

# HOUSE BILL No. 4545

April 30, 1987, Introduced by Reps. Stabenow, Smith, Barns, Porreca, Griffin, Farhat, DeBeaussiaert, Kosteva, Sofio, Berman, DeMars, Gubow and Oxender and referred to the Committee on State Affairs.

A bill to amend sections 214, 1005, and 2406 of Act No. 299 of the Public Acts of 1980, entitled "Occupational code," being sections 339.214, 339.1005, and 339.2406 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 214, 1005, and 2406 of Act No. 299 of  
2 the Public Acts of 1980, being sections 339.214, 339.1005, and  
3 339.2406 of the Michigan Compiled Laws, are amended to read as  
4 follows:

5       Sec. 214. An applicant for licensure or registration pursu-  
6 ant to articles 8 to 25 whose records relative to education or  
7 experience required by an article are unavailable from a foreign  
8 country shall be allowed, upon approval of the board and the

1 department, to take an examination or apply for a reciprocal  
2 license upon submitting the following to the department:

3 (a) ~~A notarized~~ AN affidavit approved by the department  
4 stating the total number of years of education received, the name  
5 of the school or schools attended, the dates each school was  
6 attended, the degree obtained, the courses taken, the grades  
7 received, and the names of each former employer.

8 (b) A ~~notarized~~ statement approved by the department from  
9 a governmental official testifying to unavailability of the nec-  
10 essary records.

11 Sec. 1005. (1) Each applicant for an employment agency  
12 license or employment agent license issued under this article  
13 shall file with the department a written application on a form  
14 provided by the department.

15 ~~(2) The application shall be notarized.~~

16 (2) ~~(3)~~ The application shall be accompanied by at least 3  
17 letters of character reference on behalf of each individual named  
18 in the application, from persons of reputed business or profes-  
19 sional integrity who are residents of this state.

20 (3) ~~(4)~~ The application shall be accompanied by the appro-  
21 priate application and initial license fee prescribed in section  
22 27 of THE STATE LICENSE FEE ACT, Act No. 152 of the Public Acts  
23 of 1979, being section 338.2227 of the Michigan Compiled Laws.

24 (4) ~~(5)~~ A principal of an employment agency, or if the  
25 employment agency is a corporation, each active officer or the  
26 employment agent of the corporation, or if the employment agency  
27 is a partnership, each active partner of a partnership, as a

1 condition to initial licensing of the employment agency, by means  
2 of a written examination, shall satisfy the director that the  
3 applicant has sufficient knowledge of this article, the rules  
4 promulgated under this article, and the laws against discrimina-  
5 tion in employment and pertinent labor laws, to reasonably ensure  
6 that an act performed by the applicant is in compliance with the  
7 applicable law or rule. The examination shall be prepared by the  
8 director with the advice and assistance of the board and shall be  
9 given at least once each calendar month if considered necessary.  
10 A principal of a license applicant whose license is in effect on  
11 ~~the effective date of this article shall~~ OCTOBER 21, 1980 IS  
12 not ~~be~~ required to take the examination.

13       Sec. 2406. A nonresident of this state may become a  
14 licensee under this article by conforming with this article. A  
15 license shall not be issued to a foreign corporation unless the  
16 corporation is authorized to do business in this state by the  
17 corporation and securities commission. The nonresident shall  
18 file an irrevocable consent to service of process. The consent  
19 shall be signed by the applicant or by an authorized officer,  
20 member, or partner of the applicant. ~~and shall be notarized.~~  
21 If the applicant is a corporation, consent shall be accompanied  
22 by a certified copy of the resolution of the corporation autho-  
23 rizing the consent. A process or pleading served upon the  
24 department shall be sufficient service upon the licensee. A pro-  
25 cess or pleading served upon the department under this section  
26 shall be in duplicate. The department immediately shall forward

1 by registered mail 1 copy of the process or pleading to the main  
2 office of the licensee served.