

**SUBSTITUTE FOR
SENATE BILL NO. 167**

A bill to provide for occupational regulatory agencies to allow the use of on-line or other electronic continuing education and continuing competency programs under certain circumstances; to provide for certain powers and duties for certain state regulatory agencies; and to provide for the promulgation of rules.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the "on-
2 line continuing education act".

3 Sec. 2. As used in this act:

4 (a) "Continuing education" means instructional courses
5 designed to bring participants up to date on a particular area of
6 knowledge or skills.

7 (b) "License" means a certificate, registration,
8 accreditation, or license issued by an occupational regulatory
9 agency that allows an individual to engage in a regulated

1 occupation or that allows an individual to use a specific title or
2 professional designation in the practice of an occupation,
3 profession, or vocation.

4 (c) "Occupational regulatory agency" means a department,
5 bureau, or agency of this state that has regulatory authority over
6 a regulated occupation.

7 (d) "Regulated occupation" means an occupation, profession, or
8 vocation that requires a license as a predicate for the practice of
9 the occupation, profession, or vocation or that provides for the
10 use of a specific title or professional designation in the practice
11 of the occupation, profession, or vocation.

12 Sec. 3. (1) Except as otherwise provided for in a specific
13 act, or as otherwise required by a rule promulgated before the
14 effective date of this act, concerning a regulated occupation, the
15 occupational regulatory agency requiring a program of continuing
16 education as part of a program of continuing professional
17 competency for renewal of a license shall, to the extent
18 practicable, allow at least 1/2 of the required credit hours of
19 continuing education to be earned through an on-line or electronic
20 media meeting standards acceptable to the occupational regulatory
21 agency.

22 (2) If the occupational regulatory agency does not allow at
23 least 1/2 of the required credit hours of continuing education to
24 be earned through an on-line or electronic media, the director
25 shall notify the legislative committee of the senate and house of
26 representatives having jurisdiction over licensing matters. The
27 notification shall be in writing and shall explain why on-line or

1 electronic media is not practicable.

2 (3) This act does not apply to continuing education or
3 training programs offered as part of a licensure, registration,
4 certification, or accreditation program that must be approved by an
5 agency of the federal government.

6 Sec. 4. Except as otherwise provided by law, an occupational
7 regulatory agency may promulgate rules or amend existing rules
8 under the administrative procedures act of 1969, 1969 PA 306, MCL
9 24.201 to 24.328, to implement this act.

10 Sec. 5. This act takes effect July 1, 2007.