



# HOUSE BILL No. 5906

May 28, 1996, Introduced by Reps. Rocca, Cropsey, Sikkema, Stallworth, LaForge, Law, Jamian, Leland, Olshove, Bodem, Hammerstrom, Gire, Jaye and Jersevic and referred to the Committee on Health Policy.

A bill to amend section 16205 of Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended by Act No. 290 of the Public Acts of 1986, being section 333.16205 of the Michigan Compiled Laws; and to add sections 17231, 17232, 17233, and 17234.

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

1 Section 1. Section 16205 of Act No. 368 of the Public Acts  
2 of 1978, as amended by Act No. 290 of the Public Acts of 1986,  
3 being section 333.16205 of the Michigan Compiled Laws, is amended  
4 and sections 17231, 17232, 17233, and 17234 are added to read as  
5 follows:

6 Sec. 16205. (1) A board ~~which~~ THAT requires evidence of  
7 attendance at 1 OR MORE educational programs as a condition ~~to~~  
8 OF license renewal may waive ~~those requirements~~ THE REQUIREMENT

1 if, upon RECEIPT OF A written application FOR WAIVER FROM THE  
2 LICENSEE, the board finds THAT the failure of the licensee to  
3 ~~attend~~ MEET THE REQUIREMENT was due to the licensee's disabili-  
4 ty, military service, absence from the continental United States,  
5 or a circumstance beyond the control of the licensee ~~which~~ THAT  
6 the board considers good and sufficient.

7 (2) A board may promulgate rules to establish a system of  
8 assessing the continued competence of THE licensees REGULATED BY  
9 THE BOARD as a condition of periodic license renewal, UNLESS THE  
10 SYSTEM OF ASSESSING CONTINUED COMPETENCE IS ESTABLISHED IN THE  
11 PART UNDER WHICH THAT HEALTH PROFESSION IS REGULATED.

12 SEC. 17231. (1) THIS SECTION AND SECTIONS 17232 TO 17234  
13 APPLY TO APPLICATIONS FOR RENEWAL OF A NURSING LICENSE AND APPLI-  
14 CATIONS FOR RELICENSURE PURSUANT TO SECTION 16201(3) THAT ARE  
15 FILED ON OR AFTER THE EXPIRATION OF 2 YEARS AFTER THE EFFECTIVE  
16 DATE OF THIS SECTION.

17 (2) AN APPLICANT FOR LICENSE RENEWAL WHO HAS BEEN LICENSED  
18 FOR THE 2-YEAR PERIOD IMMEDIATELY PRECEDING THE EXPIRATION DATE  
19 OF THE LICENSE OR AN APPLICANT FOR RELICENSURE PURSUANT TO SEC-  
20 TION 16201(3) SHALL ACCUMULATE NOT LESS THAN 25 CONTINUING EDUCA-  
21 TION CONTACT HOURS PURSUANT TO THIS SECTION AND SECTIONS 17232 TO  
22 17233 DURING THE 2 YEARS PRECEDING AN APPLICATION FOR RENEWAL OR  
23 RELICENSURE.

24 (3) SUBMISSION OF AN APPLICATION FOR RENEWAL OR RELICENSURE  
25 CONSTITUTES THE APPLICANT'S CERTIFICATION OF COMPLIANCE WITH THIS  
26 SECTION AND SECTIONS 17232 TO 17233. THE APPLICANT SHALL RETAIN  
27 DOCUMENTATION OF MEETING THE REQUIREMENTS OF THIS SECTION AND

1 SECTIONS 17432 TO 17433 FOR NOT LESS THAN 4 YEARS AFTER THE DATE  
2 OF APPLYING FOR LICENSE RENEWAL OR RELICENSURE.

3 (4) FAILURE TO COMPLY WITH THIS SECTION AND SECTIONS 17432  
4 TO 17433 IS A VIOLATION OF SECTION 16221(G).

