

# HOUSE BILL No. 4822

June 15, 1987, Introduced by Rep. Griffin and  
referred to the Committee on State Affairs.

A bill to amend sections 105, 202, 203, 204, 401, 704, 705, 706, 708, 711, 805, 806, 808, 810, 811, 812, 904, 906, 911, 913, 1005, 1008, 1009, 1013, 1105, 1106, 1108, 1109, 1110, 1111, 1114, 1204, 1205, 1207, 1208, 1209, 1211, 1214, 1301, 1305, 1307, 1403, 1405, 1406, 1504, 1603, 1604, 1605, 1606, 1607, 1707, 1806, 1808, 1904, 1907, 1909, 1910, 2004, 2005, 2009, 2013, 2107, 2205, 2209, 2306, 2310, 2404, 2407, 2409, 2505, 2506, 2507, 2508, 2701, 2705, 2709, 2713, 2717, and 2721 of Act No. 299 of the Public Acts of 1980, entitled

"Occupational code,"

sections 704, 806, 904, 906, 911, 1205, 1208, 1209, 1211, 1305, 1604, 1605, 1806, 1808, 2004, 2013, 2306, and 2505 as amended by Act No. 83 of the Public Acts of 1981, sections 1105, 1106, 1108, 1109, 1110, 1111, and 1114 as amended by Act No. 25 of the Public Acts of 1984, sections 1204, 1207, and 1214 as amended by Act

No. 377 of the Public Acts of 1982, section 2404 as amended by Act No. 193 of the Public Acts of 1984, section 2409 as amended by Act No. 410 of the Public Acts of 1982, and sections 2701, 2705, 2709, 2713, 2717, and 2721 as added by Act No. 209 of the Public Acts of 1982, being sections 339.105, 339.202, 339.203, 339.204, 339.401, 339.704, 339.705, 339.706, 339.708, 339.711, 339.805, 339.806, 339.808, 339.810, 339.811, 339.812, 339.904, 339.906, 339.911, 339.913, 339.1005, 339.1008, 339.1009, 339.1013, 339.1105, 339.1106, 339.1108, 339.1109, 339.1110, 339.1111, 339.1114, 339.1204, 339.1205, 339.1207, 339.1208, 339.1209, 339.1211, 339.1214, 339.1301, 339.1305, 339.1307, 339.1403, 339.1405, 339.1406, 339.1504, 339.1603, 339.1604, 339.1605, 339.1606, 339.1607, 339.1707, 339.1806, 339.1808, 339.1904, 339.1907, 339.1909, 339.1910, 339.2004, 339.2005, 339.2009, 339.2013, 339.2107, 339.2205, 339.2209, 339.2306, 339.2310, 339.2404, 339.2407, 339.2409, 339.2505, 339.2506, 339.2507, 339.2508, 339.2701, 339.2705, 339.2709, 339.2713, 339.2717, and 339.2721 of the Michigan Compiled Laws; to add sections 402, 403, 405, 407, 409, and 411; and to repeal certain acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Section 1. Sections 105, 202, 203, 204, 401, 704, 705, 706,  
 2 708, 711, 805, 806, 808, 810, 811, 812, 904, 906, 911, 913, 1005,  
 3 1008, 1009, 1013, 1105, 1106, 1108, 1109, 1110, 1111, 1114, 1204,  
 4 1205, 1207, 1208, 1209, 1211, 1214, 1301, 1305, 1307, 1403, 1405,  
 5 1406, 1504, 1603, 1604, 1605, 1606, 1607, 1707, 1806, 1808, 1904,  
 6 1907, 1909, 1910, 2004, 2005, 2009, 2013, 2107, 2205, 2209, 2306,

1 2310, 2404, 2407, 2409, 2505, 2506, 2507, 2508, 2701, 2705, 2709,  
2 2713, 2717, and 2721 of Act No. 299 of the Public Acts of 1980,  
3 sections 704, 806, 904, 906, 911, 1205, 1208, 1209, 1211, 1305,  
4 1604, 1605, 1806, 1808, 2004, 2013, 2306, and 2505 as amended by  
5 Act No. 83 of the Public Acts of 1981, sections 1105, 1106, 1108,  
6 1109, 1110, 1111, and 1114 as amended by Act No. 25 of the Public  
7 Acts of 1984, sections 1204, 1207, and 1214 as amended by Act  
8 No. 377 of the Public Acts of 1982, section 2404 as amended by  
9 Act No. 193 of the Public Acts of 1984, section 2409 as amended  
10 by Act No. 410 of the Public Acts of 1982, and sections 2701,  
11 2705, 2709, 2713, 2717, and 2721 as added by Act No. 209 of the  
12 Public Acts of 1982, being sections 339.105, 339.202, 339.203,  
13 339.204, 339.401, 339.704, 339.705, 339.706, 339.708, 339.711,  
14 339.805, 339.806, 339.808, 339.810, 339.811, 339.812, 339.904,  
15 339.906, 339.911, 339.913, 339.1005, 339.1008, 339.1009,  
16 339.1013, 339.1105, 339.1106, 339.1108, 339.1109, 339.1110,  
17 339.1111, 339.1114, 339.1204, 339.1205, 339.1207, 339.1208,  
18 339.1209, 339.1211, 339.1214, 339.1301, 339.1305, 339.1307,  
19 339.1403, 339.1405, 339.1406, 339.1504, 339.1603, 339.1604,  
20 339.1605, 339.1606, 339.1607, 339.1707, 339.1806, 339.1808,  
21 339.1904, 339.1907, 339.1909, 339.1910, 339.2004, 339.2005,  
22 339.2009, 339.2013, 339.2107, 339.2205, 339.2209, 339.2306,  
23 339.2310, 339.2404, 339.2407, 339.2409, 339.2505, 339.2506,  
24 339.2507, 339.2508, 339.2701, 339.2705, 339.2709, 339.2713,  
25 339.2717, and 339.2721 of the Michigan Compiled Laws, are amended  
26 and sections 402, 403, 405, 407, 409, and 411 are added to read  
27 as follows:

1       Sec. 105. (1) "License" means the document issued to a  
2 person under this act which will enable that person to use a des-  
3 ignated title and practice an occupation, which practice would  
4 otherwise be prohibited by this act. License includes a document  
5 issued by the department which permits a school, institution, or  
6 person to offer training or education in an occupation OR WHICH  
7 PERMITS THE OPERATION OF A FACILITY, ESTABLISHMENT, OR INSTITU-  
8 TION IN WHICH AN OCCUPATION IS PRACTICED. LICENSE INCLUDES A  
9 PERMIT OR APPROVAL.

10       (2) "Licensee" means a person who has been issued a license  
11 ~~in the occupation regulated by the article in which the term is~~  
12 ~~employed~~ UNDER THIS ACT.

13       (3) "Limitation" means a condition, stricture, constraint,  
14 restriction, or probation attached to a license or ~~certificate~~  
15 ~~of~~ registration relative to the scope of practice including the  
16 following:

17       (a) A requirement that the licensee or registrant perform  
18 only specified functions of the licensee's or registrant's  
19 occupation.

20       (b) A requirement that the licensee or registrant perform  
21 the licensee's or registrant's occupation only for a specified  
22 period of time.

23       (c) A requirement that the licensee or registrant perform  
24 the licensee's or registrant's occupation only within a specified  
25 geographical area.

1 (d) A requirement that restitution be made or certain work  
2 be performed before a license or ~~certificate of~~ registration is  
3 issued, renewed, or reinstated.

4 (e) A requirement that a financial statement certified by a  
5 person licensed as a certified public accountant be filed with  
6 the department at regular intervals.

7 (f) A requirement which reasonably assures a licensee's or  
8 registrant's competence to perform the licensee's or registrant's  
9 occupation.

10 (g) A requirement that all contracts of a licensee or regis-  
11 trant be reviewed by an attorney.

12 (h) A requirement that a licensee or registrant have on file  
13 with the department a bond issued by a surety insurer approved by  
14 the department or cash in an amount determined by the  
15 department.

16 (i) A requirement that a licensee or registrant deposit  
17 money received in an escrow account which can be disbursed only  
18 under certain conditions as determined by the licensee or regis-  
19 trant and another party.

20 (j) A requirement that a licensee or registrant file reports  
21 with the department at intervals determined by the department.

22 (4) "Occupation" means a field of endeavor regulated by this  
23 act.

24 (5) "Person" ~~, except as provided in sections 701 and~~  
25 ~~2001,~~ means an individual, sole proprietorship, partnership,  
26 association, corporation, common law trust, or a combination of  
27 those legal entities. ~~For purposes of article 5, person~~ PERSON

1 includes a department, ~~or~~ board, SCHOOL, INSTITUTION,  
2 ESTABLISHMENT, OR GOVERNMENTAL ENTITY.

3 (6) "Physical dominion" means control and possession.

4 (7) "PHYSICIAN" MEANS THAT TERM AS DEFINED IN SECTION 17001  
5 AND SECTION 17501 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE  
6 PUBLIC ACTS OF 1978, BEING SECTIONS 333.17001 AND 333.17501 OF  
7 THE MICHIGAN COMPILED LAWS.

8 (8) ~~(7)~~ "Probation" means a sanction which permits a board  
9 to evaluate over a period of time a licensee's or registrant's  
10 fitness to practice an occupation regulated by this act.

11 (9) ~~(8)~~ "Public access" means the right of a person to  
12 view and copy files pursuant to THE FREEDOM OF INFORMATION ACT,  
13 Act No. 442 of the Public Acts of 1976, as amended, being sec-  
14 tions 45.231 to 15.246 of the Michigan Compiled Laws.

15 (10) ~~(9)~~ "Registrant" means a person who ~~has been issued~~  
16 ~~a certificate of registration in an occupation regulated by~~ IS  
17 REGISTERED UNDER this act.

18 (11) ~~(10)~~ "Registration" means ~~an authorization only for~~  
19 ~~the use of~~ THE DOCUMENT ISSUED TO A PERSON UNDER THIS ACT WHICH  
20 WILL ENABLE THAT PERSON TO USE a designated title, which use  
21 would be otherwise prohibited by this act.

22 (12) ~~(11)~~ "Rule" means a rule promulgated UNDER THIS ACT  
23 AND pursuant to THE ADMINISTRATIVE PROCEDURES ACT OF 1969, Act  
24 No. 306 of the Public Acts of 1969, as amended, being sections  
25 24.201 to ~~24.315~~ 24.328 of the Michigan Compiled Laws.

26 (13) ~~(12)~~ "State" means the District of Columbia or a  
27 commonwealth, state, or territory of the United States.

1       Sec. 202. (1) ~~The~~ AN APPLICATION FOR LICENSURE OR  
 2 REGISTRATION SHALL BE MADE ON A FORM PROVIDED BY THE DEPARTMENT  
 3 AND ACCOMPANIED BY THE APPROPRIATE FEES PRESCRIBED IN ARTICLE 4.  
 4 EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, THE department shall  
 5 issue a license or ~~a certificate of~~ registration to a person  
 6 who meets the licensure or registration requirements set forth in  
 7 ~~articles 8 to 25~~ A SPECIFIC ARTICLE and in rules promulgated  
 8 under this act, subject to the exceptions set forth in section  
 9 203. ~~and in an appropriate article. The department shall, at~~  
 10 ~~the direction of the board, issue a license or certificate of~~  
 11 ~~registration to a person who meets the licensure or registration~~  
 12 ~~requirements under article 7 and the rules promulgated under this~~  
 13 ~~act. A person shall not have a license or certificate of regis-~~  
 14 ~~tration issued under this act until the person pays the fee to~~  
 15 ~~the department as prescribed in Act No. 152 of the Public Acts of~~  
 16 ~~1979, being sections 338.2201 to 338.2277 of the Michigan~~  
 17 ~~Compiled Laws.~~

18       (2) The expiration ~~dates~~ DATE of a license or ~~a certifi-~~  
 19 ~~cate of~~ registration issued under this act shall be established  
 20 by rule promulgated by the department under section 205, which  
 21 rule shall not permit the issuance of a permanent license or  
 22 ~~certificate of~~ registration.

23       Sec. 203. (1) The department may issue a license or ~~a cer-~~  
 24 ~~tificate of~~ registration to a person pursuant to ~~articles 8 to~~  
 25 ~~25~~ A SPECIFIC ARTICLE, if the person demonstrates to the satis-  
 26 faction of the ~~director~~ DEPARTMENT and a board that the  
 27 licensure or registration requirements do not constitute a fair

1 and adequate measure of the person's knowledge and skills or that  
2 a required examination for receipt of a license or ~~certificate~~  
3 ~~of~~ registration does not serve as an adequate basis for deter-  
4 mining whether a person could perform an occupation with  
5 competence. The procedure to be followed in obtaining the review  
6 by the director and a board is prescribed in article 5. A person  
7 shall not have a license or ~~certificate of~~ registration issued  
8 under this ~~act~~ SECTION until the person pays ~~the fee to the~~  
9 ~~department as prescribed in Act No. 152 of the Public Acts of~~  
10 ~~1979~~ THE APPROPRIATE FEES AS PRESCRIBED IN ARTICLE 4.

