

# SENATE BILL No. 514

September 18, 2013, Introduced by Senator CASPERSON and referred to the Committee on Regulatory Reform.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16186 (MCL 333.16186), as amended by 2006 PA 398, and by adding section 16152; and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1           SEC. 16152. R 338.2201 TO R 338.2207 OF THE MICHIGAN**  
**2   ADMINISTRATIVE CODE ARE RESCINDED.**

**3           Sec. 16186. (1) An individual who is licensed to practice a**  
**4   health profession in another state or, until January 1, 2012, is**  
**5   licensed to practice a health profession in a province of Canada,**  
**6   who is registered in another state, or who holds a health**  
**7   profession specialty field license or specialty certification from**  
**8   another state and who applies for licensure, registration,**

1 specialty certification, or a health profession specialty field  
2 license in this state may be granted an appropriate license or  
3 registration or specialty certification or health profession  
4 specialty field license upon satisfying the board or task force to  
5 which the applicant applies as to all of the following:

6 (a) The applicant substantially meets the requirements of this  
7 article and rules promulgated under this article for licensure,  
8 registration, specialty certification, or a health profession  
9 specialty field license.

10 (b) Subject to subsection (3), the applicant is licensed,  
11 registered, specialty certified, or specialty licensed in another  
12 state or, until January 1, 2012, is licensed in a province in  
13 Canada that maintains standards substantially equivalent to those  
14 of this state.

15 (c) Subject to subsection (3), until January 1, 2012, if the  
16 applicant is licensed to practice a health profession in a province  
17 in Canada, the applicant completed the educational requirements in  
18 Canada or in the United States for licensure in Canada or in the  
19 United States.

20 (d) Until January 1, 2012, if the applicant is licensed to  
21 practice a health profession in a province in Canada, that the  
22 applicant will perform the professional services for which he or  
23 she bills in this state, and that any resulting request for third  
24 party reimbursement will originate from the applicant's place of  
25 employment in this state.

26 (2) Before granting a license, registration, specialty  
27 certification, or a health profession specialty field license to

1 the applicant, the board or task force to which the applicant  
2 applies may require the applicant to appear personally before it  
3 for an interview to evaluate the applicant's relevant  
4 qualifications.

5 (3) For purposes of 2002 PA 441, an applicant who is licensed  
6 in a province in Canada who meets the requirements of subsection  
7 (1)(c) and takes and passes a national examination in this country  
8 that is approved by the appropriate Michigan licensing board, or  
9 who takes and passes a Canadian national examination approved by  
10 the appropriate Michigan licensing board, is considered to have met  
11 the requirements of subsection (1)(b). This subsection does not  
12 apply if the department, in consultation with the appropriate  
13 licensing board, promulgates a rule disallowing the use of this  
14 subsection for an applicant licensed in a province in Canada.

15 ~~———— (4) If the department receives an application for licensure~~  
16 ~~under part 187 from an individual who is licensed as a respiratory~~  
17 ~~therapist in the country of Canada, the department shall consult~~  
18 ~~the international reciprocity agreement executed by the national~~  
19 ~~board for respiratory care and the Canadian society of respiratory~~  
20 ~~therapists in effect on the effective date of the amendatory act~~  
21 ~~that added this subsection.~~

22 Enacting section 1. Section 16344 of the public health code,  
23 1978 PA 368, MCL 333.16344, is repealed.

24 Enacting section 2. Part 187 of the public health code, 1978  
25 PA 368, MCL 333.18701 to 333.18713, is repealed.