

Michigan Register

Issue No. 11 – 2024 (Published July 1, 2024)



GRAPHIC IMAGES IN THE MICHIGAN REGISTER

COVER DRAWING

Michigan State Capitol:

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

PAGE GRAPHICS

Capitol Dome:

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19th century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

East Elevation of the Michigan State Capitol:

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

Michigan Register

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(This issue, published July 1, 2024, contains
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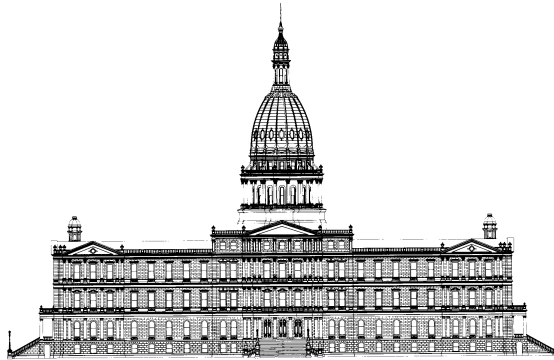
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Katie Wienczewski, Administrative Rules Division Director, Michigan Office of Administrative Hearings and Rules; Deidre O’Berry, Administrative Rules Specialist for Operations and Publications.

Gretchen Whitmer, Governor



Garlin Gilchrist, Lieutenant Governor

PREFACE

PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The Michigan Office of Administrative Hearings and Rules publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

24.208 Michigan register; publication; cumulative index; contents; public subscription; fee; synopsis of proposed rule or guideline; transmitting copies to office of regulatory reform.

Sec. 8.

(1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
- (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
- (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
- (d) Proposed administrative rules.
- (e) Notices of public hearings on proposed administrative rules.
- (f) Administrative rules filed with the secretary of state.
- (g) Emergency rules filed with the secretary of state.
- (h) Notice of proposed and adopted agency guidelines.
- (i) Other official information considered necessary or appropriate by the office of regulatory reform.
- (j) Attorney general opinions.
- (k) All of the items listed in section 7(m) after final approval by the certificate of need commission under section 22215 of the public health code, 1978 PA 368, MCL 333.22215.

(2) The office of regulatory reform shall publish a cumulative index for the Michigan register.

(3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.

(4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the office of regulatory reform may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.

(5) An agency shall electronically transmit a copy of the proposed rules and notice of public hearing to the office of regulatory reform for publication in the Michigan register.

4.1203 Michigan register fund; creation; administration; expenditures; disposition of money received from sale of Michigan register and amounts paid by state agencies; use of fund; price of Michigan register; availability of text on internet; copyright or other proprietary interest; fee prohibited; definition.

Sec. 203.

- (1) The Michigan register fund is created in the state treasury and shall be administered by the office of regulatory reform. The fund shall be expended only as provided in this section.
- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs of preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of the Michigan register at a price determined by the office of regulatory reform not to exceed the cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the office of regulatory reform shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the office of regulatory reform shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the office of regulatory reform shall be made available in the shortest feasible time after it is made available to the office of regulatory reform.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The office of regulatory reform shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

CITATION TO THE MICHIGAN REGISTER

The *Michigan Register* is cited by year and issue number. For example, 2024 MR 1 refers to the year of issue (2024) and the issue number (1).

CLOSING DATES AND PUBLICATION SCHEDULE

The deadlines for submitting documents to the Michigan Office of Administrative Hearings and Rules for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The Michigan Office of Administrative Hearings and Rules is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, Michigan Office of Administrative Hearings and Rules, Ottawa Building – Second Floor, 611 W. Ottawa Street, Lansing, MI 48933.

RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

SUBSCRIPTIONS AND DISTRIBUTION

The *Michigan Register*, a publication of the State of Michigan, is available for public subscription at a cost of \$400.00 per year. Submit subscription requests to: Michigan Office of Administrative Hearings and Rules, Ottawa Building –Second Floor, 611 W. Ottawa Street, Lansing, MI 48933. Checks Payable: State of Michigan. Any questions should be directed to the Michigan Office of Administrative Hearings and Rules (517) 335-2484.

INTERNET ACCESS

The *Michigan Register* can be viewed free of charge on the website of the Michigan Office of Administrative Hearings and Rules – Administrative Rules Division: www.michigan.gov/ard.

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the Michigan Office of Administrative Hearings and Rules website. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Executive Director,
Michigan Office of Administrative Hearings and Rules

2024 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 1	February 1
2	January 15	February 15
3	February 1	March 1
4	February 15	March 15
5	March 1	April 1
6	March 15	April 15
7	April 1	May 1
8	April 15	May 15
9	May 1	June 1
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24	December 15	January 15

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**ADMINISTRATIVE RULES
FILED WITH THE SECRETARY OF STATE**

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(f) Administrative rules filed with the secretary of state.”

ADMINISTRATIVE RULES

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR’S OFFICE

ACUPUNCTURE – GENERAL RULES

Filed with the secretary of state on June 7, 2024

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16141, 16145, 16148, 16174, 16201, 16204, 16205, 16287, 16515, 16517, and 16525 of the public health code, 1978 PA 368, MCL 333.16141, 333.16145, 333.16148, 333.16174, 333.16201, 333.16204, 333.16205, 333.16287, 333.16515, 333.16517, and 333.16525 and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

R 338.13001, R 338.13004, R 338.13031, and R 338.13033 of the Michigan Administrative Code are amended, as follows:

PART 1. GENERAL RULES

R 338.13001 Definitions.

Rule 1. (1) As used in these rules:

(a) “Board” means the Michigan board of acupuncture created under section 16521 of the public health code, MCL 333.16521.

(b) “Code” means the public health code 1978 PA 368, MCL 333.1101 to 333.25211.

(c) “Department” means the department of licensing and regulatory affairs.

(d) “NCCAOM” means the National Certification Commission for Acupuncture and Oriental Medicine.

(e) “PDA” means a continuing education course or activity approved by the NCCAOM as a professional development activity.

(2) Terms defined in the code have the same meanings when used in these rules.

R 338.13004 Approval and adoption of examinations; approval and adoption of standards of competence.

Rule 4. (1) The board approves and adopts the examinations developed, scored, and required for certification by the NCCAOM.

(2) The board approves and adopts the NCCAOM national standards of competence in acupuncture and Oriental medicine as set forth in the document titled, “NCCAOM Certification Handbook,” June 2023. The document is available for inspection and distribution at the cost of 10 cents per page from the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing at 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909 and at no cost from NCCAOM at

https://www.nccaom.org/wp-content/uploads/pdf/NCCAOM_Certification_Handbook_Sept_2023.pdf
or National Certification Commission for Acupuncture and Oriental Medicine, 2001 K Street NW, 3rd
Floor North, Washington, DC 20006.

PART 3. LICENSE RENEWAL, LIMITED LICENSE RENEWAL, AND CONTINUING EDUCATION

R 338.13031 Renewal of acupuncturist license; renewal of limited license;
requirements; limitations; waiver request.

Rule 31. (1) Pursuant to section 16517 of the code, MCL 333.16517, an applicant for renewal of a license or limited license, who has been licensed for the 2-year period immediately preceding the expiration date of the license, shall accumulate 30 hours of continuing education related to the practice of acupuncture and approved by the board pursuant to these rules, during the 2 years before the expiration date of the license.

(2) An applicant shall satisfy the implicit bias training standards requirements of R 338.7004. The licensee may count the hours earned satisfying the requirements of R 338.7004 as part of the 30 hours of continuing education required under subrule (1) of this rule if the hours were earned by participating in a course or activity approved by the NCCAOM.

(3) An applicant for renewal of a license or a limited license shall accumulate at least 5 hours of the continuing education hours required in subrule (1) of this rule in pain and symptom management related to the practice of acupuncture during each license cycle pursuant to sections 16204(2) and 16517(2) of the code, MCL 333.16204 and 333.16517.

(4) An applicant for renewal of a limited license, in addition to meeting the requirements of subrules (1) to (3) of this rule, shall meet all of the following:

(a) Pursuant to section 16517(3) of the code, MCL 333.16517, the applicant shall hold an active license to engage in another health profession at the time of the applicant's application, and as a condition of renewal of the applicant's limited license.

(b) The applicant shall accumulate the continuing education credits required in subrules (1) to (3) of this rule in addition to any continuing education credits accumulated for the purpose of renewing the applicant's other health professional license.

(c) The applicant shall submit a form, provided by the department, that contains the name and signature of the applicant's supervising physician acknowledging that the physician provided the supervisory responsibilities described under section 16109(2) of the code, MCL 333.16109, during the previous license cycle and agreeing to provide those supervisory responsibilities during the next license cycle.

(5) Submission of an application for renewal constitutes the applicant's certification of compliance with this rule. An applicant shall retain documentation of satisfying the requirements of this rule for a period of 4 years after the date of applying for license renewal. The board may require an applicant to submit evidence to demonstrate compliance with this rule. Failure to comply with this rule is a violation of section 16221(h) of the code, MCL 333.16221.

(6) The department must receive a request for a waiver under section 16205 of the code, MCL 333.16205, before the expiration date of the license.

(7) The continuing education credits earned in 1 license cycle may not be carried forward to the next license cycle.

(8) Except for the implicit bias training required under R 338.7004 that may be used to comply with R 338.7004 and a continuing education requirement under subrule (2) of this rule, the applicant may not earn continuing education credits for a continuing education program that is identical to a program the applicant has already earned credit for during that renewal cycle.

R 338.13033 Acceptable continuing education, requirements.

Rule 33. (1) The board approves for continuing education a course or activity approved by the NCCAOM as a PDA. One PDA credit equals 1 hour of continuing education credit that can be accumulated to satisfy the requirements of R 338.13031.

(2) Pursuant to section 16517(1) of the code, MCL 333.16517, an individual who has met the continuing education standards of the NCCAOM is considered to have met the continuing education requirements for license renewal.

(3) If an applicant does not meet the requirements of subrule (2) of this rule, the applicant shall accumulate not less than 30 continuing education credits by participating in a course or activity approved by the NCCAOM.

ADMINISTRATIVE RULES

DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

INSURANCE

SURPLUS LINES INSURANCE FEES

Filed with the secretary of state on June 17, 2024

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of insurance and financial services by sections 210 and 1955 of the insurance code of 1956, 1956 PA 218, MCL 500.210, and 500.1955, and Executive Reorganization Order No. 2013-1, MCL 550.991)

R 500.1251 of the Michigan Administrative Code is amended, as follows:

R 500.1251 Surplus lines insurance fee.

Rule 1. (1) Subject to the limitations set forth in section 1915 of the insurance code of 1956, 1956 PA 218, MCL 500.1915, a surplus lines licensee issuing a personal or commercial surplus lines insurance policy may charge a reasonable fee to cover underwriting and other expenses that are unique to surplus lines. Expenses unique to surplus lines may include, but are not limited to, issuing, processing, or auditing the surplus lines policy, but only to the extent the service is provided by the licensee, or the expense is incurred by the licensee, and it is documented and verifiable. Expenses unique to surplus lines do not include costs incurred in maintaining offices and compensating the licensee's employees.

(2) The licensee's fee disclosure to the insured under section 1915(2)(b) of the insurance code of 1956, 1956 PA 218, MCL 500.1915, must include whether the fee was charged in addition to a commission.

(3) The licensee shall provide proof of the itemized fees charged and evidence of the requisite disclosure of the fees to the director on request.

**PROPOSED ADMINISTRATIVE RULES,
NOTICES OF PUBLIC HEARINGS**

MCL 24.242(3) states in part:

“... the agency shall submit a copy of the notice of public hearing to the Office of Regulatory Reform for publication in the Michigan register. An agency's notice shall be published in the Michigan register before the public hearing and the agency shall file a copy of the notice of public hearing with the Office of Regulatory Reform.”

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(d) Proposed administrative rules.

(e) Notices of public hearings on proposed administrative rules.”

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

CORPORATIONS, SECURITIES, AND COMMERCIAL LICENSING BUREAU
~~DIRECTOR'S OFFICE~~

MORTUARY SCIENCE

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the department of licensing and regulatory affairs by sections 205 and 308 of the occupational code, 1980 PA 299, MCL 339.205 and 339.308, and Executive Reorganization Order Nos. 1996-2, 2003-1, 2008-4, and 2011-4, MCL 445.2001, 445.2011, 445.2025, and 445.2030)

R 339.18901, R 339.18921, R 339.18923, R 339.18925, R 339.18931, R 339.18937, R 339.18941, R 339.18943, and R 339.18945 of the Michigan Administrative Code are amended, R 339.18922, R 339.18928, R 339.18928a, R 339.18929, R 339.18929a, R 339.18929b, R 339.18929d, R 339.18932, R 339.18935, and R 339.18942 are added, and R 339.18927, R 339.18930, and R 339.18933 are rescinded, as follows:

PART 1. GENERAL PROVISIONS

R 339.18901 Definitions.

Rule 1. (1) As used in these rules:

(a) ~~"Establishment working hours" means 8 a.m. to 10 p.m.~~ **"Authorizing agent" means the individual or individuals with priority under section 3206 of the estates and protected individuals code, 1998 PA 386, MCL 700.3206.**

(b) ~~"Full time" means not less than 40 hours per week.~~ **"Board" means board of examiners in mortuary science as created in section 1802 of the code, MCL 339.1802.**

(c) ~~"Sponsor" means a mortuary science licensee who has held a mortuary science license for not less than 5 years, who has agreed to supervise and instruct a resident trainee as required by R 339.18925, and who has not had any disciplinary action taken against him or her within the last 5 years.~~ **"Code" means the occupational code, 1980 PA 299, MCL 339.101 to 339.2677.**

(d) **"Continuing education" means an instructional course or activity that is designed to bring licensees up to date on a particular area of knowledge or skills relevant to the licensee's area of professional practice and covers a topic under section 1806b(2)(a) of the code, MCL 339.1806b.**

(e) **"Continuing education audit" means the process by which a percentage of all licensees or approved course sponsors are randomly selected by the department for audit.**

(f) **"Continuous instruction" means the time spent completing an activity, not including any breaks in the program.**

(g) “Course” means any qualifying activity or approved program with a clear purpose and objective that maintains, improves, or expands the skills and knowledge related to the topics under section 1806b(2)(a) of the code, MCL 339.1806b. Regular duties for compensation are not considered activities, except for employer compensated continuing education activities.

(h) “Full-time” means not less than 40 hours per week.

(i) “In-house” means a course or seminar that takes place within the mortuary science establishment.

(j) “Manager” means an individual holder of a license for the practice of mortuary science that a funeral establishment appoints to manage the daily operations of the funeral establishment consistent with section 1809 of the code, MCL 339.1809, including ensuring its adherence to all applicable laws.

(k) “Provider” means a person that has been approved by the department to provide continuing education courses for credit. (a) “Establishment working hours” means 8 a.m. to 10 p.m.

(l) “Supervision” means the physical presence at the establishment of the holder of a license for the practice of mortuary science, while an individual on behalf of the funeral establishment engages in the practice of funeral directing, including arranging for mortuary science services.

~~(c) “Sponsor” means a mortuary science licensee who has held a mortuary science license for not less than 5 years, who has agreed to supervise and instruct a resident trainee as required by R 339.18925, and who has not had any disciplinary action taken against him or her within the last 5 years.~~

(2) The terms defined in ~~articles 1 and 18 of the act~~ **code** have the same meanings when used in these rules.

PART 2. ~~LICENSING~~ MORTUARY SCIENCE LICENSE

R 339.18921 ~~Licensure education~~ **Mortuary science license** requirements.

Rule 21. (1) ~~As required by section 1806 of the act, for education completed after January 1, 2002, the 3-year course in mortuary science shall consist of both of the following:~~

~~(a) Completion, with not less than a 2.00 average, of not less than 60 semester or 90 quarter hours of non-remedial college level courses at an accredited college or university, which shall include all of the following:~~

~~Subject _____ Minimum Hours~~

~~(i) Public speaking/communications..... 3 semester or 3 quarter hours.~~

~~(ii) Psychology/death and dying/gerontology. 6 semester or 8 quarter hours.~~

~~(iii) Comparative religion or ethnic/multi-cultural studies.....3 semester or 4 quarter hours.~~

~~(b) Completion, with not less than a 2.00 average, of 1 academic year of instruction in an accredited mortuary science program or a program deemed by the department to be equivalent to an accredited program. The department adopts by reference the accreditation standards contained in the American Board of Funeral Service Education manual on accreditation, revised October, 2000, for mortuary science instruction completed after January 1, 2002. Copies of the manual are available from the American Board of Funeral Service Education, 38 Florida Avenue, Portland Maine 04103, or from the Department of Consumer and Industry Services, P.O. Box 30018, Lansing, Michigan 48909-7518, at a cost as of the time of the adoption of these rules of \$50.00. The department shall distribute, without cost, a list of the programs accredited in accordance with the manual.~~

~~(2) The department may waive not more than 6 months of an applicant's resident training upon the receipt of proof that an applicant possesses a baccalaureate degree from an accredited college~~

or university. A resident trainee who has received a waiver under this subrule is not exempt from fulfilling the requirements of R 339.18923, R 339.18925, and R 339.18927.

(3) For education completed before January 1, 2002, the 3 year course in mortuary science education shall consist of both of the following:

(a) Completion, with not less than a 2.00 average, of not less than 60 semester or 90 quarter hours of nonremedial college level courses at an accredited college or university, which shall include the following subjects:

Subject	Credit Hours
(i) Public speaking/communications.....	3 semester or 3 quarter hours.
(ii) Accounting.....	6 semester or 8 quarter hours.
(iii) Psychology/gerontology/death and dying.....	6 semester or 8 quarter hours.
(iv) Chemistry lecture and lab.....	8 semester or 10 quarter hours.
(v) Biological science (biology/zoology/anatomy).....	6 semester or 8 quarter hours.
(vi) English composition/business writing.....	6 semester or 8 quarter hours.
(vii) Computer science.....	3 semester or 4 quarter hours.

(b) Completion, with not less than a 2.00 average, of 1 academic year of instruction in an accredited mortuary science program or a program deemed by the department to be equivalent to an accredited program. The department adopts by reference the accreditation standards contained in the American Board of Funeral Service Education manual on accreditation revised September, 1990 for mortuary science instruction completed after January 1, 1993. Copies of the manual are available from the American Board of Funeral Service Education, 38 Florida Avenue, Portland Maine 04103, or from the Department of Consumer and Industry Services, P. O. Box 30018, Lansing Michigan 48909-7518, at a cost as of the time of the adoption of these rules of \$50.00.

(4) An applicant who possesses a baccalaureate or higher degree from an accredited college or university is deemed to have satisfied the requirements of subrule (1)(a) and (3)(a) of this rule. An applicant for a mortuary science license shall satisfy the requirements of the code. In addition to the requirements of the code, an applicant shall satisfy all of the following:

(a) Completion of not less than 60 semester or 90 quarter hours of nonremedial college level courses at an accredited college or university with not less than a 2.00 grade point average. The hours in this subdivision may not count toward the requirements outlined in subdivision (b) of this rule.

(b) Graduation from an accredited mortuary science program pursuant to R 339.18922(1) with not less than 30 semester or 45 quarter hours and not less than a 2.00 grade point average. The hours in this subdivision may not count toward the requirements outlined in subdivision (a) of this rule.

(c) Completion of resident training that satisfies the requirements of R 339.18923.

(d) Passing all required parts of the national board examination developed by the international conference of funeral service examining boards. The passing score for each part of the examination is the passing score as determined by the conference.

(e) Passing a state jurisprudence examination developed and administered by the department or the department's designee. The passing score is 75%.

R 339.18922 Educational program standards; adoption by reference.

Rule 22. (1) The department adopts by reference the standards for accrediting mortuary science programs as adopted by the American Board of Funeral Service Education (ABFSE) Committee on Accreditation, which is available from ABFSE, 992 Mantua Pike, Suite 108, Woodbury Heights, New Jersey 08097, or may be downloaded for no cost from ABFSE's website, at <https://abfse.org/>.

(2) The department adopts by reference the procedures and criteria for recognizing accrediting organizations of the Council of Higher Education Accreditation (CHEA), effective September 24, 2018, and the procedures and criteria for recognizing accrediting agencies of the United States Department of Education, effective July 1, 2020, as contained in 34 CFR part 602. The CHEA recognition standards may be obtained from CHEA, One Dupont Circle Northwest, Suite 510, Washington, DC 20036, or from the council's website at <https://www.chea.org/>, at no cost. The federal recognition criteria may be obtained at no cost from the United States Department of Education's website at <https://www.ed.gov/>.