11 (2) A license or ~~certificate of~~ registration issued under  
12 this article may be issued with a limitation. The department  
13 shall notify the appropriate board of the department's intent to  
14 impose a limitation on the issuance of a license or ~~certificate~~  
15 ~~of~~ registration of a person seeking a license or ~~certificate~~  
16 ~~of~~ registration in the occupation for which the board serves.  
17 The department may impose the limitation only with the approval  
18 of the notified board. However, if the notified board, within 60  
19 days after receipt of the notification by the department, neither  
20 approves nor disapproves the imposition of a limitation, the  
21 department may impose the limitation. A person who receives a  
22 license or ~~a certificate of~~ registration with a limitation may  
23 receive a review of the limitation as provided in section 519.

24 (3) Notwithstanding any other provision of this act, a  
25 person licensed, registered, or certified under an act repealed  
26 by this act to practice an occupation on the day immediately  
27 preceding the effective date of this act shall be considered to



1 be appropriately licensed, registered, or certified under this  
2 act until the expiration of the licensure, registration, or cer-  
3 tification granted under the repealed act.

4       Sec. 204. (1) ~~The department shall renew the license or~~  
5 ~~certificate of registration of a person who meets the require-~~  
6 ~~ments for renewal of a license or certificate of registration as~~  
7 ~~set forth in articles 8 to 25, subject to the limitations set~~  
8 ~~forth in this section. A person shall not have a license or cer-~~  
9 ~~tificate of registration renewed under this act until the person~~  
10 ~~pays the renewal fee to the department as prescribed in article~~  
11 ~~4.~~ UNLESS OTHERWISE PROVIDED IN THIS ACT AND SUBJECT TO THE LIM-  
12 ITATIONS SET FORTH IN THIS SECTION, THE DEPARTMENT SHALL RENEW  
13 THE LICENSE OR REGISTRATION OF A PERSON WHO FULFILLS ALL OF THE  
14 FOLLOWING REQUIREMENTS:

15       (A) HAS APPLIED TO THE DEPARTMENT ON A FORM PROVIDED BY THE  
16 DEPARTMENT FOR RENEWAL OF A LICENSE OR REGISTRATION. THE APPLI-  
17 CATION FOR RENEWAL SHALL BE RECEIVED ON OR BEFORE THE DATE PRE-  
18 SCRIBED BY THE DEPARTMENT FOR THE EXPIRATION OF THE CURRENT  
19 LICENSE OR REGISTRATION.

20       (B) HAS PAID THE APPROPRIATE FEES PRESCRIBED IN ARTICLE 4.

21       (C) HAS MET THE RENEWAL REQUIREMENTS SET FORTH IN A SPECIFIC  
22 ARTICLE, RULE, OR AN ORDER ISSUED UNDER THIS ACT.

23       (2) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, THE  
24 department may renew the license or ~~certificate of~~ registration  
25 of a person who does not meet the requirements for renewal, ~~as~~  
26 ~~set forth in articles 8 to 25~~ if the person demonstrates to the  
27 satisfaction of the ~~director~~ DEPARTMENT and a board that the

1 requirements for renewal as set forth in an article OR RULE do  
2 not constitute a fair and adequate measure of the person's knowl-  
3 edge and skills or that the requirements for renewal do not serve  
4 as an adequate basis for determining whether a person could con-  
5 tinue to perform an occupation with competence. However, a  
6 requirement of attendance in a continuing education program shall  
7 not be waived as a requirement for the renewal. The procedure to  
8 be followed in obtaining a review of requirements for renewal by  
9 the director AND A BOARD is prescribed in article 5. THE DEPART-  
10 MENT SHALL NOT ISSUE A LICENSE OR REGISTRATION UNDER THIS SUBSEC-  
11 TION UNTIL THE PERSON SEEKING RENEWAL PAYS THE APPROPRIATE FEES  
12 AS PRESCRIBED IN ARTICLE 4.

13 (3) ~~A~~ EXCEPT AS OTHERWISE PROVIDED IN ARTICLE 7, A license  
14 or ~~certificate of~~ registration renewed under this section may  
15 be renewed ~~pursuant to articles 8 to 25~~ with a limitation. The  
16 department shall notify the appropriate board of the department's  
17 intent to impose a limitation on the renewal of a license of a  
18 person seeking license renewal in the occupation for which the  
19 board serves. The department may impose the limitation only with  
20 the approval of the notified board. However, if the notified  
21 board, within 30 days after receipt of the notification by the  
22 department, neither approves nor disapproves the imposition of a  
23 limitation, the department may impose the limitation. A person  
24 who receives a license or ~~certificate of~~ registration renewed  
25 with a limitation may receive a review of that limitation as pro-  
26 vided in section 519.

1 (4) IT IS THE RESPONSIBILITY OF THE LICENSEE OR REGISTRANT  
2 TO RENEW A LICENSE OR REGISTRATION. THE DEPARTMENT SHALL SEND A  
3 RENEWAL APPLICATION TO THE LAST KNOWN ADDRESS OF A LICENSEE OR  
4 REGISTRANT ON FILE WITH THE DEPARTMENT. THE FAILURE OF A  
5 LICENSEE OR REGISTRANT TO NOTIFY THE DEPARTMENT OF A CHANGE OF  
6 ADDRESS SHALL NOT EXTEND THE EXPIRATION DATE OF A LICENSE OR REG-  
7 ISTRATION AND MAY RESULT IN DISCIPLINARY ACTION.

8 Sec. 401. ~~A fee required under this act shall be waived~~  
9 ~~for a person who is a member of the armed forces or merchant~~  
10 ~~marine of the United States during periods of service while on~~  
11 ~~active duty.~~ THE SPECIFIC AMOUNTS TO BE CHARGED FOR LICENSES,  
12 REGISTRATIONS, AND OTHER ACTIVITIES PROVIDED FOR IN THIS ACT  
13 SHALL BE AS PRESCRIBED IN THE STATE LICENSE FEE ACT, ACT NO. 152  
14 OF THE PUBLIC ACTS OF 1979, BEING SECTIONS 338.2201 TO 338.2277  
15 OF THE MICHIGAN COMPILED LAWS.

16 SEC. 402. AS USED IN THIS ARTICLE:

17 (A) "EXPIRATION DATE" MEANS THE DATE PRESCRIBED IN RULES  
18 PROMULGATED BY THE DEPARTMENT IN ACCORDANCE WITH SECTION 202(2).

19 (B) "REINSTATEMENT" MEANS THE GRANTING OF A LICENSE OR REG-  
20 ISTRATION, WITH OR WITHOUT LIMITATIONS OR CONDITIONS, TO A PERSON  
21 WHOSE LICENSE OR REGISTRATION HAS BEEN SUSPENDED OR REVOKED.

22 (C) "RELICENSURE" MEANS THE GRANTING OF A LICENSE TO A  
23 PERSON WHOSE LICENSE HAS LAPSED FOR FAILURE TO RENEW THE LICENSE  
24 WITHIN 60 DAYS AFTER THE EXPIRATION DATE.

25 (D) "REREGISTRATION" MEANS THE GRANTING OF A REGISTRATION TO  
26 A PERSON WHOSE REGISTRATION HAS LAPSED FOR FAILURE TO RENEW THE  
27 REGISTRATION WITHIN 60 DAYS AFTER THE EXPIRATION DATE.

1        SEC. 403. THIS ACT DOES NOT PROHIBIT A PERSON WHO HAS A  
2 CONTRACT WITH THE DEPARTMENT OR ANY OTHER PERSON PROVIDING DIRECT  
3 SERVICES FROM COLLECTING FEES DIRECTLY FROM AN APPLICANT, REGIS-  
4 TRANT, OR LICENSEE.

5        SEC. 405. AN APPLICATION FOR A LICENSE OR REGISTRATION  
6 SHALL BE ACCOMPANIED BY A NONREFUNDABLE APPLICATION PROCESSING  
7 FEE. THE DEPARTMENT MAY ALSO REQUIRE THAT THE APPLICATION BE  
8 ACCOMPANIED BY THE FEE FOR A REQUIRED EXAMINATION OR INSPECTION  
9 OR THE FEE FOR THE INITIAL LICENSE OR REGISTRATION PERIOD.

10       SEC. 407. (1) AN INDIVIDUAL WHO IS REQUIRED TO TAKE AN  
11 EXAMINATION SHALL PAY AN EXAMINATION FEE BEFORE BEING SCHEDULED  
12 FOR AN EXAMINATION.

13       (2) AN INDIVIDUAL WHO IS SCHEDULED FOR EXAMINATION OR REEX-  
14 AMINATION AND WHO FAILS TO APPEAR SHALL FORFEIT THE EXAMINATION  
15 FEE.

16       (3) AN INDIVIDUAL WHO FAILS ALL OR PART OF AN EXAMINATION  
17 MAY BE REEXAMINED, IF ELIGIBLE, AFTER PAYING FOR THE COMPLETE  
18 EXAMINATION OR SUCH PARTS OF THE EXAMINATION AS MUST BE  
19 REPEATED.

20       (4) THE DEPARTMENT SHALL PUBLISH IN ITS APPLICATION INSTRUCTIONS  
21 THE DEADLINE BY WHICH APPLICATIONS MUST BE RECEIVED IN  
22 ORDER FOR AN APPLICANT TO BE SCHEDULED FOR A REQUIRED  
23 EXAMINATION.

24       SEC. 409. (1) A PERSON WHO HAS COMPLETED THE REQUIREMENTS  
25 FOR A LICENSE OR REGISTRATION OR WHO SEEKS TO RENEW A LICENSE OR  
26 REGISTRATION SHALL NOT BE ISSUED A LICENSE OR REGISTRATION UNTIL  
27 THE PERSON HAS PAID THE LICENSE OR REGISTRATION FEE.

1 (2) LICENSE AND REGISTRATION FEES SHALL BE PRESCRIBED ON A  
2 PER YEAR BASIS. IF LICENSES AND REGISTRATIONS ARE ESTABLISHED BY  
3 RULES PROMULGATED BY THE DEPARTMENT UNDER SECTION 202 AS BIENNIAL  
4 RENEWALS, THE FEE REQUIRED SHALL BE TWICE THE PER YEAR AMOUNT.

5 (3) UNLESS OTHERWISE PROVIDED BY THIS ACT OR RULES PROMUL-  
6 GATED UNDER THIS ACT, ALL REQUIREMENTS FOR LICENSURE OR REGISTRA-  
7 TION SHALL BE COMPLETED BY THE APPLICANT WITHIN 1 YEAR AFTER  
8 RECEIPT OF THE APPLICATION BY THE DEPARTMENT OR MAILING OF A  
9 NOTICE OF AN INCOMPLETE APPLICATION TO THE LAST KNOWN ADDRESS ON  
10 FILE WITH THE DEPARTMENT, WHICHEVER IS LATER. IF THE REQUIRE-  
11 MENTS ARE NOT COMPLETED, THE FEES PAID SHALL BE FORFEITED TO THE  
12 DEPARTMENT AND THE APPLICATION SHALL BE VOID. A PERSON WHOSE  
13 APPLICATION HAS BEEN DETERMINED TO BE VOID UNDER THIS SUBSECTION  
14 SHALL SUBMIT A NEW APPLICATION AND FEES AND SHALL MEET THE STAN-  
15 DARDS IN EFFECT ON THE DATE OF RECEIPT OF THE NEW APPLICATION.

16 SEC. 411. (1) SUBJECT TO SUBSECTION (2), A PERSON WHO FAILS  
17 TO RENEW A LICENSE OR REGISTRATION ON OR BEFORE THE EXPIRATION  
18 DATE SHALL NOT PRACTICE THE OCCUPATION, OPERATE, OR USE THE TITLE  
19 AFTER THE EXPIRATION DATE PRINTED ON THE LICENSE OR  
20 REGISTRATION. A LICENSE OR REGISTRATION SHALL LAPSE ON THE DAY  
21 AFTER THE EXPIRATION DATE.

22 (2) A PERSON WHO FAILS TO RENEW A LICENSE OR REGISTRATION ON  
23 OR BEFORE THE EXPIRATION DATE SHALL BE PERMITTED TO RENEW THE  
24 LICENSE OR REGISTRATION BY PAYMENT OF THE REQUIRED LICENSE OR  
25 REGISTRATION FEE AND A LATE RENEWAL FEE WITHIN 60 DAYS AFTER THE  
26 EXPIRATION DATE.

1 (3) EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, A PERSON WHO  
2 FAILS TO RENEW A LICENSE OR REGISTRATION WITHIN THE TIME PERIOD  
3 SET FORTH IN SUBSECTION (2) MAY BE RELICENSED OR REREGISTERED  
4 WITHOUT EXAMINATION IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

5 (A) THE PERSON APPLIES WITHIN 3 YEARS AFTER THE EXPIRATION  
6 DATE OF THE LAST LICENSE OR REGISTRATION.

