

SENATE BILL No. 751

October 2, 2003, Introduced by Senator HAMMERSTROM and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16263 (MCL 333.16263), as amended by 2001 PA 139, and by adding section 16336 and part 179.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16263. (1) Except as provided in subsection (2), the
2 following words, titles, or letters or a combination thereof,
3 with or without qualifying words or phrases, are restricted in
4 use only to those persons authorized under this article to use
5 the terms and in a way prescribed in this article:

6 (a) "Chiropractic", "doctor of chiropractic", "chiropractor",
7 "d.c.", and "chiropractic physician".

8 (b) "Dentist", "doctor of dental surgery", "oral and
9 maxillofacial surgeon", "orthodontist", "prosthodontist",
10 "periodontist", "endodontist", "oral pathologist", "pediatric

1 dentist", "dental hygienist", "registered dental hygienist",
2 "dental assistant", "registered dental assistant", "r.d.a.",
3 "d.d.s.", "d.m.d.", and "r.d.h."

4 (c) "Doctor of medicine" and "m.d."

5 (d) "Physician's assistant" and "p.a."

6 (e) "Registered professional nurse", "registered nurse",
7 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",
8 "nurse anesthetist", "nurse practitioner", "trained attendant",
9 and "t.a."

10 (f) "Doctor of optometry", "optometrist", and "o.d."

11 (g) "Osteopath", "osteopathy", "osteopathic practitioner",
12 "doctor of osteopathy", "diplomate in osteopathy", and "d.o."

13 (h) "Pharmacy", "pharmacist", "apothecary", "drugstore",
14 "druggist", "medicine store", "prescriptions", and "r.ph."

15 (i) "Physical therapy", "physical therapist",
16 "physiotherapist", "registered physical therapist", "licensed
17 physical therapist", "physical therapy technician", "p.t.",
18 "r.p.t.", "l.p.t.", and "p.t.t."

19 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",
20 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot
21 specialist", "podiatric physician and surgeon", and "d.p.m."

22 (k) "Consulting psychologist", "psychologist", "psychological
23 assistant", "psychological examiner", "licensed psychologist",
24 and "limited licensed psychologist".

25 (l) "Licensed professional counselor", "licensed counselor",
26 "professional counselor", and "l.p.c."

27 (m) "Sanitarian", "registered sanitarian", and "r.s."

1 (n) "Social worker", "certified social worker", "social work
2 technician", "s.w.", "c.s.w.", and "s.w.t."

3 (o) "Veterinary", "veterinarian", "veterinary doctor",
4 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",
5 "d.v.m.", "animal technician", or "animal technologist".

6 (p) "Occupational therapist", "occupational therapist
7 registered", "certified occupational therapist", "o.t.",
8 "o.t.r.", "c.o.t.", "certified occupational therapy assistant",
9 "occupational therapy assistant", or "c.o.t.a."

10 (q) "Marriage advisor" or "marriage consultant"; "family
11 counselor", "family advisor", "family therapist", or "family
12 consultant"; "family guidance counselor", "family guidance
13 advisor", or "family guidance consultant"; "marriage guidance
14 counselor", "marriage guidance advisor", or "marriage guidance
15 consultant"; "family relations counselor"; "marriage relations
16 counselor", "marriage relations advisor", or "marriage relations
17 consultant"; "marital counselor" or "marital therapist"; "limited
18 licensed marriage and family therapist" or "limited licensed
19 marriage counselor"; "licensed marriage and family therapist" or
20 "licensed marriage counselor"; and "l.m.f.t."

21 (r) "Nursing home administrator".

22 (s) **"Athletic trainer", "licensed athletic trainer",**
23 **"certified athletic trainer", "athletic trainer certified",**
24 **"a.t.", "a.t.l.", "c.a.t.", and "a.t.c."**.

25 (2) Notwithstanding section 16261, a person who was specially
26 trained at an institution of higher education in this state to
27 assist a physician in the field of orthopedics and upon

1 in the practice of athletic training unless licensed under this
2 part or not prohibited from engaging in the practice of athletic
3 training under subsection (2).

4 (2) Subsection (1) does not prohibit an individual licensed
5 under any other part or any other act from performing activities
6 under the scope of practice of athletic training so long as the
7 individual does not use the titles protected under subsection
8 (3).

9 (3) Beginning on the effective date of the rules promulgated
10 under section 17904, an individual shall not use the titles
11 "athletic trainer", "licensed athletic trainer", "certified
12 athletic trainer", "athletic trainer certified", "a.t.",
13 "a.t.l.", "c.a.t.", "a.t.c.", or similar words that indicate that
14 the person is an athletic trainer unless the individual is
15 licensed under this article as an athletic trainer.

16 Sec. 17903. The Michigan athletic trainer board is created
17 in the department and shall consist of 7 members meeting the
18 requirements of part 161, 3 of whom are public members.

19 Sec. 17904. (1) The department shall promulgate rules
20 establishing the minimum standards for licensure as an athletic
21 trainer under this part.

22 (2) In promulgating the rules required under this section,
23 the department may consult the professional standards issued by
24 the national athletic trainer's association, by the national
25 athletic trainer's association board of certification, or by
26 another nationally recognized professional association. The
27 department may incorporate by reference, in whole or in part,

1 existing standards in the rules.

2 (3) As needed, the department may amend or supplement any
3 standards by promulgation of a rule.

4 Sec. 17905. (1) The department shall issue a license under
5 this article as an athletic trainer to an individual who meets
6 all of the following requirements:

7 (a) Applies to the department on a form provided by the
8 department.

9 (b) Meets the requirements for licensure contained in
10 section 17904.

11 (c) Pays the fees prescribed in section 16336.

12 (2) The department shall promulgate rules to provide for at
13 least 8 clock hours of continuing education within each 3-year
14 license cycle in subjects related to athletic training and
15 approved by the department.

16 Sec. 17906. (1) A license issued by the department under
17 section 17905 shall be for a 3-year license cycle. The license
18 is renewable upon payment of the prescribed license renewal fee
19 and, beginning with the third year after the effective date of
20 the rules promulgated under section 17905(2), submission to the
21 department of proof of satisfactory completion of at least 8
22 clock hours of continuing education within the 3-year license
23 cycle in subjects related to athletic training and approved by
24 the department.

25 (2) In addition to the continuing education requirements of
26 subsection (1), an athletic trainer shall submit along with his
27 or her application for license renewal proof satisfactory to the

1 department of both of the following:

2 (a) That he or she has successfully completed a course of
3 training in first aid, cardiopulmonary resuscitation, and foreign
4 body obstruction of the airway approved by the department and
5 offered or approved by the American red cross, the American heart
6 association, or a comparable organization, as determined by the
7 department.

8 (b) That he or she holds, at the time of application for
9 renewal and at all times during the previous license period, a
10 valid certification in first aid and cardiopulmonary
11 resuscitation issued by the organization offering the training.

12 Sec. 17907. This part does not require new or additional
13 third party reimbursement for services rendered by an individual
14 licensed under this part.