



Senate Fiscal Agency
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Senate Bill 22 (as reported without amendment)
Sponsor: Senator Dale Zorn
Committee: Health Policy and Human Services

CONTENT

The bill would enact, within the Article 15 (Occupations) of the Public Health Code, the Physical Therapy Licensure Compact, which allows the interstate practice of physical therapy. Specifically, the Compact does the following:

- Specifies the requirements to participate in the Compact, including participating fully in the Physical Therapy Compact Commission's data system and having a mechanism in place for receiving and investigating complaints about licensees, among other things.
- Requires a member state to grant the Compact privilege to a licensee holding a valid unencumbered license in another member state in accordance with terms of the Compact and rules.
- Requires a licensee, to exercise the Compact privilege under the terms and provisions of the Compact, to meet requirements prescribed by the bill, including holding a license in the home state and having no encumbrance on any state license, among other things.
- Specifies that, if a licensee loses Compact privilege in any remote state, the individual loses the Compact privilege in any remote state until he or she meets certain requirements.
- Provides a home state with the exclusive power to impose adverse action against a license issued by the home state.
- Allows any member state to investigate actual or alleged violations of the statutes and rules authorizing the practice of physical therapy in any other member state in which a physical therapist or physical therapist assistant held a license or Compact privilege.
- Requires the Compact member states to create and establish the Physical Therapy Compact Commission, and prescribes the Commission's membership, powers, and duties.
- Provides the Commission's executive board the power to act on the Commission's behalf according to the terms of the Compact, and prescribes the executive board's membership, powers, and duties.
- Requires the Commission to provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action and investigative information on all licensed individuals in member states.
- Requires the Commission to exercise its rulemaking powers pursuant to the Compact.
- Requires the executive, legislative, and judicial branches of state government in each member state to enforce the Compact.
- Requires the Commission to enforce all provisions and rules of the Compact and take all actions necessary and appropriate to effectuate its purposes and intent.
- Prescribe the procedure for how a Compact state may withdraw from the Compact.

The bill also would amend Article 17 (Facilities and Agencies) of the Code to do the following:

- Authorize an individual who held a multistate license to practice physical therapy under the Compact to engage in the practice of physical therapy under Article 15 of the Code.

- Authorize an individual who held a multistate license to practice physical therapy under the Compact to engage in practice as a physical therapist assistant under the supervision of a physical therapist.

MCL 333.17801 et al.

Legislative Analyst: Stephen Jackson

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on State government and no fiscal impact on local units of government. The bill would require the Department of Licensing and Regulatory Affairs to take on significant responsibilities to administer and monitor licensees under the Compact agreement. It is possible that additional FTEs would be required to fully implement the Compact and complete the associated administrative and investigatory requirements. In addition, the Department could experience increased information technology costs. Participation in the Compact likely would require the State to pay an annual fee. As a participant in the Compact, the State of Michigan could incur legal costs should it default on Compact terms. The Attorney General also could incur additional enforcement costs.

Date Completed: 11-3-20

Fiscal Analyst: Elizabeth Raczkowski