7 (B) THE PERSON PAYS AN APPLICATION PROCESSING FEE AND THE  
8 PER YEAR LICENSE OR REGISTRATION FEE FOR THE UPCOMING LICENSURE  
9 OR REGISTRATION PERIOD.

10 (C) PENALTIES AND CONDITIONS IMPOSED BY DISCIPLINARY ACTION  
11 IN THIS STATE OR ANY OTHER JURISDICTION HAVE BEEN SATISFIED.

12 (D) THE PERSON SUBMITS PROOF OF HAVING COMPLETED THE EQUIVA-  
13 LENT OF 1 YEAR OF CONTINUING EDUCATION WITHIN THE 12 MONTHS IMME-  
14 DIATELY PRECEDING THE DATE OF APPLICATION, IF CONTINUING EDUCA-  
15 TION IS REQUIRED OF LICENSEES OR REGISTRANTS UNDER A SPECIFIC  
16 ARTICLE.

17 (4) EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, RELICENSURE OR  
18 REREGISTRATION SUBSEQUENT TO 3 OR MORE YEARS AFTER THE EXPIRATION  
19 DATE OF THE LAST LICENSE OR REGISTRATION SHALL BE SUBJECT TO  
20 RULES PROMULGATED BY A BOARD WHICH MAY REQUIRE A PERSON TO PASS  
21 ALL OR PART OF A REQUIRED EXAMINATION, TO COMPLETE CONTINUING  
22 EDUCATION REQUIREMENTS, OR TO MEET CURRENT EDUCATION OR TRAINING  
23 REQUIREMENTS.

24 (5) A PERSON WHO SEEKS REINSTATEMENT OF A LICENSE OR REGIS-  
25 TRATION SHALL PAY THE APPLICATION PROCESSING FEE. IF APPROVED  
26 FOR REINSTATEMENT, THE PERSON SHALL PAY THE PER YEAR LICENSE OR

1 REGISTRATION FEES FOR THE UPCOMING LICENSE OR REGISTRATION  
2 PERIOD.

3       Sec. 704. (1) The department, upon application, ~~and pay~~  
4 ~~ment of the fee prescribed in section 11 of Act No. 152 of the~~  
5 ~~Public Acts of 1979, being section 338.2211 of the Michigan~~  
6 ~~Compiled Laws,~~ shall, at the direction of the board, issue a  
7 certificate of certified public accountant to ~~a person~~ AN  
8 INDIVIDUAL who is 18 years of age or older, who is of good moral  
9 character, who has not been convicted of embezzlement or misap-  
10 propriation of funds, who meets the educational requirements set  
11 forth in subsection (2), who holds a certificate of examination  
12 under subsection (3), and who meets the experience requirements  
13 set forth in subsection (5).

14       (2) Before an examination, an applicant for a certificate of  
15 examination shall have completed at least a curriculum required  
16 for a baccalaureate degree with a concentration in accounting or  
17 its equivalent at an educational institution recognized by the  
18 board.

19       (3) The department OR ANY PERSON AUTHORIZED BY THE BOARD  
20 shall grant a certificate of examination WHICH IS VALID FOR THE  
21 LIFE OF THE HOLDER to ~~a person~~ AN INDIVIDUAL who meets ALL OF  
22 the following requirements:

23       (a) At the time of filing an application for writing the  
24 examination prescribed in this section, the ~~person~~ INDIVIDUAL  
25 is a resident of this state, has a place of business in this  
26 state, or is regularly employed in this state.

1       ~~(b) The person pays the fee prescribed in section 11 of Act~~  
2 ~~No. 152 of the Public Acts of 1979.~~

3       (B) ~~(c)~~ The ~~person~~ INDIVIDUAL meets the educational  
4 requirements of subsection (2).

5       (C) ~~(d)~~ The ~~person~~ INDIVIDUAL successfully passes a  
6 written examination in accounting theory, auditing, and other  
7 related subjects, which examination is prepared and scored with-  
8 out personal identification by a national testing organization,  
9 is administered under the direction of the board, and is an exam-  
10 ination the passage of which is given reciprocal status in the  
11 plurality of states as compared to other examinations.

12       (4) The examination described in subsection (3) shall take  
13 place as often as the department and the board determine, but  
14 shall be held not less than once a year. A notice of the time  
15 and place for holding the examination shall be mailed to an  
16 applicant approved by the board for examination under this  
17 article. The board may require an applicant to appear in person  
18 to answer questions or produce evidence to sustain facts which  
19 will determine whether the qualifications of the applicant are as  
20 prescribed by this article and the rules of the board. Only the  
21 names and addresses of ~~persons~~ INDIVIDUALS who make application  
22 to take the examination shall be released to organizations for  
23 the purpose of providing applicants with information relating to  
24 available professional educational materials and courses. The  
25 department shall be reimbursed by the organizations for the costs  
26 involved. This subsection shall not prevent the board from



1 making public announcements of the names of ~~persons~~ INDIVIDUALS  
2 receiving certificates under this act.

3 (5) ~~A person~~ AN INDIVIDUAL shall have 2 years qualifying  
4 experience which shall have been obtained within a period begin-  
5 ning 6 years immediately ~~before applying~~ PRECEDING THE DATE OF  
6 THE INITIAL APPLICATION for a certificate of certified public  
7 accountant. The experience shall have been obtained in 1 or more  
8 of the following responsible audit positions or as provided in  
9 this section:

10 (a) The practice of public accounting, under the direction  
11 and supervision of a certified public accountant of this or  
12 another state.

13 (b) A governmental agency involving 1 of the following:

14 (i) Auditing the books and accounts or financial activities  
15 of ~~firms, corporations, or other~~ persons engaged in 3 or more  
16 distinct lines of commercial or industrial business in accordance  
17 with generally accepted auditing standards.

18 (ii) Auditing the books and accounts of financial activities  
19 of 3 or more distinct governmental agencies or independent orga-  
20 nizational units other than an employer of the applicant in  
21 accordance with generally accepted auditing standards, and in  
22 which the results of the auditing are reported to a third party.

23 (iii) Reviewing a financial statement and supporting mate-  
24 rial covering the financial condition and operations of entities  
25 engaged in 3 or more distinct lines of commercial or industrial  
26 business to determine the reliability and fairness of the  
27 financial reporting and compliance with the generally accepted

1 accounting principles and applicable laws and governmental  
2 regulations.

3 (iv) A combination of (i), (ii), and (iii).

4 (6) The department, upon proper application and at the  
5 direction of the board, shall issue a certificate of certified  
6 public accountant to an applicant who holds a valid and unrevoked  
7 certificate as a certified public accountant issued by or under  
8 the authority of another state or holds a valid and unrevoked  
9 certificate as a chartered accountant or its equivalent issued by  
10 or under the authority of a foreign country, or a political sub-  
11 division of the foreign country, if the applicant has ~~paid the~~  
12 ~~fee prescribed in section 11 of Act No. 152 of the Public Acts of~~  
13 ~~1979 and has~~ complied with the requirements of this ACT, THIS  
14 article, and the rules of the department and the board, and  
15 either the original certificate was secured as the result of an  
16 examination which, in the judgment of the board, is equivalent to  
17 the examination WHICH WAS administered in this state ~~in~~ DURING  
18 the same time period as the examination passed by the applicant,  
19 or the holder of the certificate has maintained an office for the  
20 practice of public accounting under the authority of the certifi-  
21 cate for not less than 10 years.

22 (7) ~~A person~~ AN INDIVIDUAL who has earned a graduate  
23 degree in accounting or its equivalent at an educational institu-  
24 tion recognized by the board, and who has completed at least 2  
25 years, within the 6-year period immediately prior to applying for  
26 a certificate of certified public accountant, as a full-time  
27 instructor of accounting in subjects above the elementary level

1 prescribed in rules promulgated by the board as qualifying in  
2 meeting the curriculum leading to the mastery of a body of knowl-  
3 edge commensurate with professional responsibility for the prac-  
4 tice of public accounting, and who has met the other requirements  
5 of this article, shall be considered as having received the  
6 equivalent of 1 year of qualifying experience under subsection  
7 (5).

8       (8) ~~A person~~ AN INDIVIDUAL who has earned a graduate  
9 degree in accounting or its equivalent at an educational institu-  
10 tion recognized by the board, and who has completed a curriculum  
11 leading to the mastery of a body of knowledge commensurate with  
12 professional responsibility for the practice of public accounting  
13 as prescribed in rules promulgated by the board, shall be consid-  
14 ered as having received the equivalent of 1 year of qualifying  
15 experience under subsection (5).

16       Sec. 705. (1) ~~At intervals determined by the department,~~  
17 ~~the department, with the approval of the board, shall require the~~  
18 ~~registration of and collect the fee prescribed in section 11 of~~  
19 ~~Act No. 152 of the Public Acts of 1979 from~~ REGISTRATION SHALL  
20 BE REQUIRED FOR ALL OF the following:

21       (a) Each individual holder of a certificate of certified  
22 public accountant issued by the department at the direction of  
23 the board and each nonresident member of a firm or stockholder of  
24 a corporation having administrative responsibility for the prac-  
25 tice by the firm or corporation of public accounting in this  
26 state.

1 (b) Each firm organized for the practice of public  
2 accounting in which:

3 (i) One general partner or member is in good standing as a  
4 certified public accountant of this state.

5 (ii) Each partner or member is in good standing as a certi-  
6 fied public accountant of some state.

7 (iii) Each resident manager in charge of an office of the  
8 firm in this state and each partner or member of a firm in this  
9 state personally engaged within this state in the practice of  
10 public accounting is in good standing as a certified public  
11 accountant of this state.

12 (c) Each corporation organized for the practice of public  
13 accounting as a corporation of certified public accountants which  
14 meets the following requirements:

15 (i) The sole purpose and business of the corporation is to  
16 furnish to the public services consistent with this article and  
17 the rules of the board. The corporation may invest its funds in  
18 a manner not incompatible with the practice of public  
19 accounting.

20 (ii) Each stockholder of the corporation is in good standing  
21 as a certified public accountant of some state.

22 (iii) The principal officer of the corporation and each  
23 officer or director having authority over the practice of public  
24 accounting by the corporation is in good standing as a certified  
25 public accountant of some state.

26 (iv) Not less than 1 stockholder of the corporation is in  
27 good standing as a certified public accountant of this state.

1 (v) Each resident individual in charge of an office of the  
2 corporation in this state and each stockholder or other director  
3 personally engaged within this state in the practice of public  
4 accounting is in good standing as a certified public accountant  
5 of this state.

6 (vi) The corporation is in compliance with other rules per-  
7 taining to corporations practicing public accounting in this  
8 state promulgated by the board.

9 (2) An application for registration shall be made ~~upon the~~  
10 ~~affidavit of~~ BY an individual, a general partner or member, or a  
11 stockholder who is in good standing as a certified public accoun-  
12 tant of this state. ~~and shall be accompanied by payment of the~~  
13 ~~fee prescribed in section 11 of Act No. 152 of the Public Acts of~~  
14 ~~1979.~~

15 (3) An application for registration shall be made by or for  
16 each office other than the principal office established or main-  
17 tained in this state for the practice of public accounting in  
18 this state by a certified public accountant, or firm or corpora-  
19 tion of certified public accountants. ~~, and shall be accom-~~  
20 ~~panied by payment of the fee prescribed in section 11 of Act~~  
21 ~~No. 152 of the Public Acts of 1979.~~

22 (4) Each registered individual holder of a certificate of  
23 certified public accountant shall be styled and known as a certi-  
24 fied public accountant and no other person shall use that title  
25 or the abbreviation "C.P.A." or any other word, words, letters,  
26 or figures to indicate that the person using them is a certified  
27 public accountant. The terms, "certified accountant", "chartered

1 accountant", "public accountant", and "registered accountant" and  
2 the abbreviations, "C.A.", "P.A.", and "R.A.", are specifically  
3 prohibited as being prima facie misleading to the public.

4       (5) Each registered firm or corporation may use the designa-  
5 tion, "certified public accountants", in connection with the firm  
6 or corporate name, except that a registered corporation having  
7 only 1 stockholder may use only the designation, "certified  
8 public accountant". The name of each firm or corporation shall  
9 be listed in the register together with the names of the part-  
10 ners, members, stockholders, and managers in charge of offices in  
11 the state. A nonregistered firm or corporation shall not use the  
12 designation "certified public accountants", "certified  
13 accountants", "chartered accountants", "public accountants", or  
14 "registered accountants" or the abbreviation "C.P.A.", "C.A.",  
15 "P.A.", or "R.A." in connection with the firm name.