5 SEC. 17232. FOR PURPOSES OF SECTION 17231, A LICENSEE MAY  
6 EARN CONTINUING EDUCATION CONTACT HOURS AS FOLLOWS:

7 (A) A LICENSEE MAY EARN 1 CONTINUING EDUCATION CONTACT HOUR,  
8 WITHOUT LIMITATION, FOR EACH 50- OR 60-MINUTE ATTENDANCE AT A  
9 CONTINUING EDUCATION PROGRAM THAT IS IN COMPLIANCE WITH THE STAN-  
10 DARDS SET FORTH IN SECTION 17233.

11 (B) A LICENSEE MAY EARN 3 CONTINUING EDUCATION CONTACT HOURS  
12 FOR EACH 50- OR 60-MINUTE PRESENTATION OF A CONTINUING EDUCATION  
13 PROGRAM THAT IS NOT A PART OF THE LICENSEE'S REGULAR JOB DESCRIP-  
14 TION AND IS IN COMPLIANCE WITH THE STANDARDS SET FORTH IN SECTION  
15 17233. A LICENSEE MAY EARN CREDIT FOR THE SAME PROGRAM ONLY ONCE  
16 IN EACH RENEWAL PERIOD. A LICENSEE MAY EARN A MAXIMUM OF 6 CON-  
17 TINUING EDUCATION CONTACT HOURS UNDER THIS SUBDIVISION.

18 (C) A LICENSEE MAY EARN 5 CONTINUING EDUCATION CONTACT HOURS  
19 FOR EACH SEMESTER CREDIT EARNED FOR ACADEMIC COURSES RELATED TO  
20 NURSING PRACTICE AND OFFERED IN AN EDUCATIONAL PROGRAM APPROVED  
21 BY THE BOARD PURSUANT TO R 338.10201(1)(C)(i) AND (ii) AND (D)(i)  
22 AND (ii) OF THE MICHIGAN ADMINISTRATIVE CODE.

23 (D) A LICENSEE MAY EARN 3 CONTINUING EDUCATION CONTACT HOURS  
24 FOR EACH QUARTER CREDIT EARNED FOR ACADEMIC COURSES RELATED TO  
25 NURSING PRACTICE AND OFFERED IN AN EDUCATIONAL PROGRAM APPROVED  
26 BY THE BOARD PURSUANT TO R 338.10201(1)(C)(i) AND (ii) AND (D)(i)  
27 AND (ii) OF THE MICHIGAN ADMINISTRATIVE CODE.

1 (E) A LICENSEE MAY EARN 25 CONTINUING EDUCATION CONTACT  
2 HOURS BY SPECIALTY CERTIFICATION OR RECERTIFICATION AS 1 OF THE  
3 FOLLOWING, IF THE LICENSEE HOLDS A VALID, CURRENT CERTIFICATION  
4 IN CARDIOPULMONARY RESUSCITATION AS REQUIRED UNDER SECTION  
5 17234:

6 (i) A NURSE MIDWIFE.

7 (ii) A NURSE ANESTHETIST.

8 (iii) A NURSE PRACTITIONER.

9 (F) SUBJECT TO SECTION 17234, A LICENSEE MAY EARN 1 CONTINU-  
10 ING EDUCATION CONTACT HOUR FOR EACH 50 TO 60 MINUTES OF PROGRAM  
11 ATTENDANCE, WITHOUT LIMITATION, AT A CONTINUING EDUCATION PROGRAM  
12 THAT HAS BEEN GRANTED APPROVAL BY THE BOARD OF NURSING OF ANOTHER  
13 STATE.

14 (G) SUBJECT TO SECTION 17234, A LICENSEE MAY EARN 1 CONTINU-  
15 ING EDUCATION CONTACT HOUR FOR EACH 50- TO 60-MINUTE ATTENDANCE,  
16 WITHOUT LIMITATION, AT A CONTINUING EDUCATION PROGRAM RELATED TO  
17 NURSING PRACTICE OFFERED BY AN EDUCATIONAL PROGRAM APPROVED BY  
18 THE BOARD PURSUANT TO R 338.10201(1)(C)(i) AND (ii) AND (D)(i)  
19 AND (ii) OF THE MICHIGAN ADMINISTRATIVE CODE.

