

# SENATE BILL No. 611

July 11, 2001, Introduced by Senator HAMMERSTROM and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16263 (MCL 333.16263), as amended by 2000 PA 11, and by adding section 16336 and part 179.

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

1       Sec. 16263. (1) Except as provided in subsection (2), the  
2 following words, titles, or letters or a combination thereof,  
3 with or without qualifying words or phrases, are restricted in  
4 use only to those persons authorized under this article to use  
5 the terms and in a way prescribed in this article:

6       (a) "Chiropractic", "doctor of chiropractic",  
7 "chiropractor", "d.c.", and "chiropractic physician".

8       (b) "Dentist", "doctor of dental surgery", "oral and  
9 maxillofacial surgeon", "orthodontist", "prosthodontist",  
10 "periodontist", "endodontist", "oral pathologist", "pediatric

1 dentist", "dental hygienist", "registered dental hygienist",  
2 "dental assistant", "registered dental assistant", "R.D.A.",  
3 "d.d.s.", "d.m.d.", and "r.d.h."

4 (c) "Doctor of medicine" and "m.d."

5 (d) "Physician's assistant" and "p.a."

6 (e) "Registered professional nurse", "registered nurse",  
7 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",  
8 "nurse anesthetist", "nurse practitioner", "trained attendant",  
9 and "t.a."

10 (f) "Doctor of optometry", "optometrist", and "o.d."

11 (g) "Osteopath", "osteopathy", "osteopathic practitioner",  
12 "doctor of osteopathy", "diplomate in osteopathy", and "d.o."

13 (h) "Pharmacy", "pharmacist", "apothecary", "drugstore",  
14 "druggist", "medicine store", "prescriptions", and "r.ph."

15 (i) "Physical therapy", "physical therapist",  
16 "physiotherapist", "registered physical therapist", "licensed  
17 physical therapist", "physical therapy technician", "p.t.",  
18 "r.p.t.", "l.p.t.", and "p.t.t."

19 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",  
20 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot  
21 specialist", "podiatric physician and surgeon", and "d.p.m."

22 (k) "Consulting psychologist", "psychologist",  
23 "psychological assistant", "psychological examiner", "licensed  
24 psychologist", and "limited licensed psychologist"

25 (l) "Licensed professional counselor", "licensed counselor",  
26 "professional counselor", and "l.p.c."

1 (m) "Sanitarian", "registered sanitarian", and "r.s.".

2 (n) "Social worker", "certified social worker", "social work  
3 technician", "s.w.", "c.s.w.", and "s.w.t.".

4 (o) "Veterinary", "veterinarian", "veterinary doctor",  
5 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",  
6 "d.v.m.", "animal technician", or "animal technologist".

7 (p) "Occupational therapist", "occupational therapist  
8 registered", "certified occupational therapist", "o.t.",  
9 "o.t.r.", "c.o.t.", "certified occupational therapy assistant",  
10 "occupational therapy assistant", or "c.o.t.a.".

11 (q) "Marriage advisor" or "marriage consultant"; "family  
12 counselor", "family advisor", "family therapist", or "family  
13 consultant"; "family guidance counselor", "family guidance  
14 advisor", or "family guidance consultant"; "marriage guidance  
15 counselor", "marriage guidance advisor", or "marriage guidance  
16 consultant"; "family relations counselor"; "marriage relations  
17 counselor", "marriage relations advisor", or "marriage relations  
18 consultant"; "marital counselor" or "marital therapist"; "limited  
19 licensed marriage and family therapist" or "limited licensed mar-  
20 riage counselor"; "licensed marriage and family therapist" or  
21 "licensed marriage counselor"; and "l.m.f.t.".

22 (R) "ATHLETIC TRAINER", "REGISTERED ATHLETIC TRAINER",  
23 "CERTIFIED ATHLETIC TRAINER", "ATHLETIC TRAINER CERTIFIED",  
24 "A.T.", "A.T.R.", "C.A.T.", AND "A.T.C.".

25 (2) Notwithstanding section 16261, a person who was spe-  
26 cially trained at an institution of higher education in this  
27 state to assist a physician in the field of orthopedics and upon

1 completion of training, received a 2-year associate of science  
2 degree as an orthopedic physician's assistant before January 1,  
3 1977, may use the title "orthopedic physician's assistant"  
4 whether or not the person is licensed under this article.

5 SEC. 16336. FEES FOR A PERSON REGISTERED OR SEEKING REGIS-  
6 TRATION AS A REGISTERED ATHLETIC TRAINER UNDER PART 179 ARE AS  
7 FOLLOWS:

- 8 (A) APPLICATION PROCESSING FEE.....\$ 20.00
- 9 (B) REGISTRATION FEE, PER YEAR.....60.00.

10 PART 179.

11 ATHLETIC TRAINING

12 SEC. 17901. (1) AS USED IN THIS PART:

13 (A) "ATHLETIC INJURY" MEANS AN INJURY SUSTAINED BY AN INDI-  
14 VIDUAL AS A RESULT OF THAT INDIVIDUAL'S PARTICIPATION IN ACTIVI-  
15 TIES REQUIRING PHYSICAL STRENGTH, AGILITY, FLEXIBILITY, RANGE OF  
16 MOTION, SPEED, AND STAMINA.

