

HOUSE BILL No. 6147

June 7, 2006, Introduced by Rep. Gaffney and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 7301a, 16111, 16122, 16139, and 16264 (MCL
333.7301a, 333.16111, 333.16122, 333.16139, and 333.16264), section
7301a as added and section 16111 as amended by 1988 PA 462 and
sections 16122 and 16139 as amended by 1993 PA 80; and to repeal
acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7301a. Licensing activities conducted under this part are
2 subject to sections 16201, 16203, ~~16263,~~ 16299, 16303, 16305,
3 16307, 16309, and 16313.

4 Sec. 16111. (1) This part applies to health professions, but,
5 except for sections 16201, 16261, ~~16263,~~ 16299, 16301, 16303,
6 16305, 16307, 16309, and 16313, does not apply to a pharmacy,

1 dispensing prescriber, or drug manufacturer or wholesaler who is
2 regulated by part 177.

3 (2) Except as otherwise provided by this article, this part
4 controls over all other parts in this article.

5 (3) A part in this article does not prohibit a licensee under
6 another part or other law of this state from performing activities
7 and using designated titles authorized by a license issued to him
8 or her under that other part or other law of this state.

9 (4) A part in this article does not prohibit a registrant
10 under another part or other state law from using designated titles
11 authorized by a registration issued to him or her under that other
12 part or other state law.

13 (5) This article shall not prohibit a licensee from advising a
14 patient to seek professional services or advice from another
15 person.

16 Sec. 16122. Except as otherwise provided in this ~~part~~
17 **ARTICLE**, the term of office of members of a board or task force is
18 4 years, commencing on the day after the date prescribed in
19 ~~section 16131~~ **EACH RESPECTIVE PART** and terminating on the
20 prescribed date. A member shall not serve more than 2 terms and 1
21 partial term, consecutive or otherwise, including service on a
22 predecessor council, board, or task force. However, a member
23 serving when this section takes effect may complete the term to
24 which the member was appointed.

25 Sec. 16139. A board or a task force shall elect annually a
26 chairperson and vice-chairperson at the first meeting held after
27 the date set forth in ~~section 16131~~ **EACH RESPECTIVE PART**. The

1 committee shall elect annually a chairperson and vice-chairperson
2 at the first meeting of each calendar year. The officers shall be
3 selected from board, committee, or task force members and shall
4 hold office for 1 year or until their successors are elected and
5 qualified. The committee, a board, or a task force may fill a
6 vacancy in the office of chairperson or vice-chairperson for the
7 balance of the unexpired term. The chairperson shall preside at
8 meetings, and if absent or unable to preside, the vice-chairperson
9 shall preside.

10 Sec. 16264. ~~Sections~~ **SECTION** 16261 ~~and 16263~~ shall not
11 limit the right of an individual to use the insignia, titles,
12 letters, or phrases as granted to the individual by an authorized
13 educational program or institution or professional organization or
14 professional association for the purpose of identifying the
15 individual as having completed or attained specific training or as
16 having established a recognized relationship with a health
17 profession regulated by this article, if the individual does not
18 violate the conditions of those sections or of a specific part in
19 this article.

20 Enacting section 1. Sections 16131 and 16263 of the public
21 health code, 1978 PA 368, MCL 333.16131 and 333.16263, are
22 repealed.