursuant to MCL 333.17906(2)(b).

R 338.1317: The current rule provides the requirements for licensure by endorsement. The proposed rule informs an applicant for licensure by endorsement that he or she must comply with training in first aid, CPR, and AED. The requirement of AED training will be added to parallel the requirements for license renewal and to ensure that a licensee is trained to respond to a medical emergency. The proposed rule also informs the applicant that he or she must be certified in first aid and CPR. The certification requirements are added to ensure that the licensee will be certified at the time of licensure and will remain certified throughout the license cycle in compliance with the requirements for license renewal pursuant to MCL 333.17906(2)(b).

R 338.1321: The current rule provides the licensure requirements for an applicant who has been foreign trained. The proposed rule informs the applicant that he or she must comply with training in first aid, CPR, and AED. The requirement of AED training will be added to parallel the requirements for license renewal and to ensure that a licensee is trained to respond to a medical emergency. The proposed rule also informs the applicant that he or she must be certified in first aid and CPR. The certification requirements are added to ensure that the licensee will be certified at the time of licensure and will remain certified throughout the license cycle in compliance with the requirements for license renewal pursuant to MCL 333.17906(2)(b).

R 338.1321a: This is a proposed new rule that advises an applicant for licensure that he or she must demonstrate a working knowledge of the English language if the applicant's education or training program was taught outside the United States. Exceptions are provided for those trained in English-speaking countries.

R 338.1337 The current rule pertains to educational program standards. The proposed rules rescind this rule and provide a proposed new rule pertaining to educational programs in Part 3 Educational and Training and Certification Programs for organization and to provide clarity.

R 338.1341 The current rule pertains to emergency cardiac care. The proposed rules rescind this rule and provide a proposed new rule pertaining to first aid, CPR, and AED training and certification programs in Part 3 Educational and Training and Certification Programs for organization and to provide clarity.

R 338.1345: The current rule provides the requirements for relicensure. The proposed rule organizes the requirements for relicensure into a chart format for organization and to provide clarity. The proposed rule also adds the first aid, CPR, and AED training and first aid and CPR certification requirements. The requirement of AED training is added to parallel the requirements for license renewal and to ensure that a licensee is trained to respond to a medical emergency. The proposed rule also informs the applicant that he or she must be certified in first aid and CPR. The certification requirements are added to ensure that the licensee will be certified at the time of relicensure and will remain certified throughout the license cycle in compliance with the requirements for renewal pursuant to MCL 333.17906(2)(b).

R 338.1349: The current rule provides the requirements for license renewal. The proposed rule informs the applicant for license renewal that he or she must have completed training in first aid, CPR, and AED and remain certified in first aid and CPR at all times during the renewal cycle, as required by MCL 333.17906(2)(b).

R 338.1354 This is a new proposed rule regarding the board's adoption by reference of the standards for accreditation of athletic training programs by the Commission on Accreditation of Athletic Training Education and by the Council of Higher Education Accreditation.

R 338.1355 This is a new proposed rule regarding the board's approval of first aid, CPR, and AED training and certification programs offered or approved by the American Red Cross, American Heart Association, and other comparable organizations. It adopts by reference the standards of the 2015 American Heart Association Guidelines for Cardiopulmonary Resuscitation and Emergency Cardiovascular Care and approves any training provider that uses the standards adopted by reference as required by MCL 333.17906(2)(a).

R 338.1357 This rule provides for the accumulation of required CE credits. The proposed rule approves and adopts by reference the standards of the BOC. The proposed rule provides for approved CE if the program is approved by the BOC and includes other CE activities approved by the board.

R 339.1378 This rule provides for the adoption of the BOC's Standards of Professional Practice, which is permitted by MCL 333.17904(2). The proposed rules revise outdated information regarding the BOC's standards.

5. List names of newspapers in which the notice of public hearing was published and publication dates (attach copies of affidavits from each newspaper as proof of publication).

The Flint Journal, April 4, 2019.
The Grand Rapids Press, April 4, 2019
The Mining Journal, March 18, 2019

6. Date of publication of rules and notice of public hearing in *Michigan Register*:

Issue No. 5 – 2019 (Published April 1, 2019)

7. Time, date, location, and duration of public hearing:

1:00 p.m. – 1:45 p.m.
G. Mennen Williams Bldg. Auditorium
525 W. Ottawa St.
Lansing, Michigan 48909

8. Provide the link the agency used to post the regulatory impact statement and cost-benefit analysis on its website:

https://dtmb.state.mi.us/ORRDocs/RIS/1843_2018-062LR_ris.pdf

9. List of the name and title of agency representative(s) attending public hearing:

Weston MacIntosh, Analyst
Dena Marks, Analyst
Kerry Przybylo, Manager
Rick Roselle, Analyst
Stephanie Wysack, Technician

10. Persons submitting comments of support:

Tracey Covassin
Shannon Fleming, Board of Certification, Inc. (Email dated April 4, 2019)

11. Persons submitting comments of opposition:

None.

Michigan Office of Administrative Hearings and Rules
 611 West Ottawa Street; 2nd Floor, Ottawa Building
 Lansing, MI 48933
 Phone: (517) 335-8658 FAX: (517) 335-9512

12. Identify any changes made to the proposed rules based on comments received during the public comment period:

	Name & Organization	Comments Made at Public Hearing	Written Comments	Agency Rationale for Change	Rule Number & Citation Changed
1.	Shannon Fleming, Board of Certification, Inc.		The commenter suggested that the link to the BOC's Standards of Professional Practice be revised to reflect the document's current location.	The board agreed that the link to the BOC's Standards of Professional Practice should be revised to reflect the document's current location. This has been added to R 338.1378(1),	R 338.1378(1)
2.					
3.					
4.					

13. Date report completed:

<u>May 17, 2019</u>

STATE OF MICHIGAN)
County of Kent
and County of Ottawa

ss Deann Sautter

Being duly sworn deposes and say he/she is Principal Clerk of



THE GRAND RAPIDS PRESS
DAILY EDITION

a newspaper published and circulated in the County of Kent and the County of Ottawa and otherwise qualified according to Supreme Court Rule; and that the annexed notice, taken from said paper, has been duly published in said paper on the following day(days)

April 4 A.D. 20 19

Sworn to and subscribed before me this 4th day of April 2019

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing

NOTICE OF PUBLIC HEARING
April 22, 2019 1:00 p.m.

Location: G. Mennen Williams Building Auditorium
525 W. Ottawa Street, Lansing, Michigan

The hearing is held to receive public comments on the following administrative rules:

Athletic Trainers – General Rules (OPR 2018-052 LR)

Authority: MCL 333.19149; MCL 333.19149; MCL 333.19176; MCL 333.19186; MCL 333.19204; MCL 333.19205; MCL 333.19210; MCL 333.17904; MCL 333.17905; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2030

Overview: The proposed revisions to the rules will clarify the licensure requirements for first aid, cardiopulmonary resuscitation (CPR), and automated external defibrillator (AED) training. When an applicant for licensure or renewal must have completed the training for identifying victims of human trafficking, clarify the first aid, CPR, and AED training required for licensure by endorsement, renewal, and relicensure; add a new rule that will address a foreign-trained applicant that he or she must demonstrate a working knowledge of the English language to update accreditation standards; revise the rule approving first aid, CPR, and AED training and certification programs; revise the rules pertaining to continuing education content subject to the oversight of the Statewide of Professional Practice of the Board of Certification, Inc.

Barbers (OPR 2018-065 LR)

Authority: MCL 339.204; MCL 339.208; MCL 339.1110; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2025; MCL 445.2030

Overview: The proposed revisions to the rules will amend the sanitation requirements for barber premises by updating standards for maintaining waste containers, washbasins, tools, and equipment; updating the equipment standards for barber colleges by modernizing the requirements for maintaining tools, and updating the requirements for barber colleges to include the use of safety and hair chairs; updating the barber training requirements to add a new training topic covering state board examination preparation and clarifying that the total minimum hours in barber instruction is 225 hours and the total minimum hours in practical training is 127.5 hours.

Psychology – General Rules (OPR 2018-107 LR)

Authority: MCL 333.16145; MCL 333.18146; MCL 333.18201; MCL 333.18223; MCL 333.18228; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2030

Overview: The proposed revisions to the rules will revise the definition for the rule set; revise the human trafficking rule to include a duty of reporting; revise the rule related to prohibited conduct; update accreditation and psychological training program standards; provide criteria for consideration of possible variances for a psychological training, supervision for psychoeducational, a post-degree program, alternative supervision for a temporary limited license, and alternative supervision for a limited license psychologist; in private practice, clarify the criteria for licensure by endorsement; add criteria for a good moral character and incorporating as conditions for licensure; update requirements for a temporary limited license; update the continuing education requirements; update the requirements for a limited license regarding the number of continuing education credit hours that may be obtained online; provide a list of acceptable continuing education providers; clarify qualifying continuing education activities; and add a new rule that allows telephonic continuing education providers to petition the board for approval of a program.