(3) Copies of the standards and criteria adopted by reference in this rule are available for inspection and distribution from the Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau, 2407 N Grand River Avenue, Lansing, Michigan 48906, or at no cost from the bureau's website at <https://www.michigan.gov/lara/bureau-list/cscl>.

~~R 339.18923 Resident training; resident training time credit; notice of change of sponsor or location; supervision; license renewal; sponsor limitation; attending college or university during training.~~ **Resident training requirements.**

~~Rule 23. (1) To receive credit for resident training time, a resident trainee shall be employed on a full-time basis during establishment working hours and shall be under the supervision of his or her sponsor.~~

~~(2) A resident trainee shall notify the department, in writing, of a change of sponsor before beginning training under the new sponsor. A resident trainee shall also notify the department of any change in training location.~~

~~(3) A resident trainee who has completed 1 year of resident training, but who continues to perform duties requiring a license, shall continue to work under the supervision of a mortuary science licensee and shall maintain an active resident trainee license.~~

~~(4) A resident trainee license shall not be renewed more than 2 times.~~

~~(5) Except as authorized by the department, a mortuary science licensee shall sponsor only 1 resident trainee at a time.~~

~~(6) A resident trainee may attend a college or university while serving his or her resident training, if both of the following conditions are met:~~

~~(a) The college or university is within reasonable commuting time from the trainee's home or training establishment.~~

~~(b) The sponsor notifies the department, in writing, that the resident trainee is attending a college or university and that the course schedule will not interfere with the resident training program established by the sponsor.~~

(1) Before commencing resident training, an applicant shall obtain a resident trainee license as provided in section 1808 of the code, MCL 339.1808. An individual shall not be issued more than 1 resident trainee license. The resident trainee license may not be renewed more than once.

(2) If the resident trainee is seeking additional renewal beyond what is allowed in subrule (1) of this rule, or if an individual is seeking relicensure as a resident trainee, the resident trainee must file a petition consistent with article 5 of the code, MCL 339.501 to 339.559, with the board at the scheduled meetings. A petition must be completed on a form provided by the department and received by the department 30 days before the scheduled meeting date.

(3) The training program must be not less than 12 months in duration. However, an applicant holding a baccalaureate degree from an accredited school, college, or university may request the department to waive a 6-month portion of the time, pursuant to section 1806(2) of the code, MCL 339.1806.

(4) Credit for the training program must be granted while the individual is employed for a minimum of 40 hours per week.

(5) The training program must be under the instruction and supervision of a sponsor who has all of the following qualifications:

(a) Has held an active license for not less than 5 years.

(b) Has no disciplinary actions taken against the sponsor's license within the past 5 years.

(c) Has fulfilled all terms of any prior disciplinary action taken against the sponsor's license.

(6) A resident trainee shall report to the department as provided in section 1808(2) of the code, MCL 339.1808.

(7) The training program must satisfy the minimum practice experience requirements set forth in R 339.18925.

(8) A resident trainee performing embalming shall be personally supervised by a mortuary science licensee. The mortuary science licensee shall remain physically present in the embalming or preparation room during the entire embalming process and be able to visually observe the resident trainee.

R 339.18925 Minimum practical experience requirements.

Rule 25. (1) A resident trainee shall perform, under the supervision of ~~his or her sponsor~~ **the resident trainee's sponsor, who is a mortuary science licensee**, all of the following ~~minimum services~~ during resident training:

(a) **Not less than 25 embalmings or assisting a licensee in supervising the preparation of 25 dead human bodies. Assisting in the preparation of 25 dead human bodies means all of the following:**

(i) **Setting features of the decedent.**

(ii) **Surface disinfection of the decedent.**

(iii) **Placing the decedent in a casket or container.**

(b) All of the following services not less than 20 times each:

(i) ~~Removing~~ **Transferring** remains from the place of death **or other location.**

(ii) **Securing information for a death certificate, death notice, or obituary.**

(iii) ~~Completing and filing~~ a death certificate and obtaining the burial transit permit.

(iv) **Publishing or posting of a death notice or obituary.**

(v) **Arranging for clergy or celebrant.**

~~(vi) Checking in and placing flowers.~~

~~(vii)~~ Receiving visitors.

~~(viii)~~ Assisting in **selection** of funeral merchandise.

~~(ix)~~ Assisting in making funeral arrangements.

~~(x)~~ Arranging ~~emeter~~ for final disposition or shipment by common carrier ~~details.~~

~~(xi)~~ Assisting at the funeral.

~~(xii)~~ Dressing, casketing, and applying cosmetics to, ~~and arranging the hair of,~~ a deceased **individual person.**

~~All of the following services not less than 3 times each:~~

~~(i)-(xii)~~ Arranging for or providing music, livestreaming, or other media **as part of a funeral or memorial service.**

~~(ii)-(xiii)~~ ~~Completing and filing social security forms.~~ **Completing a task on the electronic death registration system.**

~~(iii)~~ ~~(xiv)~~ Completing and filing veterans' forms.

~~(iv)-(xv)~~ Performing restorative work.

~~(v)~~ ~~Arranging the receiving or transferring of human remains by common carrier.~~

- ~~(vi) Contacting the deceased's lodge, club, or place of employment concerning the death.~~
- ~~(xviixviii) Completing cremation forms.~~
- ~~(xviiixix) Confirming identification of the deceased.~~
- ~~(xviiiixx) Releasing cremated remains or arranging for shipping or the disposition of cremated remains.~~
- ~~(xixxxxi) Documenting and safeguarding personal effects, jewelry, or other items.~~
- ~~(xxxxii) Preparing an itemized statement of funeral goods and services.~~
- ~~(xxiixiii) Presenting a general price list, casket price list, and outer burial container price list to the consumer, as applicable.~~
- ~~(xxiixiv) Assist in making prearrangements.~~

(c) The experience requirements under subdivision (a) of this subrule must be overseen in the physical presence of a mortuary science licensee.

(2) The sponsor or other mortuary science licensee who is supervising the resident trainee is responsible for ensuring the trainee remains compliant with all statutes and rules affecting the practice of mortuary science.

R 339.18927 Resident training reports. Rescinded.

~~Rule 27. (1) To receive credit for resident training, each resident trainee shall file with the department an embalming report which verifies that a minimum of 5 embalmings were performed by the trainee during the previous 6 month reporting period.~~

~~(2) The department may reject an embalming report that is filed by a resident trainee if the report is inaccurate, incomplete, or is filed after the due dates of January 15 and July 15. The rejection of an embalming report may also result in the loss of training time for the period covered by the rejected reports. Failure to notify the department of a change in sponsor as required by R 339.18923 may result in the loss of training time and the rejection of embalmings performed under the new sponsor.~~

R 339.18928 Continuing education; license renewal; requirements.

Rule 28. (1) An applicant for license renewal who is licensed during the 2-year period immediately preceding the expiration date of the license shall obtain not less than 4 hours of eligible continuing education courses each year preceding the expiration date of the license and satisfy both the following:

- (a) Obtain the hours in the topics detailed in section 1806b(2)(a) of the code, MCL 339.1806b.**
- (b) Obtain all 4 hours of continuing education credit in activities that satisfy the requirements under R 339.18928a.**
- (2) Submission of an application for renewal constitutes the applicant's certification of compliance with this rule and R 339.18928a.**
- (3) A licensee shall retain documentation of satisfying the requirements of this rule and section 1806b of the code, MCL 339.1806b for a period of 4 years after the date of filing the application for license renewal.**
- (4) A licensee is subject to audit under this part and may be required to submit documentation as described by R 339.18928a upon request of the department.**
- (5) A request for a continuing education waiver pursuant to section 204(2) of the code, MCL 339.204, must be received by the department before the expiration date of the license.**

R 339.18928a Continuing education requirements for licensees; eligible activities, programs, or courses.

Rule 28a. (1) The department shall grant credit for continuing education hours that satisfy the requirements in the following chart:

Activity Code	Activity and Proof Required	Number of Continuing Education Credits for the Activity
(a)	<p>Completing an approved continuing education program, seminar, in-house course, workshop, professional or technical presentation, or activity related to the topics under section 1806b(2)(a) of the code, MCL 339.1806b.</p> <p>For proof of completion and if the continuing education requirements of the licensee are audited by the department, it is the responsibility of the licensee to obtain a certificate of completion from the provider.</p>	<p>One continuing education credit is granted for every 50 minutes of continuous instruction.</p>
(b)	<p>Attending a board meeting. To receive credit, the licensee shall obtain a form provided by the department from a department employee present at the meeting and have that employee complete, sign, and date the form. The licensee shall present a valid government-issued photo identification to the department employee for verification.</p> <p>The licensee shall not receive credit if the licensee is petitioning the board and department or has current disciplinary actions against them.</p> <p>For proof of completion and if the continuing education requirements of the licensee are audited by the department, the licensee must provide the form completed, signed, and dated by the department</p>	<p>One continuing education credit is granted, with a limit of 1 continuing education credit per year.</p>

	employee who was present at the meeting.	
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(2) A licensee shall attest to completion of continuing education requirements in submitting their application for license renewal. The department may audit a licensee as outlined in R 339.18929a.

(3) Continuing education credits must not be granted to the licensee for a program or activity that contains the same content of a program or activity for which the licensee has already earned continuing education credits during the renewal period.

(4) Unless otherwise specified in the rules, the department shall grant continuing education credit based on the length of a qualifying program, with 50 minutes of continuous instruction constituting 1 qualifying hour.

R 339. 18929 Approved providers of continuing education; approval process for providers.

Rule 29. (1) A continuing education program, seminar, course, workshop, professional or technical presentation, or activity that is an Academy of Professional Funeral Service Practice approved course, provided by an ABFSE accredited program, or is sponsored by a hospital or other licensed healthcare institution or government agency, is an approved continuing education course consistent with section 1806b(2)(b) of the code, MCL 339.1806b, unless otherwise determined by the department.

(2) An in-person continuing education course that is not preapproved under subrule (1) of this rule must be approved by the department before offering continuing education credit to mortuary science licensees. An applicant shall complete and submit an application on a form provided by the department that includes all the following:

- (a) The subject offered consistent with section 1806b(2)(a) of the code, MCL 339.1806b.
- (b) The total hours of instruction consistent with R 339.18928a(3).
- (c) The names, qualifications, or other pertinent information of speakers or individuals providing continuing education instruction.
- (d) A sample of the certificate of completion of each course.
- (e) A means of reasonably ensuring licensee participation in the course.
- (f) Affirmation that the course is available to all licensees and applicants until capacity of the course is reached.
- (g) The capacity for the course.
- (h) An agreement to maintain course records for 4 years.
- (i) Other documentation as required by the department.

(3) The department, in consultation with the board, shall approve or deny a completed application within 60 days after receipt. An application is considered complete after receipt of all required documentation described in subrule (2) of this rule.

(4) Courses approved by the department are valid for 2 years. The department shall maintain a list of approved continuing education courses on the department's website.

(5) Certificates of completion must be awarded to licensees upon the successful completion of all approved continuing education courses and include all the following information:

- (a) Name of provider and presenter, if applicable.
- (b) Licensee's name and license number.
- (c) Approved course title.
- (d) Approved course topic.
- (e) Approved course number.
- (f) Date of course completion.

- (g) Course location.
- (h) Number of approved continuing education credits awarded.
- (i) A signature, whether electronic or in ink, of the provider or a representative for the provider.
- (6) Providers approved to offer continuing education shall comply with all local, state, and federal laws prohibiting discrimination based on race, color, national origin, sex, sexual orientation, religion, gender, disability, and age.
- (7) The department, in consultation with the board, may revoke approval status at any time if a course approved under subrule (2) of this rule has failed to comply with these rules.

R 339.18929a Continuing education audit of licensees.

Rule 29a. (1) The department may initiate an audit of the continuing education records of licensees. Selected licensees shall be notified and required to submit proof of completion of continuing education hours on or before October 31 of each odd numbered year in accordance with the year in which a license renews, beginning November 1 and ending October 31.

(2) Selected licensees shall submit the records of continuing education to the department within 30 days after being notified of an audit. Failure to respond to or comply with an audit request is determined as non-compliance and the licensee is subject to the penalties under section 1806(7) of the code, MCL 339.1806.

(3) A licensee shall comply with continuing education requirements and retain all certificates of completion for 4 years or until the licensee submits them as proof during a continuing education audit. The licensee shall make certificates of completion available when the department requests them during an audit.

(4) Nothing in this rule limits the department's authority to investigate and act under section 1806 of the code, MCL 339.1806.

R 339.18929b Audit of continuing education providers.

Rule 29b (1) The department may conduct by random selection an audit of approved continuing education course providers to determine compliance with continuing education requirements in part 2 of these rules. To facilitate the audit, the provider shall comply with the following:

(a) Allow a department representative into any department-approved continuing education course, at no cost to the department.

(b) Provide free entry and passwords to an online course site for the department representative.

(c) Make available upon request the records and documents from the previous 4 years relating to the continuing education courses subject to the audit.

(2) Failure to respond to or comply with an audit request by a provider automatically rescinds the prior approval from the department and terminates the ability of the provider to offer the course subject to the audit and may rescind approval of any additional courses.

(3) Nothing in this rule limits the department's authority to investigate and act under section 1806 of the code, MCL 339.1806.

R 339.18929d Mortuary science license; relicensure.

Rule 29d. (1) An individual whose mortuary science license has been lapsed for more than 3 years shall pass a state jurisprudence examination developed and administered by the department or the department's designee. The passing score is 75%.

(2) An individual whose mortuary science license has been lapsed between 91 days and less than 3 years must prove completion of 4 hours of continuing education before relicensure.

PART 3. ~~STANDARDS OF OPERATIONS~~ FUNERAL ESTABLISHMENT REQUIREMENTS

R 339.18930 ~~Relicensure~~ **Rescinded.**

~~Rule 30. (1) A person who has a lapsed or expired license and who seeks relicensure at a time that is more than 3 years from the date of lapse or expiration shall meet current educational requirements for relicensure and pass the current written examination on the law and rules of Michigan.~~

~~(2) A person who is seeking relicensure and who has previously passed a national examination equivalent to the examination required in Rule 339.18929(1)(a) does not have to repeat the national examination.~~

R 339.18931 **Funeral** ~~E~~establishment requirements.

Rule 31. (1) Each licensed establishment shall have a room which is suitable for conducting funerals and which meets the requirements of the applicable local building code for holding 50 or more persons, an area for the display of a casket and flowers, and a lectern area.

~~(2) Each licensed establishment shall have an embalming room. The embalming room shall not have a direct connection to any living quarters located on the same floor or to the chapel or any other area accessible by the public. For the purposes of this rule, a direct connection has not been made if an area that is not less than 9 square feet in floor area has been provided between the entrance to the embalming room and the entrance to an area accessible by the public.~~

~~(3) The embalming room shall be kept in a clean and sanitary condition at all times. Instruments shall be cleaned and sterilized after each use.~~

~~(4) An embalming room shall have all of the following:~~

~~(a) A linoleum or tile floor.~~

~~(b) Walls and ceilings made of or covered by washable and waterproof material.~~

~~(c) Hot and cold running water.~~

~~(d) A plumbing system as required by the provisions of R 325.11401 through R 325.11407.~~

~~(e) A fan that is capable of moving 250 cubic feet of air per minute.~~

~~(5) An embalming room shall be equipped with a porcelain or stainless steel embalming table, the instruments necessary to embalm a body, and a means of sterilizing equipment, such as an autoclave, a gas sterilizer, or an instrument solution sterilizer that is large enough to accommodate a normal, adult-sized trocar.~~

~~(6) An embalming room shall not be used as a storage area.~~

(1) A licensed funeral establishment shall satisfy all of the following requirements:

(a) Have a preparation and embalming room that satisfies subrule (2) of this rule.

(b) Have a room suitable for conducting a funeral that can hold 50 or more individuals with a lectern area and an area for the display of a casket and flowers.

(c) Have an office space for making arrangements.

(d) Ensure that dead human bodies are inaccessible to the public except when placed for a service or viewing.

(e) Have in its direct employment a mortuary science licensee who is appointed as the establishment's manager. A manager shall comply with the following requirements:

(i) Be employed on a full-time basis and be available for funeral-related purposes.

(ii) One establishment manager shall not manage more than 2 funeral establishments.

(iii) The licensee shall not reside more than 75 miles from a funeral establishment that the licensee manages, in accordance with section 1809(1)(c) of the code, MCL 339.1809.

(2) In accordance with section 1809(6) of the code, MCL 339.1809, a preparation and embalming room must satisfy all of the following requirements:

- (a) Be maintained in a clean and sanitary condition at all times.
 - (b) Have walls, floors, and ceilings that are made of, or covered by, waterproof and washable materials.
 - (c) Have running hot and cold water with a sink for personal hygiene.
 - (d) Have sanitary plumbing as required by R 325.11401 to R 325.11407.
 - (e) Have an exhaust fan and intake vent permanently installed and operable with the capacity to change the air in the room not less than 12 times each hour.
 - (f) Be inaccessible to the public, with no direct connection to any living quarters or to the chapel or other area accessible by the public. For the purposes of this rule, a direct connection has not been made if an area that is not less than 9 square feet in floor area has been provided between the entrance to the embalming room and the entrance to an area accessible by the public. A door or doors entering the preparation room must be lockable, in accordance with subrule (1) of this rule, and remain locked at all times.
 - (g) Only contain the articles and instruments necessary for the embalming or other preparation of dead human bodies for viewing, burial, or final disposition and may only be used for the care and preparation of dead human bodies.
- (3) The articles and instruments necessary for the embalming or other preparation of dead human bodies for viewing, burial, or final disposition must include all of the following:
- (a) Porcelain, stainless steel, metal-lined, fiberglass, or other nonporous material operating table.
 - (b) A set of essential embalming instruments that are sterilized after each use.
 - (c) A supply of disinfectants.
 - (d) An autoclave, gas sterilizer, or instrument solution sterilizer that is large enough to accommodate a normal, adult-sized trocar.
 - (e) Chemicals and supplies necessary to embalm and prepare human bodies.
 - (f) An embalming machine.
 - (g) A hydro aspirator or electric aspirator.

PART 4. CARE AND STORAGE OF REMAINS

R 339.18932 Proper care and storage of dead human bodies and cremated remains.

Rule 32. (1) In accordance with section 1805 of the code, MCL 339.1805, proper care and storage of dead human bodies as it pertains to the authorized activities of a licensee includes, but is not limited to, all of the following:

- (a) Dead human bodies must be clothed or completely covered except during embalming or preparation.
- (b) Dead human bodies or cremated remains must not be placed or stored directly on the floor of any room. For the purposes of this subdivision, the floor of any room includes the floor of a room that is part of a refrigeration unit.
- (c) Not more than 1 dead human body may be stored per container, unless otherwise authorized by the decedent's authorizing agent.
- (d) Dead human bodies must be stored and transported face up at all times.
- (e) Dead human bodies must not be placed on other dead human bodies for the purpose of preparation, storage, or transportation.

(f) The premises of any location where dead human bodies are stored be maintained in a sanitary and professional manner.

(g) When dead human bodies enter the care of a funeral establishment, the bodies must be affixed with a band or tag with the name of the deceased.

(h) A case report must be completed for all dead human bodies that enter the care of a funeral establishment and retained electronically or in other formats for no less than 7 years. The case report must include all of the following:

(i) Name of the decedent.

(ii) Date of death.

(iii) Name, license number, and signature of licensee that supervised the handling of the decedent.

(iv) Condition of decedent.

(v) Listing of personal effects that accompany the decedent when the decedent enters the care of the funeral establishment.

(i) If the decedent is embalmed, the case report described under subdivision (h) of this subrule must also include all of the following:

(i) Date of embalming.

(ii) Procedures and chemicals used in the embalming process.

(iii) Name, license number, and signature of licensee who performed the embalming.

(2) In accordance with section 1805 of the code, MCL 339.1805, proper care and storage of cremated remains being stored in a funeral establishment before release or disposition as it pertains to the authorized activities of a licensee includes, but is not limited to, all of the following:

(a) Cremated remains must be stored in an area inaccessible to the public.

(b) Cremated remains must be contained in a rigid container or permanent container selected by the consumer with the name of the deceased, date of the cremation, and name of the crematory that performed the cremation affixed to the receptacle holding the cremated remains.

