

SENATE BILL No. 741

January 22, 2014, Introduced by Senator SCHUITMAKER and referred to the Committee on Veterans, Military Affairs and Homeland Security.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 16181 (MCL 333.16181), as amended by 2006 PA
643.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16181. (1) Except as otherwise provided in ~~subsection~~
2 ~~(2)~~, **THIS SECTION**, a board may grant a nonrenewable, temporary
3 license to an applicant who has completed all requirements for
4 licensure except for examination or other required evaluation
5 procedure. A board shall not grant a temporary license to an
6 individual who has previously failed the examination or other
7 required evaluation procedure or whose license has been suspended
8 or revoked. A temporary license issued ~~pursuant to~~ **UNDER** this

1 ~~section~~**SUBSECTION** is valid for 18 months, but a board shall
2 automatically void the temporary license if the applicant fails the
3 examination or other required evaluation procedure.

4 (2) The Michigan board of nursing may grant a nonrenewable,
5 temporary license to an applicant for a license under ~~this article~~
6 **PART 172** to engage in the practice of nursing as a registered
7 professional nurse if the applicant is licensed as a registered
8 professional nurse by an equivalent licensing board or authority in
9 another state or, until January 1, 2012, is licensed as a
10 registered professional nurse by an equivalent licensing board or
11 authority in Canada. A temporary license issued under this
12 subsection expires on the earliest of the following:

13 (a) One year after the date of issuance.

14 (b) The date the applicant is notified that he or she failed
15 the commission on graduates of foreign nursing schools qualifying
16 examination, as approved by the department.

17 (c) The date the applicant is notified that he or she failed
18 the national council licensure examination, as approved by the
19 department.

20 (d) The date the applicant is issued a license under ~~this~~
21 ~~article~~**PART 172** to engage in the practice of nursing as a
22 registered professional nurse.

23 (e) The date the applicant is notified that he or she has
24 failed to meet the requirements of this article and rules
25 promulgated under this article for licensure.

26 (f) The date the applicant is notified that he or she has
27 failed to complete the application process for full licensure.

1 (3) The holder of a temporary license issued under subsection
2 (1) shall practice only under the supervision of a licensee who
3 holds a license, other than a health profession subfield license,
4 in the same health profession. The holder of a temporary license
5 issued under subsection (1) ~~shall~~**MUST** not be supervised by a
6 licensee who holds a limited license or temporary license.

7 (4) The department shall issue a temporary license within 48
8 hours upon receiving proof that the applicant's license issued by
9 another state or a province in Canada is currently active and in
10 good standing.

11 (5) A BOARD MAY GRANT A TEMPORARY LICENSE TO AN INDIVIDUAL WHO
12 MEETS ALL OF THE FOLLOWING:

13 (A) HE OR SHE IS MARRIED TO A MEMBER OF THE ARMED FORCES OF
14 THE UNITED STATES WHO IS ON ACTIVE DUTY.

15 (B) HE OR SHE HOLDS A CURRENT LICENSE IN THAT HEALTH
16 PROFESSION ISSUED BY AN EQUIVALENT LICENSING DEPARTMENT, BOARD, OR
17 AUTHORITY, AS DETERMINED BY THE BOARD, IN ANOTHER STATE OF THE
18 UNITED STATES, THE DISTRICT OF COLUMBIA, PUERTO RICO, THE UNITED
19 STATES VIRGIN ISLANDS, ANOTHER TERRITORY OR PROTECTORATE OF THE
20 UNITED STATES, OR A FOREIGN COUNTRY.

21 (C) HE OR SHE PROVIDES PROOF ACCEPTABLE TO THE BOARD THAT HIS
22 OR HER SPOUSE IS ASSIGNED TO A DUTY STATION IN THIS STATE AND THAT
23 HE OR SHE IS ALSO ASSIGNED TO A DUTY STATION IN THIS STATE UNDER
24 HIS OR HER SPOUSE'S OFFICIAL ACTIVE DUTY MILITARY ORDERS.

25 (D) HE OR SHE COMPLIES WITH SECTION 16174(3) SO THAT A
26 CRIMINAL HISTORY CHECK IS CONDUCTED IN THE MANNER PRESCRIBED IN
27 THAT SECTION.

1 (6) A TEMPORARY LICENSE OR REGISTRATION ISSUED UNDER
2 SUBSECTION (5) IS VALID FOR 1 YEAR AND MAY BE RENEWED FOR
3 ADDITIONAL 1-YEAR TERMS IF THE BOARD DETERMINES THE TEMPORARY
4 LICENSEE CONTINUES TO MEET THE REQUIREMENTS OF SUBSECTION (5).