

**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:**

Dena Marks

**Phone number of person completing this form:**

517-335-3679

**E-mail of person completing this form:**

MarksD1@michigan.gov

**Name of Department Regulatory Affairs Officer reviewing this form:**

Elizabeth Arasim

**2. Rule Set Information**

**MOAHR assigned rule set number:**

2022-17 LR

**Title of proposed rule set:**

Public Health Code – General Rules

**3. Purpose for the proposed rules and background:**

The Public Health Code General Rules are applicable to all professionals regulated under Article 15 of the Public Health code.

The rule set establishes specific dates that a license or registration renewal period begins or ends for licensees and registrations regulated by the Public Health Code.

The renewal period for Genetic Counselors will be added to the rules. All rules will be reviewed and, if needed, revised for clarity.

**4. Summary of proposed rules:**

The proposed rules will update the definitions rule, provide for triennial license renewal for genetic counselors, and clarify which applicants must complete implicit bias training and how the training requirement may be satisfied.

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

Flint Journal, June 28, 2022

Grand Rapids Press, June 28, 2022

The Mining Journal, June 28, 2022

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

7/15/2022

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

7/18/2022 09:00 AM at G. Mennen Williams Building Auditorium , 525 W. Ottawa Street, 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=1376>

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

Kerry Przybylo, State Administrative Manager, Bureau of Professional Licensing

**10. Persons submitting comments of support:**

There were no comments made in support of any proposed changes to the rules.

**11. Persons submitting comments of opposition:**

There were no comments made in opposition to any proposed changes to the rules.

**12. Persons submitting other comments:**

The following submitted comments recommending additional changes to the draft rules, but did not submit comments in support or opposition to the proposed changes to the rules.

Vincent Benivenga, President, Michigan Dental Association, Duane Breijak, Executive Director, National Association of Social Workers-Michigan Chapter, and Renee Smiddy, Senior Director, Policy, Michigan Health and Hospital Association commented that the credits earned for implicit bias training also be permitted to count toward continuing education credits.

Vincent Benivenga, President, Michigan Dental Association, Julie L. Novak, Chief Executive Officer, Michigan State Medical Society, and Renee Smiddy, Senior Director, Policy, Michigan Health and Hospital Association commented that asynchronous implicit bias training be permitted to give health care professionals more access to implicit bias training options.

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

Agency Report to JCAR-Page 3

	<b>Name &amp; Organization</b>	<b>Comments made at public hearing</b>	<b>Written Comments</b>	<b>Agency Rationale for Rule Change and Description of Change(s) Made</b>	<b>Rule number &amp; citation changed</b>
1	Vincent Benivenga, Pres., Michigan Dental Assoc; Duane Breijak, Executive Director, Natl Assoc of Social Workers-MI Chapter.		The commenters stated that licensees should be permitted to use the credits earned for implicit bias training toward continuing education credits required for license renewal.	<p>The bureau agreed that if the implicit bias training is earned in a program approved for the accumulation of the continuing education required for renewal that the licensee should be permitted to use the credits for both purposes.</p> <p>The following language was added to the rule:                      If otherwise permitted by the code and rules, this training may be used to satisfy other training or continuing-education requirements.</p>	338.7004(2)

Agency Report to JCAR-Page 4

2	Vincent Benivenga, Pres., Michigan Dental Assoc; Julie L. Novak, Chief Exec Officer, Michigan State Medical Society; Renee Smiddy, Sr Director, Policy, Michigan Health and Hospital Assoc		The commenters stated that asynchronous implicit bias training should be permitted to give health care professionals more access to implicit bias training options.	The bureau agreed that more implicit bias training options should be approved to ensure that all health care professionals were able to access the required training in a timely manner. The following language was added to the rule: (iii) An asynchronous teleconference or webinar.	338.7004(3) (d)
---	---	--	---	---	--------------------

**14. Date report completed:**

10/7/2022