

Michigan Office of Administrative Hearings and Rules
MOAHR-Rules@michigan.gov

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

1. Agency Information

Agency name:

Licensing and Regulatory Affairs

Division/Bureau/Office:

Bureau of Professional Licensing

Name of person completing this form:

Andria Ditschman

Phone number of person completing this form:

517-290-3361

E-mail of person completing this form:

DitschmanA@michigan.gov

Name of Department Regulatory Affairs Officer reviewing this form:

Elizabeth Arasim

2. Rule Set Information

MOAHR assigned rule set number:

2021-85 LR

Title of proposed rule set:

Occupational Therapists - General Rules

3. Purpose for the proposed rules and background:

The purpose of the Board of Occupational Therapist Rules is to regulate the prelicensure education, licensure, licensure renewal, relicensure, and continuing education for occupational therapists and occupational therapy assistants. The proposed rules are intended to: update statutory references; update references to educational program standards; update the licensure verification requirements; place relicensure regulations in a table; update the rules for consistency with modifications to the Public Health Code; and add regulations on the use of telemedicine.

4. Summary of proposed rules:

The proposed rules include the following modifications: provide definitions to terms and abbreviations that are used throughout the rule set; require an applicant for licensure to disclose each license, registration, or certification the applicant held in a health profession issued by another state, the US military, the federal government, or another country; require an applicant to satisfy MCL 333.16174 showing that there are no disciplinary proceedings pending against him or her and that sanctions are not in force at the time of application to the state of Michigan; reformat the content of previous R 338.1223a and R 338.1236 into charts; provide definitions for telehealth, telehealth service and telemedicine; provide the details a licensee must follow when utilizing telehealth; clarify when an applicant may request a waiver of the continuing education requirements; and add more acceptable providers of continuing education.

5. List names of newspapers in which the notice of public hearing was published and publication dates:

The Flint Journal: December 29, 2022.
 The Grand Rapids Press: December 29, 2022.
 The Mining Journal: December 30, 2022.

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

1/1/2023

7. Date, time, and location of public hearing:

1/17/2023 09:00 AM at Location: 611 W. Ottawa Street, UL-3, Lansing, Michigan , 611 W. Ottawa Street, UL-3, Lansing, Michigan

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

<https://ARS.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1343>

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

Dena Marks, Departmental Specialist.

10. Persons submitting comments of support:

No comments were received.

11. Persons submitting comments of opposition:

No comments were received.

12. Persons submitting other comments:

No comments were received.

13. 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 Rule Change and Description of Change(s) Made	Rule number & citation changed
1					

14. Date report completed:

2/21/2023