The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules. Comments on the proposed rules may be presented in person at the public hearing. Written comments will also be accepted from date of publication until 5:00 p.m. on April 22, 2019, at the following address or e-mail address:

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing – Boards and Commission Section
P.O. Box 30670, Lansing, MI 48909-8170
Attention: Policy Analyst | Email: BPL-BoardSupport@Michigan.gov

A copy of the proposed rules may be obtained by contacting Board Support at (517) 541-7500 or the email address listed above. Electronic copies also may be obtained at the following link:

http://dmbinternet.state.mi.us/DMB/D/MDDB/RA/AdminCode.aspx?AdminCode=Department&DataLBBLevel_1=Bureau+of+Professional+Licensing

The meeting will be open to the public and people with disabilities. Any person wishing to attend the meeting are requested to inform their care facility assigned personal care provider, in order to enhance accessibility to our office. People with disabilities needing auxiliary accommodations such as interpreters

Janice M. DeGraaf
JANICE M. DEGRAAF
NOTARY PUBLIC, STATE OF MI
COUNTY OF KENT
MY COMMISSION EXPIRES Oct 3, 2020
ACTING IN COUNTY OF Kent

The Mining Journal

Upper Michigan's Largest Daily Newspaper

249 W. Washington St., P.O. Box 430, Marquette, Michigan 49855. Phone (906)228-2500. Fax (906)228-3273.

AFFIDAVIT OF PUBLICATION

STATE OF MICHIGAN

AFFIDAVIT OF PUBLICATION

For the County of **MARQUETTE**

In the matter of: Notice of Public Hearing
April 22, 2019
Bureau of Professional Licensing
Athletic Trainers – General Rules
Barbers
Psychology - General Rules

Size: 3 x 11

State of **MICHIGAN**, County of Marquette ss.

JAMES A. REEVS

being duly sworn, says that he is

PUBLISHER

of **THE MINING JOURNAL**

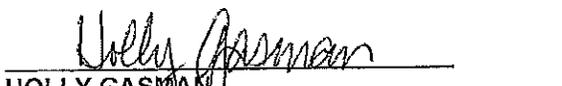
a newspaper published and circulated in said county and otherwise qualified according to Supreme Court Rule; that annexed hereto is a printed copy of a notice which was published in said newspaper on the following date, or dates, to-wit

March 18, 2019



JAMES A. REEVS

Subscribed and sworn to before me this 18th day of March 2019.



HOLLY GASMAN
Notary Public for MARQUETTE County, Michigan
Acting in the County of Marquette
My commission expires: May 25, 2025

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing

NOTICE OF PUBLIC HEARING

April 22, 2019

1:00 p.m.

Location: G. Mennen Williams Building Auditorium
525 W. Ottawa Street, Lansing, Michigan

The hearing is held to receive public comments on the following administrative rules:

Athletic Trainers – General Rules (ORR 2018-062 LR)

Authority: MCL 333.16145; MCL 333.16148; MCL 333.16178; MCL 333.16186; MCL 333.16204; MCL 333.16205; MCL 333.16215; MCL 333.17904; MCL 333.17905; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2030.

Overview: The proposed revisions to the rules will clarify the licensure requirements for first aid, cardio pulmonary resuscitation (CPR), and automated external defibrillator (AED) training; advise when an applicant for licensure or renewal must have completed the training for identifying victims of human trafficking; clarify the first aid, CPR, and AED training required for licensure by endorsement, renewal, and relicensure; add a new rule that will advise a foreign-trained applicant that he or she must demonstrate a working knowledge of the English language; update accreditation standards; revise the rule approving first aid, CPR, and AED training and certification programs; revise the rules pertaining to continuing education; and adopt by reference the updated Standards of Professional Practice of the Board of Certification Inc.

Barbers (ORR 2018-065 LR)

Authority: MCL 339.205; MCL 339.308; MCL 339.1110; MCL 339.1112; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2025; MCL 445.2030.

Overview: The proposed revisions to the rules will amend the sanitation requirements for barber premises by updating standards for maintaining waste containers, washbasins, tools, and equipment; updating the equipment standards for a barber college by modernizing the requirements for maintaining toilet facilities and removing the requirements to possess a chalkboard, dictionary, and skin and hair charts; updating the barber training requirements to add a new training topic covering state board examination preparation and clarifying that the total minimum hours in theory instruction is 225 hours and the total minimum hours in practical training is 1,575 hours.

Psychology – General Rules (ORR 2018-107 LR)

Authority: MCL 333.16145; MCL 333.16148; MCL 333.18201; MCL 333.18223; MCL 333.18233; MCL 338.3501; MCL 445.2001; MCL 445.2011; MCL 445.2030.

Overview: The proposed revisions to the rules will revise the definitions for the rule set; revise the human trafficking rule to include a date of promulgation; rescind the rule related to prohibited conduct; update accreditation and psychological training program standards; provide criteria for consideration of possible variances for a postdoctoral internship, supervision for postdoctoral experience, a post-degree practicum; alternative supervision for a temporary limited licensee, and alternative supervision for a limited license psychologist in private practice; clarify the criteria for licensure by endorsement; add criteria related to good moral character and fingerprinting as conditions for relicensure; update requirements for a temporary limited license; update the continuing education documentation retention requirement; include clarification regarding the number of continuing education credit hours that may be obtained online; provide a list of acceptable continuing education providers; clarify qualifying continuing education activities; and add a new rule that allows other potential continuing education providers to petition the board for approval of a program.

The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules. Comments on the proposed rules may be presented in person at the public hearing. Written comments will also be accepted from date of publication until 5:00 p.m. on April 22, 2019, at the following address or e-mail address:

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing— Boards and Committees Section
P.O. Box 30670
Lansing, MI 48909-8170
Attention: Policy Analyst Email: BPL-BoardSupport@michigan.gov

A copy of the proposed rules may be obtained by contacting Board Support at (517) 241-7500 or the email address noted above. Electronic copies also may be obtained at the following link:

http://dmbinternet.state.mi.us/DMB/DTMBORR/AdminCode.aspx?AdminCode=Department&Dpt=LR&Level_1=Bureau+of+Professional+Licensing

The meeting site and parking are accessible to people with disabilities. Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in order to enhance accessibility for everyone. People with disabilities requiring additional accommodations (such as materials in alternative format) in order to participate in the meeting should call (517) 241-7500.

Murphy, owner of Mr. Don's Restaurant, hangs marquee in front of his business in downtown Springfield. Top: photo shows Mr. Don's Restaurant in Springfield. (Nick Buckley/Battle Creek En-

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**REPUBLIC TOWNSHIP
PLANNING COMMISSION
NOTICE OF PUBLIC HEARING**

You are notified that on April 8, 2019 at 7:00 p.m. the Republic Township Planning Commission will hold a public hearing at their regular scheduled meeting at the Republic Township Hall, 279 Kroman Ave., Republic, MI.

The Republic Township is requesting public input and comment on the Township's proposed Amendments to the Ordinance definitions permitting Hobby Farms in specific guidelines, in the R-1, R-2, RR, WR-1, WR-2, RP and MR. Districts.

Public input may be reviewed at the Republic Township Planning Commission from 9:00 a.m. to 4:00 p.m. Monday thru Friday. Written comments will be received until the date of the hearing. Anyone wishing to give testimony will be given an opportunity to be heard.

This notice is posted in compliance with Public Act 267 of 2008, as amended, the Open Meetings Act, MCLA 41.72A, and the Americans with Disabilities Act (ADA).
Johnson, Zoning Administrator

Marks, Dena (LARA)

From: Shannon Fleming <shannonf@bocatc.org>
Sent: Wednesday, April 3, 2019 4:16 PM
To: BPL-BoardSupport
Cc: Marks, Dena (LARA)
Subject: FW: Public Hearing for the Board of Athletic Trainers - General Rules
Attachments: Proposed Rules_1843_2018-062LR_orr-draft.pdf

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing— Boards and Committees Section
P.O. Box 30670
Lansing, MI 48909-8170

Attention: Policy Analyst

The Board of Certification, Inc. (BOC) has made a few comments regarding the proposed rules for Athletic Trainers. Attached please find those comments within the PDF document. Please contact me if you have questions. Thank you for your time and consideration.

Shannon Fleming, MA, ATC
BOC I Director of Compliance and Regulatory Affairs
1415 Harney Street, Ste 200 | Omaha, NE 68102 | Office: 402-556-3508

BOCATC.org



From: Michigan Department of Licensing and Regulatory Affairs <LARA@govsubscriptions.michigan.gov>
Sent: Friday, March 15, 2019 8:16 AM
To: Shannon Fleming <shannonf@bocatc.org>
Subject: Public Hearing for the Board of Athletic Trainers - General Rules



The Bureau of Professional Licensing will be holding a public hearing on the Board of Athletic Trainers-General Rules.

Date: April 22, 2019

Time: 1:00 p.m.

