

SUBSTITUTE FOR
HOUSE BILL NO. 4930

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 16177 (MCL 333.16177), as amended by 2006 PA
481.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16177. (1) An individual applying for licensure or
2 registration under this article shall do so on a form provided by
3 the department. The department shall require each applicant to
4 include on the application form ~~his or her social security~~ **the**
5 **applicant's full legal name and Social Security** number. The
6 department shall not display an applicant's ~~social security~~ **Social**
7 **Security** number on ~~his or her license~~ **a certificate of licensure** or
8 **certificate of** registration. If the facts set forth in the

1 application meet the requirements of ~~the board or task force and~~
 2 this article **and rules promulgated under this article** for licensure
 3 or registration, ~~the board or task force shall grant a license or~~
 4 registration **must be granted** to the applicant. ~~A board or task~~
 5 ~~force may require the~~ **An applicant may be required by rule** to take
 6 an examination to determine if the applicant meets the
 7 qualifications for licensure or registration. The examination ~~shall~~
 8 **must** include subjects ~~determined by the board or task force to be~~
 9 **that are** essential to the safe and competent practice of the health
 10 profession, the appropriate use of a title, or both, **as prescribed**
 11 **by rules promulgated under this article**. Passing scores or the
 12 procedure used to determine passing scores ~~shall~~ **must** be
 13 established before an examination is administered.

14 (2) In addition to the information required under subsection
 15 (1), an applicant for licensure or registration or a licensee or
 16 registrant applying for renewal shall include on a form provided by
 17 the department all of the following information, if applicable:

18 (a) A felony conviction.

19 (b) A misdemeanor conviction punishable by imprisonment for a
 20 maximum term of 2 years or a misdemeanor conviction involving the
 21 illegal delivery, possession, or use of alcohol or a controlled
 22 substance.

23 (c) Sanctions imposed against the applicant by a similar
 24 licensure, registration, certification, or disciplinary board of
 25 another state or country.

26 (3) In addition to the information required under subsections
 27 (1) and (2), a physician, osteopathic physician, dentist, or
 28 podiatrist applying for licensure or renewal under this article
 29 shall report to the department on a form provided by the department

1 the name of each hospital with which ~~he or she~~ **the physician,**
 2 **osteopathic physician, dentist, or podiatrist** is employed or under
 3 contract, and each hospital in which ~~he or she~~ **the physician,**
 4 **osteopathic physician, dentist, or podiatrist** is allowed to
 5 practice.

6 (4) In addition to the information required under subsections
 7 (1), (2), and (3), an applicant for licensure and ~~, beginning the~~
 8 ~~license renewal cycle after the effective date of the amendatory~~
 9 ~~act that added section 16213,~~ a licensee applying for renewal shall
 10 provide the department, on the application or the license renewal
 11 form, with an affidavit stating that ~~he or she~~ **the applicant or**
 12 **licensee** has a written policy for protecting, maintaining, and
 13 providing access to ~~his or her~~ medical records in accordance with
 14 section 16213 and for complying with section 16213 in the event
 15 that ~~he or she~~ **the applicant or licensee** sells or closes ~~his or her~~
 16 **the applicant's or licensee's** practice, retires from practice, or
 17 otherwise ceases to practice under this article. The applicant or
 18 licensee shall make the written policy available to the department
 19 upon request.

20 (5) A requirement under this section to include a ~~social~~
 21 ~~security~~ **Social Security** number on an application does not apply to
 22 an applicant who demonstrates ~~he or she~~ **that the applicant** is
 23 exempt under law from obtaining a ~~social security~~ **Social Security**
 24 number or to an applicant who for religious convictions is exempt
 25 under law from ~~disclosure of his or her social security~~ **disclosing**
 26 **the applicant's Social Security** number under these circumstances.
 27 The department shall inform the applicant of this possible
 28 exemption.

29 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.