

SUBSTITUTE FOR
HOUSE BILL NO. 4929

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 16201 (MCL 333.16201), as amended by 2019 PA
96, and by adding section 16202.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16201. (1) A licensee or registrant shall renew the
2 license or registration on or before the expiration date as
3 prescribed by rule. The department shall mail a notice to the
4 licensee or registrant at the last known address on file with a
5 ~~board,~~ **the department**, or may send the notice by electronic mail to
6 a licensee or registrant described in section 16192(4), advising of
7 the time, procedure, and fee for renewal. Failure of the licensee
8 or registrant to receive notice under this subsection does not

1 relieve the licensee or registrant of the responsibility for
2 renewing ~~his or her the~~ license or registration.

3 (2) A license or registration not renewed by the expiration
4 date may be renewed within 60 days after the expiration date on
5 application, payment of renewal and late renewal fees, and
6 fulfillment of any continued competency or continuing education
7 requirements set forth in this article or rules promulgated under
8 this article. The licensee or registrant may continue to practice
9 and use the title during the 60-day time period.

10 (3) If a license or registration is not renewed within 60 days
11 after the expiration date under subsection (2), the license or
12 registration is considered null and void. The licensee shall not
13 practice or use the title and a registrant shall not use the title.
14 Except as otherwise provided in this article or by rule, an
15 individual may be relicensed or reregistered within 3 years after
16 the expiration date on application, payment of the application
17 processing, renewal, and late renewal fees, and fulfillment of any
18 continued competency or continuing education requirements in effect
19 on the expiration date, or that would have been required had the
20 individual renewed ~~his or her the~~ **individual's** license or
21 registration under subsection (1). A temporary license or
22 registration may be issued under section 16181 pending the results
23 of action taken under this subsection.

24 (4) Except as otherwise provided in this article or by rule,
25 an individual may be relicensed or reregistered more than 3 years
26 after the expiration date on application as a new applicant,
27 meeting all licensure or registration requirements in effect at the
28 time of application, taking or retaking and passing any
29 examinations required for initial licensure or registration, and

1 ~~payment of~~ **paying** fees required of new applicants.

2 (5) The expiration **of a license or registration** or the
3 surrender of a license or registration **under section 16202** does not
4 terminate the board's authority to impose sanctions on the licensee
5 or registrant whose license or registration has expired or been
6 surrendered.

7 **Sec. 16202. (1) A licensee or registrant may submit a request**
8 **to voluntarily surrender the licensee's or registrant's license or**
9 **registration by delivering the certificate of licensure or**
10 **certificate of registration to the director with a written notice,**
11 **on a form prescribed by the department, stating the licensee's or**
12 **registrant's intent to surrender the license or registration.**

13 (2) Except as otherwise provided in this subsection, the
14 department shall consider a license or registration surrendered
15 beginning on the date the department receives the form under
16 subsection (1). The department shall deny a request to voluntarily
17 surrender a license or registration under this section if any of
18 the following apply:

19 (a) The department determines that the licensee or registrant
20 is surrendering the license or registration in an attempt to avoid
21 disciplinary action.

22 (b) The department has received an allegation against the
23 licensee or registrant under section 16231.

24 (3) The surrender of a license or registration under this
25 section does not affect the licensee's or registrant's civil or
26 criminal liability for acts committed before the surrender of the
27 license or registration.

28 (4) If a license or registration is surrendered under this
29 section before its expiration date, the department shall not refund

1 any fees paid to the department.

2 (5) A licensee or registrant who surrenders a license or
3 registration under this section may, beginning 8 years after the
4 date the license or registration is surrendered, apply for a
5 license or registration for the same health profession in the same
6 manner as an applicant for relicensure or reregistration under
7 section 16201(4).

8 Enacting section 1. This amendatory act takes effect 90 days
9 after the date it is enacted into law.