

Act No. 254
Public Acts of 2022
Approved by the Governor
December 22, 2022
Filed with the Secretary of State
December 22, 2022
EFFECTIVE DATE: Sine Die

**STATE OF MICHIGAN
101ST LEGISLATURE
REGULAR SESSION OF 2022**

Introduced by Reps. Kahle, Roth, Breen, Brabec, Tisdell, Kuppa, Young, Liberati, Aiyash, Cherry, Sneller, Haadsma, Camilleri, Hood, Ellison, Garza, O’Neal, LaGrand, Cambensy, Hammoud, Koleszar, Lasinski, Brenda Carter, Hertel, Rogers, Sabo, Thanedar, Puri, Cynthia Johnson, Coleman, Sowerby, Bellino, Whiteford, Hall, O’Malley, Maddock, Beson, Markkanen, Rendon, Mueller, Lightner, Posthumus, Bollin, Griffin, Eisen, Outman, Allor, Calley, Green, Yancey, Frederick, Brann, Howell and Meerman

ENROLLED HOUSE BILL No. 5488

AN ACT to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 16317, 16343, and 18201 (MCL 333.16317, 333.16343, and 333.18201), section 16317 as added by 1993 PA 80 and section 16343 as added by 1993 PA 79, and by adding section 18211a.

The People of the State of Michigan enact:

Sec. 16317. (1) Except as otherwise provided in section 16343, at the beginning of each state fiscal year, the department may increase the fees collected under sections 16319 to 16349 by a percentage amount equal to not

more than the average percentage wage and salary increase granted for that fiscal year to classified civil service employees employed by the department.

(2) If the department increases fees under subsection (1), the increase is effective for that fiscal year. The department shall use the increased fees as the basis for calculating fee increases in subsequent fiscal years.

(3) By August 1 of each year the department shall provide to the director of the department of management and budget and the chairpersons of the appropriations committees of the senate and house of representatives a complete schedule of fees to be collected under sections 16319 to 16349 for the following fiscal year.

Sec. 16343. (1) Fees for a person licensed or seeking licensure to engage in the practice of psychology under part 182 are as follows:

(a) Application processing fee	\$ 50.00
(b) License fee, per year:	
(i) Full doctoral	90.00
(ii) Limited doctoral	30.00
(iii) Masters limited	60.00
(iv) Temporary limited	15.00
(c) Limited license, per year	40.00
(d) Temporary license	15.00
(e) Examination review fee	20.00

(2) At the beginning of each state fiscal year, the department may increase the fees collected under this section by an amount no greater than the psychology interjurisdictional compact renewal amount to reasonably enforce the psychology interjurisdictional compact, to implement the psychology interjurisdictional compact, to pay a fee imposed by the psychology interjurisdictional compact commission, or to implement a needed change to an information technology system because of this state's membership in the psychology interjurisdictional compact.

(3) If the department increases fees under subsection (2), the increase is effective for that fiscal year and the increase applies only to those participating in the psychology interjurisdictional compact. The department shall use the increased fees as a basis for calculating fee increases in subsequent fiscal years.

(4) As used in this section, "psychology interjurisdictional compact" means the psychology interjurisdictional compact as enacted in section 16190.

Sec. 18201. (1) As used in this part:

(a) "Psychologist" means an individual who is licensed or authorized under this article to engage in the practice of psychology.

(b) "Practice of psychology" means the rendering to individuals, groups, organizations, or the public of services involving the application of principles, methods, and procedures of understanding, predicting, and influencing behavior for the purposes of the diagnosis, assessment related to diagnosis, prevention, amelioration, or treatment of mental or emotional disorders, disabilities or behavioral adjustment problems by means of psychotherapy, counseling, behavior modification, hypnosis, biofeedback techniques, psychological tests, or other verbal or behavioral means. The practice of psychology does not include the practice of medicine such as prescribing drugs, performing surgery, or administering electro-convulsive therapy.

(2) In addition to the definitions in this part, article 1 contains general definitions and principles of construction applicable to all articles in this code and part 161 contains definitions applicable to this part.

Sec. 18211a. (1) A psychologist who has temporary authorization to practice under the psychology interjurisdictional compact or is authorized to practice interjurisdictional telepsychology under the psychology interjurisdictional compact is authorized to engage in the practice of psychology under this article.

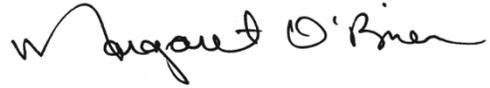
(2) For purposes of this article, including the obligations of an individual who is licensed as a psychologist under this part, a psychologist who has temporary authorization to practice under the psychology interjurisdictional compact or is authorized to practice interjurisdictional telepsychology under the psychology interjurisdictional compact is considered a psychologist who is licensed under this part.

(3) As used in this section, "psychology interjurisdictional compact" means the psychology interjurisdictional compact as enacted in section 16190.

Enacting section 1. This amendatory act does not take effect unless House Bill No. 5489 of the 101st Legislature is enacted into law.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor

Compiler's note: House Bill No. 5489, referred to in enacting section 1, was filed with the Secretary of State December 22, 2022, and became 2022 PA 255, Eff. Mar. 29, 2023.