16       Sec. 706. (1) The department shall issue registration cer-  
17 tificates under this article at the direction of the board. ~~A~~  
18 ~~license to engage in the practice of public accounting in this~~  
19 ~~state shall be issued by the department at the direction of the~~  
20 ~~board only for an individual eligible to conduct the practice of~~  
21 ~~public accounting who has paid the fee prescribed in section 11~~  
22 ~~of Act No. 152 of the Public Acts of 1979,~~ AT THE DIRECTION OF  
23 THE BOARD, THE DEPARTMENT SHALL ISSUE A LICENSE TO PRACTICE  
24 PUBLIC ACCOUNTING IN THIS STATE ONLY TO AN INDIVIDUAL WHO HOLDS A  
25 CERTIFICATE OF CERTIFIED PUBLIC ACCOUNTANT and who has furnished  
26 evidence satisfactory to the board of compliance with the  
27 requirements of subsection (3).

1       (2) ~~Subject to section 708(g), failure~~ FAILURE to register  
2 at a time specified by the department shall not disqualify the  
3 holder of a certificate of certified public accountant, not cur-  
4 rently in practice, from ~~registering and securing a license~~  
5 REREGISTRATION OR RELICENSURE for a future period ~~specified by~~  
6 ~~the department upon payment of the fees prescribed in section 11~~  
7 ~~of Act No. 152 of the Public Acts of 1979 for each period for~~  
8 ~~which he or she failed to register and~~ OR, IF THE LICENSE, CER-  
9 TIFICATE, OR REGISTRATION WAS REVOKED UNDER SECTION 708(G), FROM  
10 REINSTATEMENT, upon compliance with the rules promulgated by the  
11 board.

12       (3) An application for RECIPROCAL licensure or a renewal of  
13 licensure shall be supported by evidence of compliance with the  
14 continuing education rules promulgated by the board which shall  
15 include BOTH OF THE FOLLOWING:

16       (a) Basic requirements ~~for~~ OF not less than 40 hours  
17 ~~annually~~ of continuing education FOR EACH CONTINUING EDUCATION  
18 PERIOD SINCE THE LICENSE WAS LAST ISSUED OR RENEWED.

19       (b) Educational requirements of this subsection.

20       (4) In exercising authority under subsection (3), the board  
21 shall establish requirements designed to insure reasonable cur-  
22 rency of knowledge as a basis for a high standard of practice by  
23 certified public accountants. The board may make exceptions from  
24 continuing education requirements for reasons of health, military  
25 service, or other good cause. The board may offer written exami-  
26 nations in place of all of or a part of the qualifying education  
27 requirements. However, the applicant shall decide whether to

1 satisfy the continuing education requirement by examination, if  
2 offered, or by participation in qualifying education programs.  
3 The board may appoint a continuing education committee composed  
4 of certified public accountants licensed under this act. This  
5 committee shall assist the board in the administration of con-  
6 tinuing education requirements under this act. The committee  
7 members shall serve without compensation, but shall receive rea-  
8 sonable travel expenses and other expenses incurred in the per-  
9 formance of official duties.

10       Sec. 708. A holder of a certificate issued under section  
11 704, a registration issued under section 705, or a license issued  
12 under section 706, shall be subject to the penalties of section  
13 602 for 1 or more of the following:

14       (a) Fraud or deceit in obtaining a certificate of certified  
15 public accountant or a license to practice public accounting, or  
16 in registering under this act.

17       (b) Dishonesty, fraud, or negligence in the practice of  
18 public accounting.

19       (c) Violation of a rule of professional conduct promulgated  
20 by the board.

21       (d) Conviction of a felony under the laws of a state or the  
22 United States or conviction of a crime, an element of which is  
23 dishonesty, fraud, or negligence, under the laws of a state or of  
24 the United States, including the failure to file a personal fed-  
25 eral, state, or local income tax return.

26       (e) Cancellation, revocation, suspension, or refusal to  
27 renew authority to practice as a certified public accountant by



1 another state for any cause other than failure to pay a  
2 registration fee in that state.

3 (f) Suspension of or revocation for cause of the right to  
4 practice before a state or federal agency.

5 (g) Failure of a ~~certificate~~ holder OF A CERTIFICATE OF  
6 CERTIFIED PUBLIC ACCOUNTANT to register under section 705 within  
7 ~~3~~ 4 years after the date set for registration by the board. ~~7~~  
8 ~~unless the failure to register is excused by the board.~~

9 (h) Conduct discreditable to the public accounting  
10 profession.

11 (i) Determination of mental incompetency by a court of law.

12 (j) A violation of this act.

13 (k) A violation of the provisions of section 604.

14 Sec. 711. This article shall not prohibit the following:

15 (a) An individual who is not a certified public accountant  
16 from serving as an employee of, or an assistant to, a certified  
17 public accountant or partnership or corporation composed of cer-  
18 tified public accountants registered under this article to prac-  
19 tice if the employee or assistant does not issue an accounting or  
20 financial statement over the employee's or assistant's name.

21 (b) A certified public accountant of another state, or an  
22 accountant who is licensed in a foreign country for the practice  
23 of public accounting in that country, from temporarily and peri-  
24 odically practicing in this state if all of the following  
25 requirements are met:

26 (i) The ~~person~~ INDIVIDUAL is conducting a regular practice  
27 in the other state or foreign country.

1       (ii) The temporary practice is conducted in conformity with  
2 rules promulgated by the board.

3       (iii) The ~~person~~ INDIVIDUAL secures permission from the  
4 board to conduct the practice.

5       ~~(iv) The person pays the fee prescribed in section 11 of~~  
6 ~~Act No. 152 of the Public Acts of 1979 for that practice.~~

7       (c) A practicing attorney from preparing reports or present-  
8 ing records customarily prepared by an attorney in connection  
9 with the attorney's professional work.

10       (d) ~~An individual, firm, or corporation~~ A PERSON from pre-  
11 paring a report or return, not requiring the expression of an  
12 opinion on the report or return, for filing with a federal,  
13 state, or local governmental unit.

14       (e) An officer, employee, partner, or principal of an orga-  
15 nization from signing a statement or report in reference to the  
16 financial affairs of the organization with wording designating  
17 the position, title, or office which the officer, employee, part-  
18 ner, or principal holds in that organization.

19       (f) An act of a public official or public employee in the  
20 performance of that ~~person's~~ INDIVIDUAL'S official duties.

21       (g) ~~A person~~ AN INDIVIDUAL who may be employed by more  
22 than 1 person, firm, or corporation from keeping books, making  
23 trial balances or statements, and preparing audits or reports, if  
24 the audits or reports are not used or issued by the employers as  
25 having been prepared by a certified public accountant.

26       Sec. 805. A boxing, sparring, or wrestling match or  
27 exhibition shall not be held or conducted within this state,

1 except under a license ~~and permit~~ issued by the department  
2 pursuant to this article, and the rules promulgated under this  
3 act. However, the department may issue, without the payment of a  
4 fee, a license ~~and permit~~ to hold either a boxing or wrestling  
5 match or exhibition between professionals under the sponsorship  
6 of a civic organization or veterans' group if held for charitable  
7 purposes. ~~, in those cases in which a 10% tax is paid to the~~  
8 ~~state on all tickets sold.~~

9       Sec. 806. (1) A promoter, boxing club, physician, referee,  
10 judge, matchmaker, timekeeper, announcer, professional boxer,  
11 professional wrestler, or a manager, ~~trainer,~~ OR second ~~, or~~  
12 ~~booking agent~~ of those persons shall obtain a license from the  
13 department before participating either directly or indirectly in  
14 a boxing, sparring, or wrestling ~~match or exhibition~~ CONTEST,  
15 and a person shall not profit directly or indirectly from a  
16 boxing or wrestling ~~match or exhibition~~ CONTEST or participate  
17 directly or indirectly in the ~~match or exhibition~~ CONTEST or in  
18 the receipts from a ~~match or exhibition~~ CONTEST unless it is  
19 licensed by the department in advance under the classifications  
20 designated in this article. Each application for a license shall  
21 be in writing, shall be verified by the applicant, AND shall set  
22 forth those facts and conform to the rules promulgated by the  
23 department, jointly with the board. ~~, and shall include the~~  
24 ~~appropriate fee prescribed in section 49 of Act No. 152 of the~~  
25 ~~Public Acts of 1979, being section 338.2249 of the Michigan~~  
26 ~~Compiled Laws.~~ THE DEPARTMENT SHALL ISSUE A PASSPORT WITH EACH

1 PROFESSIONAL BOXER'S LICENSE. Each applicant for a license as a  
2 promoter, referee or judge shall be of good moral character.

3 (2) A person other than a contestant who intends to partici-  
4 pate in amateur and professional boxing or sparring ~~matches~~  
5 CONTESTS or wrestling ~~matches~~ CONTESTS shall pay only the fee  
6 for the professional license.

7 Sec. 808. ~~(1)~~ Each ~~person,~~ promoter ~~,~~ OR boxing club,  
8 ~~corporation, or association,~~ within 24 hours after the termina-  
9 tion of a ~~match or exhibition~~ CONTEST, shall furnish to the  
10 department a written report, showing the number of tickets sold  
11 for the ~~match or exhibition~~ CONTEST and the amount of the gross  
12 proceeds of the ~~match or exhibition~~ CONTEST, and other matter  
13 as the department prescribes.

14 ~~(2) A promoter, corporation, or association, within 24~~  
15 ~~hours after the termination of a match or exhibition, shall pay~~  
16 ~~to the department a tax of 10% of its gross receipts from the~~  
17 ~~sale of tickets and 5% of its gross receipts from whatever other~~  
18 ~~source derived, except from the sale of food, refreshments, and~~  
19 ~~programs, and receipts from television broadcast rights if the~~  
20 ~~television broadcast is blacked out in this state, to the boxing~~  
21 ~~or wrestling match or exhibition. However, for a boxing match~~  
22 ~~involving a national or international championship, there shall~~  
23 ~~be paid a tax of 5% of the gross receipts from whatever source~~  
24 ~~derived, except from the sale of food, refreshments, and pro-~~  
25 ~~grams, to the boxing match instead of the 10% as provided.~~

1       ~~(3) The tax prescribed in subsection (2) shall be paid to~~  
2 ~~the state treasurer and credited by the state treasurer to the~~  
3 ~~general fund of the state.~~

4       ~~(4) Before a promoter's license shall be granted to a~~  
5 ~~person, corporation, or association to conduct, hold, or give a~~  
6 ~~boxing, sparring or wrestling match or exhibition, the applicant~~  
7 ~~shall execute and file with the department a bond in the sum of~~  
8 ~~\$2,000.00 to be conditioned for the payment of the tax described~~  
9 ~~in subsection (2). However, if a promoter holds a match or exhi-~~  
10 ~~bition in a place where the seating capacity is more than 5,500~~  
11 ~~and less than 20,000, the bond shall be in the sum of \$5,000.00.~~  
12 ~~If the seating capacity is more than 20,000, the bond shall be in~~  
13 ~~the sum of \$25,000.00.~~

14       ~~(5) The form of the bond and the sufficiency of the sureties~~  
15 ~~shall be approved by the department. Upon approval of the bond,~~  
16 ~~the department shall issue a certificate of approval, which shall~~  
17 ~~be filed in the office of the department with the application for~~  
18 ~~the license. A license as a promoter shall not be issued until~~  
19 ~~the certificate is filed.~~

20       ~~(6) A promoter's license shall not be issued to a person who~~  
21 ~~is not a legal resident of the state.~~

22       Sec. 810. (1) A professional boxing ~~match or exhibition~~  
23 ~~CONTEST~~ shall be of not more than 10 rounds in length, except a  
24 ~~match or exhibition~~ ~~CONTEST~~ which involves a national or inter-  
25 national championship may last not more than 20 rounds in the  
26 determination of the department. The contestants shall wear  
27 during a ~~match or exhibition~~ ~~CONTEST~~ gloves weighing at least 6

1 ounces each. Rounds shall be not longer than 3 minutes, with not  
2 less than 1-minute rest between rounds.

3 (2) A contestant in a professional or amateur boxing, spar-  
4 ring, or wrestling ~~match or exhibition~~ CONTEST shall be certi-  
5 fied to be in proper physical condition by ~~a person~~ AN  
6 INDIVIDUAL licensed ~~under part 170 of Act No. 368 of the Public~~  
7 ~~Acts of 1978, as amended, being sections 333.17001 to 333.17088~~  
8 ~~of the Michigan Compiled Laws, or part 175 of Act No. 368 of the~~  
9 ~~Public Acts of 1978, as amended, being sections 333.17501 to~~  
10 ~~333.17556 of the Michigan Compiled Laws,~~ AS A PHYSICIAN before  
11 participating in a boxing, sparring, or wrestling ~~match or~~  
12 ~~exhibition~~ CONTEST.

