

HOUSE BILL No. 6552

November 9, 2010, Introduced by Rep. Corriveau and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17609, 17959, 18358, and 18359 (MCL 333.17609, 333.17959, 333.18358, and 333.18359), section 17609 as added by 2008 PA 524, section 17959 as added by 2008 PA 471, and sections 18358 and 18359 as added by 2006 PA 333.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 17609. (1) The department shall, upon submission of a
2 completed application and payment of the appropriate application
3 processing and license fee, issue a license under this part to the
4 following:

5 (a) An individual who meets the requirements of subsection (2)
6 or (3).

7 (b) An individual who possesses a master's or doctor of

1 science or doctor of philosophy degree in speech-language pathology
2 acceptable to the board, who has successfully completed an
3 accredited speech-language pathology training program approved by
4 the department and the board that has at least 9 months, or the
5 equivalent, of full-time supervised postgraduate clinical
6 experience in speech-language pathology, and who passes an
7 examination acceptable to the board.

8 (2) A certified teacher who, on ~~the day before the effective~~
9 ~~date of this part~~ **JANUARY 12, 2009**, was endorsed in the area of
10 speech and language impairment for the sole purpose of providing
11 services as a part of employment or contract with a school
12 district, intermediate school district, nonpublic school, or state
13 department that provides educational services is eligible for a
14 license under this part. An individual who meets the requirements
15 of this subsection shall first apply for a license on or before the
16 expiration of 2 years after the effective date of **THE RULES**
17 **PROMULGATED UNDER** this part. An individual who obtains a license
18 under this subsection is eligible for renewal of that license under
19 this part if he or she continues to meet the requirements of this
20 subsection.

21 (3) An individual who, on ~~the day before the effective date of~~
22 ~~this part~~ **JANUARY 12, 2009**, has the credential conferred by the
23 American speech-language-hearing association as a certified speech-
24 language pathologist is eligible for a license under this part. An
25 individual who meets the requirements of this subsection and who
26 maintains the credential conferred by the American speech-language-
27 hearing association or a successor credential conferred by its

1 successor organization shall first apply for a license on or before
2 the expiration of 2 years after the effective date of **THE RULES**
3 **PROMULGATED UNDER** this part. An individual who obtains a license
4 under this subsection is eligible for renewal of that license under
5 this part if he or she continues to meet the requirements of this
6 subsection.

7 (4) An individual may apply for a temporary license under this
8 subsection for the purpose of completing a supervised postgraduate
9 clinical experience. The department shall issue a temporary license
10 under this subsection for a period not to exceed 12 months. An
11 individual seeking a temporary license under this subsection shall
12 obtain a temporary license before beginning the supervised
13 postgraduate clinical experience. At the conclusion of the
14 postgraduate clinical experience, the individual's supervisor shall
15 sign and submit to the department a report that documents the
16 individual's satisfactory completion of the supervised postgraduate
17 clinical experience. To be eligible for a temporary license under
18 this subsection, an applicant shall meet all of the following
19 requirements:

20 (a) Possess a master's or doctor of science or doctor of
21 philosophy degree in speech-language pathology acceptable to the
22 board. An applicant shall have his or her academic transcripts
23 provided directly to the department by the academic institution.

24 (b) Submit a plan for supervised postgraduate clinical
25 experience on a form approved by the board and signed by a licensed
26 professional who will provide supervision.

27 Sec. 17959. (1) The department shall, upon submission of a

1 completed application and payment of the appropriate application
2 processing and license fee, issue a license under this part to an
3 individual who fulfills all of the following requirements:

4 (a) Has a high school diploma or the equivalent as determined
5 by the board.

6 (b) Is of good moral character as defined in section 1 of 1974
7 PA 381, MCL 338.41.

8 (c) Is at least 18 years of age.

9 (d) Has successfully passed an examination meeting the
10 requirements of section 17961. The passage of this examination may
11 have occurred before ~~the effective date of this section~~ **JANUARY 9,**
12 **2009.**

13 (e) Has successfully completed at least 1 of the following:

14 (i) A supervised curriculum in a school that has not less than
15 500 hours of classroom instruction.

16 (ii) At least 500 hours of course and clinical massage
17 education in a substantially equivalent program in another state,
18 country, jurisdiction, territory, or province that, on a case-by-
19 case review, is found by the board to be sufficient.

20 (2) The department shall issue a license to an applicant who
21 meets the requirements of subsection (1)(a), (b), and (c) and who
22 is currently licensed as a massage therapist in another state,
23 country, jurisdiction, territory, or province that requires
24 standards for licensure that are substantially equivalent to the
25 requirements for licensure under this part, as determined by the
26 board.

27 (3) Until 2 years after the effective date of **THE RULES**

1 **PROMULGATED UNDER** this part, the board may issue a license to an
2 applicant who meets the requirements of subsection (1)(a), (b), and
3 (c) and presents proof acceptable to the board that he or she has
4 fulfilled 1 of the following requirements:

5 (a) For at least 1 year before ~~the effective date of this part~~
6 **JANUARY 9, 2009**, has been an active member, as a massage therapist,
7 of a national professional massage therapy association that was
8 established before the year 2000, that offers professional
9 liability insurance as a benefit of membership, and that has an
10 established code of professional ethics.

