

SENATE BILL NO. 416

May 05, 2021, Introduced by Senator SCHMIDT and referred to the Committee on Health Policy and Human Services.

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

1 state and who applies for licensure, registration, specialty
2 certification, or a health profession specialty field license in
3 this state may be granted an appropriate license or registration or
4 specialty certification or health profession specialty field
5 license upon satisfying the board or task force to which the
6 applicant applies as to all of the following:

7 (a) The applicant substantially meets the requirements of this
8 article and rules promulgated under this article for licensure,
9 registration, specialty certification, or a health profession
10 specialty field license.

11 (b) Subject to subsection (3), the applicant is licensed,
12 registered, specialty certified, or specialty licensed in another
13 state or is licensed in a province in Canada that maintains
14 standards substantially equivalent to those of this state.

15 (c) Subject to subsection (3), if the applicant is licensed to
16 practice a health profession in a province in Canada, the applicant
17 completed the educational requirements in Canada or in the United
18 States for licensure in Canada or in the United States.

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

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

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

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