20 (H) A LICENSEE MAY EARN 10 CONTINUING EDUCATION CONTACT  
21 HOURS FOR PUBLICATION IN A NURSING OR HEALTH CARE JOURNAL OR  
22 TEXTBOOK OF AN ARTICLE OR CHAPTER RELATED TO THE PRACTICE OF  
23 NURSING OR ALLIED HEALTH.

24 (I) A LICENSEE MAY EARN 1 CONTINUING EDUCATION CONTACT HOUR  
25 FOR EACH DOCUMENTED HOUR OF READING ARTICLES OR VIEWING OR LIS-  
26 TENING TO MEDIA DEVOTED TO NURSING PRACTICE, UP TO A MAXIMUM OF 4  
27 HOURS.

1 (J) A LICENSEE MAY EARN 10 CONTINUING EDUCATION CONTACT  
2 HOURS IN THE YEAR IN WHICH AN APPLICANT SUCCESSFULLY COMPLETED A  
3 NATIONAL NURSING SPECIALTY EXAMINATION.

4 (K) A LICENSEE MAY EARN 1 CONTINUING EDUCATION CONTACT HOUR  
5 FOR EACH 50 TO 60 MINUTES OF PARTICIPATION DOCUMENTED IN A HEALTH  
6 CARE ORGANIZATION COMMITTEE DEALING WITH PATIENT CARE RELATED  
7 ISSUES, UP TO A MAXIMUM OF 4 CONTINUING EDUCATION CONTACT HOURS.

8 (L) A LICENSEE MAY EARN A MAXIMUM OF 10 CONTINUING EDUCATION  
9 CONTACT HOURS FOR PARTICIPATION IN A WORKSHOP DEALING WITH  
10 PATIENT CARE ISSUES, WITH 1 CONTINUING EDUCATION CONTACT HOUR  
11 GRANTED FOR EACH 50- TO 60-MINUTE SEGMENT OFFERED BY A HEALTH  
12 CARE ORGANIZATION OR A PROFESSIONAL ORGANIZATION THAT FALLS OUT-  
13 SIDE THE METHODS OF APPROVAL REFERENCES SPECIFIED IN R 338.10303  
14 OF THE MICHIGAN ADMINISTRATIVE CODE.

15 (M) A LICENSEE MAY EARN A MAXIMUM OF 1 CONTINUING EDUCATION  
16 CONTACT HOUR FOR EACH 50 TO 60 MINUTES OF DOCUMENTED READING OF A  
17 JOURNAL AND COMPLETING A TEST THAT HAS BEEN DEVELOPED FOR CON-  
18 TINUING NURSING PRACTICE EDUCATION.

19 (N) A LICENSEE MAY EARN 1 CONTINUING EDUCATION CONTACT HOUR  
20 FOR EACH 50- TO 60-MINUTE SEGMENT OF A COURSE IN CARDIOPULMONARY  
21 RESUSCITATION OFFERED BY THE AMERICAN RED CROSS, THE AMERICAN  
22 HEART ASSOCIATION, OR A COMPARABLE ORGANIZATION, UP TO A MAXIMUM  
23 OF 4 CONTINUING EDUCATION CONTACT HOURS.

24 SEC. 17233. (1) FOR PURPOSES OF SECTION 17232, THE STAN-  
25 DARDS OF THE AMERICAN NURSES CREDENTIALING CENTER'S COMMISSION ON  
26 ACCREDITATION THAT ARE SET FORTH IN THE PUBLICATIONS ENTITLED  
27 "MANUAL FOR ACCREDITATION AS A PROVIDER OF CONTINUING EDUCATION

1 IN NURSING 1991" AND "MANUAL FOR ACCREDITATION AS AN APPROVER OF  
2 CONTINUING EDUCATION IN NURSING 1991" ARE INCORPORATED BY  
3 REFERENCE.

