

HOUSE BILL NO. 5296

September 14, 2021, Introduced by Reps. Hertel and Hauck and referred to the Committee on Regulatory Reform.

A bill to amend 1972 PA 284, entitled
"Business corporation act,"
by amending section 284 (MCL 450.1284), as amended by 2013 PA 132.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 284. (1) Except as otherwise provided in subsection (2)
2 or (3), if a professional corporation provides a professional
3 service that is subject to article 15 of the public health code,
4 1978 PA 368, MCL 333.16101 to 333.18838, each shareholder of the
5 professional corporation must be licensed or legally authorized in

1 this state to provide the same professional service.

2 (2) One or more individuals who are licensed to engage in **the**
3 **practice of chiropractic under part 164**, the practice of medicine
4 under part 170, the practice of osteopathic medicine and surgery
5 under part 175, or the practice of podiatric medicine and surgery
6 under part 180 of article 15 of the public health code, 1978 PA
7 368, MCL 333.16101 to 333.18838, may organize a professional
8 corporation under this act with 1 or more other individuals who are
9 licensed to engage in **the practice of chiropractic under part 164**,
10 the practice of medicine under part 170, the practice of
11 osteopathic medicine and surgery under part 175, or the practice of
12 podiatric medicine and surgery under part 180 of article 15 of the
13 public health code, 1978 PA 368, MCL 333.16101 to 333.18838.

14 (3) Subject to section 17048 of the public health code, 1978
15 PA 368, MCL 333.17048, 1 or more individuals who are licensed to
16 engage in **the practice of chiropractic under part 164**, the practice
17 of medicine under part 170, the practice of osteopathic medicine
18 and surgery under part 175, or the practice of podiatric medicine
19 and surgery under part 180 of article 15 of the public health code,
20 1978 PA 368, MCL 333.16101 to 333.18838, may organize a
21 professional corporation under this act with 1 or more physician's
22 assistants licensed under article 15 of the public health code,
23 1978 PA 368, MCL 333.16101 to 333.18838. Beginning July 19, 2010, 1
24 or more physician's assistants may not organize a professional
25 corporation under this act that will have only physician's
26 assistants as shareholders. **Subject to section 17048 of the public**
27 **health code, 1978 PA 368, MCL 333.17048, 1 or more physician's**
28 **assistants shall not form a professional corporation with a**
29 **chiropractic physician unless a physician licensed under part 170**

1 or 175 of article 15 of the public health code, 1978 PA 368, MCL
2 333.16101 to 333.18838, is also a shareholder in the corporation.

3 (4) A licensed person of another jurisdiction may become an
4 officer, agent, or employee of a professional corporation but shall
5 not provide any professional service in this state until the person
6 is licensed or otherwise legally authorized to provide the
7 professional service in this state.

8 (5) A professional corporation that is organized under this
9 act may engage in the practice of public accounting, as defined in
10 section 720 of the occupational code, 1980 PA 299, MCL 339.720, in
11 this state if more than 50% of the equity and voting rights of the
12 professional corporation are held directly or beneficially by
13 individuals who are licensed or otherwise authorized to engage in
14 the practice of public accounting under article 7 of the
15 occupational code, 1980 PA 299, MCL 339.720 to 339.736.