Location: G. Mennen Williams Building Auditorium

525 W. Ottawa Street, Lansing, Michigan 48909

Interested professional associations, licensees, and members of the public are welcome to attend and provide comment.

- [2018-107 LR - Public Hearing Notice - Athletic Trainers, Barbers, and Psychology.pdf](#)

LARA is an equal opportunity employer/program.

Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

BUREAU OF PROFESSIONAL LICENSING P.O. BOX 30670 · LANSING, MICHIGAN 48909 www.michigan.gov/bpl

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This email was sent to shannonf@bocatc.org using GovDelivery Communications Cloud on behalf of: Michigan Department of Licensing and Regulatory Affairs · P.O. Box 30004 · Lansing, MI 48909

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

~~BOARD OF ATHLETIC TRAINERS~~ – **GENERAL RULES**

Filed with the Secretary of State on

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44, 45a(6), or 48 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 director of the department of licensing and regulatory affairs by sections 16145, **16148, 16178, 16186**, 16204, **16205, 16215**, 17904, and 17905 of 1978 PA 368, MCL 333.16145, **333.16148, 333.16178, 333.16186**, ~~MCL 333.16204, 333.16205, 333.16215, MCL 333.17904, and MCL 333.17905~~ and Executive Reorganization Order Nos. ~~1996-1~~ **1991-9**, 1996-2, 2003-1, and 2011-4, ~~MCL 330.3101~~ **338.3501**, 445.2001, 445.2011, and 445.2030)

R 338.1301, R 338.1303, R 338.1309, R 338.1317, R 338.1321, R 338.1345, R 338.1349, R 338.1357 and R 338.1378 of the Michigan Administrative Code are amended, R 338.1321a, R 338.1354, and R 338.1355 of the Michigan Administrative Code are added, and R 338.1337 and R 338.1341 are rescinded as follows:

PART 1. GENERAL PROVISIONS

R 338.1301 Definitions.

Rule 1. As used in these rules:

- (a) "Board" means the ~~Michigan board of athletic trainers~~ **trainer board**.
- (b) "BOC" means the Board of Certification, Inc.
- (c) "Code" means ~~the public health code~~, 1978 PA 368, MCL 333.1101 to 333.25211.
- (d) "Department" means the department of licensing and regulatory affairs.
- (e) ~~"Emergency cardiac care" means adult and pediatric cardiopulmonary resuscitation, airway obstruction, second rescuer cardiopulmonary resuscitation, the use of automated external defibrillators for health professionals or emergency services personnel, and barrier devices, such as a pocket mask or bag-valve mask.~~

PART 2. LICENSURE

R 338.1303 Training standards for identifying victims of human trafficking; requirements.

Rule 3. (1) Pursuant to section 16148 of the code, MCL 333.16148, an individual licensed or seeking licensure shall complete training in identifying victims of human trafficking that meets the following standards:

- (a) Training content shall cover all of the following:

November 27, 2018

- (i) Understanding the types and venues of human trafficking in Michigan or the United States.
- (ii) Identifying victims of human trafficking in health care settings.
- (iii) Identifying the warning signs of human trafficking in health care settings for adults and minors.
- (iv) Resources for reporting the suspected victims of human trafficking.
- (b) Acceptable providers or methods of training include any of the following:
 - (i) Training offered by a nationally recognized or state-recognized, health-related organization.
 - (ii) Training offered by, or in conjunction with, a state or federal agency.
 - (iii) Training obtained in an educational program that has been approved by the board for initial licensure, or by a college or university.
 - (iv) Reading an article related to the identification of victims of human trafficking that meets the requirements of ~~subrule (1)(a)~~ **subdivision (a)** of this ~~rule~~ **subrule** and is published in a peer review journal, health care journal, or professional or scientific journal.
- (c) Acceptable modalities of training may include any of the following:
 - (i) Teleconference or webinar.
 - (ii) Online presentation.
 - (iii) Live presentation.
 - (iv) Printed or electronic media.
- (2) The department may select and audit a sample of individuals and request documentation of proof of completion of training. If audited by the department, an individual shall provide an acceptable proof of completion of training, including either of the following:
 - (a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.
 - (b) A self-certification statement by an individual. The certification statement shall include the individual's name and either of the following:
 - (i) For training completed pursuant to subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.
 - (ii) For training completed pursuant to subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer review journal, health care journal, or professional or scientific journal, and date, volume, and issue of publication, as applicable.
- (3) Pursuant to section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply to license renewals beginning ~~2019 with the first renewal cycle after the promulgation of this rule~~ and for initial licenses issued ~~5 or more years after April 22, 2021~~ **the promulgation of this rule**.

R 338.1309 Licensure by examination.

Rule 9. An applicant for an athletic trainer license by examination shall submit a completed application on a form provided by the department with the requisite fee. In addition to satisfying the requirements of the code, the applicant shall satisfy all of the following requirements:

(a) Have graduated from an athletic ~~trainer educational~~ **training** program that satisfies the requirements of R ~~338.1337(1)~~ **338.1354**.

(b) Have passed the examination adopted in R 338.1325.

(c) Have successfully completed training in all of the following from a program that satisfies the requirements of R 338.1355 within 3 years before licensure:

(i) First aid.

(ii) Cardiopulmonary resuscitation (CPR).

(iii) Automated external defibrillator (AED) use for health care professional or emergency services personnel.

~~(e)~~ **(d) Possess current certification in emergency cardiac care first aid and CPR from a program that satisfies the requirements of R ~~338.1341~~ 338.1355.**

~~(d) Submit documentation of a minimum of 1 hour of first aid training received within 3 years prior to the date of the application.~~

R 338.1317 Licensure by endorsement.

Rule 17. (1) An applicant for an athletic trainer license by endorsement shall submit a completed application on a form provided by the department with the requisite fee. In addition to satisfying the requirements of the code, the applicant shall satisfy all of the following requirements:

(a) Be licensed, registered, or certified as an athletic trainer in another state of the United States immediately preceding the application for licensure.

~~(b) Have passed the examination adopted in R 338.1325~~ **Establish that he or she holds a current, valid BOC certification.**

(c) Have successfully completed training in all of the following from a program that satisfies the requirements of R 338.1355 within 3 years before licensure by endorsement:

(i) First aid.

(ii) CPR.

(iii) AED use for health care professional or emergency services personnel.

~~(e)~~ **(2) Possess current certification in emergency cardiac care first aid and CPR from a program that satisfies the requirements of R ~~338.1341~~ 338.1355.**

~~(2)~~ **(3) The An applicant's license, registration, or certification, or other athletic training professional endorsement recognized by the BOC shall be verified by the licensing and regulatory agency of any state of the United States, province of Canada, or other country, in which the applicant holds or has ever held a license, registration, or certification, or athletic training professional endorsement to practice as an athletic trainer or other athletic training professional recognized by the BOC for certification. Verification includes, but is not limited to, any disciplinary action taken against the license, or registration, certification, or other athletic training professional endorsement.**

R 338.1321 Licensure of foreign-trained applicants.

Rule 21. (1) If an applicant was foreign-trained and does not meet the requirements of R 338.1309 or R 338.1317, then the applicant shall satisfy all of the following requirements:

(a) Hold a national licensure, registration, ~~or certification~~, or **other athletic training professional endorsement** recognized by the BOC.

(b) Pass the examination adopted in R 338.1325.

(c) Be verified, on a form provided by the department, by the licensing or registration agency of any state of the United States, province of Canada, or other country in which the applicant holds a current license or registration or has ever held a license, registration, ~~or certification~~, or **other athletic training professional endorsement** to practice as an athletic trainer. This includes, but is not limited to, showing proof of any disciplinary action taken or pending disciplinary action imposed upon the applicant.

(d) **Have successfully completed training in all of the following from a program that satisfies the requirements of R 338.1355 within 3 years before licensure:**

(i) First aid.

(ii) CPR.

(iii) AED use for health care professional or emergency services personnel.

~~(e)~~ (e) Possess current certification in ~~emergency cardiac care~~ **first aid and CPR from a program** that satisfies the requirements of R ~~338.1341~~ **338.1355**.

~~(e) Submit documentation of a minimum of 1 hour of first aid training received within 3 years prior to the date of the application.~~

(2) If an applicant holds current certification by the BOC, the applicant is presumed to have satisfied the requirements of ~~subrule~~ **subrules (1)(a) and (1)(b)** of this rule.

R 338.1321a Minimum English language standard.

Rule 21a. (1) Pursuant to section 16174(1)(d) of the code, MCL 333.16174(1)(d), an applicant seeking initial licensure shall demonstrate a working knowledge of the English language if the applicant's educational or training program was taught outside the United States, unless exempted pursuant to subrule (3) of this rule.

(2) To demonstrate a working knowledge of the English language, an applicant shall submit proof that he or she has obtained a total score of not less than 80 on the test of English as a Foreign Language Internet-Based Test (TOEFL-IBT) administered by the Educational Testing Service.

(3) If an applicant's education or training program was taught in English in 1 or more of the following countries, he or she is exempted from the requirements of subrule (1) of this rule:

(a) Canada, except Quebec.