(c) The licensee shall maintain a record for not less than 7 years that identifies the release, disposition, or location of cremated remains.

(3) In accordance with section 13813 of the public health code, 1978 PA 368, MCL 333.13813, a licensed funeral establishment shall develop a medical waste management plan, which must be available upon inspection by the department.

(4) In accordance with R 325.1547, a funeral establishment shall provide instruction in the proper handling of medical waste according to the funeral establishment's medical waste management plan to its employees who generate, dispose of, or do both, for medical waste. The plan must comply with the requirements prescribed in section 13817 of the public health code, 1978 PA 386, MCL 333.13817.

R 339.18933 Establishment inspections. **Rescinded.**

~~Rule 33. (1) A representative of the department shall be permitted to inspect a funeral establishment to ascertain that the establishment is in compliance with the law and these rules.~~

~~(2) A funeral establishment shall be inspected during establishment working hours as follows:~~

~~(a) On a routine basis.~~

~~(b) Any time the establishment undergoes structural changes.~~

~~(c) When there is a change in ownership. (Cancelled under 1806(7))~~

~~(d) When an establishment is first opened.~~

~~(3) A funeral establishment may be inspected at any time when the inspection is part of the investigation of a complaint.~~

R 339.18935 Transportation of remains to crematory.

Rule 35. Transportation of a dead human body to a crematory for cremation must only occur if all of the following requirements pertaining to the dead human body are met:

- (a) The body is encased in a rigid container for cremation.**
- (b) The body is accompanied by authorization from individuals who have the right of disposition authority in accordance with section 3206 of the estates and protected individuals code, 1998 PA 386, MCL 700.3206, to cremate the decedent.**
- (c) The body is accompanied by a cremation permit endorsed by the county medical examiner.**

R 339.18937 Licensed manager required. Identification before final disposition.

~~Rule 37. (1) Each funeral establishment shall have in its direct employment a mortuary science licensee who is designated as the establishment's manager.~~

~~(2) A manager shall be employed on a full time basis and shall be available at all times for funeral-related purposes.~~

~~(3) A manager shall reside within 1 hour's normal commuting time from the funeral establishment.~~

(1) In accordance with section 3206(1) of the estates and protected individuals code, 1998 PA 386, MCL 700.3206, the licensee arranging the final disposition shall require the authorizing agent or the agent's appointed representative to visually identify the decedent's remains or effect positive identification through a photograph or other visual image of the remains. If visual identification is not feasible, other positive identification of the decedent may be used including, but not limited to, reliance upon an identification made through a medical examiner or identification of photographs or other visual images of scars, tattoos, or physical deformities taken from the decedent's remains.

(2) In accordance with section 3206(10) of the estates and protected individuals code, 1998 PA 386, MCL 700.3206, and if identification by the authorizing agent or the agent's appointed representative is otherwise not possible, positive identification may be provided by staff members of a health facility or veteran's facility that provided medical treatment to the decedent during the final illness or immediately before the decedent's death.

(3) The documentation of positive identification must be retained for not less than 7 years.

PART 5. STANDARDS OF CONDUCT

R 339.18941 Advertising.

Rule 41. (1) A mortuary science licensee or funeral establishment shall not use false, misleading, or deceptive advertising, including, but not limited to, on signs and billboards, or using digital, radio, television, online, or print media. As used in this rule, subrule, "false, misleading, or deceptive advertising" includes using any name other than the name under which the funeral establishment is licensed. This subrule does not preclude the identification of an association, network, trademark, or other affiliation that is not part of the licensed name.

(2) A funeral establishment person shall not engage in the practice of mortuary science or do business in a location which that is not licensed as a funeral establishment, except as provided for in section 1806(3) of the code, MCL 339.1806,(3) and shall not advertise a service as available from an unlicensed location.

R 339.18942 Unlicensed funeral arrangement centers and unsupervised arrangement staff prohibited; supervision defined.

Rule 42. (1) No person may own or manage a funeral establishment or other place of business for the express purposes of arranging for mortuary science services from any physical location, except from a licensed funeral establishment at a fixed location, consistent with sections 1806(3) and 1809 of the code, MCL 339.1806 and 339.1809.

(2) Each physical location owned or managed for the express purposes of engaging in the practice of embalming or in the practice of funeral directing, including arranging for mortuary science services, is a funeral establishment, regardless of common ownership or management with another funeral establishment at a different, fixed location.

(3) No individual on behalf of a funeral establishment may engage in the practice of arranging for mortuary science services, except under the supervision of a holder of a license for the practice of mortuary science.

(4) Arranging for mortuary science services includes, but is not limited to, offering to do 1 or more of the following:

- (a) Schedule at-need funerals, memorial services, or viewings of dead human bodies.**
- (b) Sell at-need mortuary science services.**
- (c) Complete or sign an at-need mortuary science service contract.**
- (d) Obtain authorization to possess or embalm a dead human body from next of kin or designated funeral representative.**

(e) Obtain information necessary to accurately complete and file a death certificate.

(5) A mortuary science licensee shall review and sign the statement of funeral goods and services selected before final disposition. The statement must be retained for not less than 7 years.

R 339.18943 Posting and possession of licenses.

Rule 43. (1) The current funeral establishment license, the mortuary science ~~or resident trainee~~ license of the appointed establishment manager, the prepaid provider license, and the medical waste producing facility certificate of registration issued by the department of environment, Great Lakes, and energy in accordance with section 13813 of the public health code, 1978 PA 368, MCL 333.13813, each individual affiliated with that establishment shall must be conspicuously displayed in the funeral establishment in a place accessible to the public.

(2) A mortuary science licensee shall have their individual license either on their person or in the licensed funeral establishment if the licensee is engaged in the practice of mortuary science. For the purposes of this rule, a digital copy of a license is acceptable to present.

R 339.18945 Change of address.

Rule 45. A mortuary science or resident trainee licensee shall report a change of address to the department within 30 days after of the change.

NOTICE OF PUBLIC HEARING

Department of Licensing and Regulatory Affairs
Corporations, Securities, & Commercial Licensing
Administrative Rules for Mortuary Science
Rule Set 2023-17 LR

NOTICE OF PUBLIC HEARING

Thursday, July 18, 2024
10:00 AM

Sun Room
2407 N Grand River Ave, Lansing, MI 48906

The Department of Licensing and Regulatory Affairs will hold a public hearing to receive public comments on proposed changes to the Mortuary Science rule set.

The proposed rules will provide a regulatory structure to implement and enforce new continuing education requirements. They will establish and clarify standards of conduct for the mortuary science industry, set minimum requirements for physical funeral establishments, and clarify how licensees should care for and store dead human bodies and cremated remains.

By authority conferred on the Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau, in consultation with the Board of Examiners in Mortuary Science, pursuant to MCL 339.205, 339.308, and Executive Reorganization Order Nos. 1996-2, 2003-1, 2008-4, 2011-4, MCL 445.2001, 445.2011, 445.2025, 445.2030.

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: pagem6@michigan.gov.

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/26/2024 at 05:00PM.

Mitchell Page, Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau

P.O. Box 30018, Lansing, MI 48909

pagem6@michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 517-241-9590 to make arrangements.

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

PSYCHOLOGY - GENERAL RULES

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16145, 16148, 18201, 18223, and 18233 of the public health code, 1978 PA 368, MCL 333.16145, 333.16148, 333.18201, 333.18223, and 333.18233, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

R 338.2525, R 338.2529, R 338.2541, R 338.2543, R 338.2545, R 338.2549, R 338.2551, R 338.2553, R 338.2555, R 338.2561, R 338.2567, R 338.2569, R 338.2571, R 338.2573, R 338.2581, and R 338.2583 of the Michigan Administrative Code are amended, as follows:

PART 1. GENERAL PROVISIONS

R 338.2525 Training standards for identifying victims of human trafficking; requirements.

Rule 25. (1) Under section 16148 of the code, MCL 333.16148, ~~the an~~ an individual seeking licensure or ~~that who~~ is licensed shall have completed training in identifying victims of human trafficking that satisfies the following standards:

- (a) Training content must cover all the following:
 - (i) Understanding the types and venues of human trafficking in the United States.
 - (ii) Identifying victims of human trafficking in healthcare settings.
 - (iii) Identifying the warning signs of human trafficking in healthcare settings for adults and minors.
 - (iv) Identifying resources for reporting the suspected victims of human trafficking.
- (b) Acceptable providers or methods of training include any of the following:
 - (i) Training offered by a nationally-recognized or state-recognized, health-related organization.
 - (ii) Training offered by, or in conjunction with, a state or federal agency.
 - (iii) Training obtained in an educational program approved for initial licensure, or by a college or university.
 - (iv) Reading an article related to the identification of victims of human trafficking that satisfies the requirements of subdivision (a) of this subrule and is published in a peer-reviewed journal, healthcare journal, or professional or scientific journal.

- (c) Acceptable modalities of training include any of the following:
- (i) Teleconference or webinar.
 - (ii) Online presentation.
 - (iii) Live presentation.
 - (iv) Printed or electronic media.
- (2) The department may select and audit an individual and request documentation of proof of completion of training. If audited by the department, the individual shall provide an acceptable proof of completion of training, including either of the following:
- (a) Proof of completion certificate issued by the training provider **including** ~~that includes~~ the date, provider name, name of training, and individual's name.
 - (b) A self-certification statement by the individual. The certification statement must include the individual's name and 1 of the following:
 - (i) For training completed under subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.
 - (ii) For training completed under subrule (1)(b)(iv) of this rule, the title of the article, author, publication name of peer-reviewed journal, healthcare journal, or professional or scientific journal, and the date, volume, and issue of publication, as applicable.
- ~~(3) Under section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply for license renewals beginning with the 2017 renewal cycle and for initial licenses issued after March 30, 2022.~~

R 338.2529 Accreditation; standards; adoption by reference.

Rule 29. (1) The standards for recognition of accrediting organizations developed and adopted by the Council for Higher Education Accreditation (CHEA), One Dupont Circle NW, Suite 510, Washington, D.C. 20036, in the publication titled "CHEA Standards and Procedures for Recognition," effective October 4, 2021, which are available at no cost on the council's website at <https://www.chea.org>, are approved and adopted by reference. If a higher education institution is accredited by the accrediting body of the region where the institution is located and the accrediting body satisfies the recognition standards of CHEA, the institution is approved.

(2) The criteria for recognition and the recognition process for the secretary's recognition of accrediting agencies of the United States Department of Education, Office of Postsecondary Education, 400 Maryland Avenue SW, Washington, D.C. 20202, in 34 CFR 602.10 to 602.39, effective July 1, 2020, which are available at no cost on the department's website at <https://www2.ed.gov/about/offices/list/oep/index.html>, are approved and adopted by reference. If a higher education institution is accredited by the accrediting body of the region where the institution is located and the accrediting body satisfies the recognition criteria and process of the United States Department of Education, the institution is approved.

(3) A provincially or territorially chartered Canadian university that is acceptable to the Canadian Psychological Association for the purpose of accrediting a doctoral educational program is substantially equivalent to an accredited educational institution that satisfies the standards adopted under subrule (1) or (2) of this rule. Any provincially or territorially chartered Canadian university that satisfies these requirements satisfies the qualifications for an approved educational program.

(4) Copies of the standards and criteria adopted by reference in subrules (1) and (2) of this rule are available for inspection and distribution at a cost of ~~40~~ 25 cents per page from the Board of Psychology, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909.

PART 2. PSYCHOLOGISTS

R 338.2541 Program accreditation standards; psychologists; adoption of standards by reference; approved programs.

Rule 41. (1) The following criteria and standards for doctoral level psychology programs are adopted by reference:

(a) The designation criteria of the ASPPB and the National Register set forth in the publication titled "National Register Doctoral Degree Guidelines," which is available at no cost from the National Register's website at <https://www.nationalregister.org/apply/credentialing-requirements/national-register-doctoral-degree-guidelines/>.

(b) The accreditation ~~guidelines and principles~~ **standards** of the APA as set forth in the publication titled "Standards of Accreditation for Health Service Psychology," approved February, 2015, which is available at no cost from the association's website at <https://accreditation.apa.org/policies>.

(c) The accreditation standards of the Canadian Psychological Association (CPA) as set forth in the publication titled "Accreditation Standards ~~and Procedures~~ for Doctoral ~~Programmes~~ and ~~Internships~~ **Residency Programs** in Professional Psychology," ~~5th~~ **6th** revision, ~~2011~~, **2023**, which is available at no cost from the association's website at <https://cpa.ca/accreditation/resources/>.

(d) The accreditation standards of the PCSAS as set forth in the publication titled "Psychological Clinical Science Accreditation System Purpose, Organization, Policies, and Procedures," ~~March 2022~~, **April 2023**, which is available at no cost from the association's website at <https://www.pcsas.org/about/publications-and-links/>.

(2) A doctoral program in psychology, or a closely related field, which has obtained the National Register's and ASPPB's designation or that is accredited by either the APA, the CPA, or the PCSAS is approved.

(3) Copies of the standards and criteria adopted by reference in subrule (1) of this rule are available for inspection and distribution at a cost of ~~40~~ **25** cents per page from the Board of Psychology, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa Street, P.O. Box 30670, Lansing, Michigan 48909.

R 338.2543 Application for licensure; psychologist; requirements.

Rule 43. Except as provided under R 338.2549, an applicant for licensure under section 18223(1) of the code, MCL 333.18223, shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

(a) Provide the required fee and a completed application on a form provided by the department.

(b) Provide proof, as directed by the department, verifying completion of a doctoral degree in psychology or in a closely related field. The degree must satisfy both of the following requirements:

(i) Be from a regionally accredited college, university, or institution that satisfies the standards under R 338.2529(1) or (2).

(ii) Be from a designated or accredited educational program that satisfies the standards under R 338.2541(1)(a), (b), (c), or (d).

(c) Provide proof, as directed by the department, verifying the completion of an internship that was an integrated part of a doctoral degree program that satisfies the requirements under subdivision (b) of this rule, or a substantially equivalent postdoctoral internship as determined by the board. A post-degree internship may be approved by the board if the internship is through an accredited institution that satisfies the standards adopted under R 338.2529(1) or (2) and was completed for academic graduate credit. The post-degree internship must not be implemented before the board has approved it. A

written, narrative request to the board for approval of a postdoctoral internship must include, at a minimum, the following information:

- (i) An explanation of the reason the internship was not an integrated part of a doctoral degree program.
- (ii) How the postdoctoral internship follows standards substantially equivalent to those required by the Association of Psychology Postdoctoral and Internship Centers (APPIC) at <https://www.appic.org/Internships/Internship-Membership-Criteria>.
- (d) Provide proof, as directed by the department, verifying the completion of 1 year of postdoctoral degree experience in the practice of psychology that satisfies the requirements under R 338.2553(3).
- (e) Provide proof, as directed by the department, verifying a passing score on the examination adopted under R 338.2545(1).

R 338.2545 Examination; psychologist; approval and adoption; passing scores.

Rule 45. (1) An applicant for licensure shall pass the approved and adopted Part 1 – Knowledge of the EPPP developed by the ASPPB. The passing score for the examination is the score recommended by the ASPPB for psychologists in independent practice. Part 2-Skills of the EPPP is optional, and a passing score is not required.

(2) A limited licensed psychologist ~~that~~ **who** took the examination required in subrule (1) of this rule and achieved a passing score at or above the score required for licensure as a psychologist satisfies the examination requirement under R 338.2543(e).

R 338.2549 Foreign graduate of non-accredited postsecondary institution; psychologist examination; eligibility.

Rule 49. To establish eligibility for the examination required under R 338.2545(1), an applicant ~~that~~ **who** graduated from a foreign, non-accredited postsecondary institution shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provide the required fee and a completed application on a form provided by the department.
- (b) Provide proof, as directed by the department, verifying completion of a doctoral degree in psychology or a closely related field from an educational program that satisfies both of the following requirements:
 - (i) The degree was completed at an educational institution that is substantially equivalent to an accredited educational institution that satisfies the standards under R 338.2529(1) or (2).
 - (ii) The degree was completed in an educational program that is substantially equivalent to an accredited educational program that satisfies the standards under R 338.2541(1)(a), (b), (c), or (d).
- (c) Provide proof, as directed by the department, verifying the satisfaction of the requirements under subdivision (b) of this rule, **including** ~~that includes~~ an evaluation of the applicant's non-accredited education by a credential evaluation agency that is a member of NACES.

R 338.2551 Licensure by endorsement.

Rule 51. (1) An applicant for licensure by endorsement shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provide the required fee and a completed application on a form provided by the department.
- (b) Provide proof, as directed by the department, verifying a current and full psychologist license to practice independently in another state or ~~in~~ a province of Canada.
- (c) If the applicant is licensed as a psychologist to practice independently in a province ~~in~~ of Canada, provide proof, as directed by the department, verifying that the applicant completed the educational requirements in Canada or ~~in~~ the United States for licensure as a psychologist to practice independently in Canada or ~~in~~ the United States.

(d) Provide proof, as directed by the department, verifying a passing score on the examination adopted under R 338.2545(1) to obtain licensure as a psychologist to practice independently in another state or in a province of Canada.

(2) An applicant ~~that~~ **who** is or has been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

R 338.2553 Application for educational limited license; postdoctoral experience; requirements; supervision.

Rule 53. (1) An individual shall obtain an educational limited license before engaging in the postdoctoral experience required under section 18223(1)(b) of the code, MCL 333.18223, and R 338.2543(d).

(2) An applicant for educational limited licensure, in addition to satisfying the requirements of the code and the rules promulgated under the code, shall satisfy both of the following requirements:

- (a) Provide the required fee and a completed application on a form provided by the department.
- (b) Provide proof, as directed by the department, verifying the applicant satisfies the educational requirements under R 338.2543(b).

(3) The postdoctoral experience must satisfy all the following requirements:

(a) The experience must consist of not less than 2,000 clock hours completed under the supervision of a licensed psychologist during a period of not more than 2 consecutive years.

(b) The supervisee shall meet individually and in-person or via 2-way real-time audiovisual technology that allows direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee weekly for a minimum of 4 hours a month, during which all active work functions and records of the supervisee are reviewed.

(c) The supervisee shall function as a psychologist using generally accepted applications of psychological knowledge and techniques acquired during the supervisee's education and training.

(d) The experience must be acquired in an organized healthcare setting, as defined under R 338.2521(1)(j).

(4) In cases of extreme hardship, a supervisee may request an alternative to the supervision arrangement specified under subrule (3) of this rule. The alternative supervision arrangement must not be implemented before the board has approved it. In deciding whether to approve the proposed alternative supervision arrangement, the board shall consider the nature of the extreme hardship and the reasonableness of the proposed alternative supervision arrangement. A written, narrative request to the board for approval of an alternative to the supervision arrangement must include, at a minimum, the following information:

- (a) The amount of clock hours currently completed.
- (b) The amount of clock hours left to complete.
- (c) Whether a previous hardship request was made and, if so, the decision on the request.
- (d) The cause for the hardship.
- (e) Measures taken to remedy the hardship.
- (f) Whether the hardship still exists.
- (g) The names and addresses of all fully licensed psychologists the licensee contacted or attempted to contact, including number of times or attempts, or both.

- (h) The responses received from the fully licensed psychologists contacted.
- (i) The qualifications and experience of the proposed alternative supervisor.
- (5) An educational limited license ~~must be issued for 1 year~~ **issued under section 18212(2) of the code, MCL 333.18212, is valid for 1 year** and may ~~not be renewed more than 5~~ **4** times.

R 338.2555 Relicensure; psychologist; educational limited license; requirements.

Rule 55. (1) An applicant whose psychologist license has lapsed may be relicensed within 3 years after the expiration date of the license under section 16201(3) of the code, MCL 333.16201, if the applicant satisfies the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provides the required fee and a completed application on a form provided by the department.
- (b) Establishes good moral character as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.
- (c) Provides proof, as directed by the department, verifying the accumulation of not less than 30 hours of continuing education that satisfies the requirements under R 338.2581 and R 338.2583 during the 2 years immediately before the date of the application for relicensure.