4 (2) FOR PURPOSES OF SECTION 17232, THE STANDARDS AND CRI-  
5 TERIA OF THE NATIONAL ASSOCIATION FOR PRACTICAL NURSE EDUCATION  
6 AND SERVICE THAT ARE SET FORTH IN THE PUBLICATION ENTITLED  
7 "NATIONAL ASSOCIATION FOR PRACTICAL NURSE EDUCATION AND SERVICE  
8 CRITERIA FOR APPROVAL OF CONTINUING EDUCATION 1986" ARE INCORPO-  
9 RATED BY REFERENCE.

10 (3) FOR PURPOSES OF SECTION 17232, THE STANDARDS, CRITERIA,  
11 AND GUIDELINES ADOPTED BY THE NATIONAL LEAGUE FOR NURSING IN  
12 JANUARY 1983 AND THE AMERICAN COLLEGE OF NURSE-MIDWIVES IN MARCH  
13 1988 AND SET FORTH IN THE PUBLICATION ENTITLED "THE CONTINUING  
14 EDUCATION UNIT CRITERIA AND GUIDELINES, FIFTH EDITION, INTERNA-  
15 TIONAL ASSOCIATION FOR CONTINUING EDUCATION AND TRAINING" ARE  
16 INCORPORATED BY REFERENCE.

17 (4) FOR PURPOSES OF SECTION 17232, THE STANDARDS, REQUIRE-  
18 MENTS, AND GUIDELINES ADOPTED IN JANUARY 1989 BY THE COMMITTEE ON  
19 CONTINUING MEDICAL EDUCATION, AMERICAN OSTEOPATHIC ASSOCIATION,  
20 THAT ARE SET FORTH IN THE PUBLICATION ENTITLED "CONTINUING MEDI-  
21 CAL EDUCATION GUIDE 1989" ARE INCORPORATED BY REFERENCE.

22 (5) FOR PURPOSES OF SECTION 17232, THE STANDARDS OF THE  
23 ACCREDITATION COUNCIL FOR CONTINUING MEDICAL EDUCATION ON OCTOBER  
24 29, 1982 IN ACCREDITING ORGANIZATIONS IN INSTITUTIONS OFFERING  
25 CONTINUING MEDICAL EDUCATION PROGRAMS ARE INCORPORATED BY  
26 REFERENCE.

1 (6) FOR PURPOSES OF SECTION 17232, THE STANDARDS FOR  
2 CERTIFICATION IN BASIC AND ADVANCED LIFE SUPPORT SET FORTH BY THE  
3 AMERICAN HEART ASSOCIATION IN THE STANDARDS AND GUIDELINES FOR  
4 CARDIOPULMONARY RESUSCITATION, EMERGENCY CARDIAC CARE, AND NEONA-  
5 TAL RESUSCITATION AND PUBLISHED IN THE "JOURNAL OF THE AMERICAN  
6 MEDICAL ASSOCIATION" (JAMA), VOLUME 268(16), OCTOBER 28, 1992,  
7 ARE INCORPORATED BY REFERENCE.

8 SEC. 17234. AS PART OF THE CONTINUING EDUCATION REQUIRE-  
9 MENTS OF SECTION 17231(2), AN APPLICANT FOR RENEWAL OR RELICEN-  
10 SURE SHALL HAVE SUCCESSFULLY COMPLETED TRAINING OFFERED AND HOLD  
11 A VALID, CURRENT CERTIFICATION IN CARDIOPULMONARY RESUSCITATION  
12 ISSUED BY THE AMERICAN RED CROSS, THE AMERICAN HEART ASSOCIATION,  
13 OR A COMPARABLE ORGANIZATION.