(b) England.

(c) Ireland.

(d) New Zealand.

(e) Australia.

R 338.1337-Educational program standards; adoption by reference. Rescinded.

~~Rule 37. (1) The board adopts by reference the standards for accrediting athletic trainer educational programs adopted by the Commission on Accreditation for Athletic Training Education (CAATE) in the document entitled "Standards for the Accreditation of Professional Athletic Training Programs", October 12, 2015, which is available at no cost from the CAATE website, at <http://www.caate.net>. An athletic trainer educational program that is accredited by CAATE is approved by the board.~~

~~(2) The board adopts by reference the procedures and criteria for recognizing accrediting organizations of the Council of Higher Education Accreditation (CHEA), effective June 28, 2010, and the procedures and criteria for recognizing accrediting agencies of the United States Department of Education, effective July 1, 2010, as contained in Title 34, Part 602 of the Code of Federal Regulations. The CHEA recognition standards may be obtained from CHEA, One Dupont Circle NW, Suite 510, Washington, DC 20036-1110, or from the council's website at <http://www.chea.org> at no cost. The federal recognition criteria may be obtained at no cost from the United States Department of Education's website at: <http://www.ed.gov/about/offices/list/OPE/index.html>.~~

~~(3) Copies of the standards and criteria adopted by reference in this rule are available for inspection and distribution at cost from the Board of Athletic Trainers, Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, P.O. Box 30670, Lansing, MI 48909.~~

R 338.1341-Emergency cardiac care; approved programs. **Rescinded.**

~~Rule 41. (1) The board approves emergency cardiac care certification programs that are offered or approved by the following organizations:~~

- ~~(a) American Red Cross.~~
- ~~(b) American Heart Association.~~
- ~~(c) National Safety Council.~~
- ~~(d) American Safety and Health Institute.~~
- ~~(e) Emergency Care and Safety Institute.~~

~~(2) The board adopts by reference the standards for certification in basic and advanced cardiac life support set forth by the American Heart Association in the standards and guidelines for cardiopulmonary resuscitation and emergency cardiac care for professional providers and published in "2015 American Heart Association Guidelines for Cardiopulmonary Resuscitation and Emergency Cardiovascular Care ("Circulation", Volume 132, Issue 18 Supplement 2, November 3, 2015). A copy of the guidelines for cardiopulmonary resuscitation and emergency cardiac care may be obtained from the American Heart Association, 7272 Greenville Avenue, Dallas, TX 75231 or from the association's website at <http://circ.ahajournals.org> at no cost. A copy of this document is available for inspection and distribution at cost from the Michigan Department Licensing and Regulatory Affairs, Bureau of Professional Licensing, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909.~~

~~(3) An organization that provides training that uses the standards specified in subrule (2) of this rule is considered an approved emergency cardiac care provider.~~

R 338.1345 Relicensure.

Rule 45. (1) An applicant for relicensure whose **Michigan license has lapsed, under the provisions of section 16201(3) or 16201(4) of the code, MCL 333.16201(3) or 333.16201(4), as applicable, may be relicensed by complying with the following requirements as noted by (√):** license has lapsed within 3 years preceding the date of application for relicensure may be relicensed under section 16201(3) of the code, MCL 333.16201(3), if the applicant satisfies the following requirements:

- (a) Submits the required fee and a completed application on a form provided by the department.

- (b) Establishes that he or she is of good moral character.
 - (c) Submits proof to the department of the completion of not less than 75 hours of continuing education that comply with R 338.1357. The continuing education must be completed within 3 years preceding the date of application. If the applicant's Michigan license was issued less than 3 years from the date of application for relicensure, the applicant shall complete a prorated amount of 25 hours of approved continuing education for each year since the original Michigan license was issued.
 - (d) Submits evidence of current emergency cardiac care certification that satisfies the requirements of R 338.1341.
- (2) An applicant whose license has been lapsed for more than 3 years preceding that date of application for relicensure may be relicensed under section 16201(4) of the code, MCL 333.16201(4), if the applicant satisfies the following requirements:
- (a) Submits the required fee and a completed application on a form provided by the department.
 - (b) Establishes that he or she is of good moral character.
 - (c) Submits fingerprints as set forth in section 16174(3) of the code, MCL 333.16174(3).
 - (d) Submits proof to the department of the completion of not less than 75 hours of continuing education that complies with R 338.1357. The continuing education shall be completed within 3 years preceding the date of application.
 - (e) Submits evidence of current emergency cardiac care certification that satisfies the requirements of R 338.1341.
 - (f) Complies with 1 of the following:
 - (i) Establishes that he or she held a current and valid license, registration, or certification in another United States jurisdiction within the 3 years preceding the application for relicensure.
 - (ii) Pass the exam adopted in R 338.1325.
 - (iii) Establishes that he or she holds a current BOC certification.
- (3) A license, registration, or certification shall be verified by the licensing agency of any state of the United States, province of Canada, or other country in which the applicant holds a current license, registration, or certification or has ever held a license, registration, or certification to practice as an athletic trainer.

	(1) For an applicant who has let his or her Michigan license lapse and who does not hold a current and valid license, registration, certification, or other athletic training professional endorsement recognized by the BOC to practice as an athletic trainer or other athletic training professional recognized by the BOC for certification in another state of the United States, province of Canada, or other country:	Lapsed less than 3 years	Lapsed 3 years or more
a	Application and fee: Submit a completed application on a form provided by the department, together with the requisite fee.	√	√

b	Good moral character: Establish that he or she is of good moral character.	√	√
c	Fingerprints: Submit fingerprints as required in section 16174(3) of the code, MCL 333.16174(3).		√
d	BOC certification: Establish that he or she holds a current, valid BOC certification.	√	√
e	Training: Have successfully completed training in all of the following from a program that satisfies the requirements of R 338.1355 within 3 years before relicensure: (i) First aid. (ii) CPR. (iii) AED use for health care professional or emergency services personnel.	√	√
f	First aid and CPR certification: Establish that he or she possess current certification in first aid and CPR.	√	√
g	Continuing education: Have completed 75 hours of approved CE credits during the 3 years immediately preceding relicensure.	√	√
h	Proof of license verification from another jurisdiction: An applicant's license, registration, certification, or other athletic training professional recognized by the BOC for certification shall be verified by the licensing agency of any state or territory of the United States, province of Canada, or other country in which the applicant has ever held a license, registration, certification, or other athletic training professional endorsement recognized by the BOC to practice as an athletic trainer or other athletic training professional recognized by the BOC for certification. Verification shall include the record of any disciplinary action taken or pending against the applicant.	√	√

(2) For an applicant who has let his or her Michigan license lapse and who holds a current and valid license, registration, certification, or other athletic training professional endorsement recognized by the	Lapsed less than 3 years	Lapsed 3 years or more
---	---------------------------------	-------------------------------

	BOC to practice as an athletic trainer or other athletic training professional recognized by the BOC for certification in another state of the United States, province of Canada, or other country:		
a	Application and fee: Submit a completed application on a form provided by the department, together with the requisite fee.	√	√
b	Good moral character: Establish that he or she is of good moral character.	√	√
c	Fingerprints: Submit fingerprints as required in section 16174(3) of the code, MCL 333.16174(3).		√
d	BOC certification: Establish that he or she holds a current, valid BOC certification.	√	√
e	Training: Have successfully completed training in all of the following from a program that satisfies the requirements of R 338.1355 within 3 years before relicensure: (i) First aid. (ii) CPR. (iii) AED use for health care professional or emergency services personnel.	√	√
f	First aid and CPR certification: Establish that he or she possess current certification in first aid and CPR.	√	√
g	Continuing education: Have completed 75 hours of approved CE credits during the 3 years immediately preceding relicensure.	√	√
h	Proof of license verification from another jurisdiction: An applicant's license, registration, certification, or other athletic training professional recognized by the BOC for certification shall be verified by the licensing agency of any state or territory of the United States, province of Canada, or other country in which the applicant has ever held a license, registration, certification, or other athletic training professional endorsement recognized by the BOC to practice as an athletic trainer or other athletic training professional recognized by the BOC for certification.	√	√

	Verification shall include the record of any disciplinary action taken or pending against the applicant.		
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R 338.1349 License renewal requirements.

Rule 49. (1) An applicant for license renewal shall satisfy all of the following requirements:

(a) **Within the 3-year renewal cycle, complete training in all of the following from a program that satisfies the requirements of R 338.1355:**

(i) **First aid.**

(ii) **CPR.**

(iii) **AED use for health care professional or emergency services personnel.**

~~(a) (b) Pursuant to section 17906(2)(b) of the code, MCL 333.17906(2)(b), the applicant shall establish~~ **Establish** that he or she currently holds, and at all times during the ~~previous licensure period~~ **3-year renewal cycle held**, certification in ~~all~~ **both** of the following:

~~(i) Emergency cardiac care by an organization that satisfies the requirements of R 338.1341.~~ **First aid.**

~~(ii) Cardiopulmonary resuscitation CPR.~~

~~(iii) First Aid.~~

~~(b) (c) Before the expiration date of the license, Complete~~ **complete** a total of 75 hours of continuing education that comply with R 338.1357, ~~the 3 years preceding the application for renewal~~ **including a minimum of 3 hours of continuing education hours in pain and symptom management, as required under section 16204 of the code, MCL 333.16204.**

(2) Submission of an application for renewal of a license shall constitute the applicant's certification of compliance with this rule.