(2) An applicant whose psychologist license has lapsed may be relicensed more than 3 years after the expiration date of the license under section 16201(4) of the code, MCL 333.16201, if the applicant satisfies the requirements under the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provides the required fee and a completed application on a form provided by the department.
- (b) Establishes good moral character as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.
- (c) Provides fingerprints as required under section 16174(3) of the code, MCL 333.16174.
- (d) Provides proof, as directed by the department, verifying the satisfaction of either of the following requirements:

(i) Successfully passing the examination required under R 338.2524(1) during the 2 years immediately before the date of the application for relicensure.

(ii) Verifying that the applicant was licensed as a psychologist to practice independently in another state or ~~in~~ a province of Canada during the 3-year period before the application for relicensure.

(3) Except as provided under R 338.2553(5), an applicant whose educational limited license has lapsed may be relicensed under section 16201(3) or (4) of the code, MCL 333.16201, if the applicant satisfies subrule (1)(a) and (b) of this rule.

(4) An applicant ~~that~~ **who** is or has been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

PART 3. LIMITED LICENSED PSYCHOLOGISTS

R 338.2561 Application for licensure; limited licensed psychologist; requirements.

Rule 61. (1) Except as provided under R 338.2567, an applicant for limited licensure under section 18223(2) of the code, MCL 333.18223, shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

(a) Provide the required fee and a completed application on a form provided by the department.
(b) Provide proof, as directed by the department, verifying completion of a master's degree in psychology from an accredited educational institution that satisfies the standards under R 338.2529(1) or (2). The degree required under this subdivision must satisfy all the following requirements:

(i) Be an integrated, organized sequence of study that includes not less than 1 course in assessment, 1 course in treatment, and 1 course in scientific and professional ethics and standards. Effective June 30, 2009, the course in scientific and professional ethics and standards must be not less than 3 semester hours or 15 hours of classroom instruction per semester hour. If an applicant graduated before June 30, 2009, and the master's degree included a graduate course in scientific and professional ethics of not less than 1 credit hour, the applicant has complied with this paragraph.

(ii) Seventy-five percent of the hours of the required course work must be primarily psychological in content. The thesis and practicum are excluded from what is considered course work. The board may require the applicant to provide material it determines is necessary to demonstrate the psychological content of a course. To be determined psychological in content, a course must satisfy at least 1 of the following requirements:

(A) The subject of the material taught is psychological.

(B) The course is taught in a psychology department.

(c) Provide proof, as directed by the department, verifying the completion of a practicum that satisfies all the following requirements:

(i) Was an integrated part of a master's degree program that satisfies the requirements under subdivision (b) of this subrule, or a substantially equivalent post master's degree practicum as determined by the board. A post-degree practicum may be approved by the board if the practicum is through an accredited institution that satisfies the standards adopted under R 338.2529(1) or (2) and **is** completed for academic graduate credit. The post-degree practicum must not be implemented before the board has approved it. A written, narrative request to the board for approval of a post master's degree practicum must include, at a minimum, the following information:

(A) An explanation of the reason the practicum was not an integrated part of a master's degree program.

(B) Why a practicum is being pursued post-degree instead of as an integrated part of the master's degree program.

(C) The name and address of the accredited institution offering the proposed practicum.

(D) The responsibilities the practicum requires.

(E) When the practicum is to take place and the hourly time commitment-, **including information that shows that the practicum requires not less than 500 clock hours of psychological work.**

(F) How the practicum is to be supervised, ~~and by whom-~~, **and includes the supervisor's credential information that shows that the supervising psychologist is fully licensed in this state or fully licensed in the state where the practicum will take place and eligible for full licensure in this state.**

(G) ~~The demographic makeup of the geographic area where the practicum is to take place.~~ **Information that shows that the applicant meets in-person or via 2-way real-time audiovisual technology that allows direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee for a minimum of 2 hours a week during the practicum.**

(H) ~~Whether others have utilized the practicum provider.~~ **The demographic makeup of the geographic area where the practicum is to take place.**

(I) **Whether others have utilized the practicum provider.**

(ii) Required not less than 500 clock hours of psychological work.

(iii) The applicant was supervised by a psychologist ~~that~~ **who** was **fully** licensed in this state, **or fully licensed in the state where the practicum took place** and eligible for **full** licensure in this state, ~~or licensed or certified at the independent practice level in the state where the practicum took place.~~

(iv) The applicant met in-person or via 2-way real-time audiovisual technology that allowed direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee for a minimum of 2 hours a week during the practicum.

(d) Provide proof, as directed by the department, verifying the completion of 1 year of post master's degree experience in the practice of psychology that satisfies the requirements under R 338.2569(4).

(e) Provide proof, as directed by the department, verifying a passing score on the examination adopted under R 338.2563.

~~(2) An applicant satisfies the requirements of subrule (1) of this rule if certified as a psychological examiner or eligible for certification as a psychological examiner under former 1959 PA 257 on or before September 30, 1978.~~ **An applicant who satisfies the requirements under R 338.2567 satisfies the requirements under subrule (1)(b) and (c) of this rule.**

~~(3) An applicant that satisfies the requirements under R 338.2567 satisfies the requirements under subrule (1)(b) and (c) of this rule.~~

R 338.2567 Foreign graduate of non-accredited postsecondary institution; limited licensed psychologist examination; eligibility.

Rule 67. (1) To establish eligibility for the examination required under R 338.2563, an applicant ~~that~~ **who** graduated from a foreign, non-accredited postsecondary institution shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

(a) Provide the required fee and a completed application on a form provided by the department.

(b) Provide proof, as directed by the department, verifying completion of a master's degree in psychology from an educational program that satisfies both of the following requirements:

(i) Was completed at an educational institution that is substantially equivalent to an accredited educational institution that satisfies the standards under R 338.2529(1) or (2).

(ii) Was completed in an educational program that is substantially equivalent to the requirements under R 338.2561(1)(b) and (c).

(2) Proof, as directed by the department, verifying the satisfaction of the requirements under subrule (1)(b) of this rule must include an evaluation of the applicant's non-accredited education by a credential evaluation agency that is a member of NACES.

R 338.2569 Application for temporary limited license for post-master's degree experience; requirements; supervision.

Rule 69. (1) A temporary limited license must be granted to either of the following applicants:

(a) An individual described under section 18223(2) of the code, MCL 333.18223, for the purpose of obtaining the 1 year of postgraduate experience described under that section and R 338.2561(1)(d).

(b) An individual ~~that~~ **who** is enrolled in a doctoral degree program that satisfies the requirements under section 18223(1) of the code, MCL 333.18223, including both of the following requirements:

(i) Is offered in a regionally accredited college, university, or institution that satisfies the standards under R 338.2529(1) or (2).

(ii) Is a designated or accredited educational program that satisfies the standards under R 338.2541(1)(a), (b), (c), or (d).

(2) An applicant for temporary limited licensure shall satisfy the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** both of the following requirements:

(a) Provide the required fee and a completed application on a form provided by the department.

(b) Provide proof, as directed by the department, verifying the applicant satisfies the following requirements, as applicable:

(i) If applying under subrule (1)(a) of this rule, verification that the applicant's educational program satisfies the requirements under R 338.2561(1)(b) and (c) or R 338.2567.

(ii) If applying under subrule (1)(b) of this rule, verification that the applicant's educational program satisfies the requirements under R 338.2529(1) or (2) and R 338.2541(1)(a), (b), (c), or (d).

(3) An applicant ~~that~~ **who** is granted a temporary limited license to complete the post-master's degree experience may take the examination approved under R 338.2563.

(4) The post-master's degree experience must satisfy all the following requirements:

(a) The experience must consist of not less than 2,000 clock hours completed under the supervision of a licensed psychologist.

(b) The supervisee shall meet individually and in-person or via 2-way real-time audiovisual technology that allows direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee weekly for a minimum of 4 hours a month, during which all active work functions and records of the supervisee are reviewed.

(c) The supervisee shall function as a psychologist using generally accepted applications of psychological knowledge and techniques acquired during the supervisee's education and training.

(d) The experience must be acquired in an organized healthcare setting, as defined under R 338.2521(1)(j).

(5) In cases of extreme hardship, a supervisee may request an alternative to the supervision arrangement specified under subrule (4) of this rule. The alternative supervision arrangement must not be implemented before the board has approved it. In deciding whether to approve the proposed alternative supervision arrangement, the board shall consider the nature of the extreme hardship and the reasonableness of the proposed alternative supervision agreement. A written, narrative request to the board for approval of an alternative to the supervision arrangement must include, at a minimum, the following information:

(a) The amount of clock hours currently completed.

(b) The amount of clock hours left to complete.

(c) Whether a hardship request was made and, if so, the decision on the previous request.

(d) The cause for the hardship.

(e) Measures taken to remedy the hardship.

(f) Whether the hardship still exists.

(g) The names and addresses of all fully licensed psychologists the licensee contacted or attempted to contact, including number of times, or attempts, or both.

(h) The responses received from the fully licensed psychologists contacted.

(i) The qualifications and experience of the proposed alternative supervisor.

R 338.2571 Supervision requirements; reporting of supervision.

Rule 71. (1) An individual ~~that~~ **who** is granted a limited license under section 18223(2) of the code, MCL 333.18223, and is required to be supervised by a licensed psychologist shall satisfy ~~all~~ the following requirements, **as applicable**:

(a) A licensee ~~that~~ **who** has less than 10 years of experience as a limited licensed psychologist, excluding experience as a temporary limited licensed psychologist, shall meet individually and in-person or via 2-way real-time audiovisual technology that allows direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee for a minimum of 2 hours a month.

(b) A licensee ~~that~~ **who** has 10 or more years of experience as a limited licensed psychologist, excluding experience as a temporary limited licensed psychologist, shall meet individually and in-person

or via 2-way real-time audiovisual technology that allows direct, contemporaneous interaction by sight and sound between the supervisor and the supervisee for a minimum of 1 hour a month.

(2) A licensee ~~that~~ **who** seeks a variance from the supervision requirement described in subrule (1) of this rule shall provide a request for a variance to the board for consideration. Reasons for a possible variance include, but are not limited to, issues regarding physical disability, extended absence from practice, or geographical hardships. A variance must not be implemented without the written permission of the board. A written, narrative request to the board for approval of an alternative to the supervision arrangement must include, at a minimum, the following information:

- (a) The details of the variance, and the reason the variance is being requested.
- (b) The underlying cause of the need for a variance.
- (c) Whether a previous variance request was made and, if so, the previous decision.
- (d) The demographic makeup of the surrounding geographic area.
- (e) The number of fully licensed psychologists within a 50-mile radius from home and work.
- (f) The names and addresses of all fully licensed psychologists the licensee contacted or attempted to contact, including number of times or attempts, or both.
- (g) The responses received from the fully licensed psychologists contacted.

R 338.2573 Relicensure; limited licensed psychologist; requirements.

Rule 73. (1) An applicant whose limited license has lapsed may be relicensed within 3 years after the expiration date of the license under section 16201(3) of the code, MCL 333.16201, if the applicant satisfies the requirements of the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provides the required fee and a completed application on a form provided by the department.
- (b) Establishes good moral character as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to MCL 338.47.
- (c) Provides proof, as directed by the department, verifying the accumulation of not less than 30 hours of continuing education that satisfies the requirements under R 338.2581 and R 338.2583 during the 2 years immediately before the date of the application for relicensure.

(2) An applicant whose limited license has lapsed may be relicensed more than 3 years after the expiration date of the license under section 16201(4) of the code, MCL 333.16201, if the applicant satisfies the requirements under the code and the rules promulgated under the code, ~~as well as~~ **and** all the following requirements:

- (a) Provides the required fee and a completed application on a form provided by the department.
- (b) Establishes good moral character as that term is defined in, and determined under, 1974 PA 381, MCL 338.41 to 338.47.
- (c) Provides fingerprints as required under section 16174(3) of the code, MCL 333.16174.
- (d) Provides proof, as directed by the department, verifying the satisfaction of either of the following requirements:

- (i) Successfully passing the examination required under R 338.2563 during the 2 years immediately before the date of the application for relicensure.

- (ii) Verifying that the applicant was licensed as a psychologist in another state during the 3-year period before the application for relicensure.

(3) An applicant ~~that~~ **who** is or has been licensed, registered, or certified in a health profession or specialty by another state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, including verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the

disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

PART 4. CONTINUING EDUCATION

R 338.2581 License renewals; psychologist; limited licensed psychologist; requirements; applicability.

Rule 81. (1) An applicant for license renewal shall satisfy the requirements of the code and the rules promulgated under the code.

(2) An applicant for license renewal ~~that~~ **who** has been licensed in the 2-year period immediately before the application for renewal shall accumulate not less than 30 hours of continuing education in activities approved under these rules during the 2 years immediately before the application for renewal.

(3) Submission of an application for renewal constitutes the applicant's certification of compliance with the requirements of this rule. The licensee shall keep documentation of satisfying the requirements of this rule for 4 years after the date of applying for license renewal. Failure to satisfy this rule is a violation of section 16221(h) of the code, MCL 333.16221.

~~(4) The requirements of this rule do not apply to a licensee during the initial licensure cycle.~~ **An applicant shall submit a request for a waiver of continuing education requirements to the department for the board's consideration not less than 30 days before the last regularly scheduled board meeting before the expiration date of the license.**

~~(5) The department shall receive a request for a waiver of continuing education requirements for the board's consideration not less than 30 days before the last regularly scheduled board meeting before the expiration date of the license.~~

R 338.2583 Acceptable continuing education; requirements; limitations.

Rule 83. (1) The 30 hours of continuing education required under R 338.2581(2) for the renewal of a psychologist license and a psychologist limited license must satisfy the following requirements, as applicable:

(a) No more than 12 hours of continuing education may be earned during one 24-hour period.
(b) There is no limitation to the number of continuing education credit hours that may be earned online.

(c) Credit for a continuing education program or activity that is equivalent or substantially equivalent to a program or activity that the licensee has already earned credit for during the renewal period must not be granted.

(d) Under section 18233(2) of the code, MCL 333.18233, not less than 2 hours of continuing education must be earned in pain and symptom management. Continuing education hours in pain and symptom management may include, but are not limited to, courses in behavior management, psychology of pain, pharmacology, behavior modification, stress management, clinical applications, and drug interventions as they relate to professional practice.

(e) Not less than 3 hours of continuing education must be earned in ethics.

(f) Completion of implicit bias training under R 338.7004 during the 2 years immediately before the application for renewal may be used toward satisfaction of the requirements of R 338.2581(2) and this subrule.

(2) Any of the following activities are considered acceptable continuing education:

Activity Code	Activity and Proof Required	Number of continuing education hours granted/allowed for activity
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(a)	<p>Attendance at Attending or participating participation in a continuing education program or activity related to the practice of psychology, or any non-clinical subject relevant to psychological practice, education, administration, management, or science including that includes, but is not limited to: live, in-person programs; interactive or monitored teleconference, audio-conference; or web-based programs; online programs; and journal articles or other self-study programs approved or offered by any of the following organizations:</p> <ul style="list-style-type: none"> - A statewide bar association. - A statewide psychological association affiliated with the APA. - The American Association of Group Psychotherapy. - The American Association of Marriage and Family Therapists. - The American Association of Psychotherapy. - The American Association of Sex Educators, Counselors, and Therapists. - The American Bar Association. - The American Board of Professional Neuropsychology. - The American Board of Professional Psychologists. - The American Counseling Association. - The American Medical Association. - The American Mental Health Counselor Association. - The American Nurses Association. - The American Psychiatric Association. - The American Psychotherapy Association. - The American Society of Addiction Medicine. - Another state or provincial board of psychology. - The APA. - The Association for Clinical Pastoral Education Psychotherapy Commission. - The Association for Psychological Science. - The Association of Black Psychologists. - The Association of State and Provincial Psychology Boards. - The Canadian Psychological Association. - The Community Mental Health Association of Michigan. - The Michigan Certification Board for Addiction Professionals. - The Michigan Psychoanalytic Institute. - The Michigan Psychological Association. - The Michigan Society for Psychoanalytic Psychology. 	<p>The number of hours of continuing education hours for a specific program or activity are the number of hours approved by the sponsor or the approving organization for the specific program or activity. A maximum of 30 hours of continuing education may be earned for this activity in each renewal period.</p>
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	<ul style="list-style-type: none"> - The National Association of School Psychologists. - The National Association of Social Workers. - The National Board of Certified Counselors. - The National Latinx Psychological Association. - The National Register. - The Society for the Scientific Study of Sexuality. - Nationally or regionally accredited academic institutions. - Nationally or regionally accredited hospitals or mental health treatment centers. - State, provincial, and territorial psychological associations. <p>If audited, the licensee shall provide a program description and a copy of a letter or certificate of completion showing the licensee's name, number of continuing education hours earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date that the program was held, or activity completed.</p>	
(b)	<p>Passing a postgraduate academic course related to the practice of psychology offered in a regionally accredited educational program.</p> <p>If audited, the licensee shall provide an official transcript documenting successful completion of the course.</p>	Five hours of continuing education are granted for each academic credit hour passed. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.
(c)	<p>Initial presentation of a continuing education program related to the practice of psychology provided to a state, regional, national, or international psychological organization.</p> <p>To receive credit, the presentation must not be a part of the licensee's regular job description and must be approved or offered for continuing education credit by any of the organizations listed under subdivision (a) of this subrule.</p> <p>If audited, the licensee shall provide a program description, a copy of the presentation notice or advertisement showing the date of the presentation, the licensee's name listed as a presenter, and the name of the organization that approved or offered the presentation for continuing education credit.</p>	Two hours of continuing education are granted for each 50 to 60 minutes of presentation. No additional credit is granted for preparation of a presentation. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.
(d)	Initial presentation of a scientific exhibit, poster, scientific paper, or clinical demonstration to a psychological organization.	Two hours of continuing education are granted for each 50 to 60 minutes of presentation. No

	<p>To receive credit, the presentation must not be part of the licensee's regular job description or performed in the normal course of the licensee's employment.</p> <p>If audited, the licensee shall provide a copy of the document presented with proof of presentation or a letter from the program sponsor verifying the length and date of the presentation.</p>	<p>additional credit is granted for preparation of the presentation. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.</p>
(e)	<p>Initial publication of an article related to the practice of psychology in a peer-reviewed journal.</p> <p>If audited, the licensee shall provide a copy of the publication that identifies the licensee as the author or a publication acceptance letter.</p>	<p>Five hours of continuing education are granted for serving as the primary author. Two hours of continuing education are granted for serving as the secondary author. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.</p>
(f)	<p>Initial publication of an article related to the practice of psychology in a non-peer-reviewed journal, newsletter, or magazine.</p> <p>If audited, the licensee shall provide a copy of the publication that identifies the licensee as the author or a publication acceptance letter.</p>	<p>One hour of continuing education is granted for each article. A maximum of 3 hours of continuing education may be earned for this activity in each renewal period.</p>
(g)	<p>Initial publication of a chapter related to the practice of psychology in either of the following textbooks:</p> <ul style="list-style-type: none"> - A professional or healthcare textbook. - A peer-reviewed textbook. <p>If audited, the licensee shall provide a copy of the publication that identifies the licensee as the author or a publication acceptance letter.</p>	<p>Five hours of continuing education are granted for serving as the primary author. Two hours of continuing education are granted for serving as the secondary author. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.</p>
(h)	<p>Initial publication of a book related to the practice of psychology.</p> <p>If audited, the licensee shall provide proof of publication that identifies the licensee as the author or a publication acceptance letter.</p>	<p>A maximum of 20 hours of continuing education may be earned for this activity in each renewal period for all non-self-published books. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period for all self-published books.</p>
(i)	<p>Identifying, researching, and resolving an event or issue related to clinical or professional practice.</p> <p>If audited, the licensee shall provide a summary of activities, including hours spent, references if relevant,</p>	<p>One hour of continuing education is granted for each 50 to 60 minutes spent identifying, researching, and resolving the issue or event. A maximum of 5</p>

	and a description of the event or issue involved in identifying, researching, and resolving the event or issue.	hours of continuing education may be earned for this activity in each renewal period.
(j)	<p>Participating on a state or national committee, board, council, or association related to the field of psychology. A committee, board, council, or association is considered acceptable by the board if it enhances the participant's knowledge and understanding of the field of psychology.</p> <p>If audited, the licensee shall provide documentation verifying the licensee's participation in not less than 50% of the regularly scheduled meetings of the committee, board, council, or association.</p>	Ten hours of continuing education are granted for each committee, board, council, or association. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.
(k)	<p>Participating as a student in a postdoctoral clinical training program related to the practice of psychology provided through an accredited educational program for psychologists that satisfies the standards adopted under R 338.2529(1) or (2).</p> <p>If audited, the licensee shall provide a letter from the program director verifying the licensee participated in the program.</p>	Ten hours of continuing education are granted for participating in the program. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.
(l)	<p>Participating as a surveyor in the accreditation, certification, or inspection of an educational, clinical, or service delivery program for psychologists with any of the following organizations:</p> <ul style="list-style-type: none"> - The Commission on Accreditation. - The Joint Commission. - The Commission on Accreditation of Rehabilitation Facilities International. - The APA. - The PCSAS. <p>If audited, the licensee shall provide a letter from the accreditation, certification, or inspection program verifying the licensee's participation and the location of the inspections or examinations.</p>	Ten hours of continuing education are granted for participating as a surveyor. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.
(m)	<p>Participating on any of the following committees:</p> <ul style="list-style-type: none"> - A peer-review committee dealing with quality patient care as it relates to the practice of psychology. - A committee dealing with utilization review as it relates to the practice of psychology. - A healthcare organization committee dealing with patient care issues related to the practice of psychology. <p>If audited, the licensee shall provide a letter from an</p>	Ten hours of continuing education are granted for participating on a committee. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.

