

SENATE BILL NO. 1005

April 13, 2022, Introduced by Senator BARRETT 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 16294 (MCL 333.16294), as amended by 1993 PA
79, and by adding section 16247a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16247a. (1) If a board or task force reinstates a
2 suspended license under section 16247 and subsequently determines
3 that the individual whose license was suspended failed to meet all
4 of the requirements for reinstatement described in that section,

1 the board or task force may retroactively reinstate the
2 individual's license to the date that the license was first
3 erroneously reinstated under section 16247 if the board or task
4 force determines that both of the following requirements are met:

5 (a) During the time period of the erroneous reinstatement, the
6 individual was otherwise considered to be holding a license in good
7 standing.

8 (b) The individual should be permitted in the public interest
9 and fairness to practice.

10 (2) If a board or task force retroactively reinstates an
11 individual's license under subsection (1), the individual is not
12 considered to be in violation of the part that regulates the scope
13 of practice of that health profession during the time period of the
14 retroactive reinstatement.

15 Sec. 16294. Except as provided in section 16215 and section
16 16247a, an individual who practices or holds himself or herself out
17 as practicing a health profession regulated by this article without
18 a license or registration or under a suspended, revoked, lapsed,
19 void, or fraudulently obtained license or registration, or outside
20 the provisions of a limited license or registration, or who uses as
21 his or her own the license or registration of another person, is
22 guilty of a felony.