(3) The board may require the licensee to submit evidence to demonstrate compliance with this rule.

(4) The licensee shall retain documentation of satisfying the requirements of this rule and section 17906(2)(b) of the code, MCL 333.17906(2)(b), for a period of 4 years from the date of applying for license renewal. ~~Failure to comply with this rule is a violation of section 16221(h) of the code, MCL 333.16221(h).~~

~~(3) (5) This rule does not apply to licensees in their initial licensure cycle.~~

(6) **A request for a waiver under section 16205 of the code, MCL 333.16205, must be received by the department before the expiration date of the license.**

PART 3. EDUCATIONAL AND TRAINING AND CERTIFICATION PROGRAMS

R 338.1354 Educational program standards; adoption by reference.

Rule 54. (1) The board adopts by reference the standards for accrediting athletic training programs adopted by the Commission on Accreditation for Athletic Training Education (CAATE) in the document entitled "Standards for the Accreditation of Professional Athletic Training Programs," July 1, 2012, as revised February 16, 2018, which is available at no cost from the CAATE website, at

<http://www.caate.net>. An athletic training program that is accredited by CAATE is approved by the board.

(2) The board adopts by reference the procedures and criteria for recognizing accrediting organizations of the Council of Higher Education Accreditation (CHEA), effective June 28, 2010, and the procedures and criteria for recognizing accrediting agencies of the United States Department of Education, effective July 1, 2010, as contained in 34 CFR 602 (2010). The CHEA recognition standards may be obtained from CHEA, One Dupont Circle NW, Suite 510, Washington, DC 20036-1110, or from the council's website at <http://www.chea.org> at no cost. The federal recognition criteria may be obtained at no cost from the United States Department of Education's website at: <http://www.ed.gov/about/offices/list/OPE/index.html>.

(3) Copies of the standards and criteria adopted by reference in this rule are available for inspection and distribution at cost from the Michigan Board of Athletic Trainers, Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, 611 W. Ottawa St., P.O. Box 30670, Lansing, MI 48909.

R 338.1355 Approved First Aid, CPR, and AED use for health care professional or emergency services personnel training and certification programs.

Rule 55. (1) The board approves first aid, CPR, and AED use for health care professional or emergency services personnel training and certification programs that are offered or approved by the following organizations:

- (a) American Red Cross.
- (b) American Heart Association.
- (c) National Safety Council.
- (d) American Safety and Health Institute.
- (e) Emergency Care and Safety Institute.

(2) The board adopts by reference the standards for certification in basic and advanced cardiac life support set forth by the American Heart Association in the standards and guidelines for cardiopulmonary resuscitation and emergency cardiac care for professional providers and published in "2015 American Heart Association Guidelines for Cardiopulmonary Resuscitation and Emergency Cardiovascular Care ("Circulation," Volume 132, Issue 18 Supplement 2, November 3, 2015). A copy of the guidelines for cardiopulmonary resuscitation and emergency cardiac care may be obtained from the American Heart Association, 7272 Greenville Avenue, Dallas, TX 75231 or from the association's website at <http://circ.ahajournals.org> at no cost. A copy of this document is available for inspection and distribution at cost from the Michigan Department Licensing and Regulatory Affairs, Bureau of Professional Licensing, 611 West Ottawa Street, P.O. Box 30670, Lansing, MI 48909.

(3) An organization that provides training that uses the standards specified in subrule (2) of this rule is considered an approved provider.

PART 4. CONTINUING EDUCATION

R 338.1357 Limitations for accumulating continuing education; Acceptable approved continuing education.

Summary of Comments on Microsoft Word - 2018-062 LR - Athletic Trainers General Rules - strike-bold (11-27-18) with LSB edits - Submitted to ORR (11-2)

Page: 11

Number: 1 Author: sfleming Subject: Sticky Note Date: 3/27/2019 5:09:04 PM
Could you indicate the most recent version as the BOC does conduct a new analysis every 5-6 years?

Number: 2 Author: sfleming Subject: Comment on Text Date: 3/27/2019 5:07:43 PM
this link is not correct: <https://bocatc.org/documents/boc-pa7-content-outline>

Rule 57. (1) ~~A licensee who accumulates the~~ **The 75 hours of continuing education required pursuant to R 338.1349 for the renewal of an athletic trainer license is shall** ~~comply with~~ **subject to all of the following limitations:**

(a) ~~A licensee shall Not not accumulate~~ **A licensee shall not accumulate** more than 12 credit hours of continuing education shall be earned during ~~one~~ **1** 24-hour period.

(b) ~~A licensee shall not carry forward the continuing education hours earned during 1 renewal cycle to the next renewal cycle.~~

(b) (c) ~~Credit for a~~ **A licensee shall not earn continuing education credit for completing** a program or activity that is identical or substantially identical to a program or activity for which the licensee has already earned credit during the ~~same~~ **same** renewal period shall ~~not be granted cycle.~~

(c) ~~Pursuant to section 16204 of the code, MCL 333.16204, a minimum of 3 hours of continuing education shall be earned in the area of pain and symptom management. Continuing education hours in pain and symptom management may include, but are not limited to, courses in behavior management, psychology of pain, pharmacology, behavior modification, stress management, clinical applications, and drug interventions as they relate to professional practice.~~

(d) ~~A licensee shall Not not earn~~ more than 50 hours of continuing education per renewal period cycle may be earned collectively for activities listed in subrule (2) (5)(d) to (g) of this rule.

(2) **Approved courses for accumulating continuing education hours in pain and symptom management, as required in R 338.1349(1)(c), include, but are not limited to, courses in behavior management, psychology of pain, pharmacology, behavior modification, stress management, clinical applications, and drug interventions as they relate to professional practice.**

(3) **The board approves and adopts by reference the standards of the BOC set forth in the publication entitled "Practice Analysis, 7th Edition, Outline: Domain and Tasks," effective for April 2017 exam and January 1, 2018 continuing education, available at atc.org/system/document_versions/versions/24/original/boc-pa7-content-outline-20170612.pdf?1497279231.**

(4) **Any continuing education program approved by the BOC is considered approved by the board.**

(2) (5) ~~The board shall consider~~ **approves** all of the following ~~for as acceptable~~ continuing education **credit:**

	Activity and Proof of Completion	Number of continuing education hours granted/permitted for each activity
a	Attendance at or participation in a continuing education program or activity related to the practice of athletic training, which includes but is not limited to: live, in person programs; interactive or monitored teleconference, audio-conference, or web-based programs; online programs; and journal articles or other self-study programs approved or offered by any of the following:	The number of continuing education hours for a specific program or activity shall be the number of hours approved by the sponsor or the approving organization for the specific program or activity. A maximum of 75 hours of continuing education credit may be earned for this activity in each renewal period.

<ul style="list-style-type: none"> • BOC. • Another state or provincial board of athletic trainers. • A state or provincial board related to the practice of medicine, osteopathic medicine and surgery, or physical therapy. <p>If audited, the licensee shall submit a copy of a letter or certificate of completion showing the licensee's name, number of continuing education hours earned, sponsor name or the name of the organization that approved the program or other activity for which the continuing education credit was given, and the date on which the program or activity was completed.</p> <p>Maintenance of BOC certification.</p> <p>If audited, the licensee shall provide evidence from the BOC that shows the time period that the licensee held a valid certification.</p>	<p>Twenty-five hours of continuing education shall be granted for each year that the licensee maintained BOC certification. A maximum of 75 hours of continuing education may be earned for this activity in each renewal period.</p>
<p>b Maintenance of BOC certification.</p> <p>If audited, the licensee shall provide evidence from the BOC evidencing the time period that the licensee held a valid certification.</p> <p>Attendance at or participation in a continuing education program or activity related to the practice of athletic training, which includes but is not limited to, live and in person programs; interactive or monitored teleconference, audio-conference, or web-based programs; online programs; and journal articles or other self-study programs approved or offered by any of the following:</p> <ul style="list-style-type: none"> • Another state or provincial board of athletic trainers. • A state or provincial board related to the practice of medicine, osteopathic medicine and surgery, or physical therapy. <p>If audited, the licensee shall submit a copy of a letter or certificate of completion showing the</p>	<p>Twenty-five hours of continuing education shall be granted for each year that the licensee maintained BOC certification. A maximum of 75 hours of continuing education may be earned for this activity in each renewal period.</p> <p>The number of continuing education hours for a specific program or activity shall be the number of hours approved by the sponsor or the approving organization for the specific program or activity. A maximum of 75 hours of continuing education credit may be earned for this activity in each renewal cycle.</p>