13 Sec. 811. At the expense of a promoter or boxing club, a  
14 ~~person licensed as described in section 810~~ PHYSICIAN shall be  
15 in attendance at each boxing, sparring, or wrestling ~~match or~~  
16 ~~exhibition~~ CONTEST. The ~~person~~ PHYSICIAN shall observe the  
17 physical condition of the boxers and wrestlers, and advise the  
18 referee or judges with regard to the health of the contestants.  
19 The ~~attending person licensed as described in section 810~~  
20 PHYSICIAN shall examine each boxer or wrestler within 2 hours  
21 before entering the ring. A promoter or boxing club shall file  
22 with the department the report of the physical examination of a  
23 contestant not later than 24 hours after termination of the  
24 ~~match or exhibition~~ CONTEST. If, in the opinion of the  
25 ~~attending person licensed as described in section 810~~  
26 PHYSICIAN, the health or safety of a boxer or wrestler requires  
27 that the ~~match or exhibition~~ CONTEST in which he or she is

1 participating be terminated, the ~~attending person~~ PHYSICIAN  
2 shall notify the referee. The referee shall terminate the ~~match~~  
3 ~~or exhibition~~ CONTEST.

4       Sec. 812. If a boxer or wrestler loses consciousness during  
5 or as a result of a ~~match or exhibition~~ CONTEST in which he or  
6 she participates, he or she shall not again be eligible to par-  
7 ticipate in a ~~match or exhibition~~ CONTEST in this state unless  
8 examined by a ~~person licensed as described in section 810~~  
9 PHYSICIAN appointed by the department and unless ~~that person~~  
10 THE PHYSICIAN certifies the boxer's or wrestler's fitness to  
11 participate. The boxer or wrestler shall pay the cost of the  
12 examination.

13       Sec. 904. (1) Except as provided in this article, a person  
14 shall not operate a collection agency or engage or commence in  
15 the business of a collection agency without first applying for  
16 and obtaining a license from the department FOR EACH PLACE OF  
17 BUSINESS.

18       ~~(2) A collection agency license shall not be issued under~~  
19 ~~this article until payment of the fee prescribed in section 21 of~~  
20 ~~Act No. 152 of the Public Acts of 1979, as amended, being section~~  
21 ~~338.2221 of the Michigan Compiled Laws.~~

22       (2) ~~(3) The license application shall be in writing, under~~  
23 ~~oath, and on a form prescribed and supplied by the department.~~  
24 The department may require financial statements, references, or  
25 information to determine the qualifications of the applicant,  
26 including the names, addresses, and references of each member of

1 a partnership or of each officer, director, or shareholder  
2 holding 10% or more of the outstanding shares of the agency.

3 ~~(4) Upon receiving an application, the department shall~~  
4 ~~investigate the financial responsibility, net worth, competence,~~  
5 ~~and other characteristics of the applicant necessary to determine~~  
6 ~~the qualifications of the applicant to operate a collection~~  
7 ~~agency. The investigation may cover any person employed by the~~  
8 ~~applicant.~~

9 (3) ~~(5)~~ Each individual applicant, each partner of a part-  
10 nership which is an applicant, and each officer or director of a  
11 corporation which is an applicant shall:

12 (a) Be not less than 18 years of age.

13 (b) Be of good moral character and have the financial  
14 responsibility, reputation, and experience such as to command the  
15 confidence of the community and to warrant the belief that the  
16 business will be operated lawfully, honestly, AND fairly. ~~, and~~  
17 ~~efficiently.~~

18 Sec. 906. A collection agency license is not transferable  
19 to another person OR LOCATION. Notification of changes in the  
20 corporate structure, ~~or~~ partnership, NAME, OR ADDRESS shall be  
21 submitted IN WRITING within 30 days ~~on forms provided by the~~  
22 ~~director~~ AFTER THE DATE OF THE CHANGE.

23 Sec. 911. ~~(1) An application for a collection agency~~  
24 ~~manager's license shall be in writing, under oath, shall contain~~  
25 ~~information required by the department to determine the~~  
26 ~~applicant's qualifications, and shall be accompanied by the fee~~  
27 ~~prescribed in section 21 of Act No. 152 of the Public Acts of~~



1 ~~1979, as amended. The applicant shall pay the reexamination fee~~  
2 ~~prescribed in section 21 of Act No. 152 of the Public Acts of~~  
3 ~~1979, as amended, each subsequent time the applicant takes the~~  
4 ~~required examination.~~

5 ~~(2)An applicant for~~ THE DEPARTMENT SHALL ISSUE a collection  
6 agency manager's license or a collection agency license ~~shall~~  
7 ~~meet~~ TO AN INDIVIDUAL WHO MEETS all of the following  
8 requirements:

9 (a) ~~Have~~ HAS a high school diploma or ~~demonstrate~~  
10 DEMONSTRATES to the satisfaction of the department that the  
11 applicant possesses the equivalent of a high school education.

12 (b) ~~Have~~ HAS had at least 6 months of full-time experience  
13 in the collection of accounts.

14 (c) ~~Pass~~ HAS PASSED the examination approved by the  
15 department.

16 (d) ~~Be~~ IS at least 18 years of age.

17 (e) ~~Be~~ IS of good moral character.

18 Sec. 913. A collection agency manager's license ~~granted by~~  
19 ~~the director expires on the date prescribed by the department.~~  
20 ~~The license shall be issued in the form of an identification~~  
21 ~~card, which the licensee shall have in immediate possession at~~  
22 ~~all times while engaged in the licensed business or activity and~~  
23 ~~shall display it upon demand.~~ SHALL BE DISPLAYED ON THE PREMISES  
24 WHERE LICENSED BUSINESS OR ACTIVITY IS CONDUCTED.

25 Sec. 1005. (1) ~~Each applicant~~ AN APPLICATION for an  
26 employment agency license ~~or employment agent license issued~~  
27 ~~under this article shall file with the department a written~~

1 ~~application on a form provided by the department~~ SHALL BE  
2 ACCOMPANIED BY A CERTIFICATE OF BONDING FROM A BONDING AGENCY.

3 ~~(2) The application shall be notarized.~~

4 ~~(3) The application shall be accompanied by at least 3 let-~~  
5 ~~ters of character reference on behalf of each individual named in~~  
6 ~~the application, from persons of reputed business or professional~~  
7 ~~integrity who are residents of this state.~~

8 ~~(4) The application shall be accompanied by the appropriate~~  
9 ~~application and initial license fee prescribed in section 27 of~~  
10 ~~Act No. 152 of the Public Acts of 1979, being section 338.2227 of~~  
11 ~~the Michigan Compiled Laws.~~

12 (2) ~~(5)~~ A principal of an employment agency, or if the  
13 employment agency is a corporation, each active officer or the  
14 employment agent of the corporation, or if the employment agency  
15 is a partnership, each active partner of a partnership, as a con-  
16 dition to initial licensing of the employment agency, by means of  
17 a written examination, shall satisfy the ~~director~~ DEPARTMENT  
18 that the applicant has sufficient knowledge of this article, the  
19 rules promulgated under this article, and the laws against dis-  
20 crimination in employment and pertinent labor laws, to reasonably  
21 ensure that an act performed by the applicant is in compliance  
22 with the applicable law or rule. ~~The examination shall be pre-~~  
23 ~~pared by the director with the advice and assistance of the board~~  
24 ~~and shall be given at least once each calendar month if consid-~~  
25 ~~ered necessary. A principal of a license applicant whose license~~  
26 ~~is in effect on the effective date of this article shall not be~~  
27 ~~required to take the examination.~~

1       Sec. 1008. ~~-(1)-~~ The employment agency license shall state  
2 the name of the employment agent charged with the general manage-  
3 ment of the office and the name under which the business is to be  
4 CONDUCTED. ~~carried on, if a corporation, the names of each offi-~~  
5 ~~cer, if a partnership, the names of each partner, and the loca-~~  
6 ~~tion of the office where the business is to be conducted. The~~  
7 ~~employment agency license shall be numbered and dated and shall~~  
8 ~~state whether it is a class 1, class 2, class 3, class 4, or~~  
9 ~~class 5 license as provided in section 1011.~~

10       ~~-(2)-~~ The application for an employment agency license shall  
11 ~~be granted or refused within 60 days after the date of receipt,~~  
12 ~~shall expire on the date prescribed by the department, and may be~~  
13 ~~renewed by the payment of the appropriate renewal fee prescribed~~  
14 ~~in section 27 of Act No. 152 of the Public Acts of 1979, accom-~~  
15 ~~panied by a certification of bonding from the bonding agency. If~~  
16 ~~the renewal fee is not received by the date prescribed by the~~  
17 ~~department, the license shall be automatically revoked, but may~~  
18 ~~be reinstated by submitting the penalty fee prescribed in section~~  
19 ~~27 of Act No. 152 of the Public Acts of 1979 accompanied by the~~  
20 ~~certification of bonding from the bonding agency.~~

21       Sec. 1009. A license granted under this article shall not  
22 be transferable, except that the employment agency may admit a  
23 partner, officer, or stockholder to the business. The employment  
24 agent of the employment agency shall notify the department within  
25 15 days after a change in the board of directors or a partner.  
26 ~~The notification shall include the fee prescribed in section 27~~  
27 ~~of Act No. 152 of the Public Acts of 1979.~~

1       Sec. 1013. An employment agent shall apply for a license  
2 ~~on a form provided by~~ TO the department and shall be required  
3 to pass a written examination. An employment agent shall be  
4 responsible for the actual operation of an employment agency.  
5 ~~An employment agency at the time of renewing the agency's~~  
6 ~~license shall also pay the renewal fee as prescribed in section~~  
7 ~~27 of Act No. 152 of the Public Acts of 1979 and the fee for each~~  
8 ~~employment agent's license of each employment agent employed by~~  
9 ~~the agency.~~

10       Sec. 1105. (1) The department shall issue a student license  
11 valid for 2 years to ~~a person~~ AN INDIVIDUAL who fulfills all of  
12 the following requirements:

13       ~~(a) Has made application on a form provided by the~~  
14 ~~department.~~

15       (A) ~~(b)~~ Has completed the tenth grade of school or has an  
16 equivalent education as determined by the department.

17       (B) ~~(c)~~ Is of good moral character.

18       ~~(d) Has paid the appropriate fees prescribed in section 17~~  
19 ~~of the state license fee act, Act No. 152 of the Public Acts of~~  
20 ~~1979, being section 338.2217 of the Michigan Compiled Laws.~~

21       (2) Upon being licensed by the department, a student may  
22 render barber services to the public under the supervision of an  
23 instructor. A student shall not receive compensation for per-  
24 forming barber services.

25       (3) A student may renew his or her license for ~~an~~ 1 addi-  
26 tional year. ~~by paying the appropriate fees set forth in~~  
27 ~~section 17 of the state license fee act.~~ An extension of a

1 student license beyond that provided for in this subsection  
2 requires approval by the board. ~~in addition to payment of the~~  
3 ~~fee.~~

4 (4) Upon approval of the department, ~~a person~~ AN  
5 INDIVIDUAL who has previously held a student license may be  
6 granted a new student license or may transfer a student license  
7 to another barber college.

8 Sec. 1106. (1) The department shall issue a license as a  
9 student instructor to ~~a person~~ AN INDIVIDUAL who fulfills all  
10 of the following requirements:

11 ~~(a) Has made application on a form provided by the~~  
12 ~~department.~~

13 (A) ~~(b)~~ Has graduated from high school or provided docu-  
14 mentation of an equivalent education acceptable to the department  
15 and the board.

16 (B) ~~(c)~~ Is of good moral character.

17 (C) ~~(d)~~ Is a licensed barber with not less than 2 years'  
18 experience.

19 ~~(e) Has paid the appropriate fees prescribed in section 17~~  
20 ~~of the state license fee act, Act No. 152 of the Public Acts of~~  
21 ~~1979, being section 338.2217 of the Michigan Compiled Laws.~~

22 (2) A student instructor shall not render barber services to  
23 the public in a barber college except incidentally as a teaching  
24 example or to correct or complete the work of a student.

25 (3) With the approval of the board, a student instructor may  
26 renew his or her license for an additional year. ~~by paying the~~

~~1 appropriate fees prescribed in section 17 of the state license  
2 fee act.~~

3       Sec. 1108. (1) The department shall issue a license to  
4 practice as a barber to ~~a person~~ AN INDIVIDUAL who fulfills all  
5 of the following requirements:

6       (a) Is not less than 17 years of age.

7       (b) Is of good moral character.

8       (c) Demonstrates satisfactory completion of not less than a  
9 2,000-hour course of study at a licensed barber college.

10       (d) Passes an examination approved by the board and the  
11 department.

12       ~~(e) Has paid the appropriate fees prescribed in section 17  
13 of the state license fee act, Act No. 152 of the Public Acts of  
14 1979, being section 338.2217 of the Michigan Compiled Laws.~~

15       (E) ~~(f)~~ Has completed the tenth grade of school or has an  
16 equivalent education as determined by the department.