	organization official verifying the licensee's participation in not less than 50% of the regularly scheduled meetings of the committee.	
(n)	<p>Serving as an instructor for the first time for any of the following programs:</p> <ul style="list-style-type: none"> - Students, staff, or other licensees at a postdoctoral clinical training program related to the practice of psychology provided at an accredited educational program for psychologists that satisfies the standards adopted under R 338.2529(1) or (2). - Students, interns, residents, or staff in an accredited educational or training program in the area of psychology that satisfies the standards adopted under R 338.2529(1) or (2). <p>If audited, the licensee shall provide a letter from the program director verifying the licensee's role, length of the lecture or lectures, and the date that the lecture or lectures was held.</p>	Two hours of continuing education are granted for each 50 to 60 minute 50-to-60-minute lecture per subject. Additional credit for preparation of the lecture may not be granted. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.
(o)	<p>Providing clinical supervision for master's, doctoral, or postdoctoral level students.</p> <p>To receive credit, this activity must not be part of the licensee's regular job description.</p> <p>If audited, the licensee shall provide a letter from an authorized official at the agency employing the licensee verifying the licensee's role and the number of supervision hours the licensee provided.</p>	One hour of continuing education is granted for each 50 to 60 minutes of supervision provided. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.
(p)	<p>Participating in peer supervision or consultation with professional colleagues.</p> <p>If audited, the licensee shall provide an affidavit from the colleague that took part in the peer supervision or consultation. The affidavit must attest to the licensee's role and the number of hours the licensee spent participating in these activities.</p>	One hour of continuing education is granted for each 50 to 60 minutes of participation. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.
(q)	<p>Participating in case conferences, including hospital grand rounds and multidisciplinary conferences, for training purposes.</p> <p>If audited, the licensee shall provide a letter from the administrative or clinical supervisor verifying the types of conferences and the number of hours the licensee spent participating in the conferences.</p>	One hour of continuing education is granted for each 50 to 60 minutes of participation. A maximum of 5 hours of continuing education may be earned for this activity in each renewal period.
(r)	Providing individual supervision for a limited licensed psychologist beyond the hours of supervision required under R 338.2571(1)(a) or (1)(b). Supervision	One hour of continuing education is granted for each 50 to 60 minutes of supervision provided

	<p>provided as part of a disciplinary sanction may be included under this activity.</p> <p>If audited, the licensee shall provide an affidavit from the limited licensed psychologist that who received the supervision. The affidavit must attest to the licensee's role as a supervisor and the number of hours the licensee spent providing supervision to the limited licensed psychologist.</p>	<p>beyond the hours of supervision required per month. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.</p>
(s)	<p>Receiving individual supervision from a licensed psychologist beyond the hours of supervision required under R 338.2571(1)(a) or (1)(b). Supervision received as part of a disciplinary sanction may not be included under this activity.</p> <p>If audited, the licensee shall provide an affidavit from the licensed psychologist that who provided the supervision. The affidavit must attest to the licensee's role as a supervisee and the number of hours the licensee spent receiving supervision from the licensed psychologist.</p>	<p>One hour of continuing education is granted for each 50 to 60 minutes of supervision received beyond the hours of supervision required per month. A maximum of 10 hours of continuing education may be earned for this activity in each renewal period.</p>
(t)	<p>Participation in a panel discussion relevant to the practice of psychology in an approved continuing education program or an organized healthcare setting as defined under R 338.2521(1)(j).</p> <p>If audited, the licensee shall provide documentation from the organizer of the panel discussion verifying the topic of the panel discussion and the number of hours the licensee spent participating in the discussion.</p>	<p>One hour of continuing education is granted for each 50 to 60 minutes spent participating in the panel discussion. A maximum of 5 hours of continuing education may be earned for this activity in each renewal period.</p>
(u)	<p>Obtaining initial certification in a specialty area by 1 of the following organizations:</p> <ul style="list-style-type: none"> - The American Board of Professional Psychology. - The Michigan Certification Board for Addiction Professionals. <p>If audited, the licensee shall provide proof of certification.</p>	<p>Twenty hours of continuing education are granted for obtaining initial certification. A maximum of 20 hours of continuing education may be earned for this activity in each renewal period.</p>
(v)	<p>Participation in the development of a national examination for psychologists.</p> <p>If audited, the licensee shall provide documentation from the sponsor of the examination verifying the licensee's role and participation in the development of the examination.</p>	<p>Five hours of continuing education are granted for participation. A maximum of 5 hours of continuing education may be earned for this activity in each renewal period.</p>

NOTICE OF PUBLIC HEARING

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing
Administrative Rules for Psychology – General Rules
Rule Set 2023-52 LR

NOTICE OF PUBLIC HEARING

Monday, July 8, 2024

09:00 AM

UL-5

611 W. Ottawa Street, UL-5, Lansing, Michigan

The Department of Licensing and Regulatory Affairs will hold a public hearing to receive public comments on proposed changes to the Psychology – General Rules rule set.

The proposed rules include: revisions to follow current drafting standards and edits to supply clarification for easier reading; updates to the latest educational standards; clarification of the length of time an individual may hold the educational limited license; clarification of the requirements for requesting approval of a post-degree practicum and the required credentials of a practicum supervisor; removal of the exception to completion of continuing education in the first license cycle; clarification that a licensee who completes implicit bias training under R 338.7004 may also use that training toward fulfillment of continuing education requirements; and supplies updated ways to obtain continuing education credit.

By authority conferred on the department in consultation with the board under MCL 333.16145, 333.16148, 333.18201, 333.18223, and 333.18233, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030.

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: BPL-BoardSupport@michigan.gov.

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/8/2024 at 05:00PM.

Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing – Boards and Committees Section, P.O. Box 30670, Lansing, MI 48909-8170, Attention: Departmental Specialist

Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing – Boards and Committees Section, P.O. Box 30670, Lansing, MI 48909-8170, Attention: Departmental Specialist

BPL-BoardSupport@michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 711- to make arrangements.

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF TREASURY

MICHIGAN GAMING CONTROL BOARD

INTERNET GAMING RULES

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the Michigan gaming control board by section 10 of the lawful internet gaming act, 2019 PA 152, MCL 432.310)

R 432.629 and R 432.654 of the Michigan Administrative Code are amended, and R 432.629a is added, as follows:

R 432.629 ~~Vendors.~~ Vendor Requirements.

Rule 629. (1) ~~All of the following apply regarding vendor registration:~~ **Only vendors that are either approved by the board as a registered vendor pursuant to R 432.629a, or are exempt from registration under subrule (4) of this rule, may provide**(a) ~~A vendor who provides goods or services, or both, directly or indirectly, to an internet gaming operator or internet gaming platform provider in connection with its Michigan internet gaming in this state operation may be required to register with the board.~~

(2) Vendors requiring registration include, but are not limited to, the following:

~~(i)(a)~~ **(a)** Affiliate marketers that do not have an agreement based on the sharing of **gross receipts or adjusted gross receipts—customer revenue**. In connection with its vendor registration, the affiliate marketer ~~must~~ **shall** certify it does not promote or market, or both, illegal online gaming sites to individuals located in ~~Michigan~~ **this state**. An illegal online gaming site is one that is not licensed to accept wagers from customers located in **this state** ~~Michigan~~ or ~~any other~~ **another** state.

~~(ii)(b)~~ **(b) Independent integrity monitoring providers.**

(c) Payment processors.

~~(iii)(d)~~ **(d)** A person that provides over \$100,000.00 worth of goods or services, or both, to ~~any~~ **an** internet gaming operator or internet gaming platform provider in connection with its ~~Michigan~~ internet gaming operations **in this state** in a calendar year.

~~(iv)(e)~~ **(e)** Data centers providing physical security and infrastructure.

~~(v)(f)~~ **(f)** ~~Any other~~ **Another** person as considered necessary by the board.

~~(b) Unless otherwise provided for by the board, a person must be registered as a vendor before providing goods or services, or both, as a vendor to an internet gaming operator or internet gaming platform provider.~~

~~(c)(3)~~ **(3)** An internet gaming operator or internet gaming platform provider is prohibited from **receiving goods or services in connection with internet gaming in this state from a vendor that is either not**

registered with the board, or that is not exempt from registration under subrule (4) of this rule using an unregistered vendor to provide goods or services that require a vendor registration.

~~(d)~~ **(4)** Unless otherwise provided for by the board, the following persons are ~~not required to register as a vendor exempt from the vendor registration requirement:~~

(a) A vendor that provides \$100,000.00 or less worth of goods or services, or both, to an internet gaming operator or internet gaming platform provider in connection with internet gaming operations in this state in a calendar year.

~~(i)~~ **(b)** Insurance companies.

~~(ii)~~ **(c)** An ~~person~~ **individual** or entity that provides legal services.

~~(iii)~~ **(d)** Entities providing medical related services.

~~(iv)~~ **(e)** ~~Michigan public~~ **Public** institutions of higher education **in this state.**

~~(v)~~ **(f)** Public utilities regulated by the ~~Michigan~~ public service commission.

~~(vi)~~ **(g)** A Michigan or federally chartered depository financial institution.

~~(vii)~~ **(h)** An ~~individual person~~ or business that provides goods or services as a result of the licensee's employees engaging in business travel, including transportation, lodging, food, and fuel providers.

~~(viii)~~ **(i)** A person ~~who~~ **that** provides employee training or professional development to a licensee.

~~(ix)~~ **(j)** A person ~~who~~ **that** provides conferences, seminars, publications, or memberships that ~~will~~ directly contribute to the work performance or professional development of the licensee's employees.

~~(e)~~ To register, a vendor must complete and file with the board an application for registration and required disclosure forms in the manner and form prescribed by the board. An application for registration and required disclosure forms must be submitted to the board, together with a nonrefundable application fee of \$200.00 by a payment method acceptable to the board, such as a certified check, cashier's check, money order made payable to "State of Michigan", or electronic fund transfer.

~~(2)~~ All of the following apply regarding renewal of a vendor registration:

~~(a)~~ A vendor must renew its registration every 5 years after initial registration.

~~(b)~~ A vendor intending to renew its registration must, at least 30 days before expiration of its registration, submit the annual registration fee and application in the manner and form required by the board.

~~(3)~~ **(5)** All of the following **requirements** apply regarding vendor conduct **regardless of whether the vendor is required to register:**

~~(a)~~ A vendor ~~shall must, at all times,~~ conduct itself in a manner that does not compromise the integrity of internet gaming ~~or and comply with violate any~~ the applicable provisions of the act and these rules.

~~(b)~~ A vendor is subject to the jurisdiction of the board.

~~(c)~~ A vendor shall provide information or records requested by the board.

~~(d)~~ A vendor shall cooperate with the board in any investigation, inspection, audit, or inquiry.

~~(e)~~ A vendor shall allow the board access to its facilities that are relevant to this state's internet gaming operations.

~~(f)~~ A vendor shall notify the board of any change in information previously submitted to the board.

~~(6)~~ **(6)** The board may conduct an investigation to determine if a vendor has acted in a manner that does or could compromise the integrity of internet gaming in this state. ~~The following may be considered during an investigation:~~

~~(i)~~ Criminal records.

~~(ii)~~ Suspension of licenses, registration certificates, or their equivalent, or any other adverse actions in other jurisdictions.

~~(iii)~~ Business reputation.

~~(iv)~~ Associations with businesses and individuals.

~~(v)~~ Compliance with gaming laws and regulations in Michigan and other jurisdictions.

- ~~(vi) Any other information considered appropriate by the board.~~
- ~~(e) Vendors agree to be subject to the jurisdiction of the board; have a continuing duty to provide information or records requested by the board; must cooperate with the board in any investigation, inspection, audit, or inquiry; and must allow the board access to its facilities that are relevant to Michigan internet gaming operations.~~
- ~~(d)(7) If the investigation reveals a vendor's conduct could or does compromise the integrity of internet gaming in this state, the board may issue a cease-and-desist order, obtain injunctive relief, or take any other action necessary to protect the integrity of internet gaming in this state, or all 3.~~
- ~~(e) Vendors have a continuing duty to notify the board of any change in information previously submitted to the board.~~

R 432.629a Vendor Registration.

Rule 629a. (1) To register, a vendor shall complete and file with the board an application for registration and provide the required information in the manner and form prescribed by the board.

(2) An application for registration and the required information must be submitted to the board, together with a nonrefundable application fee of \$200.00 by a payment method acceptable to the board, such as a certified check, cashier's check, money order made payable to "State of Michigan", or electronic fund transfer.

(3) The board shall investigate all vendor applications for registration. The following may be considered during an investigation:

- (a) Criminal records.**
 - (b) Suspension of licenses or registrations, or their equivalent, or other adverse actions in other jurisdictions.**
 - (c) Business reputation.**
 - (d) Associations with businesses and individuals.**
 - (e) Compliance with gaming laws and regulations in this state and other jurisdictions.**
 - (f) Compliance with all local, state, and federal tax laws.**
 - (g) Other information considered appropriate by the board.**
- (4) The executive director shall approve or deny an application for registration. If an application is denied, the person may submit a hearing request as provided for under R 432.614(2).**
- (5) A vendor shall renew its registration every 5 years after the vendor's initial registration.**
- (6) A vendor intending to renew its registration shall, at least 30 days before expiration of the vendor's registration, submit the required registration fee and application in the manner and form required by the board.**

R 432.654 Responsible gaming.

Rule 654. Each internet gaming operator's website or internet gaming platform must display a responsible gaming logo in a manner approved by the board to direct an authorized participant to the internet gaming operator's website or internet gaming platform responsible gaming page. The responsible gaming page must be accessible to an authorized participant during an authorized participant session and must contain, but is not limited to, the following:

- (a) A prominent message, that informs authorized participants of a toll-free compulsive helpline number that the participants can call for help with a gambling problem. states "If you or someone you know has a gambling problem and wants help, call the Michigan Department of Health and Human Services Gambling Disorder Help line at: 800-270-7117".**

(b) A direct link to the Michigan Gaming Control Board Compulsive/Problem Gambling website (~~<https://www.michigan.gov/mgeb/0,4620,7-351-79256-231582--,00.html>~~) and other organizations based in the United States **that are** dedicated to helping people with potential gambling problems.

(c) A clear statement of the internet gaming operator's or internet gaming platform provider's policy and commitment to responsible gaming.

(d) Other responsible gaming measures required by the board.

NOTICE OF PUBLIC HEARING

Department of Treasury
Michigan Gaming Control Board
Administrative Rules for Internet Gaming Rules
Rule Set 2024-4 TY

NOTICE OF PUBLIC HEARING

Thursday, July 11, 2024
10:00AM

Michigan Gaming Control Board, Hearing Room
3062 W. Grand Blvd., Suite L-700, Detroit, Michigan

The Department of Treasury will hold a public hearing to receive public comments on proposed changes to the Internet Gaming Rules rule set.

The proposed amendments will:

(1) Clarify the vendor requirements and the vendor registration process contained in rule 629, Mich Admin Code R 432.629, consistent with the Lawful Internet Gaming Act, MCL 432.301 – 332. Currently, the provisions governing vendor requirements and registration are all in rule 629. The proposed amendments will keep vendor requirements in rule 629 and will move vendor registration to newly added rule 629a.

(2) Amend part of the responsible gaming requirement imposed in rule 654(a), Mich Admin Code R 432.654(a). Currently this section requires internet gaming operators and internet gaming platform providers to prominently display a specific Michigan gambling helpline on their websites. The proposed amendment to Rule 654(a) changes this to a more generic requirement for operators and platform providers to provide a toll-free compulsive gambling helpline.

By authority conferred on the Michigan gaming control board by sections 10(c) & 10(g) of the Lawful Internet Gaming Act, which provides the board with authority to promulgate any rules necessary and proper to govern internet gaming, including requirements to ensure responsible gaming, and requirements for vendors and vendor registration. MCL 432.310(c) & (g).

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: Mckeownj4@michigan.gov.

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/11/2024 at 05:00PM.

John McKeown

Michigan Gaming Control Board, P.O. Box 30786, Lansing, MI 48909

MGCB-Rules@michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 313-456-4205 to make arrangements.

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF TREASURY
MICHIGAN GAMING CONTROL BOARD
INTERNET SPORTS BETTING RULES

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the Michigan gaming control board by section 10 of the lawful sports betting act, 2019 PA 149, MCL 432.410)

R 432.729 and R 432.754 of the Michigan Administrative Code are amended, and R 432.729a is added, as follows:

R 432.729 Vendors. Vendor Requirements.

Rule 729. (1) ~~All of the following apply regarding vendor registration:~~ **Only vendors that are either approved by the board as a registered vendor pursuant to R 432.729a, or are exempt from registration under subrule (4) of this rule, may provide** (a) ~~A vendor who provides goods or services, or both, directly or indirectly, to a sports betting operator or internet sports betting platform provider in connection with its Michigan internet sports betting in this state operation may be required to register with the board.~~

(2) Vendors requiring registration include, but are not limited to, the following:

~~(i)(a)~~ **(a)** Affiliate marketers that do not have an agreement based on the sharing of **gross sports betting receipts or adjusted gross sports betting receipts—customer revenue**. In connection with its vendor registration, the affiliate marketer ~~shall must~~ **shall** certify it does not promote or market, or both, illegal **online gaming sports betting** sites to individuals located in **this state Michigan**. An illegal **online gaming sports betting** site is one that is not licensed to accept wagers from customers located in **this state Michigan or another any other** state.

~~(ii)(b)~~ **(b)** Independent integrity monitoring providers.

~~(iii)(c)~~ **(c)** Payment processors.

~~(iv)(d)~~ **(d)** A person that provides over \$100,000.00 worth of goods or services, or both, to ~~any a~~ **a** sports betting operator or internet sports betting platform provider in connection with its ~~Michigan~~ internet sports betting operation **in this state** in a calendar year.

~~(v)(e)~~ **(e)** Data centers providing physical security and infrastructure.

~~(vi)(f)~~ **(f)** ~~Any other~~ **Another** person as considered necessary by the board.

~~(b) Unless otherwise provided for by the board, a person must be registered as a vendor before providing goods or services, or both, as a vendor to a sports betting operator or sports betting platform provider.~~

~~(e)-(3)~~ **(3)** A sports betting operator or sports betting platform provider is prohibited from **receiving goods or services in connection with internet sports betting in this state from a vendor that is either not**

registered with the board, or that is not exempt from registration under subrule (4) using an unregistered vendor to provide goods or services that require a vendor registration.

~~(d)~~ **(4)** Unless otherwise provided for by the board, the following persons are ~~not required to register as a vendor exempt from the vendor registration requirement:~~

(a) A vendor that provides \$100,000.00 or less worth of goods or services, or both, to a sports betting operator or internet sports betting platform provider in connection with internet sports betting operation in this state in a calendar year.

~~(i)~~ **(b)** Insurance companies.

~~(ii)~~ **(c)** An individual person or entity that provides legal services.

~~(iii)~~ **(d)** Entities providing medical related services.

~~(iv)~~ **(e)** Michigan public ~~Public~~ institutions of higher education in this state.

~~(v)~~ **(f)** Public utilities regulated by the Michigan public service commission.

~~(vi)~~ **(g)** A Michigan or federally chartered depository financial institution.