	<p>licensee's name, number of continuing education hours earned, sponsor name or the name of the organization that approved the program or other activity for which the continuing education credit was given, and the date on which the program or activity was completed.</p>	
c	<p>Initial presentation of continuing education program related to the practice of athletic trainer to a state, regional, national, or international athletic training organization.</p> <p>To receive credit, the presentation shall not be a part of the licensee's regular job description and shall be approved or offered for continuing education credit by any of the following:</p> <ul style="list-style-type: none"> • BOC. • Another state or provincial board of athletic trainers. • A state or provincial board related to the practice of medicine, osteopathic medicine and surgery, or physical therapy. <p>If audited, the licensee shall submit a copy of the presentation notice or advertisement showing the date of the presentation, the licensee's name listed as a presenter, and the name of the organization that approved or offered the presentation for continuing education credit.</p>	<p>Ten hours of continuing education credit shall be granted for each 50 to 60 minutes of presentation. No additional credit shall be granted for preparation of a presentation. A maximum of 50 hours of continuing education may be earned for this activity in each renewal period cycle.</p>
d	<p>Initial presentation of a scientific exhibit, poster, scientific paper, or clinical demonstration to an athletic training organization.</p> <p>To receive credit, the presentation shall not be part of the licensee's regular job description or performed in the normal course of the licensee's employment.</p> <p>If audited, the licensee shall submit a copy of the document presented with evidence of presentation or a letter from the program sponsor verifying the length and date of the presentation.</p>	<p>Ten hours of continuing education shall be granted for serving as a primary presenter. Five hours of continuing education shall be granted for serving as a secondary presenter. No additional credit shall be granted for preparation of the presentation. The maximum number of credit hours permitted per renewal period cycle for this activity is subject to subrule (1)(e) of this rule.</p>
e	<p>Initial publication of an article related to the practice of athletic training in a peer-reviewed journal.</p>	<p>Fifteen hours of continuing education shall be granted for serving as a primary author. Ten hours of continuing education shall be granted for serving as</p>

	If audited, the licensee shall submit a copy of the publication that identifies the licensee as the author of the publication or an acceptance letter.	a secondary author. The maximum number of credit hours permitted per renewal period cycle for this activity is subject to subrule (1)(e) of this rule.
f	Initial publication of an article related to the practice of athletic training in a non-peer reviewed journal, newsletter, or magazine. If audited, the licensee shall submit a copy of the publication that identifies the licensee as the author or a publication acceptance letter.	Five hours of continuing education shall be granted for each article. The maximum number of credit hours permitted per renewal period cycle for this activity is subject to subrule (1)(e) of this rule.
g f	Initial publication of a chapter related to the practice of athletic training in any of the following: <ul style="list-style-type: none"> • A professional or health care text book. • A peer-reviewed text book. • A book related to the practice of athletic training. <p>If audited, the licensee shall submit a copy of the publication that identifies the licensee as the author or a publication acceptance letter.</p>	Ten hours of continuing education shall be granted for serving as a primary or contributing author. The maximum number of credit hours permitted per renewal period cycle for this activity is subject to subrule (1)(e) of this rule.
h g	Passing an academic course or residency program related to the practice of athletic training that is offered by either of the following: <ul style="list-style-type: none"> • An athletic training program that satisfies the standards adopted in R 338.1337 338.1354(1). • A higher education institution accredited by an organization that satisfies the standards of R 338.1337 338.1354(2). <p>If audited, a licensee shall submit a copy of the transcript showing credit hours of the academic course related to athletic training.</p>	Ten hours of continuing education shall be granted for each course. A maximum of 60 hours per renewal period cycle may be earned for this activity.

PART 5. DELEGATION AND ADOPTION BY REFERENCE OF PROFESSIONAL STANDARDS

R 338.1378 Professional standards.

Rule 78. (1) The board adopts by reference the BOC's "Standards of Professional Practice" Implemented ~~January 1, 2006~~ **January 2018,** revised 2013. The standards are available, free of charge on the agency's website at:

~~[338.1://www.bocate.org/resources/standards-of-professional-practice](http://www.bocate.org/resources/standards-of-professional-practice)~~

http://www.bocate.org/system/document_versions/versions/154/original/boc-

Number: 1 Author: sfleming Subject: Sticky Note Date: 3/27/2019 4:54:41 PM
There is a more current version: <https://bocatc.org/public-protection#standards-discipline>

Could you indicate that the board adopts the most current version?

[standards-of-professional-practice-2018-20180619.pdf?1529433022](#) or a copy may be obtained at cost, from the Board of Athletic Trainers, Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing, 611 W. Ottawa St., P.O. Box 30670, Lansing, MI 48909.

(2) A licensee shall comply with the standards adopted in subrule (1) of this rule.

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STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING

- - -

PUBLIC HEARING

MONDAY, APRIL 22, 2019

AT ABOUT 1:00 P.M.

- - -

G. MENNEN WILLIAMS BUILDING AUDITORIUM

525 W. OTTAWA STREET

LANSING, MICHIGAN

- - -

RE: Athletic Trainers - General Rules (ORR 2018-062 LR)
Barbers - General Rules (ORR 2018-065 LR)
Psychology - General Rules (ORR 2018-107 LR)

- - -

HEARING FACILITATOR:

WESTON MacINTOSH
Bureau of Professional Licensing
611 W. Ottawa Street
Lansing, Michigan 48909

ALSO PRESENT: Dena Marks
Kerry Przybylo
Rick Roselle
Stephanie Wysack

REPORTED BY: Lori Anne Penn, CSR-1315
33231 Grand River Avenue
Farmington, Michigan 48336

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I N D E X

Opening Statement - Weston MacIntosh 3

- - -

COMMENTS: PAGE

Tracey Covassin - Athletic Trainers 5

Frances Brown - Psychology 6

Dennis Kayes - Psychology 9

Jason Moser - Psychology 12

Eric Ozkan - Psychology 14

- - -

Closing Statement - Weston MacIntosh 20

1 Lansing, Michigan

2 Monday, April 22, 2019

3 At 1:00 p.m.

4 - - -

5 MR. MacINTOSH: My name is Weston
6 MacIntosh and I'm an analyst for the Bureau of
7 Professional Licensing in the Department of Licensing and
8 Regulatory Affairs, and I will be facilitating the
9 hearing today.

10 This is a public hearing on proposed
11 administrative rules entitled "Athletic Trainers-General
12 Rules", "Barbers-General Rules", and "Psychology-General
13 Rules". The hearing is being conducted under the
14 authority of the Administrative Procedures Act, Public
15 Act 306 of 1969, on behalf of the Department of Licensing
16 and Regulatory Affairs, Bureau of Professional Licensing.

17 The hearing is being called to order at
18 1:00 o'clock p.m. on April 22, 2019, at the G. Mennen
19 Williams Building Auditorium located at 525 West Ottawa
20 Street in Lansing, Michigan. The notice of public
21 hearing was published in three newspapers of general
22 circulation, as well as the Michigan Register, Issue No.
23 5, published on April 1, 2019.

24 We are here today to receive your
25 comments on the proposed rules. If you wish to speak,
 Metro Court Reporters, Inc. 248.360.8865

1 please make sure you have signed in and indicated your
2 willingness to speak. You may use the cards provided in
3 the lobby for this purpose. I will organize the cards by
4 rule set so that the comments for that profession will be
5 grouped together in the transcript. If you would like to
6 testify and have not signed in, please do so now. For
7 those of you who do not wish to sign with a card, you may
8 speak at the microphone once we have exhausted the stack
9 of cards submitted to me.

10 If you have comments, please make sure
11 that they relate directly to the proposed rules. If you
12 have questions regarding the rules, please submit your
13 questions as part of your testimony for the Department's
14 review. If you have suggested changes to the proposed
15 rules, please include the specific reasons why the
16 changes would be in the public interest.

17 For the record, when you testify, please
18 identify yourself by spelling your name and organization,
19 if any, that you may be speaking for today. This will
20 help the Department preparing the hearing record that
21 will go before the Boards. Written statements can be
22 submitted directly to me at the table. The Department
23 will also accept written statements e-mailed or
24 postmarked until 5:00 o'clock p.m. today.

25 The Department staff from the Bureau of
Metro Court Reporters, Inc. 248.360.8865

1 Professional Licensing includes myself, Kerry Przybylo,
2 Dena Marks, Rick Roselle, and Stephanie Wysack.

3 So do we have cards? Okay. So the first
4 set we will take comments for is Athletic Trainers. The
5 first card I have is from Tracy Covassin. So if you'd
6 like to come down and speak.

7 TRACEY COVASSIN: I just got these, I
8 haven't really read it. Can I ask a question?

9 MR. MacINTOSH: Yeah, it will be part of
10 your -- the transcript, but I mean we can't clarify --

11 TRACEY COVASSIN: Okay. So where it says
12 Board here under Rule 1(a), it originally had said:
13 "Board" means Michigan board of athletic trainer, and now
14 it says Michigan trainer board. Do you mean athletic
15 trainer, because you crossed off athletic and you listed
16 us as a trainer, and we're not trainers, we're athletic
17 trainers?