17       (2) ~~A person~~ AN INDIVIDUAL who has held a license as a  
18 barber in another state, jurisdiction, or country for 1 out of  
19 the 3 years immediately preceding the date of application shall  
20 be issued a license as a barber if the requirements for licensure  
21 in the other state, jurisdiction, or country are substantially  
22 equivalent to the requirements of subsection (1), as determined  
23 by the department. ~~, the person makes application on a form  
24 provided by the department, and the person pays the appropriate  
25 fees prescribed in section 17 of the state license fee act.~~

26 However, a license may be denied or limited if the applicant has

1 been disciplined or disciplinary action is pending in another  
2 state, jurisdiction, or country.

3 (3) For the purposes of fulfilling the requirement of  
4 subsection (1)(c), ~~a person~~ AN INDIVIDUAL whose instruction as  
5 a barber was received in another state, jurisdiction, or country  
6 may substitute experience as a barber or barber apprentice for  
7 instruction in the ratio of 3 months of experience for 100 hours  
8 of instruction.

9 Sec. 1109. (1) The department shall issue a license as an  
10 instructor to ~~a person~~ AN INDIVIDUAL who fulfills all of the  
11 following requirements:

12 (a) Is a licensed barber with not less than 2 years of  
13 experience.

14 (b) Except as provided in subsection (2), has completed 1  
15 year of instruction in the teaching of barbering at a licensed  
16 barber college or has successfully completed 60 semester hours or  
17 90 term hours in a course of instruction approved by the board at  
18 an accredited college or university and has 6 months of instruc-  
19 tion in the teaching of barbering at a barber college.

20 (c) Has graduated from high school or has an equivalent edu-  
21 cation as approved by the department.

22 (d) Has passed an examination approved by the board and the  
23 department to determine the ~~person's~~ INDIVIDUAL'S fitness to  
24 practice as an instructor.

25 ~~(e) Has paid the appropriate fee prescribed in section 17~~  
26 ~~of the state license fee act, Act No. 152 of the Public Acts of~~  
27 ~~1979, being section 338.2217 of the Michigan Compiled Laws.~~

1 (E) ~~(f)~~ Is of good moral character.

2 ~~(g) Has made application on a form provided by the~~  
3 ~~department.~~

4 (2) For the purposes of fulfilling the requirements of  
5 subsection (1)(b), ~~a person~~ AN INDIVIDUAL who has been duly  
6 authorized under the laws of another state, jurisdiction, or  
7 country to instruct others in barbering may substitute 1 year of  
8 experience in barber instruction for the required training. The  
9 requirements of subsection(1)(a) and (d) shall not be waived on  
10 the basis of prior experience as an instructor.

11 Sec. 1110. (1) The department shall license a barber col-  
12 lege which fulfills all of the following requirements:

13 (a) Has ~~applied~~ MADE, through its owners or managers, ~~on~~  
14 ~~a form provided by~~ APPLICATION TO the department.

15 ~~(b) Has paid the appropriate fees prescribed in section 17~~  
16 ~~of the state license fee act, Act No. 152 of the Public Acts of~~  
17 ~~1979, being section 338.2217 of the Michigan Compiled Laws.~~

18 (B) ~~(c)~~ Provides an educational program requiring comple-  
19 tion of 250 hours of classroom study, demonstrations and recita-  
20 tions and 1,750 hours of practical barber training.

21 (C) ~~(d)~~ Meets the sanitation standards required of barber-  
22 shops as set forth in rules promulgated by the board and deter-  
23 mined by inspection by the department.

24 (D) ~~(e)~~ Files and maintains a corporate surety or cash  
25 bond of \$10,000.00 conditioned upon the faithful performance and  
26 satisfaction of the contractual rights of students enrolled in  
27 the barber college.



1 (E) ~~-(f)-~~ Employs or contracts with not less than 2  
2 full-time, licensed instructors. At any time classroom study or  
3 theory training is given to any number of students, at least 1  
4 instructor shall be present. If practical training occurs, there  
5 shall be at least 1 instructor present for every 30 students at  
6 all times.

7 (F) ~~-(g)-~~ Is completely partitioned from any other place of  
8 business or dwelling. No other business shall be conducted from  
9 a barber college than the rendering of barber services and the  
10 teaching of barbering, although a barber college may sell at  
11 retail to patrons those preparations used on patrons receiving  
12 barbering services from students.

13 (G) ~~-(h)-~~ Provides reasonable classroom facilities and other  
14 equipment for the proper instruction of students as set forth in  
15 this subdivision and rules promulgated by the board, including 1  
16 stationary wash basin with hot and cold running water and a con-  
17 nected drain for every 2 barber chairs. Enrollment and course  
18 scheduling shall be arranged by the barber college so that no  
19 student is required to share the use of a training station during  
20 any practical training period.

21 (2) Except as provided in this subsection, a student  
22 instructor may not instruct without a supervising instructor  
23 present in the room. In case of emergency, a student instructor  
24 may instruct up to 30 students, but notice shall be given to the  
25 department in writing and an instructor shall be on the premises  
26 at all times. Use of a student instructor as a substitute  
27 instructor pursuant to this subsection shall not continue for

1 more than 7 consecutive days without written approval of the  
2 department certifying the emergency circumstances.

3       (3) The transfer of ownership or location of a barber col-  
4 lege shall automatically revoke its license. A new license shall  
5 not be granted to new owners or for a new location unless the  
6 requirements of subsection (1) are fulfilled.

7       (4) The classroom courses of a barber college shall include  
8 at least all of the following: scientific fundamentals for  
9 barbering; hygiene; bacteriology; histology of hair, skin, and  
10 nails; structure of the head, face, and neck, including muscles  
11 and nerves; elementary chemistry relating to sterilization and  
12 antiseptics; diseases of the skin, hair, glands, and nails; mas-  
13 saging and manipulating the head, face, and neck; haircutting and  
14 shaving; cosmetic therapy; arranging, styling, dressing, color-  
15 ing, bleaching, curling, permanent waving, and tinting of the  
16 hair; elements of business training; and barber laws and rules of  
17 the state.

18       (5) The time to be devoted to each subject set forth in  
19 subsection (4) shall be prescribed in rules promulgated by the  
20 board. Each barber college shall provide a written copy of the  
21 rules to each student at the beginning of his or her  
22 instruction.

23       (6) The license of the barber college and all instructors,  
24 student instructors, and students shall be displayed in a promi-  
25 nent place visible to the public at all times. An individual's  
26 license may be displayed at the individual's work station.

1       Sec. 1111. (1) The department shall issue a license to a  
2 barbershop which fulfills all of the following requirements:

3       (a) Has made, through its owner, application ~~on a form pro-~~  
4 ~~vided by~~ TO the department. The application shall include a  
5 description of the premises for which licensure is sought.

6       (b) Has satisfactorily passed an inspection to determine  
7 that the barbershop has met sanitation and establishment stan-  
8 dards prescribed in rules promulgated under this article.

9       ~~(c) Has paid the appropriate fees prescribed in section 17~~  
10 ~~of the state license fee act, Act No. 152 of the Public Acts of~~  
11 ~~1979, being section 338.22+7 of the Michigan Compiled Laws.~~

12       (2) A barbershop shall be completely partitioned from a  
13 dwelling and shall not be occupied for lodging or residential  
14 purposes.

15       (3) The transfer of ownership or location of a barbershop  
16 shall automatically revoke its license. A new license shall not  
17 be granted to a new owner or at a new location unless the  
18 requirements of subsection (1) have been fulfilled.

19       (4) The licenses of the barbershop and all barbers working  
20 in the barbershop shall be displayed in a prominent place visible  
21 to the public at all times. The license of an individual barber  
22 may be posted at the barber's work station.

23       Sec. 1114. A student instructor, barber, instructor, bar-  
24 bershop or barber college license shall be renewed by completing  
25 a form provided by the department ~~and paying the appropriate~~  
26 ~~fees prescribed by section 17 of the state license fee act, Act~~  
27 ~~No. 152 of the Public Acts of 1979, being section 338.22+7 of the~~

1 ~~Michigan Compiled Laws,~~ on or before the date prescribed in  
2 rules promulgated by the department. A barber or instructor who  
3 fails to renew a license for 3 or more years shall be required by  
4 the board to complete the licensing examination. ~~in addition to~~  
5 ~~paying the appropriate application fee, renewal fee, and late~~  
6 ~~renewal fee as set forth in the state license fee act.~~

7       Sec. 1204. ~~An individual, partnership, association, or~~  
8 ~~corporation~~ A PERSON desiring to operate a cosmetological estab-  
9 lishment shall make application to the department for a license.  
10 ~~The application shall be accompanied by the fee prescribed in~~  
11 ~~section 25 of the state license fee act, Act No. 152 of the~~  
12 ~~Public Acts of 1979, as amended, being section 338.2225 of the~~  
13 ~~Michigan Compiled Laws.~~ The cosmetological establishment shall  
14 be under the daily attendance and supervision of a licensed cos-  
15 metologist who is not less than 18 years of age and has had not  
16 less than 1 year's practical experience in all practices of  
17 cosmetology. A cosmetological establishment shall not have more  
18 than 2 apprentices at the same time. A cosmetological establish-  
19 ment shall be completely separated by full partitions and doors  
20 from every other activity, business, or dwelling, except a bar-  
21 bershop licensed under article 11 or an area in which the sale of  
22 clothing and accessories is made.

23       Sec. 1205. (1) ~~An individual, partnership, association, or~~  
24 ~~corporation~~ A PERSON desiring to conduct a school of cosmetolo-  
25 gy, shall make application to the department for a license. ~~The~~  
26 ~~application shall be accompanied by the appropriate fee~~  
27 ~~prescribed in section 25 of Act No. 152 of the Public Acts of~~

1 ~~1979, as amended.~~ A school of cosmetology shall be completely  
2 separated by a full partition and door from every other activity,  
3 business, or dwelling.

4 (2) A school of cosmetology shall be in the charge of and  
5 under the supervision and daily attendance of ~~a person~~ AN  
6 INDIVIDUAL who meets all of the following criteria:

7 (a) Is licensed as an instructor who has had at least 3  
8 years' practical experience in all practices of cosmetology in a  
9 licensed cosmetological establishment or at least 1 year's prac-  
10 tical experience in all practices of cosmetology in a licensed  
11 cosmetological establishment, and at least 2 years' practical  
12 experience in teaching all practices of cosmetology.

13 (b) Is a licensed cosmetologist with not less than 500 hours  
14 of instructor training.

15 (c) Has a high school diploma or its equivalent.

16 (d) Has passed ~~a special~~ AN examination approved by the  
17 department and the board.

18 (e) Is of good moral character.

19 (3) A school of cosmetology shall fulfill all of the follow-  
20 ing requirements:

21 (a) It shall maintain a school term of not less than 1,500  
22 hours, extending over a period of 10 consecutive months, and  
23 shall maintain a course of practical training and technical  
24 instruction, as outlined in the department approved curriculum,  
25 equal to the requirements for examination for a license as a cos-  
26 metologist as set forth in section 1207.

1 (b) It shall possess ~~financial resources and~~ efficient  
2 apparatus and equipment prescribed by the department and the  
3 board sufficient for the ready and full teaching of each subject  
4 in the curriculum approved by the department and the board.

5 (c) It shall maintain 1 person licensed as an instructor for  
6 every 20 enrolled students, competent to impart instruction in  
7 each subject of its curriculum. The department shall license as  
8 an instructor ~~a person~~ AN INDIVIDUAL who passes an examination  
9 prescribed by the board and department. ~~and pays the fee pre-~~  
10 ~~scribed in section 25 of Act No. 152 of the Public Acts of 1979,~~  
11 ~~as amended.~~ The instructor shall not be in charge of or super-  
12 vise a school unless the instructor meets the experience require-  
13 ment described in this section.

14 (d) It shall keep a daily record of the attendance of each  
15 student, a copy of which shall be sent to the department monthly,  
16 establish grades, and hold an examination before issuing a  
17 diploma.

18 (e) It shall be operated for teaching purposes only and a  
19 student shall not practice on the public until having completed  
20 at least 350 hours of instruction in the cosmetology curriculum.

21 (f) A student shall not be in attendance at a school more  
22 than 7 hours per day or more than 40 hours per week.

23 (4) A school of cosmetology shall furnish a bond of  
24 \$10,000.00 in favor of the people of the state, for the use and  
25 benefit of students and conditioned upon the faithful performance  
26 and satisfaction of the contractual rights of students.

1 (5) A school of cosmetology, at the time of the enrollment  
2 of a student, shall furnish the student a financial contract  
3 showing the total cost and all charges involved in the complete  
4 course of study. Advertising matter put out by schools, when  
5 mentioning the cost of tuition or related subjects, shall furnish  
6 the same financial statement as described in this subsection.

7 (6) A cosmetological establishment exacting a fee for the  
8 teaching of cosmetology shall be classed as a school of cosmetol-  
9 ogy and shall be required to comply with this section.