~~(vii)~~ **(h)** An individual person or business that provides goods or services as a result of the licensee's employees engaging in business travel, including transportation, lodging, food, and fuel providers.

~~(viii)~~ **(i)** A person who that provides employee training or professional development to a licensee.

~~(ix)~~ **(j)** A person who that provides conferences, seminars, publications, or memberships that will directly contribute to the work performance or professional development of the licensee's employees.

~~(e)~~ To register, a vendor must complete and file with the board an application for registration and required disclosure forms in the manner and form prescribed by the board. An application for registration and required disclosure forms must be submitted to the board, together with a nonrefundable application fee of \$200.00 by a payment method acceptable to the board, such as a certified check, cashier's check, money order made payable to "State of Michigan", or electronic fund transfer.

~~(2)~~ All of the following apply regarding renewal of a vendor registration:

~~(a)~~ A vendor must renew its registration every 5 years after initial registration.

~~(b)~~ A vendor intending to renew its registration must, at least 30 days before expiration of its registration, submit the annual registration fee and application in the manner and form required by the board.

~~(3)~~ **(5)** All of the following requirements apply regarding vendor conduct regardless of whether the vendor is required to register:

~~(a)~~ A vendor shall must, at all times, conduct itself in a manner that does not compromise the integrity of internet sports betting or and comply with, violate any the applicable provisions of the act and these rules.

(b) A vendor is subject to the jurisdiction of the board.

(c) A vendor shall provide information or records requested by the board.

(d) A vendor shall cooperate with the board in any investigation, inspection, audit, or inquiry.

(e) A vendor shall allow the board access to its facilities that are relevant to this state's internet sports betting operations.

(f) A vendor shall notify the board of any change in information previously submitted to the board.

~~(b)~~ **(6)** The board may conduct an investigation to determine if a vendor has acted in a manner that does or could compromise the integrity of internet sports betting in this state. The following may be considered during an investigation:

~~(i)~~ Criminal records.

~~(ii)~~ Suspension of licenses, registration certificates, or their equivalent, or any other adverse actions in other jurisdictions.

~~(iii)~~ Business reputation.

~~(iv)~~ Associations with businesses and individuals.

~~(v) Compliance with gaming laws and regulations in Michigan and other jurisdictions.~~

~~(vi) Any other information considered appropriate by the board.~~

~~(c) Vendors agree to be subject to the jurisdiction of the board, have a continuing duty to provide information or records requested by the board, must cooperate with the board in any investigation, inspection, audit, or inquiry, and must allow the board access to its facilities that are relevant to Michigan internet sports betting operations.~~

~~(d)(7) If the investigation reveals a vendor's conduct could or does compromise the integrity of internet sports betting in this state, the board may issue a cease-and-desist order, obtain injunctive relief, or take any other action necessary to protect the integrity of internet sports betting in this state, or all 3.~~

~~(e) Vendors have a continuing duty to notify the board of any change in information previously submitted to the board.~~

R 432.729a Vendor Registration.

Rule 729a. (1) To register, a vendor shall complete and file with the board an application for registration and provide the required information in the manner and form prescribed by the board.

(2) An application for registration and the required information must be submitted to the board, together with a nonrefundable application fee of \$200.00 by a payment method acceptable to the board, such as a certified check, cashier's check, money order made payable to "State of Michigan", or electronic fund transfer.

(3) The board shall investigate all vendor applications for registration. The following may be considered during an investigation:

(a) Criminal records.

(b) Suspension of licenses or registrations certificates, or their equivalent, or other adverse actions in other jurisdictions.

(c) Business reputation.

(d) Associations with businesses and individuals.

(e) Compliance with gaming laws and regulations in this state and other jurisdictions.

(f) Compliance with all local, state, and federal tax laws.

(g) Other information considered appropriate by the board.

(4) The executive director shall approve or deny an application for registration. If an application is denied, the person may submit a hearing request as provided for under R 432.714(2).

(5) A vendor shall renew its registration every 5 years after the vendor's initial registration.

(6) A vendor intending to renew its registration shall, at least 30 days before expiration of the vendor's registration, submit the required registration fee and application in the manner and form required by the board.

R 432.754 Responsible gaming.

Rule 754. Each sports betting operator's website or internet sports betting platform must display a responsible gaming logo in a manner approved by the board to direct an authorized participant to the sports betting operator's website or internet sports betting platform responsible gaming page. The responsible gaming page must be accessible to an authorized participant during an authorized participant session and must contain, but is not limited to, the following:

(a) A prominent message; that informs authorized participants of a toll-free compulsive helpline number that the participants can call for help with a gambling problem. states "If you or someone you know has a gambling problem and wants help, call the Michigan Department of Health and Human Services Gambling Disorder Help line at: 800-270-7117".

(b) A direct link to the Michigan Gaming Control Board Compulsive/Problem Gambling website (~~<https://www.michigan.gov/mgcb/0,4620,7-351-79256-231582--,00.html>~~) and other organizations based in the United States **that are** dedicated to helping people with potential gambling problems.

(c) A clear statement of the sports betting operator's or internet sports betting platform provider's policy and commitment to responsible gaming.

(d) Other responsible gaming measures required by the board.

NOTICE OF PUBLIC HEARING

Department of Treasury
Michigan Gaming Control Board
Administrative Rules for Internet Sports Betting Rules
Rule Set 2024-5 TY

NOTICE OF PUBLIC HEARING

Thursday, July 11, 2024
10:00AM

Michigan Gaming Control Board, Hearing Room
3062 W. Grand Blvd., Suite L-700, Detroit, Michigan

The Department of Treasury will hold a public hearing to receive public comments on proposed changes to the Internet Sports Betting Rules rule set.

The proposed amendments will:

(1) Clarify the vendor requirements and the vendor registration process contained in rule 729, Mich Admin Code R 432.729, consistent with the Lawful Sports Betting Act, MCL 432.401 – 419. Currently, the provisions governing vendor requirements and registration are all in rule 729. The proposed amendments will keep vendor requirements in rule 729 and will move vendor registration to newly added rule 729a.

(2) Amend part of the responsible gaming requirement imposed in rule 754(a), Mich Admin Code R 432.754(a). Currently this section requires internet sports betting operators and internet sports betting platform providers to prominently display a specific Michigan gambling helpline on their websites. The proposed amendment to Rule 754(a) changes this to a more generic requirement for operators and platform providers to provide a toll-free compulsive gambling helpline.

By authority conferred on the Michigan gaming control board by sections 10(1)(h) & 10(1)(l) of the Lawful Sports Betting Act, which provides the board with authority to promulgate any rules necessary and proper to govern internet sports betting, including requirements to ensure responsible gaming, and requirements for vendors and vendor registration. MCL 432.410(1)(h) & (l).

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: Mckeownj4@michigan.gov.

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/11/2024 at 05:00PM.

John McKeown

Michigan Gaming Control Board, P.O. Box 30786, Lansing, MI 48909

MGCB-Purchasing@Michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 313-456-4205 to make arrangements.

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF COMMUNITY HEALTH AND HUMAN SERVICES

PUBLIC HEALTH ADMINISTRATION

OFFICE OF THE STATE REGISTRAR

AMENDMENTS TO VITAL RECORDS

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the department of ~~public health and human services~~ by sections **2226, 2233, 2235, and 2896 of the public health code, 1978 PA Act No. 368, of the Public Acts of 1978, as amended, being S MCL 333.2226, 333.2233, 333.2235, and 333.2896 of the Michigan Compiled Laws**)

R 325.3251, R 325.3252, R 325.3253, R 325.3254, R 325.3255, R 325.3259, R 325.3261, R 325.3262, R 325.3263, R 325.3266, and R 325.3267 of the Michigan Administrative Code are amended, and R 325.3264 is rescinded, as follows:

R 325.3251 Definitions.

Rule 1. (1) As used in these rules:

(a) "Addended record" means a replacement record containing the information as recorded on the registered record plus information added as an addendum to the record pursuant to section 2872 of the code, **MCL 333.2872**.

(b) "Amended record" means a replacement record ~~that which~~ is marked "amended" **and** contains the date of the amendment, ~~and which~~ identifies the items amended.

(c) "Applicant" means the individual who signs an application to correct a vital record document.

(d) "Code" means **the public health code, 1978 PA Act No. 368 of the Public Acts of 1978, as amended, being S MCL 333.1101 to 333.25211. et seq. of the Michigan Compiled Laws.**

(e) "Date of application" means the date the application to correct a vital record document is received in the office of the state registrar.

(f) "New record" means a replacement record that is not marked to indicate changes made to the record.

(g) "Next of kin" means the adult individual or individuals most closely related to the registrant in the following order of priority:

(i) The registrant's spouse.

(ii) The decedent's children.

(iii) The decedent's grandchildren.

(iv) The decedent's parents.

(v) The decedent's grandparents.

(vi) The decedent's siblings. ▯

(gh) "Registered record" means a record accepted by the state registrar for incorporation into the permanent official records of the system of vital statistics.

(hi) "Registrant" means the individual to whom the record pertains.

(ij) "Replacement record" means a record prepared by the department to replace an existing registered record.

(2) ~~The terms~~ **A term** defined in ~~part 28 of the code~~ **has** ~~have~~ the same **meaning** ~~meanings~~ when used in these rules.

R 325.3252 Certified copies of replacement records; requirements.

Rule 2. (1) A certified copy of an addended record ~~shall~~ **must** show all ~~of~~ the following on its face:

(a) The information from the registered record.

(b) The addended information.

(c) The basis for the addendum.

(2) A certified copy of an amended record ~~shall~~ **must** show ~~on its face~~ all amendment notations **on its face** and ~~shall~~ be marked "amended."

(3) A certified copy of a new record ~~shall~~ **must** ~~not show on its face~~ evidence of the changes made **on its face**.

R 325.3253 Basis for preparing replacement records.

Rule 3. To protect the integrity and accuracy of the system of vital statistics, a certificate or record registered under **section** 2821, 2827, 2829, **2834**, 2841, ~~or 2846, or 2864~~ of the code, **MCL 333.2821, 333.2827, 333.2829, 333.2834, 333.2841, or 333.2846**, may be replaced by an addended, ~~an~~ amended, or ~~a~~ new record only as prescribed by these rules.

R 325.3254 Replacement record request; content of application.

Rule 4. (1) Unless otherwise specified in these rules or statute, all requests for changes to vital records documents ~~shall~~ **must** be made on an application to correct a vital record document as prescribed by the state registrar. The application ~~shall~~ **must** set forth all ~~of~~ the following:

(a) All the information necessary to identify the registered record.

(b) The incorrect information as recorded on the registered record.

(c) The information as it should appear on the replacement record.

(2) The completed application ~~shall~~ **must** be accompanied by both of the following:

(a) The proper fee prescribed by law.

(b) The minimum supporting documentary evidence required by these rules.

(3) A request ~~shall not be accepted which is not~~ **must be** made on an application form prescribed by the state registrar and ~~which is not~~ **must be** accompanied by the required fee.

R 325.3255 Review of applications and evidence by state registrar; dismissals and denials of applications.

Rule 5. (1) The state registrar shall evaluate each application and the evidence submitted in support of the request to change a registered vital record document.

(2) The state registrar may in ~~his~~ **the state registrar's** discretion require the submission of additional documentary evidence to support a requested change.

(3) The state registrar shall dismiss an application when additional evidence requested is not received within 6 months ~~after of~~ the request for the additional evidence. When an application is dismissed, the state registrar shall send a written notice of dismissal to the applicant ~~and return the documentary evidence~~. The **state registrar shall retain the** application fee ~~submitted shall be retained~~.

(4) The state registrar shall deny an application when the applicant is not eligible to apply, ~~or when the applicant cannot provide satisfactory documentary evidence in support of the facts.~~ When an application is denied, a written notice of denial ~~shall~~ **must** be forwarded to the applicant ~~which~~ **that** indicates the reason for the denial. ~~All documentary evidence shall be returned to the applicant. The application fee submitted shall be retained, except if the applicant is not eligible to apply.~~ **The application fee must be refunded.**

(5) If, after review of the application and the evidence, the state registrar is satisfied that the evidence supports the requested change, the state registrar shall prepare the appropriate replacement record and place it in the active files of the system of vital statistics.

R 325.3259 Amendment of amended ~~or court-established records~~ **record.**

Rule 9. (1) Items on a record previously amended under these rules ~~shall~~ **must** not be amended again by the state registrar, unless it can be documented that the amendment was made in error by the office of the state registrar or upon order of a court of competent jurisdiction.

(2) Items on a record originally established, entered, or amended pursuant to a court order can only be amended upon order of a court of competent jurisdiction.

R 325.3261 Rescission of replacement records.

Rule 11. (1) If the state registrar becomes aware that a replacement record is invalid or that the evidence received in support of the preparation of the replacement record is false or invalid, the replacement record ~~shall~~ **must** be rescinded. ~~The prior record shall be unsealed and placed in the active file.~~ **A new record must be created containing the same facts as the original record.**

~~(2) The state registrar shall forward notice of the rescission to the last known address of the applicant.~~
~~(3) The state registrar shall notify the local registrar of the rescission of the replacement record, and instruct the local registrar to activate the prior record.~~

R 325.3262 Change to birth or death records; notification of local registrar; local registrar duties.

Rule 12. (1) When the state registrar makes a change to the official recording of a birth or death, ~~he or she~~ **the state registrar** shall notify the local registrar who retains a record of the event of the change.

(2) Upon notification of a change to a registered record, the local registrar shall seal the existing record as directed by the state registrar.

(3) The local registrar shall properly record the change as directed by the state registrar.

R 325.3263 Preparation of replacement records.

Rule 13. (1) The department shall prepare a new record as a replacement for a registered record when the state registrar receives any of the following:

(a) Documents described in sections 2831 and 2872 of the code, **MCL 333.2831 and 333.2872**, as evidence of **1 of the following**:

- (i) Adoption.
- (ii) Paternity.
- (iii) Legitimation.
- (iv) Sex designation.
- (v) Legal change of name of a minor.

(b) A request, within 12 months ~~of~~ **after** the date of the event, for additions or minor amendments. These amendments ~~shall be~~ **are** limited to the following:

- (i) Obvious errors.
- (ii) Transpositions of letters or numbers.

(iii) Omissions.

(iv) Changes to the registrant's given names or the addition of a surname suffix, for example: "Jr.," "II," or "III."

(c) A request received within 6 years ~~of~~**after** the date of the event and documentary evidence to add the registrant's given name to a birth record where the given name is missing on the registered record.

(d) An order issued by a court of competent jurisdiction requiring the department to prepare a new record.

(e) Documentation showing a change in an action of a court that is documented in the system of vital statistics.

(f) Evidence of an error in an entry made by the office of the state registrar or a local registrar.

(2) The department shall prepare an addended record as a replacement for a registered record when the state registrar receives documents described in section 2872(2) of the code, **MCL 333.2872**, as evidence of a legal change of name.

(3) An amended record ~~shall~~ **must** be prepared when it is not appropriate under these rules or ~~statute~~ **the code** to prepare an addended record or a new record.

R 325.3264 Preservation of original information. Rescinded.

~~Rule 14. A change to the information initially recorded on an original record shall not be made to the face of the original vital record document after it is registered, unless changed pursuant to R325.3212.~~

R 325.3266 Requests for changes to vital records documents; eligible persons.

Rule 16. (1) A change to a registered birth record may be requested by any of the following:

(a) The parents named on the record.

(b) A parent not named on the record who can establish that ~~he or she~~ **that individual** may be named pursuant to section 2824 of the code, **MCL 333.2824**, for the purpose of having ~~his or her~~ **that individual's** name added to the record.

(c) The legal guardian of the registrant.

(d) The registrant, if 18 years of age or older **or legally emancipated**.

(e) An heir to the registrant; ~~if the registrant and the parents of the registrant are deceased~~ **with a court order to change the record**.

(f) The individual or facility administrator responsible for filing the original certificate.

(g) A legal representative of any individual listed in subdivisions (a) to (f) of this subrule.

(2) A change to a registered death record may be requested by any of the following:

(a) The informant listed on the death certificate.

(ab) The next of kin of the deceased; within 5 years of the date of death. If next of kin cannot be determined or is disputed, or more than 5 years have passed since the date of death, a court order is required.

~~(bc)~~ The funeral director or the ~~person~~ **individual** responsible for the disposition of the deceased.

~~(ed)~~ The physician who certified to the cause of death, as follows:

(i) The physician who certified to the cause of death may only request a change to the following:

(A) The date of death.

(B) The place of death.

(C) The medical facts of death.

(ii) In cases where a physician has certified to the cause and manner of death in ~~his or her~~ **that physician's** capacity as a **county** medical examiner or deputy **county** medical examiner, requests to amend the cause or manner of death on the death record may be made by any of the following:

(A) The physician who certified to the cause of death.

(B) The ~~chief~~ **county** medical examiner.

(C) A deputy **county** medical examiner, other than the original certifier, who is authorized by the ~~chief county~~ medical examiner to request a change to a registered record. The ~~chief county~~ medical examiner shall provide the state registrar with a listing of the names of deputy **county** medical examiners authorized to request amendments to records for which they are not the certifier. The ~~chief county~~ medical examiner shall notify the state registrar when there are changes to the list of authorized deputy **county** medical examiners.

(iii) In cases where the certifying physician is now deceased, requests may be made by a physician who attests to having knowledge of the facts of death.

(iv) In all cases where the physician who makes the request is not the certifying physician named on the registered record, the name of the certifying physician on the replacement record shall be changed to reflect the name of the new certifying physician.

(3) ~~Requests to change a registered marriage record shall be made pursuant to Act No. 128 of the Public Acts of 1887, as amended, being S551.101 et seq. of the Michigan Compiled Laws.~~ **Marriage and divorce records are not subject to correction by the state registrar's office.**

~~(4) A change to a registered report of divorce or annulment may be requested by any of the following:~~

~~(a) The custodian of the official record from which the report was prepared when the items to be changed are part of the divorce or annulment decree.~~

~~(b) Query by the state registrar when the items to be changed are not part of the divorce or annulment decree.~~

~~(c) Either of the parties to the divorce or annulment when the items to be changed are not part of the divorce or annulment decree.~~

~~(d) The legal representative of either of the parties of the divorce or annulment when the items to be changed are not part of the divorce or annulment decree.~~

R 325.3267 Correction of vital record information; evidence required.

Rule 17. (1) **Before the sixth birthday of the registrant, d**~~Documentary~~ evidence is not required to correct the spelling of the registrant's first or middle name on a registered birth record if the request is made by ~~either parent~~ **all parents** named on the birth record. ~~before the sixth birthday of the registrant.~~

(2) To delete the name of a father recorded on a registered birth record, **the department must receive** a true or certified copy of a court **order requiring removal of the father or a court** determination of non-paternity., ~~which that contains an explicitly statement to the effect that, based on the evidence presented to the court, the man named on the registered birth record as the father is not the father of the registrant, is required.~~

(3) To change the cause or mode of death on a registered death record, **the department must receive** a certified copy of a court determination of the facts or the ~~affidavit request~~ of a person named in R 325.3266(2)(a) to (d) ~~(e).~~ **is required.**

(4) Changes to the marital status or name of the surviving spouse on a registered death record require a court order naming the surviving spouse, except to make minor spelling corrections or where there is a demonstrated error by the funeral home.