18 MS. MARKS: I don't have that on my copy;
19 is it on that copy?

20 TRACEY COVASSIN: Yes.

21 MS. MARKS: I'll double check that.

22 TRACEY COVASSIN: So yeah, if you could
23 just double check that everything should say athletic
24 trainer, not trainer.

25 MS. MARKS: Correct. Trainers was marked
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1 off because the Board is called Athletic Trainer Board in
2 the statute, so it should still include the Athletic.

3 TRACEY COVASSIN: Okay. It was crossed
4 off on whatever I just picked up outside.

5 MS. MARKS: All right. I will double
6 check that. Thank you.

7 TRACEY COVASSIN: Thank you.

8 MR. MacINTOSH: Okay. Do we have any
9 other comments for Athletic Trainers? (No response.)

10 Any other comments for Barbers? (No
11 response.)

12 Okay. So we'll go next to Psychology,
13 and I'll just go alphabetically from what I have up here
14 so far. So I have Dr. Brown from the Michigan School of
15 Psychology.

16 FRANCES BROWN: Thank you, Wes. So I'm
17 Frances Brown, F-r-a-n-c-e-s, Brown, B-r-o-w-n, from the
18 Michigan School of Psychology. Okay. So I have a
19 statement to read, and this is about a differentiation in
20 training of psychologists for doctoral students and
21 post-doctoral graduates. And Wes, would you please,
22 there's multiple copies in there.

23 (Documents provided to Mr. MacIntosh.)

24 MR. MacINTOSH: Thank you.

25 FRANCES BROWN: You're welcome.

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Okay. So respectfully submitted for consideration: On behalf of the Michigan School of Psychology, and in consideration of other institutions of higher education, we request greater clarity in the language pertaining to monthly hours of supervision as outlined in Part 3, Limited Licensed Psychologists, R 338.2561, Rule 61(1)(b)(iv). Training:

(ii) The practicum must require not less than 500 clock hours of psychological work. The applicant shall be supervised by a psychologist who is licensed in this state, eligible for licensure in this state, or licensed or certified at the independent practice level in the state where the practicum takes place. That's not of issue.

The second point, (iv) The applicant shall meet in person with his or her supervisor for a minimum of eight hours a month during the practicum. So we have had difficulty enacting this practice and this is why.

The beginning and end of an academic semester does not coincide with the beginning and end of a month. For your consideration, a student in a graduate program will fulfill the 500-hour practicum requirement over multiple semesters of enrollment, which may also span multiple years. A semester, and consequently,

1 practicum work, often will begin and/or end mid-month or
2 with partial months of active practicum work due to
3 semester breaks or training site schedules.

4 Clarification is sought as to the intent
5 of the language of eight hours per month. During this
6 important time in a student's training, supervision is
7 provided weekly, with at least two hours per week spent
8 in supervision. In certain months, December for example,
9 students are typically enrolled for only a two-week
10 period at the beginning of the month with a winter break
11 after that. Additionally, in months that contain more
12 than four weeks, in a five-week month, the student may
13 have more than eight hours of supervision that month if
14 they're getting their two hours every week.

15 Below is proposed language for your
16 consideration, intended to provide clarity and maintain
17 the required hours and function of supervision. The
18 proposed language is: .

19 Eight hours of supervision per month, to
20 be pro-rated during the training experience to no less
21 than two hours per week while in practicum.

22 In contrast to the language pertaining to
23 limited licensed psychologists, the following is the
24 language for those with a doctoral degree. So what I was
25 just speaking about was for the masters level clinicians.

1 For doctoral students, it says:

2 Training: The applicant shall have
3 successfully completed an internship that was an
4 integrated part of a doctoral degree that satisfies the
5 requirements in subdivision (a)(i) and (a)(ii) of this
6 rule, or an equivalent postdoctoral internship as
7 determined by the Board.

8 This section does not specify hours per
9 month or week, nor is it specified in the Psychology
10 Supervision Evaluation form for doctoral applicants.

11 We thank you for your consideration.

12 MR. MacINTOSH: Thank you. So next I
13 have Dennis Kayes.

14 DENNIS KAYES: I have only one copy. My
15 name is Dennis Kayes, K-a-y-e-s. Do you need my address?

16 MR. MacINTOSH: No.

17 DENNIS KAYES: Good afternoon. My name
18 is Dennis Kayes, and I live in Huntington Woods. I'm a
19 retired attorney, but more importantly, for eight years
20 (ending this past December), I was a public member of the
21 Michigan Board of Psychology. While serving on the
22 Board, I was a member of the Disciplinary Subcommittee,
23 and twice I was on an ad hoc subcommittee working on
24 revisions to the rules. The amendments to the rules
25 being discussed today are amendments I worked on. One of

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1 the amendments, the deletion of Rule 27 (formerly known
2 as R 338.2527), is one of the rules -- is one that the
3 Rules Subcommittee opposed and which the whole Board, by
4 a large majority, voted to oppose. At both levels I was
5 one of the principal opponents of the deletion, and I am
6 here today to continue that opposition and to urge you
7 not to delete the rule.

8 Here is why:

9 To begin, the push to delete the rule did
10 not come from any member of the Board; it came solely
11 from the Department of Licensing and Regulatory Affairs.
12 When I asked the Department's representative, Weston
13 MacIntosh, why the Department wanted the rule deleted, he
14 responded that the Department believed the rule was not
15 authorized under the Public Health Code. I then asked
16 him whether there was any case in which the court had
17 opined that the rule was not authorized. He did not
18 respond then or numerous times thereafter when I repeated
19 the question. It's obvious that the answer is no, there
20 is no such opinion. This despite the fact that during my
21 eight years on the disciplinary subcommittee there were
22 numerous times when the Department filed complaints
23 against psychologists alleging violations of the rule.
24 In fact, I went further and asked Mr. Weston whether
25 there was any time when a psychologist, in defending

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1 against a complaint, even alleged that the rule was not
2 authorized. Again, he never answered me. I am sure that
3 the answer again is no, there are no opinions; in fact,
4 no one ever objected.

5 But just as importantly, the rule is in
6 fact authorized under the Code. First, MCL 333.16145(2)
7 provides that, "A Board or task force may promulgate
8 rules necessary or appropriate to fulfill its functions
9 as prescribed in this article." Second, MCL 333.16221
10 provides that a Board, through its Disciplinary
11 Subcommittee, shall punish certain behavior, including,
12 as set forth in Clause (a), "A violation of general duty,
13 consisting of negligence or failure to exercise due
14 care,... or any conduct...that impairs or may impair the
15 ability to...skillfully practice the health profession."

16 It seems to me (and must have seemed to every
17 psychologist who was ever charged with a violation of
18 Rule 27) that Rule 27 is appropriate for the Board in
19 fulfilling its functions under Section 16221. I simply
20 cannot understand why the Department not only feels
21 otherwise, but feels otherwise so strongly that it is
22 pushing to delete a rule to which nobody has ever
23 objected and which has helped make the psychology
24 profession a very respected one.

25 One further point I'd like to make.

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1 Because the rule is not -- because deleting the rule is
2 not being proposed by the Board, I tried to find in the
3 statutes and regulations some authority for this to be
4 forced upon the Board, and I could find none. The Public
5 Health Code provides that rules governing psychologists
6 are adopted by the Board, not by some other entity.

7 Thank you for allowing me to speak to
8 you.

9 MR. MacINTOSH: Next we have Jason Moser.

10 JASON MOSER: Good afternoon. My name is
11 Jason Moser, J-a-s-o-n M-o-s-e-r, I'm Associate Professor
12 and Associate Director of Clinical Training at the
13 Michigan State University. I'm here representing my
14 clinical psychology doctoral program, as well as the
15 clinical psychology doctoral program at the University of
16 Michigan headed by the Director of Clinical Training
17 there, Patricia Deldin.

18 I'm here today to provide additional
19 support and thanks for the addition under Rule 41
20 pertaining to the standards for doctoral-level psychology
21 programs that are adopted by reference in the rules, the
22 approved programs that now appear as -- under 41(1)(d),
23 the accreditation standards of the Psychological Clinical
24 Science Accreditation System, or (PCSAS). Our two
25 Universities, our two programs are very supportive of

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1 this addition to the rules that the PCSAS is a program
2 that's recognized by the Board for licensure in Michigan,
3 and we continue that support and are very happy to see
4 that addition on there, and that we wanted to just add a
5 couple of things since we first submitted our white paper
6 in support of PCSAS to being an option for clinical
7 licensure in Michigan in 2016, we also appeared before
8 the Board in 2018, and we appreciate the time that the
9 Board took to read over those materials and to have us
10 comment.