10 Sec. 1207. ~~A person~~ THE DEPARTMENT shall ~~not be issued~~  
11 ISSUE a license to practice cosmetology ~~unless and until the~~  
12 ~~person~~ TO AN INDIVIDUAL WHO fulfills all of the following  
13 requirements:

14 (a) Passes an examination prescribed by the department and  
15 the board, which examination shall include both a practical  
16 demonstration and a written or oral test and shall not be con-  
17 fined to a specific system or method.

18 (b) Presents a diploma, issued to the applicant by a school  
19 of cosmetology licensed by the department, showing that the  
20 applicant has completed the course of study in the school pre-  
21 scribed by the department, or furnishes proof of having completed  
22 the required time in a licensed school of cosmetology as pre-  
23 scribed by the department.

24 (c) Is at least 17 years of age.

25 (d) Is of good moral character.

26 (e) Has had an education equivalent to the completion of the  
27 ninth grade of public school.

1 (f) Has had training of at least 1,500 hours extending over  
2 a period of at least 10 months in a school of cosmetology  
3 approved by the department, or has served at least 2 years as an  
4 apprentice in a licensed cosmetological establishment in which  
5 cosmetology is practiced.

6 ~~(g) Has paid the fee prescribed in section 25 of the state~~  
7 ~~license fee act, Act No. 152 of the Public Acts of 1979, as~~  
8 ~~amended, being section 338.2225 of the Michigan Compiled Laws.~~

9 Sec. 1208. The department shall admit to examination for a  
10 license as an electrologist, an ~~applicant~~ INDIVIDUAL who has  
11 made application to the department, ~~has paid the fee prescribed~~  
12 ~~in section 25 of Act No. 152 of the Public Acts of 1979, as~~  
13 ~~amended,~~ is not less than 18 years of age, is of good moral  
14 character, and has had a minimum training of 300 hours under the  
15 immediate supervision of a licensed electrologist in a school of  
16 cosmetology in which the practice is taught or has studied under  
17 a licensed electrologist who has had at least 3 years' practical  
18 experience as an electrologist for a period of 12 months.

19 Sec. 1209. The department shall admit to examination for a  
20 license as a manicurist, an ~~applicant~~ INDIVIDUAL who has made  
21 an application to the department, ~~has paid the fee prescribed in~~  
22 ~~section 25 of Act No. 152 of the Public Acts of 1979, as~~  
23 ~~amended,~~ is at least 17 years of age, is of good moral charac-  
24 ter, and has had a minimum training of 300 hours under the super-  
25 vision of a licensed manicurist, or a licensed cosmetologist in a  
26 licensed school of cosmetology, or shall have spent at least 6



1 months in a licensed cosmetological establishment where the  
2 subject is practiced.

3       Sec. 1211. Upon an application to the department,  
4 ~~accompanied by the fee prescribed in section 25 of Act No. 152~~  
5 ~~of the Public Acts of 1979, as amended, a person~~ AN INDIVIDUAL  
6 licensed as a cosmetologist under the laws of another state ~~—~~  
7 ~~without examination,~~ shall, WITHOUT EXAMINATION, be granted a  
8 license to practice the occupation in which that ~~person~~  
9 INDIVIDUAL was previously licensed if the applicant is not less  
10 than 17 years of age, is of good moral character, and the  
11 requirements for registration or licensure as a cosmetologist in  
12 the particular state were substantially equal to the requirements  
13 then in force in this state. Years or months of experience as a  
14 licensed cosmetologist, electrologist, or manicurist may be sub-  
15 stituted for hours of training in a ratio of 100 hours of train-  
16 ing credited for each 6 months of experience. ~~A person~~ AN  
17 INDIVIDUAL applying for licensure having qualifications acquired  
18 outside of the United States shall provide proof of training or  
19 experience, or both, as a cosmetologist. The department may  
20 determine whether or not an applicant is qualified to be admitted  
21 for examination for licensure.

22       Sec. 1214. A school of cosmetology or an establishment of  
23 cosmetology upon enrolling a student or apprentice shall ~~fill~~  
24 ~~out~~ FILE an application ~~as provided by~~ WITH the department and  
25 shall obtain proof of at least a ninth grade education or THE  
26 equivalent OF A NINTH GRADE EDUCATION. ~~—, which proof, together~~  
27 ~~with the application and the fee prescribed in section 25 of the~~

~~1 state license fee act, Act No. 152 of the Public Acts of 1979,~~  
~~2 being section 338.2225 of the Michigan Compiled Laws, shall be~~  
~~3 mailed to the department.~~ The application and proof of education  
4 shall be kept on file until the student or apprentice makes  
5 application for examination to obtain a license as a  
6 cosmetologist. The ninth grade education requirement shall not  
7 apply to a student enrolling in a program offered as a part of  
8 the regular curriculum of a public school and approved by the  
9 state board of education.

10       Sec. 1301. As used in this article:

11       (a) "Hearing aid" means an instrument or device designed for  
12 regular and constant use in or proximate to the human ear and  
13 represented as aiding or improving defective human hearing.

14       (b) "Hearing aid dealer" means ~~a person~~ AN INDIVIDUAL who  
15 engages in the sale or offering for sale at retail of a hearing  
16 aid.

17       (c) "Hearing aid salesperson" means ~~a person~~ AN INDIVIDUAL  
18 who engages in the sale or offering for sale at retail of a hear-  
19 ing aid and who is an employee of a hearing aid dealer.

20       (d) "Practice of selling or fitting a hearing aid" means the  
21 selection, adaptation, and sale of a hearing aid and includes the  
22 testing of hearing by means of an audiometer and other means for  
23 the sale of a hearing aid. The practice also includes the making  
24 of an impression for an ear mold.

25       (e) "Unethical conduct" means:

26       (i) Selling a hearing aid intended to be used by ~~a person~~  
27 AN INDIVIDUAL 16 years of age or less without an otologic

1 examination and approval by a ~~person licensed under part 170 of~~  
 2 ~~Act No. 368 of the Public Acts of 1978, as amended, being sec-~~  
 3 ~~tions 333.17001 to 333.17088 of the Michigan Compiled Laws, or~~  
 4 ~~part 175 of Act No. 368 of the Public Acts of 1978, as amended,~~  
 5 ~~being sections 333.17501 to 333.17556 of the Michigan Compiled~~  
 6 ~~Laws,~~ PHYSICIAN and an audiologic evaluation and  
 7 recommendation.

8 (ii) Canvassing from house to house or place of business  
 9 either in person or by an agent for selling a hearing aid without  
 10 prior referral or request.

11 (iii) Failing to properly and reasonably accept responsibil-  
 12 ity for the actions of a licensed trainee.

13 (iv) Offering, paying, causing to be paid, or inferring that  
 14 a payment might be made, directly or indirectly, of money or  
 15 other thing of value to an audiologist, otologist, ~~person~~  
 16 ~~licensed under part 170 of Act No. 368 of the Public Acts of~~  
 17 ~~1978, as amended,~~ PHYSICIAN, clinic, or other similar medical  
 18 person or institution as a consideration for a referral by a med-  
 19 ical person or institution or as a part of an agreement with a  
 20 medical person or institution.

21 Sec. 1305. (1) ~~A person~~ AN INDIVIDUAL wishing to sell or  
 22 fit a hearing aid in connection with the sale of a hearing aid as  
 23 a dealer shall make application to the department. ~~on a form~~  
 24 ~~provided by it accompanied by the fee prescribed in section 31 of~~  
 25 ~~Act No. 152 of the Public Acts of 1979, as amended, being section~~  
 26 ~~338.2231 of the Michigan Compiled Laws. A person~~ AN INDIVIDUAL  
 27 employed by a dealer as a hearing aid salesperson shall make

1 application to the department. ~~on a form provided by it~~  
2 ~~accompanied by the fee prescribed in section 31 of Act No. 152 of~~  
3 ~~the Public Acts of 1979, as amended.~~

4 (2) An applicant for a license as a hearing aid dealer shall  
5 be issued a license if the applicant is over 18 years of age, is  
6 of good moral character, ~~maintains a place of business in this~~  
7 ~~state,~~ is a graduate of an accredited high school or secondary  
8 school, has served as a licensed hearing aid salesperson for a  
9 period of 2 years under the direction and supervision of a  
10 licensed hearing aid dealer, and passes a written examination as  
11 prescribed by the department and the board.

12 (3) An applicant for a license as a hearing aid salesperson  
13 shall be issued a license if the applicant is at least 18 years  
14 of age, is of good moral character, is a graduate from an accred-  
15 ited high school or secondary school, successfully completes  
16 additional training and education as may be required by the  
17 department, passes a written examination as prescribed by the  
18 department and the board, and has served at least 6 months as a  
19 trainee licensed by the department.

20 (4) The department and the board shall encourage the estab-  
21 lishment of a specialized educational course of training for ~~a~~  
22 ~~person~~ AN INDIVIDUAL wishing to become a licensed hearing aid  
23 dealer or hearing aid salesperson.

24 (5) In place of the written examination provided in subsec-  
25 tion (2), the department may accept successful completion of the  
26 basic home study course conducted by the national hearing aid  
27 society or may waive the examination provided for in subsection

1 (2) when proof satisfactory to the department and the board is  
2 submitted showing that the applicant has successfully passed an  
3 examination given by the official hearing aid examining board in  
4 another state, if the examination and passing requirements at the  
5 time taken, were substantially equal to those required by the  
6 department.

7 Sec. 1307. (1) The department may grant a trainee license  
8 to an applicant working for and under the direct supervision of a  
9 licensed dealer on the following conditions:

10 (a) The trainee license shall be valid for a 12-month  
11 period. A new trainee license may be issued by the board upon  
12 THE filing OF an application. ~~accompanied by the fee prescribed~~  
13 ~~in section 31 of Act No. 152 of the Public Acts of 1979.~~

14 (b) The trainee license shall provide that the ~~person~~  
15 INDIVIDUAL to whom it was issued shall work for and under the  
16 direction and supervision of a named licensed hearing aid  
17 dealer.

18 (2) The department may transfer a license of a trainee upon  
19 the filing of an application for a transfer. ~~and payment of the~~  
20 ~~transfer fee prescribed in section 31 of Act No. 152 of the~~  
21 ~~Public Acts of 1979.~~

22 (3) A trainee license is subject to revocation for the same  
23 reasons and in a similar manner as a regular license.

24 Sec. 1403. An applicant for registration under this act  
25 shall meet the experience and educational requirements of section  
26 1404 and ~~meet~~ the following requirements:

1 (a) Be of good moral character.

2 (b) Be 18 years of age or older.

3 ~~(c) Shall pay the fee prescribed in section 33 of Act~~

4 ~~No. 152 of the Public Acts of 1979, being section 338.2233 of the~~  
5 ~~Michigan Compiled Laws.~~

6 Sec. 1405. If the applicant is a horologist in good stand-  
7 ing, registered, certified, or licensed in another state, and  
8 having engaged in horology for 2 years preceding application for  
9 ~~a certificate of~~ registration, the department may issue a tem-  
10 porary ~~permit~~ REGISTRATION for horology without examination.  
11 ~~upon the payment of the fee prescribed in section 33 of Act~~  
12 ~~No. 152 of the Public Acts of 1979.~~ After 6 months' residence in  
13 this state, the department shall issue to that applicant a  
14 ~~certificate of~~ registration to practice horology. ~~upon pay-~~  
15 ~~ment of the fee prescribed in section 33 of Act No. 152 of the~~  
16 ~~Public Acts of 1979.~~

17 Sec. 1406. The department shall issue an apprenticeship  
18 ~~certificate~~ REGISTRATION to an applicant who ~~pays the fee pre-~~  
19 ~~scribed in section 33 of Act No. 152 of the Public Acts of 1979.~~  
20 An SUBMITS AN application ~~for an apprenticeship certificate~~  
21 ~~shall be~~ signed by a registered horologist. An apprenticeship  
22 ~~certificate~~ REGISTRATION may be renewed 3 times.

23 Sec. 1504. This article shall not apply to a psychologist  
24 licensed under part 182 of Act No. 368 of the Public Acts of  
25 1978, being sections 333.18201 to 333.18237 of the Michigan  
26 Compiled Laws, an attorney licensed to practice in this state, or  
27 ~~person licensed under part 170 of Act No. 368 of the Public Acts~~

1 ~~of 1978, as amended, being sections 333.17001 to 333.17088 of the~~  
2 ~~Michigan Compiled Laws, or part 175 of Act No. 368 of the Public~~  
3 ~~Acts of 1978, as amended, being sections 333.17501 to 333.17556~~  
4 ~~of the Michigan Compiled Laws~~ A PHYSICIAN, if that ~~person~~  
5 INDIVIDUAL does not advertise or represent that the ~~person~~  
6 INDIVIDUAL is a marriage counselor and does not collect a fee for  
7 marriage counseling. This article shall not apply to ~~a person~~  
8 AN INDIVIDUAL engaged in social work as defined in article 16 in  
9 the course of employment with a governmental agency or a reputa-  
10 ble social service agency regularly providing that service as an  
11 agency. This article shall not apply to an ordained cleric or  
12 other religious practitioner recognized by the department if the  
13 advice or counsel is incidental to duties as a cleric or other  
14 religious practitioner, and if the cleric or other religious  
15 practitioner does not advertise as a marriage counselor or 1 of  
16 the titles listed in section 1503. This article shall not apply  
17 to an apprentice meeting the academic requirements of this arti-  
18 cle in training for marriage counseling and who provides that  
19 service as part of the training.