(45) Except as specified in subrule (1), (2), or (3) or (4) of this rule, or except as otherwise specified by law statute or rule, a request to amend a vital record shall must be accompanied by a certified copy of a court order specifying the correct facts or 1 or more pieces of the following documentary evidence items of documentary evidence that support the alleged facts. All documents presented must contain sufficient information to clearly indicate that they pertain to the registrant on the record for which the amendment or correction has been requested. Acceptable documents include, but are not limited to, the following:

~~(a) Records of regularly conducted activity as specified in rule 803(6) of the Michigan rules of evidence.~~

- ~~(b) Public records and reports as specified in rule 803(8) of the Michigan rules of evidence.~~
- ~~(c) Records of vital statistics as specified in rule 803(9) of the Michigan rules of evidence.~~
- ~~(d) Records of religious organizations as specified in rule 803(11) of the Michigan rules of evidence.~~
- ~~(e) Marriage, baptismal, and similar certificates as specified in rule 803(12) of the Michigan rules of evidence.~~
- ~~(f) Family records as specified in rule 803(13) of the Michigan rules of evidence.~~
- ~~(g) Records of documents affecting an interest in property as specified in rule 803(14) of the Michigan rules of evidence.~~
- ~~(h) Statements in ancient documents as specified in rule 803(16) of the Michigan rules of evidence.~~
- (a) Certified copy of a marriage record.**
- (b) Certified copy of a live birth record of the registrant's child.**
- (c) School records.**
- (d) Social security records.**
- (e) Passports or visas.**
- (f) Military records.**
- (g) Federal government census records.**
- (h) Government agency records for benefit establishment such as social services, Medicaid, clinical services, or similar services.**
- (i) Medical records.**
- (j) Other documents deemed to be valid and adequate by the state registrar to support the requested change.**
- (6) For live birth records, the documents submitted must have been established before the registrant's 18th birthday or at least 10 years before the date of application for the amendment or correction. The state registrar may make exceptions for other documents such as court orders, passports, or other evidence that clearly support the facts of live birth.**

NOTICE OF PUBLIC HEARING

Department of Health and Human Services
Public Health Administration
Administrative Rules for AMENDMENTS TO VITAL RECORDS
Rule Set 2024-8 HS

NOTICE OF PUBLIC HEARING

Monday, July 15, 2024

09:00 AM

Room 1A

333 South Grand Avenue, Lansing, Michigan 48933

The Department of Health and Human Services will hold a public hearing to receive public comments on proposed changes to the AMENDMENTS TO VITAL RECORDS rule set.

The Amendments to Vital Records rules establish definitions, requirements, and processes needed to amend or change birth and death certificates, and other vital record after they are filed. Changes primarily address processes that have changed in transition from paper to electronic vital records.

By authority conferred on the Department of Public Health by sections 2226, 2233, 2235, and 2896 of the Public Health Code, 1978 PA 368, MCL 333.2226, 333.2233, 333.2235, and 333.2896.

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: MDHHS-AdminRules@michigan.gov.

Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/19/2024 at 05:00PM.

Department of Health and Human Services Attn: Mary E. Brennan/Jeffrey Duncan

Grand Tower Building 235 S. Grand Avenue- 2nd Floor, Lansing, MI 48933

MDHHS-AdminRules@michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 517-335-4276 to make arrangements.

PROPOSED ADMINISTRATIVE RULES

DEPARTMENT OF COMMUNITY HEALTH AND HUMAN SERVICES

PUBLIC HEALTH ADMINISTRATION

OFFICE OF THE STATE REGISTRAR

**COMPLETION, FILING, AND REGISTRATION OF VITAL RECORDS
DOCUMENTS**

Filed with the secretary of state on

These rules become effective immediately after filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the department of ~~public health~~ **and human services** by sections **2226, 2233, 2235, and 2896 of the public health code, 1978 PA Act No. 368, of the Public Acts of 1978, as amended, being MCL 333.2226, 333.2233, 333.2235, and 333.2896 of the Michigan Compiled Laws**)

R 325.3205, R 325.3206, R 325.3207, R 325.3208, R 325.3209, R 325.3210, R 325.3211, R 325.3212, R 325.3213, R 325.3215, R 325.3216, R 325.3217, R 325.3218, R 325.3219, R 325.3220, and R 325.3221 of the Michigan Administrative Code are amended, as follows:

R 325.3205 Storage and distribution of blank forms.

Rule 5. (1) ~~An person~~ **individual** responsible for the preparation and filing of vital records shall do all of the following:

- (a) Store blank vital records forms in such a manner as to safeguard the forms against theft or misuse.
- (b) Distribute forms only to other persons when authorized to do so by a local registrar or the state registrar.

(c) Report **missing** forms ~~from their supply~~ to the local registrar of the district or the state registrar.

The report ~~shall~~ **must** contain all of the following:

- (i) The date the records were discovered missing.
- (ii) The type of record.
- ~~(iii) The number of missing records.~~
- ~~(iv) The preprinted serial numbers of missing forms, if the forms contain a preprinted serial number.~~
- (iii) Information that may lead to the recovery of the forms.**

(2) A local registrar receiving a report of missing or stolen forms shall forward the report to the state registrar.

R 325.3206 Vital records preparation; acceptability for filing.

Rule 6. (1) ~~All forms used to record births, deaths, marriages, divorces, and other events designated by the state registrar shall must be prepared on a typewriter with a black ribbon or shall be printed legibly in black, unfading ink. All signatures required shall be entered in black, unfading ink.~~ **entered in the state electronic registration system, using established procedures, or as otherwise directed by the state registrar.**

(2) In the event that a state electronic registration system is not available or otherwise directed by the state registrar, paper forms must be typed or printed legibly using black ink or toner, and all required signatures must be in black, archival quality ink.

(23) All signatures ~~shall~~ **must** be original signatures, except for the signatures of the local registrar, state registrar, or a judge of a circuit or probate court, **or as otherwise determined permissible by the state registrar.**

(34) The full name of each individual recorded on vital records ~~shall~~ **must** be recorded in English alphabetic characters, with the exception of surname suffixes, which may be recorded in Roman or Arabic numerals, **and limited to the following:**

(a) Upper and lower-case letters.

(b) Letters a to z.

(c) Commas.

(d) Periods.

(e) Apostrophes.

(f) Hyphens.

(g) Spaces.

(4) All references to time on vital records ~~shall~~ **must** refer to the time in effect at the place and on the date the event occurred.

(5) Unless otherwise directed by the state registrar, a certificate is unacceptable for filing under any of the following circumstances:

(a) It is not completed in conformance with instructions issued by the state registrar.

(b) It contains alterations or erasures, except on portions required only for statistical, health, or medical use.

(c) It does not contain handwritten **or electronic** signatures required by instructions issued by the state registrar.

(d) It is marked "copy" or "duplicate."

(e) It is a carbon copy.

(f) It is prepared on an improper **or obsolete** form.

(g) It contains obvious improper, inconsistent, or incomplete information.

(h) It has been folded, bent, stained, or otherwise damaged.

(i) It is illegible.

(j) It contains cause of death information not properly recorded in conformance with instructions issued by the state registrar.

(k) It is not certified by a person authorized by law or by rule to certify to the facts of the event.

(l) It **records an event that** occurred more than 1 year before the date the record is received by the local registrar.

R 325.3207 Replacement of vital records not acceptable for filing.

Rule 7. (1) When a vital record is not acceptable for filing, the ~~person~~ **individual** responsible for filing the original vital record shall prepare another record acceptable for filing and ~~shall~~ submit it to the local registrar within 5 days after receipt of notice that the record is not acceptable for filing, except for records not accepted pursuant to R 325.3206(5)(l).

(2) If, after receipt of notice that a vital record is not acceptable for filing, the ~~person~~ **individual** responsible for filing the original vital record cannot meet the required filing date, ~~he or she~~ **the individual** shall submit a written notification to the local registrar stating the reason for the lateness and expected date of submission.

R 325.3208 Recording false information.

Rule 8. (1) ~~An person~~ **individual** responsible for filing a vital record ~~which that~~ contains suspected false information shall file the vital record and ~~shall~~ report the suspicion to the local registrar.

(2) A local registrar receiving a report of suspected false information or a vital record suspected of containing false information, shall report it to the state registrar.

R 325.3209 Late filing of certificates of birth and certificates of death.

Rule 9. ~~(1) Certificates of birth filed after 5 days, but within 1 year of the date of birth, or certificates of death filed after 72 hours, but within 1 year of the date of death, shall be filed on the standard form in the manner prescribed in sections 2822 and 2843 of the code. Each certificate filed more than one year after occurrence so filed shall be accompanied by a written explanation for the lateness of the filing.~~

~~(2)~~ When an individual is found dead and the date of death as determined by the **county** medical examiner is at least 1 year before the date the body was found, the death ~~shall~~ **must** be registered on the form in use at the time the body is found and the state registrar shall mark the certificate of death "delayed."

R 325.3210 Filing of certificates of death with incomplete information.

Rule 10. (1) If all the information necessary to complete a certificate of death is not available within the time prescribed for filing of the certificate, the funeral director shall file the certificate completed with all information that is available. In all cases, the medical certification ~~shall~~ **must** be signed by the ~~person~~ **individual** responsible for the certification. If the cause of death is not known or not yet determined, the cause of death ~~shall~~ **must** be shown as "pending."

(2) A local registrar shall accept a certificate of death showing the cause of death as "pending" only if signed by a county medical examiner or a deputy **county** medical examiner-licensed to practice medicine in ~~this any~~ state.

(3) A supplemental report providing the information missing from the original certificate ~~shall~~ **must** be filed by the ~~person~~ **individual** responsible for obtaining the missing information with the state registrar as soon as possible, but in all cases within 60 days ~~of after~~ the date the death occurred.

(4) If the supplemental report is filed before the certificate is registered, the missing information ~~shall~~ **must** be added to the certificate. Otherwise, the certificate ~~shall~~ **must** be replaced.

(5) Supplemental reports filed more than 60 days after the date of death ~~shall~~ **must** be considered an application to amend the record.

R 325.3211 Original records; minor changes or alterations.

Rule 11. (1) The ~~person~~ **individual** responsible for filing a vital record may make a minor change or alteration to the original **paper** record only through use of a lift-off process. Changes or alterations made by erasure, correcting ~~fluids~~ **tape**, or image overlay are not acceptable, except on portions designated as ~~only~~ for statistical, health, or medical use **only**.

(2) Death certificates may be changed by the mortuary science or funeral director licensee responsible for the disposition of the deceased or the physician who certified the cause of death within 30 days after the file date in the electronic death registration system. Changes made to the medical section of the record by the mortuary science or funeral director licensee must be substantiated by documentary evidence provided by the certifying physician.

(3) Data entry errors by the data provider in the birth registration system may be corrected during the 6 months after the date of birth. Statistical data can be changed by the data provider until the annual statistical file is closed.

R 325.3212 Errors in filing and registration.

Rule 12. The state registrar or a local registrar may make changes to the record where the change corrects an error made **by a registrar** in the filing or registration of the record. All changes ~~shall~~ **must** be done using procedures approved by the state registrar.

R 325.3213 Local registrar to number, date, and affix signature.

Rule 13. A local registrar ~~shall must~~ number, ~~shall~~ provide a date of filing for, and ~~shall sign or electronically certify~~ each vital record accepted for filing in accordance with instructions issued by the state registrar.

R 325.3215 Hospitals or institutions; preparation of certificates of death.

Rule 15. When death occurs in a hospital or other institution and the death does not fall within the jurisdiction of the **county** medical examiner, the ~~person~~ **individual** in charge of the institution, or ~~his or her~~ **that individual's** designated representative, may initiate the preparation of the certificate of death ~~only as follows~~ **through either of the following:**

(a) **Enter the required information into the electronic death registry system in conformance with instructions issued by the state registrar.**

(b) **Complete the medical certificate of death as follows:**

(i) Place the full name and sex of the deceased and the date and place of death on the **medical** certificate of death.

(ii) Obtain ~~from the attending physician~~ the cause of death **from the attending physician**, other information required of the physician, and the attending physician's signature.

(iii) Present the ~~partially~~ completed **medical** certificate of death to the funeral director or ~~person~~ **an individual** acting as such.

R 325.3216 **County** ~~M~~medical examiner; preparation of certificates of death.

Rule 16. If a death falls within the jurisdiction of a **county** medical examiner, the **county** medical examiner may initiate the preparation of the certificate of death as specified in these rules.

R 325.3217 Proper presentation of certificates of death for physician signature.

Rule 17. (1) A physician responsible for completing the medical certification on a certificate of death shall provide the certification when a certificate of death is presented to ~~him or her~~ **that individual** with, ~~at a minimum, least~~ all of the following information:

(a) The name of the deceased.

(b) The sex of the deceased.

(c) The county, city, village, or township and address of the deceased.

(2) A record completed in ~~this~~ **the** manner **described in subrule (1) of this rule** is considered properly presented for the purpose of obtaining the medical certification.

R 325.3218 Foundling registration.

Rule 18. (1) When ~~an person~~ **individual** assumes custody of a child of unknown parentage, the facts as prescribed by section 2825 of the code, **MCL 333.2825**, ~~shall must~~ be reported on the birth certificate form in use at the time the infant is found.

(2) All items on the form must be completed in conformance with instructions issued by the state registrar. The completed certificate ~~shall must~~ be forwarded to the ~~state~~ **local** registrar **in the area where the infant was found.**

(3) Before registration, the ~~state registrar~~ **data provider** shall ~~make a reference mark on~~ the record to identify the record as that of a foundling child. The reference mark ~~shall must~~ not disclose the fact that the record is for a foundling child.

~~(4) Following registration, the state registrar shall forward a copy of the certificate to the local registrar for the area where the infant was found.~~

R 325.3219 Registration of presumptive death.

Rule 19. (1) A certificate of death prepared on the basis of an order of a ~~probate~~ **the court which that** finds that ~~an person individual~~ **individual** is presumed to have died in this state as a result of a disaster or accident ~~shall must~~ be prepared ~~on the certificate of death form in the manner~~ in use at the time the order is presented.

(2) All items on the certificate of death ~~shall must~~ be prepared as fully as possible. If unknown, the items ~~shall must~~ be completed as unknown, except that all information on the disposition of the body ~~shall must~~ be left blank.

(3) A copy of the court order and the certificate of death ~~shall must~~ be submitted to the state registrar.

(4) Before registration, the state registrar ~~shall must~~ mark the certificate "presumptive" and ~~shall~~ record on the certificate the name of the ~~probate~~ **court which that** issued the order, **case number**, and the date of the order.

(5) Following registration, the state registrar shall forward a copy of the certificate to the local registrar for the area where death was presumed to have occurred.

R 325.3220 Delayed registration of birth; application; establishment; evidence; review of application and evidence; dismissal or denial of application; preparation and filing of registration; rescission of registration.

Rule 20. (1) A living ~~person individual~~ **individual** born in ~~this state Michigan~~ who has received an official notice from the state registrar that the ~~person's individual's~~ **individual's** birth is not recorded in the office of the state registrar, or that ~~person's individual's~~ **individual's** parent, guardian, or legal representative, may apply for the establishment of a delayed registration of birth subject to these rules. ~~or an older person having knowledge of the facts of birth.~~ **In the absence, inability, or refusal of a parent or guardian of any non-emancipated minor, any next of kin 18 years of age or older who is at least 10 years older than the registrant acting for the registrant and having personal knowledge of the facts of the live birth, may apply** for the establishment of a delayed registration of birth subject to these rules.

(2) ~~An A~~ **Application** ~~shall must~~ be made on a form prescribed by the state registrar setting forth the facts prescribed in subrule (3) of this rule and sworn to, ~~before a notary before an official authorized to administer oaths,~~ by the ~~person individual~~ **individual** whose birth is to be registered if the registrant is 18 years of age or older ~~or an emancipated minor,~~ and is competent to sign and swear to the accuracy of the facts stated ~~therein;~~ **on the application.** ~~O~~ **otherwise,** the application ~~shall must~~ be sworn to **by any of the following:**

- (a) **One** of the parents.
 - (b) **The** legal guardian.
 - (c) **A** legal representative.
 - (d) ~~or an older person having knowledge of the facts of birth.~~ **In the absence, inability, or refusal of a parent or guardian, any next of kin 18 years of age or older who is at least 10 years or older than the registrant acting for the registrant and having personal knowledge of the facts of the live birth.**
- (3) The minimum facts to be established for a delayed registration of birth are as follows:
- (a) The full name of the registrant at the time of birth.
 - (b) The date of birth and place of birth of the registrant.
 - (c) The full maiden name and birthplace of the registrant's mother.
 - (d) The full name and birthplace of the registrant's father, except that if the mother was not married to the father at the time of birth or within ~~10 months~~ **300 days** preceding the birth, the name of the father

~~shall~~ **must** not be entered on the delayed registration of birth, unless there is filed with the department a properly executed affidavit of parentage, a true or certified copy of an acknowledgment of paternity filed in a court, or a true or certified copy of a court determination of paternity.

(4) The application ~~shall~~ **must** be accompanied by the fee prescribed by law and documentary evidence as prescribed by these rules.

(5) The official notice of the state registrar that the birth cannot be located in the files of the state registrar ~~shall~~ **must** accompany the application, except that this notice is not necessary for applications received within 1 year ~~after~~ **of** the date the statement was issued.

(6) Each of the facts prescribed by subrule (3) of this rule ~~shall~~ **must** be supported by any of the following:

(a) ~~Two documents prepared within 5 years of the date of the event. For individuals over the age of 10, 3 pieces of acceptable documentary evidence that establish to the satisfaction of the state registrar the facts and date of the live birth. Documents must have been established at least 10 years before the date of application.~~

(b) ~~One document prepared within 5 years of the date of the event and 1 document prepared not less than 5 years before the date of application. For individuals 10 and under, 2 pieces of acceptable documentary evidence that establish to the satisfaction of the state registrar the facts of birth. Documents must be dated at least 1 year before the date of application or within the first year of life.~~

(c) ~~One document prepared within 5 years of the date of the event and an affidavit of personal knowledge of the birth from an older relative establish to the satisfaction of the State Registrar the name of the mother. At least 1 piece of documentary evidence that establishes to the satisfaction of the state registrar the names of the mother and father.~~

(d) ~~Two documents prepared not less than 5 years before the date of application And an affidavit of personal knowledge of the birth from an older relative.~~

(e) ~~Three documents prepared not less than 5 years before the date of application.~~

(7) Documents submitted in support of a request to establish a delayed birth certificate ~~which that~~ contain signs of erasure, alterations, or changes to the pertinent information ~~shall~~ **must** not be accepted.

(8) The state registrar shall review each application and the evidence submitted in support of the application. When the documentary evidence is insufficient to support the application, the state registrar may require the submission of additional documentary evidence. The state registrar shall dismiss an application when additional evidence requested or the required fee is not received within ~~6 months~~ **1 year after** ~~of~~ the request for the additional evidence or the fee. When an application is dismissed, the state registrar shall send a written notice of dismissal to the applicant ~~and shall return the documentary evidence.~~ The application fee submitted ~~shall~~ **must** be retained. The state registrar shall deny an application ~~when the applicant refuses to submit the required fee or complete an application,~~ when the applicant is not eligible to apply; or when the applicant cannot provide satisfactory documentary evidence in support of the application. When an application is denied, a written notice of denial ~~shall~~ **must** be forwarded to the applicant indicating the reason for the denial. ~~All documentary evidence shall be returned to the applicant.~~ The application fee submitted ~~shall~~ **must** be retained, except when the applicant is not eligible to apply.

(9) If, after review of the application and the evidence, the state registrar is satisfied that the evidence supports the request, the state registrar shall prepare a delayed registration of birth on a form prescribed by the state registrar and ~~shall~~ place the record in the active files of the system of vital statistics. A delayed registration of birth ~~shall~~ **must** show on its face a summary statement of the evidence submitted in support of the delayed registration of birth and ~~shall~~ be marked "delayed." A copy of the delayed registration of birth ~~shall~~ **must** be forwarded to the local registrar for the area where the birth occurred. ~~The documentary evidence shall be returned to the applicant.~~

(10) If the state registrar becomes aware that a delayed registration of birth prepared by the department is invalid or that the evidence received in support of the delayed birth certificate is false or invalid, the delayed registration of birth ~~shall~~ **must** be rescinded. ~~The state registrar shall forward a notice of the rescission to the last known address of the applicant.~~ The state registrar shall notify the local registrar of the rescission of the record and ~~shall~~ instruct the local registrar to remove the record from the files.

(11) A delayed registration of birth cannot be registered for a deceased individual.

R 325.3221 Delayed registration of death; application; establishment; evidence; review of application and evidence; dismissal or denial of application; preparation and filing of registration; rescission of registration.

Rule 21. (1) A next of kin of a deceased ~~person~~ **individual** ~~who has received an official notice from the state registrar that the death is not recorded in the office of a local registrar or the state registrar,~~ the ~~person~~ **individual** responsible for the medical certification of death, or the ~~person~~ **individual** responsible for disposing of the deceased's body **who has received an official notice from the state registrar that the death is not recorded in the office of a local registrar, or the state registrar** may establish a delayed registration of death if the date of application is more than 1 year after the date the ~~person~~ **individual** was pronounced dead.

(2) ~~An Application shall~~ **must** be made on a form prescribed by the state registrar, ~~shall~~ set forth the minimum facts prescribed in subrule (3) of this rule, and ~~shall~~ be sworn to by the applicant before an official authorized to administer oaths.