17 (B) "REGISTERED ATHLETIC TRAINER" MEANS AN INDIVIDUAL WHO  
18 ENGAGES IN THE PREVENTION, ASSESSMENT, TREATMENT, AND REHABILITA-  
19 TION OF ATHLETIC INJURIES, IS UNDER THE DIRECTION AND SUPERVISION  
20 OF A LICENSED ALLOPATHIC PHYSICIAN OR A LICENSED OSTEOPATHIC PHY-  
21 SICIAN, AND IS REGISTERED UNDER THIS ARTICLE.

22 (2) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1  
23 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION  
24 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS  
25 DEFINITIONS APPLICABLE TO THIS PART.

26 SEC. 17902. BEGINNING ON THE EFFECTIVE DATE OF THE  
27 AMENDATORY ACT THAT ADDED THIS PART, AN INDIVIDUAL SHALL NOT USE

1 THE TITLES "ATHLETIC TRAINER", "REGISTERED ATHLETIC TRAINER",  
2 "CERTIFIED ATHLETIC TRAINER", "ATHLETIC TRAINER CERTIFIED",  
3 "A.T.", "A.T.R.", "C.A.T.", "A.T.C.", OR SIMILAR WORDS THAT INDI-  
4 CATE THAT THE PERSON IS A REGISTERED ATHLETIC TRAINER UNLESS THE  
5 INDIVIDUAL IS REGISTERED UNDER THIS ARTICLE AS A REGISTERED ATH-  
6 LETIC TRAINER.

7       SEC. 17904. THE DEPARTMENT SHALL PROMULGATE RULES ESTAB-  
8 LISHING THE MINIMUM STANDARDS FOR REGISTRATION AS AN ATHLETIC  
9 TRAINER UNDER THIS ARTICLE. IN PROMULGATING THE RULES REQUIRED  
10 UNDER THIS SECTION, THE DEPARTMENT MAY CONSULT THE PROFESSIONAL  
11 STANDARDS ISSUED BY THE NATIONAL ATHLETIC TRAINER'S ASSOCIATION,  
12 BY THE NATIONAL ATHLETIC TRAINER'S ASSOCIATION BOARD OF CERTIFI-  
13 CATION, OR BY ANOTHER NATIONALLY RECOGNIZED PROFESSIONAL  
14 ASSOCIATION.

15       SEC. 17905. THE DEPARTMENT SHALL ISSUE A REGISTRATION UNDER  
16 THIS ARTICLE AS A REGISTERED ATHLETIC TRAINER TO AN INDIVIDUAL  
17 WHO MEETS ALL OF THE FOLLOWING REQUIREMENTS:

18       (A) APPLIES TO THE DEPARTMENT ON A FORM PROVIDED BY THE  
19 DEPARTMENT.

20       (B) MEETS THE REQUIREMENTS FOR REGISTRATION CONTAINED IN THE  
21 RULES PROMULGATED UNDER SECTION 17904.

22       (C) PAYS THE FEES PRESCRIBED IN SECTION 16336.

23       SEC. 17906. (1) A REGISTRATION ISSUED BY THE DEPARTMENT  
24 UNDER SECTION 17905 IS RENEWABLE UPON PAYMENT OF THE PRESCRIBED  
25 REGISTRATION RENEWAL FEE AND, BEGINNING WITH THE THIRD RENEWAL  
26 PERIOD AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED  
27 THIS PART, SUBMISSION TO THE DEPARTMENT OF PROOF OF SATISFACTORY

1 COMPLETION OF AT LEAST 8 CONTINUING EDUCATION UNITS WITHIN A  
2 3-YEAR TIME PERIOD IN SUBJECTS RELATED TO ATHLETIC TRAINING AND  
3 APPROVED BY THE DEPARTMENT.

4 (2) IN ADDITION TO THE CONTINUING EDUCATION REQUIREMENTS OF  
5 SUBSECTION (1), A REGISTERED ATHLETIC TRAINER SHALL SUBMIT ALONG  
6 WITH HIS OR HER APPLICATION FOR REGISTRATION RENEWAL PROOF SATIS-  
7 FACTORY TO THE DEPARTMENT OF BOTH OF THE FOLLOWING:

8 (A) THAT HE OR SHE HAS SUCCESSFULLY COMPLETED A COURSE OF  
9 TRAINING IN FIRST AID, CARDIOPULMONARY RESUSCITATION, AND FOREIGN  
10 BODY OBSTRUCTION OF THE AIRWAY APPROVED BY THE DEPARTMENT AND  
11 OFFERED OR APPROVED BY THE AMERICAN RED CROSS, THE AMERICAN HEART  
12 ASSOCIATION, OR A COMPARABLE ORGANIZATION.

13 (B) THAT HE OR SHE HOLDS, AT THE TIME OF APPLICATION FOR  
14 RENEWAL AND AT ALL TIMES DURING THE PREVIOUS REGISTRATION PERIOD,  
15 A VALID CERTIFICATION IN FIRST AID AND CARDIOPULMONARY RESUSCITA-  
16 TION ISSUED BY THE ORGANIZATION OFFERING THE TRAINING.

17 SEC. 17907. THIS PART DOES NOT REQUIRE NEW OR ADDITIONAL  
18 THIRD PARTY REIMBURSEMENT FOR SERVICES RENDERED BY AN INDIVIDUAL  
19 REGISTERED UNDER THIS PART.