11 (b) Has practiced massage therapy for an average of at least
12 10 hours per week for 5 or more years, as established by affidavit
13 of the applicant.

14 (c) Has practiced massage therapy for an average of at least
15 10 hours per week for at least 3 years, as established by affidavit
16 of the applicant, and has successfully completed at least 300 hours
17 of formal training in massage therapy acceptable to the board, as
18 established by evidence from the school or schools attended.

19 (d) Has successfully passed an examination meeting the
20 requirements of section 17961. The passage of this examination may
21 have occurred before ~~the effective date of this section~~ **JANUARY 9,**
22 **2009.**

23 (e) Has fulfilled the requirement under subsection (1)(e).

24 Sec. 18358. (1) Except as otherwise provided under subsection
25 (2), an individual granted a license under this part shall meet 1
26 of the following requirements:

27 (a) Have a baccalaureate degree from a United States

1 regionally accredited institution of higher education approved by
2 the department with a major course of study in human nutrition,
3 nutrition education, foods and nutrition, dietetics, or food
4 systems management, or an equivalent course of study, as approved
5 by the department, have completed at least 900 hours of postdegree
6 or planned continuous preprofessional experience supervised by a
7 licensed dietitian or nutritionist as prescribed in rules
8 promulgated by the department, and have successfully completed an
9 examination that is approved by the department.

10 (b) Have a master's degree from a United States regionally
11 accredited institution of higher education approved by the
12 department with a major course of study in human nutrition,
13 nutrition education, foods and nutrition, dietetics, or food
14 systems management, or an equivalent course of study, as approved
15 by the department, have completed at least 900 hours of postdegree
16 or planned continuous preprofessional experience supervised by a
17 licensed health care professional who has experience and knowledge
18 in the provision of dietetics and nutrition care services or by a
19 licensed dietitian or nutritionist as prescribed in rules
20 promulgated by the department, and have successfully completed an
21 examination that is approved by the department.

22 (c) Have a doctoral degree from a United States regionally
23 accredited institution of higher education approved by the
24 department with a major course of study in human nutrition,
25 nutrition education, foods and nutrition, dietetics, or food
26 systems management, or an equivalent course of study, as approved
27 by the department, and have completed at least 900 hours of

1 postdegree or planned continuous preprofessional experience
2 supervised by a licensed health care professional who has
3 experience and knowledge in the provision of dietetics and
4 nutrition care services or by a licensed dietitian or nutritionist
5 as prescribed in rules promulgated by the department.

6 (2) The department shall grant a license as a dietitian or
7 nutritionist to an individual who is currently registered as a
8 dietitian by the commission on dietetic registration and fulfills
9 the standards of the commission as adopted by reference under
10 section 18357(4). An individual granted a license under this
11 subsection shall apply for licensure as a dietitian or nutritionist
12 under this part ~~by July 1, 2008~~ **ON OR BEFORE THE EXPIRATION OF 2**
13 **YEARS AFTER THE EFFECTIVE DATE OF THE RULES PROMULGATED UNDER THIS**
14 **PART.**

15 (3) The department may grant a limited license to engage in
16 the postdegree experience required under subsection (1) to an
17 individual who has completed all of the educational and the
18 examination, if applicable, requirements for licensure. A limited
19 license granted under this subsection is renewable for not more
20 than 5 years.

21 Sec. 18359. (1) The department may issue a temporary license
22 as a dietitian or nutritionist to an individual who does not meet
23 all of the requirements promulgated **IN RULES** pursuant to section
24 18357 or the requirements established under section 18358, if the
25 applicant does all of the following:

26 (a) Applies to the department for a temporary license ~~within~~
27 **ON OR BEFORE THE EXPIRATION OF 1 year after July 1, 2007** ~~THE~~

1 **EFFECTIVE DATE OF THE RULES PROMULGATED UNDER THIS PART.**

2 (b) Provides evidence to the department that he or she is a
3 dietitian who is registered with the commission on dietetic
4 registration or who meets the educational requirements prescribed
5 under section 18358(1) and satisfies either of the following:

6 (i) Has experience as prescribed under section 18358(1).

7 (ii) Has been employed as a dietitian or nutritionist for at
8 least 3 of the last 10 years immediately preceding the date of the
9 application.

10 (c) Pays the applicable fees prescribed by section 16346.

11 (2) A temporary license issued by the department under this
12 section expires within the same time period as a nontemporary
13 license issued by the department under this part. The holder of a
14 temporary license issued under this section may apply for a renewal
15 of the temporary license, but an individual may not hold a
16 temporary license for more than a total of 2 years.

17 (3) The holder of a temporary license issued under this
18 section is subject to this part and the rules promulgated under
19 this part, except for the requirements for licensure.