

**SUBSTITUTE FOR
SENATE BILL NO. 416**

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 16186 (MCL 333.16186), as amended by 2020 PA
329.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16186. (1) An individual who is licensed to practice a
2 health profession in another state or in a province of Canada, who
3 is registered in another state, or who holds a health profession
4 specialty field license or specialty certification from another
5 state and who applies for licensure, registration, specialty
6 certification, or a health profession specialty field license in
7 this state may be granted an appropriate license or registration or
8 specialty certification or health profession specialty field

1 license upon satisfying the board or task force to which the
2 applicant applies as to all of the following:

3 (a) The applicant substantially meets the requirements of this
4 article and rules promulgated under this article for licensure,
5 registration, specialty certification, or a health profession
6 specialty field license.

7 (b) Subject to subsection (3), the applicant is licensed,
8 registered, specialty certified, or specialty licensed in another
9 state or is licensed in a province in Canada that maintains
10 standards substantially equivalent to those of this state.

11 (c) Subject to subsection (3), if the applicant is licensed to
12 practice a health profession in a province in Canada, the applicant
13 completed the educational requirements in Canada or in the United
14 States for licensure in Canada or in the United States.

15 (d) If the applicant is licensed to practice a health
16 profession in a province in Canada, that the applicant will perform
17 the professional services for which he or she bills in this state,
18 and that any resulting request for third-party reimbursement will
19 originate from the applicant's place of employment in this state.

20 (2) Before granting a license, registration, specialty
21 certification, or a health profession specialty field license to
22 the applicant, the board or task force to which the applicant
23 applies may require the applicant to appear personally before it
24 for an interview to evaluate the applicant's relevant
25 qualifications.

26 (3) An applicant who is licensed in a province in Canada who
27 meets the requirements of subsection (1)(c) and ~~takes and passes~~
28 **who has taken and passed** a national examination in this country
29 that is approved by the appropriate licensing board of this state,

1 or **subject to subsection (5)** who ~~takes and passes~~ **has taken and**
2 **passed** a Canadian national examination approved by the appropriate
3 licensing board of this state, is considered to have met the
4 requirements of subsection (1)(b). This subsection does not apply
5 if the department, in consultation with the appropriate licensing
6 board, promulgates a rule disallowing the use of this subsection
7 for an applicant licensed in a province in Canada who does not
8 substantially meet the training or educational requirements
9 expected of an applicant for the same health profession who
10 received his or her education in the United States or who is not
11 licensed in a province in Canada that maintains standards
12 substantially equivalent to those of this state.

13 (4) If the department receives an application for licensure
14 under part 187 from an individual who is licensed as a respiratory
15 therapist in Canada, the department shall consult the international
16 reciprocity agreement executed by the National Board for
17 Respiratory Care and the Canadian Society of Respiratory Therapists
18 in effect on July 1, 2004.

19 (5) **Until the appropriate licensing board promulgates rules to**
20 **implement this section, an applicant described in subsection (3)**
21 **who has taken and passed the Medical Council of Canada Qualifying**
22 **Examination Parts I and II is considered to have taken and passed a**
23 **Canadian national examination approved by the appropriate licensing**
24 **board under subsection (3).**