(3) The minimum facts to be established are as follows:

- (a) The full name of the deceased at the time of death.
- (b) The sex of the deceased.
- (c) The date and place of death.
- (d) The manner and cause of death as determined by a physician licensed to practice medicine in this state and the name and address of the physician.

(e) The date, place, and method of disposition of the body as recorded by ~~an person~~ **individual** authorized by law to dispose of a dead body and ~~the that person's~~ **individual's** name and address.

(4) The application ~~shall~~ **must** be accompanied by the fee prescribed by law and documentary evidence prescribed by these rules.

(5) Documents submitted in support of a request to establish a delayed registration of death ~~which that~~ contain signs of erasure, alterations, or changes to the pertinent information ~~shall~~ **must** not be accepted.

(6) The facts prescribed in subrule (3) of this rule ~~shall~~ **must** be supported by either of the following:

(a) A copy of pertinent medical records for the deceased or an affidavit by a physician licensed to practice medicine in this state ~~which that~~ sets forth all ~~of~~ the following:

- (i) The full name of the deceased.
- (ii) The date and place of death.
- (iii) The manner of death.
- (iv) The cause of death.
- (v) The physician's address.

(b) An affidavit by ~~an person~~ **individual** authorized by law to dispose of a dead body ~~which that~~ sets forth all ~~of~~ the following:

- (i) The full name of the deceased.
- (ii) The date, place, and method of disposal of the body.
- (iii) The address of the ~~person~~ **individual** disposing of the body.
- (iv) Other personal facts identified on the application form ~~which that~~ may be known to the affiant or copies of documents ~~which that~~ support the facts.

(c) In all cases the affiant shall swear that the facts provided are based on pertinent records concerning the deceased ~~which that~~ are in the possession of the affiant.

(7) The state registrar ~~shall~~ **must** review each application and the evidence submitted in support of the application. When the documentary evidence is insufficient to support the requested change, the state registrar may require the submission of additional documentary evidence. The state registrar shall dismiss an application when additional evidence requested or the required fee is not received within ~~6 months~~ **1 year after** of the request for the additional evidence or fee. When an application is dismissed, the state registrar shall send a written notice of dismissal to the applicant ~~and return the documentary evidence~~. The application fee submitted ~~shall~~ **must** be retained. The state registrar shall deny an application ~~when the applicant refuses to submit the required fee or complete an application,~~ when the applicant is not eligible to apply; or when the applicant cannot provide satisfactory documentary evidence in support of the application. When an application is denied, a written notice of denial ~~shall~~ **must** be forwarded to the applicant indicating the reason for the denial. ~~All documentary evidence shall be returned to the applicant.~~ The application fee submitted ~~shall~~ **must** be retained, except when the applicant is not eligible to apply.

(8) If, after review of the application and the evidence, the state registrar is satisfied that the evidence supports the request, the state registrar shall prepare a delayed registration of death on a form prescribed by the state registrar and ~~shall~~ place the record in the active files of the system of vital statistics. A delayed registration of death ~~shall show on its face a summary statement of the evidence submitted in support of the delayed registration of death and~~ ~~shall~~ **must** be marked "delayed." A copy of the delayed registration of death ~~shall~~ **must** be forwarded to the local registrar for the area where the death occurred. ~~The documentary evidence shall be returned to the applicant.~~

(9) If the state registrar becomes aware that a delayed registration of death record prepared by the state registrar is invalid or that the evidence received in support of the delayed registration of death is false or invalid, the delayed registration of death ~~shall~~ **must** be rescinded. ~~The state registrar shall forward a notice of rescission of the record to the last known address of the applicant.~~ The state registrar ~~shall~~ **must** notify the local registrar of the rescission of the record and ~~shall~~ instruct the local registrar to remove the record from the files.

NOTICE OF PUBLIC HEARING

Department of Health and Human Services
Public Health Administration
Administrative Rules for COMPLETION, FILING, AND REGISTRATION OF VITAL RECORDS
DOCUMENTS
Rule Set 2024-9 HS

NOTICE OF PUBLIC HEARING

Monday, July 15, 2024

01:00 PM

Room 1A

333 South Grand Avenue, Lansing, Michigan 48933

The Department of Health and Human Services will hold a public hearing to receive public comments on proposed changes to the COMPLETION, FILING, AND REGISTRATION OF VITAL RECORDS DOCUMENTS rule set.

The Completion, Filing, and Registration of Vital Records Documents establish requirements for completion filing and registration of vital records, including birth, death, fetal death, marriage, and divorce records. Changes primarily address processes that have changed in transition from paper to electronic vital records.

By authority conferred on the Department of Public Health by sections 2226, 2233, 2235, and 2896 of the Public Health Code, 1978 PA 368, MCL 333.2226, 333.2233, 333.2235, and 333.2896.

The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan's website at www.michigan.gov/ARD and in the 7/1/2024 issue of the Michigan Register. Copies of these proposed rules may also be obtained by mail or electronic mail at the following email address: MDHHS-AdminRules@michigan.gov.

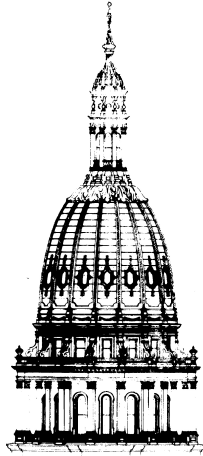
Comments on these proposed rules may be made at the hearing, by mail, or by electronic mail at the following addresses until 7/19/2024 at 05:00PM.

Department of Health and Human Services Attn: Mary E. Brennan/Jeffrey Duncan

Grand Tower Building 235 S. Grand Avenue- 2nd Floor, Lansing, MI 48933

MDHHS-AdminRules@michigan.gov

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 517-335-4276 to make arrangements.



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Genetic Counseling - General Rules (2024-4)

Licensing of Health Facilities or Agencies (2024-6)

Medicine - General Rules (2024-6)

Mortuary Science (2024-11*)

Nursing Home Administrators—General Rules (2024-5*)

Osteopathic Medicine and Surgery – General Rules (2024-9*)

Pharmacy - Controlled Substances (2024-10)

Pharmacy-General Rules (2024-5)

Pharmacy – Program for Utilization of Unused Prescription Drugs (2024-8*)

Professional Surveyors – General Rules (2024-9*)

Psychology – General Rules (2024-11*)

Public Health Code – General Rules (2024-10)

Real Estate Appraisers – General Rules (2024-9*)

Rehabilitation Code (2024-4*)

Responsibilities of Providers of Basic Local Exchange Service that Cease to Provide the Service (2024-6)

Securities (2024-6*)

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NATURAL RESOURCES, DEPARTMENT OF

State Land Use Rules (2024-6)

S

STATE, DEPARTMENT OF

Conduct of Election Recounts (2024-9*)

Visual Standards For Motor Vehicle Driver's Licenses (2024-9*)

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TREASURY, DEPARTMENT OF

Internet Gaming Rules (2024-11*)

Internet Sports Betting Rules (2024-11*)

**ADMINISTRATIVE RULES
ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2024 SESSION)**

Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”

Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”

MCL 24.208 states in part:

“Sec. 8. (1) The Office of Regulatory Reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.

(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”

2024 Michigan Public Acts Table

Legislative Service Bureau
Legal Division, Statutory Compiling and Law Publications Unit
124 W. Allegan, Lansing, MI 48909

June 26, 2024
Compiled through PA 65 of 2024

PA No.	ENROLLED		I.E.* Yes/No	Governor Approved	Filed Date	Effective Date	SUBJECT
	HB	SB					
0001	4416		Yes	2/21/2024	2/21/2024	2/21/2024	Probate; other ; general amendments to the estates and protected individuals code; provide for. (Rep. Graham Filler)
0002	4417		Yes	2/21/2024	2/21/2024	5/21/2024	Vehicles; title ; transfer of ownership of vehicle to surviving spouse or heir after owner's death; modify maximum value and adjust for cost of living. (Rep. Graham Filler)
0003	4418		Yes	2/21/2024	2/21/2024	2/21/2024	Probate; other ; uniform transfers to minors act; modify amount of transfer allowed. (Rep. Kelly Breen)
0004	4419		Yes	2/21/2024	2/21/2024	5/21/2024	Watercraft; other ; watercraft eligible for issuance of certificate of title transferring deceased owner's interest; increase maximum value of, subject to Consumer Price Index. (Rep. Kelly Breen)
0005	4845		Yes	2/21/2024	2/21/2024	2/21/2024	Highways; memorial ; portion of M-125; designate as the "Captain Joseph M. Liedel Memorial Highway". (Rep. William Bruck)
0006	4325		No	2/21/2024	2/21/2024	**	Environmental protection; other ; criminal penalties and civil fines for unlawful dumping of garbage; provide for. (Rep. Helena Scott)
0007	4824		No	2/27/2024	2/27/2024	** #	Administrative procedure; other ; cross-reference to administrative procedures act within the natural resources and environmental protection act; update. (Rep. Donovan McKinney)
0008	4825		No	2/27/2024	2/27/2024	** #	Administrative procedure; other ; cross-reference to administrative procedures act within the state police retirement act of 1986; update. (Rep. Jenn Hill)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after sine die adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto.

++ - Pocket veto.

- Tie bar.

PA No.	ENROLLED		I.E.* Yes/No	Governor Approved	Filed Date	Effective Date	SUBJECT
	HB	SB					
0009	4826		No	2/27/2024	2/27/2024	**	Environmental protection; other , environmental rules review committee; eliminate. (Rep. Sharon MacDonell)
0010	4677		No	2/27/2024	2/27/2024	**	Children; foster care , assessments of education facilities at child care institutions; require. (Rep. Stephanie A. Young)
0011	4678		No	2/27/2024	2/27/2024	**	Children; child care , assessments of education facilities at child care institutions; require. (Rep. Kimberly Edwards)
0012	4979		Yes	3/12/2024	3/12/2024	3/12/2024	Property tax; assessments , procedures related to appointing designated assessors; modify. (Rep. Jenn Hill)
0013	4857		No	3/12/2024	3/12/2024	**	Agriculture; plants , classification of milkweed as a noxious or exotic weed by local governments; prohibit. (Rep. Samantha Steckloff)
0014	4524		Yes	3/12/2024	3/12/2024	6/10/2024	Courts; drug court , termination procedure for drug treatment courts; modify. (Rep. Joey Andrews)
0015	4522		Yes	3/12/2024	3/12/2024	3/12/2024	Courts; other , family treatment court; create. (Rep. Kelly Breen)
0016	4190		No	3/12/2024	3/12/2024	**	Construction; asbestos , public contracts for asbestos abatement projects; require disclosure of environmental violations. (Rep. Curtis VanderWall)
0017	4185		No	3/12/2024	3/12/2024	**	Labor; health and safety provisions related to civil penalties; modify with respect to repeated violations and asbestos-related violations. (Rep. Denise Mentzer)
0018		0057	Yes	3/12/2024	3/12/2024	6/10/2024 #	Controlled substances; drug paraphernalia , sale of nitrous oxide devices; prohibit. (Sen. Stephanie Chang)

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PA No.	ENROLLED		I.E.* Yes/No	Governor Approved	Filed Date	Effective Date	SUBJECT
	HB	SB					
0019		0058	Yes	3/12/2024	3/12/2024	6/10/2024 #	Controlled substances; drug paraphernalia penalties for sale of nitrous oxide devices; provide for. (Sen. Joseph Bellino)
0020		0721	Yes	3/28/2024	3/28/2024	3/28/2024	Property; recording; marketable record title; modify. (Sen. Jeremy Moss)
0021	4511		No	3/28/2024	3/28/2024	** #	Vehicles; equipment; child restraint safety seats; require positioning of car seats to depend on weight of child, and make other revisions. (Rep. Carrie Rheingans)
0022	4512		No	3/28/2024	3/28/2024	** #	Vehicles; equipment; waiver of civil fine and costs for a violation of section 710d; revise requirements. (Rep. John Fitzgerald)
0023	4676		No	3/28/2024	3/28/2024	**	Children; foster care; education requirements for children placed in foster care; provide for. (Rep. Stephanie A. Young)
0024	5207		No	4/1/2024	4/1/2024	** #	Family law; other; surrogate parenting act; repeal, and establish the assisted reproduction and surrogacy parentage act. (Rep. Samantha Steckloff)
0025	5208		No	4/1/2024	4/1/2024	** #	Records; birth; birth certificates issued for a child whose parentage is determined under the assisted reproduction and surrogacy parentage act; provide for. (Rep. Christine Morse)
0026	5209		No	4/1/2024	4/1/2024	** #	Criminal procedure; sentencing guidelines sentencing guidelines for surrogate parentage contracts involving minors or intellectually disabled and for compensation; remove. (Rep. Kelly Breen)
0027	5210		No	4/1/2024	4/1/2024	** #	Probate; wills and estates intestate succession; revise for children conceived by assisted reproduction or surrogacy. (Rep. Jason Hoskins)
0028	5211		No	4/1/2024	4/1/2024	**	Family law; paternity; determination under the paternity act; exclude children conceived by assisted reproduction or surrogacy. (Rep. Jennifer Conlin)

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	HB	SB					
0029	5212		No	4/1/2024	4/1/2024	** #	Family law; other ; reference to surrogate parenting act; eliminate, and refer to the assisted reproduction and surrogacy parentage act. (Rep. Jason Morgan)
0030	5213		No	4/1/2024	4/1/2024	** #	Family law; paternity ; determination under the summary support and paternity act; exclude children conceived by assisted reproduction or surrogacy. (Rep. Penelope Tsernoglou)
0031	5214		No	4/1/2024	4/1/2024	** #	Family law; paternity ; determination under the acknowledgment of parentage act; exclude children conceived by assisted reproduction or surrogacy. (Rep. Laurie Pohutsky)
0032	5215		No	4/1/2024	4/1/2024	** #	Family law; paternity ; determination under the genetic parentage act; exclude children conceived by assisted reproduction or surrogacy. (Rep. Amos O'Neal)
0033	4012		Yes	4/2/2024	4/2/2024	4/2/2024	Traffic control; speed restrictions procedure for establishing speed limits; modify. (Rep. Bradley Slagh)
0034	4183		Yes	4/2/2024	4/2/2024	4/2/2024	Vehicles; historic ; historic vehicle plates allowed driving time; expand. (Rep. John R. Roth)
0035	5048		Yes	4/2/2024	4/2/2024	4/2/2024	Taxation; hotel-motel ; local units to levy a hotel tax; allow and increase rate allowed to be levied by counties. (Rep. John Fitzgerald)
0036	5527		No	4/27/2024	4/29/2024	**	Education; safety ; cardiac emergency response plans; modify. (Rep. John Fitzgerald)
0037	5528		No	4/27/2024	4/29/2024	**	Education; athletics ; CPR and AED certification requirements for athletic coaches; provide for. (Rep. Tyrone Carter)
0038	5392		Yes	4/30/2024	4/30/2024	4/30/2024	Criminal procedure; sentencing ; sunset on certain costs that may be imposed upon criminal conviction; modify. (Rep. Sarah Lightner)

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	HB	SB					
0039	4608		No	4/30/2024	4/30/2024	**	Health occupations; dietitians and nutritionists licensure of dietitian nutritionists; provide for. (Rep. Laurie Pohutsky)
0040	5096		Yes	5/17/2024	5/17/2024	5/17/2024	Economic development; renaissance zones designation of renaissance zone; modify. (Rep. Kristian Grant)
0041		0027	No	5/21/2024	5/21/2024	**	Insurance; health insurers equitable coverage for behavioral health and substance use disorder treatment; provide for. (Sen. Sarah Anthony)
0042	5103		No	5/22/2024	5/22/2024	**	Traffic control; driver license certain requirements for obtaining a driver license; remove. (Rep. Donovan McKinney)
0043	4596		No	5/22/2024	5/22/2024	**	Environmental protection; sewage labeling standards for disposable wipes products; provide for. (Rep. Denise Mentzer)
0044	4523		Yes	5/22/2024	5/22/2024	8/20/2024	Courts; other violent offender eligibility for mental health court; modify. (Rep. Kara Hope)
0045	4525		Yes	5/22/2024	5/22/2024	8/20/2024	Courts; drug court violent offender eligibility for drug treatment court; modify. (Rep. Graham Filler)
0046	4343		No	5/22/2024	5/22/2024	**	Financial institutions; payday lending legislative report requirement concerning deferred presentment service providers and transactions; revise. (Rep. Jennifer Conlin)
0047	5534		No	5/22/2024	5/22/2024	**	Criminal procedure; sentencing supreme court to determine court operation costs and propose new funding system; require. (Rep. Kelly Breen)
0048		0249	No	5/22/2024	5/22/2024	**	Health occupations; emergency medical services personnel examinations for certain emergency medical services personnel; modify, and require certain notices from education program sponsors. (Sen. Kevin Hertel)

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	HB	SB					
0049		0518	Yes	6/6/2024	6/6/2024	6/6/2024	Education; <i>teachers and administrators</i> interim teaching certification process; modify. (Sen. Darrin Camilleri)
0050		0227	Yes	6/6/2024	6/6/2024	6/6/2024	Children; <i>child care</i> emergency safety intervention in a children's therapeutic group home; modify conditions for. (Sen. Dan Lauwers)
0051	4579		No	6/6/2024	6/6/2024	**	Insurance; <i>health insurers</i> reimbursement rate for telehealth visits; require to be the same as reimbursements for office visits. (Rep. Natalie Price)
0052	4131		No	6/6/2024	6/6/2024	**	Insurance; <i>health insurers</i> coverage for health care services provided through telemedicine; modify. (Rep. Tullio Liberati)
0053	4580		No	6/6/2024	6/6/2024	**	Human services; <i>medical services</i> reimbursement rate for telehealth visits; require to be the same as reimbursements for office visits. (Rep. Felicia Brabec)
0054	4213		No	6/6/2024	6/6/2024	**	Mental health; <i>code</i> ; definition of distant site for a telemedicine visit; provide for. (Rep. Christine Morse)
0055	4186		No	6/6/2024	6/6/2024	**	Construction; <i>asbestos</i> ; provision allowing the withholding of payment to asbestos abatement contractors or demolition contractors for environmental violations; require certain local government contracts to contain, and require certain disclosures by asbestos abatement contractors and demolition contractors. (Rep. Donovan McKinney)
0056	4188		No	6/6/2024	6/6/2024	**	Environmental protection; <i>air pollution</i> asbestos emissions program; impose fee on notification of demolition or renovation and specify minimum rates of inspection. (Rep. Abraham Aiyash)
0057	4101		No	6/6/2024	6/6/2024	**	Health occupations; <i>speech-language pathologists</i> temporary licensing of speech-language pathologists; modify. (Rep. Curtis VanderWall)
0058		0226	No	6/20/2024	6/20/2024	** #	Environmental protection; <i>air pollution</i> asbestos emissions program for demolition or renovation activity; require annual report on sufficiency of number of inspectors. (Sen. Erika Geiss)

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	HB	SB					
0059		0225	No	6/20/2024	6/20/2024	** #	Construction ; asbestos; public contracts for asbestos abatement projects; require under certain circumstances background investigation, public posting of certain information, and public hearings. (Sen. Stephanie Chang)
0060		0691	Yes	6/20/2024	6/20/2024	6/20/2024	Agriculture ; associations and commissions; growth assessments audit requirements; modify. (Sen. Sam Singh)
0061		0416	No	6/20/2024	6/20/2024	** #	Use tax ; exemptions; identifying information required for claiming exemption; include purchaser's license number issued by the Michigan liquor control commission to satisfy the requirements and add exemption for micro brewers. (Sen. Veronica Klinefelt)
0062	4154		No	6/20/2024	6/20/2024	**	Highways ; memorial; portion of M-3; designate as the "Senior Chief Petty Officer Jason P. May Memorial Highway". (Rep. Jay DeBoyer)
0063		0415	No	6/20/2024	6/20/2024	** #	Sales tax ; exemptions; identifying information required for claiming exemption; include purchaser's license number issued by the Michigan liquor control commission to satisfy the requirements, and add exemption for micro brewers. (Sen. Veronica Klinefelt)
0064	4360		No	6/20/2024	6/20/2024	**	Local government ; authorities; emergency services authorities; allow to serve partial municipalities. (Rep. Felicia Brabec)
0065	4519		No	6/19/2024	6/20/2024	**	Holidays ; other, "Negro Leagues Day"; designate as May 2 of each year. (Rep. Helena Scott)

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