

HOUSE BILL No. 4654

May 1, 2013, Introduced by Reps. Poleski, McMillin, Howrylak and Clemente and referred to the Committee on Commerce.

A bill to amend 1972 PA 284, entitled
"Business corporation act,"
by amending section 284 (MCL 450.1284), as added by 2012 PA 569.

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
6 this state to provide the same professional service.

7 (2) One or more individuals **WHO ARE** licensed to engage in the
8 practice of medicine under part 170, the practice of osteopathic

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

10 (3) Subject to section 17048 of the public health code, 1978
11 PA 368, MCL 333.17048, 1 or more individuals **WHO ARE** licensed to
12 engage in the practice of medicine under part 170, the practice of
13 osteopathic medicine and surgery under part 175, or the practice of
14 podiatric medicine and surgery under part 180 of article 15 of the
15 public health code, 1978 PA 368, MCL 333.16101 to 333.18838, may
16 organize a professional corporation under this act with 1 or more
17 physician's assistants licensed under article 15 of the public
18 health code, 1978 PA 368, MCL 333.16101 to 333.18838. Beginning
19 July 19, 2010, 1 or more physician's assistants may not organize a
20 professional corporation under this act that will have only
21 physician's assistants as shareholders.

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

27 (5) **A PROFESSIONAL CORPORATION THAT IS ORGANIZED UNDER THIS**

1 ACT MAY ENGAGE IN THE PRACTICE OF PUBLIC ACCOUNTING, AS DEFINED IN
2 SECTION 720 OF THE OCCUPATIONAL CODE, 1980 PA 299, MCL 339.720, IN
3 THIS STATE IF MORE THAN 50% OF THE EQUITY AND VOTING RIGHTS OF THE
4 PROFESSIONAL CORPORATION ARE HELD DIRECTLY OR BENEFICIALLY BY
5 INDIVIDUALS WHO ARE LICENSED OR OTHERWISE AUTHORIZED TO ENGAGE IN
6 THE PRACTICE OF PUBLIC ACCOUNTING UNDER ARTICLE 7 OF THE
7 OCCUPATIONAL CODE, 1980 PA 299, MCL 339.720 TO 339.736.