11 Since those meetings and since those
12 times, PCSAS, as an alternative accrediting body, has
13 also been approved by APPIC, the major internship system
14 for students in clinical psychology. It has also been
15 recognized by the Department of Veterans Affairs, and has
16 also been recognized by a number of other states so far,
17 including Delaware, Missouri, Illinois, New Mexico,
18 Arizona, as well as other states that don't require any
19 changes but are recognizing obviously PCSAS, California
20 and New York, two states that don't require any
21 additional changes to their rules, but many states are
22 already allowing PCSAS graduates to be licensed in their
23 state, and we fully support Michigan adopting that
24 alternative as well so that graduates from our program,
25 Michigan State, as well as University of Michigan and
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1 others, can seek licensure here in the State of Michigan.

2 Thank you for your time.

3 MR. MacINTOSH: Next I have Eric Ozkan.

4 ERIC OZKAN: My name is Eric Ozkan, it's
5 E-r-i-c, last name is O-z-k-a-n. My name is Dr. Eric
6 Ozkan, and I am appearing today as both a concerned
7 citizen and as a professional psychologist who has
8 practiced in Michigan for the past 16 years. While I
9 feel it is relevant to mention that I currently serve as
10 Chair of the Michigan Board of Psychology and have had
11 significant responsibility in drafting today's proposed
12 rule set, I must emphasize that the following statement
13 is my personal view and should not be seen as reflecting
14 the view of the Board of Psychology as whole. I am
15 speaking only for myself on this matter.

16 I believe the overall revision to our
17 rule set is an outstanding piece of collaboration between
18 Licensing and Regulatory Affairs (LARA) and the Michigan
19 Board of Psychology. It significantly improves upon our
20 last update in 2015, but does contain one change that I
21 strongly disagree with.

22 The change is the removal of an entire
23 section of the rules entitled R 338.2527, Prohibited
24 Conduct, or simply, Rule 27. This section clearly and
25 specifically enumerates seven groups of unacceptable

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1 conduct that all competent psychologists view as
2 potentially damaging to their clients. Examples of such
3 prohibited conduct include: Engaging in unfair
4 discrimination against clients; engaging in sexual
5 relationships with clients, their family members,
6 supervisees, or students; engaging in other multiple
7 relationships, such as business relationships, with
8 clients or their family members; exploiting clients in
9 other ways that use the therapeutic relationship to
10 directly benefit the licensee, and; neglecting to provide
11 continuity of care to clients.

12 While I'm confident that nobody disagrees
13 with the necessity of having these prohibitions applied
14 to psychologists, the entire section comprising Rule 27
15 was rescinded from the current proposed revision. The
16 reasoning, as I understand it, falls along two lines:

17 (1) It is suggested that Michigan's Public Health Code
18 does not actually provide any statutory authority to the
19 Board of Psychology allowing them to promulgate rules
20 regarding prohibited conduct, even though these rules
21 have existed for decades, and (2) It is suggested that
22 even if the Board of Psychology had such authority,
23 explicitly stating specific examples of prohibited
24 conduct in the rules is unnecessary as it merely
25 duplicates more general language already present in the

1 Public Health Code. It is feared that such duplication
2 may lead to confusion about precisely what conduct is and
3 is not prohibited.

4 Although I feel I understand LARA's
5 reasoning on this matter, I disagree with it based on the
6 following seven points:

7 (1) I have found it difficult to
8 understand precisely why the language of the Public
9 Health Code does not allow the Board of Psychology to
10 promulgate rules for the conduct of its own licensees.
11 Not being an attorney myself, I have deferred to
12 individuals who are attorneys and have observed some
13 disagreement among them on this matter. Given that, I'm
14 not sure that the primary rationale put forth rescinding
15 Rule 27 is uncontestable.

16 (2) Whether or not the new -- whether or
17 not the Public Health Code provides language allowing the
18 Board of Psychology to promulgate new rules or not, no
19 new rules are being proposed or added with this revision.
20 I would merely request that rules already present and
21 having a long history be maintained without modification.
22 Even if the authority to promulgate rules by the Board is
23 legitimately open to question, it seems there would be
24 little danger in maintaining the current rules while the
25 matter is resolved.

1 (3) The existence of Rule 27 is not mere
2 window-dressing. The rules on prohibited conduct,
3 particularly those related to sexual misconduct and other
4 forms of boundary crossing, are routinely cited by
5 attorneys from the Office of the Attorney General as a
6 basis for misconduct charges brought against licensees.
7 As it stands, Rule 27 is relied upon by attorneys as an
8 effective and convenient tool for dealing with
9 professional misconduct.

10 (4) The presence of similar sections
11 entitled "Prohibited Conduct" are found in the
12 administrative rules for other professions, including
13 Massage Therapy, Physical Therapy, and Acupuncture. The
14 long-standing presence of such a section in the
15 psychology rule set and its continuing presence in these
16 newer professions suggests that there is no inherent
17 problem having such a section in addition to the more
18 general language present in the Public Health Code.

19 (5) The practice of psychology presents
20 unique challenges regarding client safety as compared
21 with other professions. For us, the rules regarding
22 boundary crossing are particularly important because of
23 the private, one-on-one, and often emotionally intimate
24 nature of our work with clients. Our training and ethics
25 rigorously and explicitly address these challenges and we

1 have no problem ensuring that our public rules do so as
2 well. Rule 27 provides bright lines for misconduct that
3 are not subject to interpretation. Psychologists welcome
4 such transparency as good for both our profession and for
5 the public.

6 (6) All competent psychologists are
7 acutely aware of the rules and ethics surrounding the
8 complex relationships we engage in as a matter of course.
9 While we are clear-thinkers in this regard, we are not
10 lawyers. Delving into the minutiae of the carefully
11 crafted language present in the Public Health Code is
12 akin to deciphering hieroglyphics for many of us. Given
13 that, every psychologist I know relies on the
14 Administrative Rules for Psychology as their source for
15 guidelines regulating our profession. Until I became a
16 member of the licensing board in 2012, I had never even
17 thought of consulting the Public Health Code for
18 professional guidance, and I never needed to. I think
19 this is likely true of most practicing psychologists. As
20 with most professions, I believe, we rely on what is
21 present in the rules as a more accessible and
22 understandable distillation of the Public Health Code.

23 (7) A final consideration regards the
24 optics of removing Rule 27; how it would appear to our
25 colleagues and the public at large. With the release of

1 any new rule set, the most natural first question to ask
2 is, "What's changed?" In the current cultural and
3 political climate, matters of sexual impropriety by
4 professionals are rightly being taken more seriously by
5 all of us. Why would we chose to remove rules clearly
6 forbidding such misconduct? The fact that the Public
7 Health Code may contain duplicate protections may be lost
8 on many as those protections are relatively hidden from
9 view. I am proud to be a member of a profession that has
10 clearly written rules specifically identifying sexual and
11 other misconduct as unacceptable. I can see no danger in
12 keeping those rules specific and stating them clearly in
13 an easily accessible document like this rule set.

14 Overall, the current set of proposed
15 rules represents a clearer, leaner set of guidelines for
16 the psychologists of Michigan to follow. Additions have
17 been made which clarify the requirements for licensure,
18 and inconsistencies in many areas have been disposed of.
19 Expanded opportunities for obtaining continuing education
20 credits are especially important to push forward at this
21 time. I strongly support the content of this proposed
22 revision of the rules, except for one controversial but
23 consequential issue regarding the recision of Rule 27.

24 Please consider reinstating R 338.2527,
25 Prohibited Conduct, Rule 27. The rationale for
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1 rescinding it is simply inadequate in the face of
2 numerous and varied reasons for keeping it. In informal
3 discussions among colleagues, I have not found a single
4 instance where its removal from the rules was considered
5 anything but a mistake.

6 Thank you very much.

7 MR. MacINTOSH: Do I have anyone else who
8 wishes to speak at this time?

9 FRANCES BROWN: I'm sorry, I forgot to
10 mention that on this document that I gave you, on the
11 back --

12 MR. MacINTOSH: You might want to state
13 your name again.

14 FRANCES BROWN: Oh, I'm sorry. Frances
15 Brown, President, Michigan School of Psychology.

16 On the back of this document, for your
17 information, we've provided the semester information
18 where the breaks are for the major psychology programs in
19 the State of Michigan. Thank you.

20 MR. MacINTOSH: Okay. If there's no one
21 else who wishes to speak at this time, we'll take a short
22 recess.

23 (Recess held from 1:26 p.m. to 1:44 p.m.)

24 MR. MacINTOSH: Okay. If there are no
25 further comments at this time, I hereby declare the
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1 hearing closed. The record will remain open until 5:00
2 p.m. today for any additional comments you may wish to
3 share regarding the proposed rules. Thank you for
4 coming.

5 (Hearing concluded at 1:45 p.m.)

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I, Lori Anne Penn, certify that this transcript, consisting of 22 pages, is a complete, true, and correct record of the public hearing held on Monday, April 22, 2019.

I further certify that I am not responsible for any copies of this transcript not made under my direction or control.

April 26, 2019
Date

Lori Anne Penn, CSR-1315
Notary Public, Macomb County, Michigan
My Commission Expires June 15, 2019