

HOUSE BILL No. 5995

November 8, 2012, Introduced by Rep. Shirkey and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16181 (MCL 333.16181), as amended by 2006 PA 643.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16181. (1) Except as otherwise provided in subsection
2 (2), a board may grant a nonrenewable, temporary license to an
3 applicant who has completed all requirements for licensure except
4 for examination or other required evaluation procedure. A board
5 shall not grant a temporary license to an individual who has
6 previously failed the examination or other required evaluation
7 procedure or whose license has been suspended or revoked. A
8 temporary license issued pursuant to this section is valid for 18
9 months, but a board shall automatically void the temporary license
10 if the applicant fails the examination or other required evaluation

1 procedure.

2 (2) The Michigan board of nursing may grant a nonrenewable,
3 temporary license to an applicant for a license under this article
4 to engage in the practice of nursing as a registered professional
5 nurse if the applicant is licensed as a registered professional
6 nurse by an equivalent licensing board or authority in another
7 state or, until January 1, 2012, is licensed as a registered
8 professional nurse by an equivalent licensing board or authority in
9 Canada. A temporary license issued under this subsection expires on
10 the earliest of the following:

11 (a) One year after the date of issuance.

12 (b) The date the applicant is notified that he or she failed
13 the commission on graduates of foreign nursing schools qualifying
14 examination, as approved by the department.

15 (c) The date the applicant is notified that he or she failed
16 the national council licensure examination, as approved by the
17 department.

18 (d) The date the applicant is issued a license under this
19 article to engage in the practice of nursing as a registered
20 professional nurse.

21 (e) The date the applicant is notified that he or she has
22 failed to meet the requirements of this article and rules
23 promulgated under this article for licensure.

24 (f) The date the applicant is notified that he or she has
25 failed to complete the application process for full licensure.

26 (3) The holder of a temporary license issued under subsection
27 (1) shall practice only under the supervision of a licensee who

1 holds a license, other than a health profession subfield license,
2 in the same health profession. The holder of a temporary license
3 issued under subsection (1) shall not be supervised by a licensee
4 who holds a limited license or temporary license.

5 (4) The department shall issue a temporary license within 48
6 hours upon receiving proof that the applicant's license issued by
7 another state or a province in Canada is currently active and in
8 good standing.

9 (5) IN ADDITION TO A TEMPORARY LICENSE UNDER SUBSECTION (1) OR
10 (2), THE DEPARTMENT MAY GRANT A TEMPORARY LICENSE OR REGISTRATION
11 FOR A HEALTH PROFESSION UNDER THIS ARTICLE TO AN INDIVIDUAL WHO
12 MEETS ALL OF THE FOLLOWING:

13 (A) HE OR SHE IS MARRIED TO A MEMBER OF THE ARMED FORCES OF
14 THE UNITED STATES WHO IS ON ACTIVE DUTY.

15 (B) HE OR SHE HOLDS A CURRENT LICENSE OR REGISTRATION IN THAT
16 HEALTH PROFESSION ISSUED BY AN EQUIVALENT LICENSING DEPARTMENT,
17 BOARD, OR AUTHORITY, AS DETERMINED BY THE BOARD, IN ANOTHER STATE
18 OF THE UNITED STATES, THE DISTRICT OF COLUMBIA, PUERTO RICO, THE
19 UNITED STATES VIRGIN ISLANDS, ANOTHER TERRITORY OR PROTECTORATE OF
20 THE UNITED STATES, OR A FOREIGN COUNTRY.

21 (C) HE OR SHE PROVIDES PROOF ACCEPTABLE TO THE DEPARTMENT THAT
22 HIS OR HER SPOUSE IS ASSIGNED TO A DUTY STATION IN THIS STATE AND
23 THAT HE OR SHE IS ALSO ASSIGNED TO A DUTY STATION IN THIS STATE
24 UNDER HIS OR HER SPOUSE'S OFFICIAL ACTIVE DUTY MILITARY ORDERS.

25 (6) A TEMPORARY LICENSE OR REGISTRATION ISSUED UNDER
26 SUBSECTION (5) IS VALID FOR 1 YEAR AND MAY BE RENEWED FOR
27 ADDITIONAL 1-YEAR TERMS IF THE DEPARTMENT DETERMINES THE TEMPORARY

1 LICENSEE OR REGISTRANT CONTINUES TO MEET THE REQUIREMENTS OF
2 SUBSECTION (5).