

HOUSE BILL No. 4158

January 30, 1997, Introduced by Reps. Rocca, Baird, Walberg, DeVuyst and Perricone and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16205 (MCL 333.16205), as amended by 1986 PA 290, and by adding sections 17231, 17232, 17233, and 17234.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16205. (1) A board ~~which~~ THAT requires evidence of
2 attendance at 1 OR MORE educational programs as a condition ~~to~~
3 OF license renewal may waive ~~those requirements~~ THE REQUIREMENT
4 if, upon RECEIPT OF A written application FOR WAIVER FROM THE
5 LICENSEE, the board finds THAT the failure of the licensee to
6 ~~attend~~ MEET THE REQUIREMENT was due to the licensee's disabili-
7 ty, military service, absence from the continental United States,
8 or a circumstance beyond the control of the licensee ~~which~~ THAT
9 the board considers good and sufficient.

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

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

11 (2) AN APPLICANT FOR LICENSE RENEWAL WHO HAS BEEN LICENSED
12 FOR THE 2-YEAR PERIOD IMMEDIATELY PRECEDING THE EXPIRATION DATE
13 OF THE LICENSE OR AN APPLICANT FOR RELICENSURE PURSUANT TO SEC-
14 TION 16201(3) SHALL ACCUMULATE NOT LESS THAN 25 CONTINUING EDUCA-
15 TION CONTACT HOURS PURSUANT TO THIS SECTION AND SECTIONS 17232 TO
16 17233 DURING THE 2 YEARS PRECEDING AN APPLICATION FOR RENEWAL OR
17 RELICENSURE.

18 (3) SUBMISSION OF AN APPLICATION FOR RENEWAL OR RELICENSURE
19 CONSTITUTES THE APPLICANT'S CERTIFICATION OF COMPLIANCE WITH THIS
20 SECTION AND SECTIONS 17232 TO 17233. THE APPLICANT SHALL RETAIN
21 DOCUMENTATION OF MEETING THE REQUIREMENTS OF THIS SECTION AND
22 SECTIONS 17432 TO 17433 FOR NOT LESS THAN 4 YEARS AFTER THE DATE
23 OF APPLYING FOR LICENSE RENEWAL OR RELICENSURE.

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

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

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

5 (B) A LICENSEE MAY EARN 3 CONTINUING EDUCATION CONTACT HOURS
6 FOR EACH 50- OR 60-MINUTE PRESENTATION OF A CONTINUING EDUCATION
7 PROGRAM THAT IS NOT A PART OF THE LICENSEE'S REGULAR JOB DESCRIP-
8 TION AND IS IN COMPLIANCE WITH THE STANDARDS SET FORTH IN SECTION
9 17233. A LICENSEE MAY EARN CREDIT FOR THE SAME PROGRAM ONLY ONCE
10 IN EACH RENEWAL PERIOD. A LICENSEE MAY EARN A MAXIMUM OF 6 CON-
11 TINUING EDUCATION CONTACT HOURS UNDER THIS SUBDIVISION.

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

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

22 (E) A LICENSEE MAY EARN 25 CONTINUING EDUCATION CONTACT
23 HOURS BY SPECIALTY CERTIFICATION OR RECERTIFICATION AS 1 OF THE
24 FOLLOWING, IF THE LICENSEE HOLDS A VALID, CURRENT CERTIFICATION
25 IN CARDIOPULMONARY RESUSCITATION AS REQUIRED UNDER SECTION
26 17234:

1 (i) A NURSE MIDWIFE.

2 (ii) A NURSE ANESTHETIST.

3 (iii) A NURSE PRACTITIONER.

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

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

15 (H) A LICENSEE MAY EARN 10 CONTINUING EDUCATION CONTACT
16 HOURS FOR PUBLICATION IN A NURSING OR HEALTH CARE JOURNAL OR
17 TEXTBOOK OF AN ARTICLE OR CHAPTER RELATED TO THE PRACTICE OF
18 NURSING OR ALLIED HEALTH.

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

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

26 (K) A LICENSEE MAY EARN 1 CONTINUING EDUCATION CONTACT HOUR
27 FOR EACH 50 TO 60 MINUTES OF PARTICIPATION DOCUMENTED IN A HEALTH

1 CARE ORGANIZATION COMMITTEE DEALING WITH PATIENT CARE RELATED
2 ISSUES, UP TO A MAXIMUM OF 4 CONTINUING EDUCATION CONTACT HOURS.

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

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

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

19 SEC. 17233. (1) FOR PURPOSES OF SECTION 17232, THE STAN-
20 DARDS OF THE AMERICAN NURSES CREDENTIALING CENTER'S COMMISSION ON
21 ACCREDITATION THAT ARE SET FORTH IN THE PUBLICATIONS ENTITLED
22 "MANUAL FOR ACCREDITATION AS A PROVIDER OF CONTINUING EDUCATION
23 IN NURSING 1991" AND "MANUAL FOR ACCREDITATION AS AN APPROVER OF
24 CONTINUING EDUCATION IN NURSING 1991" ARE INCORPORATED BY
25 REFERENCE.

26 (2) FOR PURPOSES OF SECTION 17232, THE STANDARDS AND
27 CRITERIA OF THE NATIONAL ASSOCIATION FOR PRACTICAL NURSE

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1 EDUCATION AND SERVICE THAT ARE SET FORTH IN THE PUBLICATION
2 ENTITLED "NATIONAL ASSOCIATION FOR PRACTICAL NURSE EDUCATION AND
3 SERVICE CRITERIA FOR APPROVAL OF CONTINUING EDUCATION 1986" ARE
4 INCORPORATED BY REFERENCE.

5 (3) FOR PURPOSES OF SECTION 17232, THE STANDARDS, CRITERIA,
6 AND GUIDELINES ADOPTED BY THE NATIONAL LEAGUE FOR NURSING IN
7 JANUARY 1983 AND THE AMERICAN COLLEGE OF NURSE-MIDWIVES IN MARCH
8 1988 AND SET FORTH IN THE PUBLICATION ENTITLED "THE CONTINUING
9 EDUCATION UNIT CRITERIA AND GUIDELINES, FIFTH EDITION, INTERNA-
10 TIONAL ASSOCIATION FOR CONTINUING EDUCATION AND TRAINING" ARE
11 INCORPORATED BY REFERENCE.

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

17 (5) FOR PURPOSES OF SECTION 17232, THE STANDARDS OF THE
18 ACCREDITATION COUNCIL FOR CONTINUING MEDICAL EDUCATION ON OCTOBER
19 29, 1982 IN ACCREDITING ORGANIZATIONS IN INSTITUTIONS OFFERING
20 CONTINUING MEDICAL EDUCATION PROGRAMS ARE INCORPORATED BY
21 REFERENCE.

22 (6) FOR PURPOSES OF SECTION 17232, THE STANDARDS FOR CERTI-
23 FICATION IN BASIC AND ADVANCED LIFE SUPPORT SET FORTH BY THE
24 AMERICAN HEART ASSOCIATION IN THE STANDARDS AND GUIDELINES FOR
25 CARDIOPULMONARY RESUSCITATION, EMERGENCY CARDIAC CARE, AND NEONA-
26 TAL RESUSCITATION AND PUBLISHED IN THE "JOURNAL OF THE AMERICAN

1 MEDICAL ASSOCIATION" (JAMA), VOLUME 268(16), OCTOBER 28, 1992,
2 ARE INCORPORATED BY REFERENCE.

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