20       Sec. 1603. ~~A person~~ AN INDIVIDUAL shall not represent  
21 that ~~the person~~ HE OR SHE is a certified social worker, social  
22 worker, or social work technician unless the ~~person~~ INDIVIDUAL  
23 is registered in that capacity under this article. ~~A certifi-~~  
24 ~~cate of registration issued under this article shall be renewed~~  
25 ~~before the date prescribed by the department with payment of the~~  
26 ~~appropriate renewal fee prescribed in section 45 of Act No. 152~~

~~1 of the Public Acts of 1979, being section 338.2245 of the~~  
~~2 Michigan Compiled Laws.~~

3       Sec. 1604. The department shall issue a ~~certificate of~~  
4 registration as a social work technician to ~~a person~~ AN  
5 INDIVIDUAL who submits evidence ~~verified by oath and~~ satisfac-  
6 tory to the department that the person meets all of the following  
7 requirements:

8       (a) Has had 1 year of social work experience acceptable to  
9 the department, or has successfully completed 2 years of  
10 college.

11       (b) Is employed in the practice of social work. This subdi-  
12 vision shall be waived if the ~~person~~ INDIVIDUAL has the equiva-  
13 lent of 2,000 hours of voluntary service with a recognized agency  
14 ~~, or was previously certified under former Act No. 352 of the~~  
15 ~~Public Acts of 1972, and fulfills the other requirements of this~~  
16 ~~section,~~ or has received an associate degree in social work at  
17 an approved college which includes supervised instructional field  
18 experience.

19       ~~(c) Pays the fee prescribed in section 45 of Act No. 152 of~~  
20 ~~the Public Acts of 1979.~~

21       (C) ~~(d)~~ Is of good moral character.

22       Sec. 1605. The department shall issue a ~~certificate of~~  
23 registration as a social worker to ~~a person~~ AN INDIVIDUAL who  
24 submits evidence ~~verified by oath and~~ satisfactory to the  
25 department that the ~~person~~ INDIVIDUAL meets all of the follow-  
26 ing requirements:



1 (a) Has obtained a baccalaureate degree.

2 (b) Has 2 years or more of social work experience acceptable  
3 to the department or is enrolled in a graduate school of social  
4 work, or ~~if the person~~ has a master's degree ~~, or its equiva-~~  
5 ~~lent, upon successfully completing a course of study at a~~  
6 ~~graduate~~ FROM AN ACCREDITED school of social work ~~approved by~~  
7 ~~the department,~~ or has the equivalent of 4,000 hours of volun-  
8 tary service with a recognized agency.

9 (c) Is employed in the practice of social work or is  
10 enrolled in a graduate school of social work. This subdivision  
11 shall be waived if the ~~person~~ INDIVIDUAL has received a  
12 bachelor's or master's degree ~~in social work~~ from an ~~approved~~  
13 ~~college which includes supervised instructional field experience,~~  
14 ~~or if the person was previously certified under former Act~~  
15 ~~No. 352 of the Public Acts of 1972 and fulfills the other~~  
16 ~~requirements of this section~~ ACCREDITED SCHOOL OF SOCIAL WORK.

17 ~~(d) Pays the fee prescribed in section 45 of Act No. 152 of~~  
18 ~~the Public Acts of 1979.~~

19 (D) ~~(e)~~ Is of good moral character.

20 Sec. 1606. The department shall issue a ~~certificate of~~  
21 registration as a certified social worker to ~~a person~~ AN  
22 INDIVIDUAL who meets the requirements of section 1605, who has 2  
23 years or more of social work experience acceptable to the depart-  
24 ment, AND who has obtained a master's degree from an accredited  
25 school of social work, or its equivalent, acceptable to the  
26 department. ~~, and who pays the fee prescribed in section 45 of~~  
27 ~~Act No. 152 of the Public Acts of 1979.~~

1       Sec. 1607. The department may issue a ~~certificate of~~  
2 registration without examination to ~~a person~~ AN INDIVIDUAL who,  
3 at the time of application, is licensed or certified by another  
4 state, if the requirements of ~~the~~ THAT state for certification  
5 or licensure are substantially the equivalent of the requirements  
6 of this article. ~~and the person pays the appropriate license~~  
7 ~~fee prescribed in section 45 of Act No. 152 of the Public Acts of~~  
8 ~~1979.~~

9       Sec. 1707. Upon application ~~,~~ AND proof of examination,  
10 ~~and the payment of the fee prescribed in section 41 of Act~~  
11 ~~No. 152 of the Public Acts of 1979,~~ the department shall issue a  
12 license as a myomassologist to ~~a person~~ AN INDIVIDUAL licensed  
13 in another state if the requirements ~~for licensing~~ under which  
14 the license was issued do not conflict with this article and are  
15 of a standard not less restrictive than that specified in this  
16 article. ~~and if equal reciprocal privileges are granted to a~~  
17 ~~licensee of this state.~~

18       Sec. 1806. ~~(1) The department and the board shall deter-~~  
19 ~~mine the qualifications necessary to enable a person or funeral~~  
20 ~~establishment to be licensed under this article. The department~~  
21 ~~and the board shall examine each applicant for a mortuary science~~  
22 ~~license or a funeral establishment license and shall issue the~~  
23 ~~proper license to the person who successfully passes the examina-~~  
24 ~~tion or to the funeral establishment which meets the requirements~~  
25 ~~of this article, whichever is appropriate. The department may~~  
26 ~~give the examination to a person in 2 parts, 1 part after the~~

1 ~~completion of the prescribed instruction and 1 part after the~~  
2 ~~service of resident training.~~

3       (1) ~~(2) A person shall not be issued~~ THE DEPARTMENT SHALL  
4 ISSUE a license to engage in the practice of mortuary science  
5 ~~unless the person~~ TO AN INDIVIDUAL WHO has served as a resident  
6 trainee for 1 year under the personal supervision and instruction  
7 of the holder of a license for the practice of mortuary science,  
8 has graduated from a 3-year course in mortuary science in an  
9 accredited school, college, or university, ~~has been examined~~  
10 ~~orally and in writing upon each subject as prescribed by rule,~~  
11 has satisfactorily passed the examination APPROVED BY THE DEPART-  
12 MENT AND THE BOARD, AND is of good moral character. ~~, and has~~  
13 ~~paid the fee prescribed in section 43 of Act No. 152 of the~~  
14 ~~Public Acts of 1979, as amended, being section 338.2243 of the~~  
15 ~~Michigan Compiled Laws.~~ THE APPLICANT MAY TAKE THE EXAMINATION  
16 IN 2 PARTS, 1 PART AFTER THE COMPLETION OF THE PRESCRIBED EDUCA-  
17 TION AND 1 PART AFTER THE COMPLETION OF THE PRESCRIBED EDUCATION  
18 AND THE SERVICE OF RESIDENT TRAINING. The department may waive A  
19 PORTION OF the requirement of 1 year of resident training if the  
20 applicant has ~~an additional year of instruction in~~ A BACCALAU-  
21 REATE DEGREE FROM an accredited school, college, or university,  
22 ~~beyond the 3 years prescribed in this section,~~ which the  
23 department finds to be a satisfactory substitute for the resident  
24 training.

25       (2) ~~(3)~~ The practice of mortuary science shall be prac-  
26 ticed at a fixed place. ~~An individual, partnership,~~  
27 ~~corporation, association, or other organization~~ A PERSON shall

1 not open or maintain a place for practice, or hold itself out as  
2 engaging in the practice of mortuary science unless ~~a~~ AN  
3 ESTABLISHMENT license is granted by the department. The license  
4 is issued for a specific location only. ~~The license shall be~~  
5 ~~used only at the address specified in the application, unless the~~  
6 ~~licensee is granted written approval for a change of location by~~  
7 ~~the department.~~ The holder of a license for the practice of mor-  
8 tuary science may conduct a funeral in another licensed funeral  
9 establishment, or at a church, home, public hall, lodge room, or  
10 other fixed place or establishment owned by the person conforming  
11 to section 1809. ~~The department shall issue a license for a~~  
12 ~~funeral establishment which meets the requirements of this arti-~~  
13 ~~cle upon payment of the fee prescribed in section 43 of Act~~  
14 ~~No. 152 of the Public Acts of 1979, as amended, and the fee pre-~~  
15 ~~scribed in subsection (4).~~

16 (3) ~~(4) A funeral establishment or a branch of a funeral~~  
17 ~~establishment shall not be moved without obtaining a new funeral~~  
18 ~~establishment license from the department. The department shall~~  
19 ~~charge the fee prescribed in section 43 of Act No. 152 of the~~  
20 ~~Public Acts of 1979, as amended, for the first inspection of a~~  
21 ~~funeral establishment made for the purpose of determining whether~~  
22 ~~the funeral establishment has fulfilled the requirements for~~  
23 ~~licensure.~~ A funeral establishment or a branch of a funeral  
24 establishment may be inspected by the department and shall meet  
25 and conform to section 1809 and to other lawful standards and  
26 requirements established by rule of the department in furtherance  
27 of this ~~article~~ ACT. The department may revoke a license for

1 failure to meet those requirements pursuant to the procedure set  
2 forth in this article. A change in the ownership OR LOCATION of  
3 the funeral establishment automatically cancels its license. A  
4 change in ownership OR LOCATION shall be immediately reported to  
5 the department.

6 (4) ~~(5) A person~~ THE DEPARTMENT SHALL ISSUE A MORTUARY  
7 SCIENCE LICENSE TO AN INDIVIDUAL holding a valid ~~, unrevoked,~~  
8 ~~and unexpired~~ license in another state having substantially  
9 equal requirements to those existing in this state ~~, which state~~  
10 ~~recognizes a license issued by this state, may apply~~ WHO HAS  
11 FULFILLED ALL OF THE FOLLOWING:

12 (A) APPLIED for a license to practice in this state. ~~by~~  
13 ~~filing.~~

14 (B) FILED with the department a certified statement from  
15 ~~the secretary of~~ the examining board of the state in which the  
16 applicant holds a license, showing the ~~rating~~ BASIS upon which  
17 the license was granted, ~~together with the secretary's recommen-~~  
18 ~~dation, and if, in the opinion of the department, the license is~~  
19 ~~expedient and necessary and upon receipt of the fee prescribed in~~  
20 ~~section 43 of Act No. 152 of the Public Acts of 1979, as amended,~~  
21 ~~the department may issue the license~~ AND WHETHER THE LICENSE HAS  
22 BEEN SUSPENDED, REVOKED, OR LIMITED BY A STATE BOARD.

23 (C) PASSED AN EXAMINATION APPROVED BY THE DEPARTMENT AND THE  
24 BOARD WHICH TESTS THE INDIVIDUAL'S KNOWLEDGE OF LAW RELATING TO  
25 THE PRACTICE OF MORTUARY SCIENCE IN MICHIGAN.

26 ~~(6) Before issuing a license pursuant to subsection (5) to~~  
27 ~~an applicant who is licensed by another state, the board shall~~

~~1 contact the equivalent board in the other state and any  
2 nationwide association of state boards licensing individuals to  
3 practice to determine if the applicant's license has been sus-  
4 pended, revoked, or limited by a state board.~~

~~5 (7) A license or renewal of a license shall expire and ter-  
6 minate on the date prescribed by the department unless sooner  
7 revoked and canceled.~~

~~8 (8) A person or funeral establishment holding a license  
9 under this article may have it renewed by payment of the appro-  
10 priate renewal fee prescribed in section 43 of Act No. 152 of the  
11 Public Acts of 1979, as amended.~~

~~12 Sec. 1808. (1) A person who desires to become a resident  
13 trainee shall make an application on a form provided by the  
14 department for the purpose and shall appear before the department  
15 for approval of the application. The application shall state  
16 that the applicant holds a high school diploma or its  
17 equivalent. The application shall be substantiated by the oath  
18 of the applicant and be accompanied by the fee prescribed in sec-  
19 tion 43 of Act No. 152 of the Public Acts of 1979, as amended.~~

~~20 If the department is satisfied as to the qualifications and good  
21 moral character of an applicant, the~~ THE department shall issue  
22 a license ~~of resident training~~ AS A RESIDENT TRAINEE TO AN  
23 INDIVIDUAL WHO IS OF GOOD MORAL CHARACTER AND POSSESSES A HIGH  
24 SCHOOL DIPLOMA OR ITS EQUIVALENT. Resident training shall be  
25 served only under the sponsorship and in the licensed funeral  
26 establishment of the holder of a license for the practice of  
27 mortuary science. When a resident trainee enters the employ of a

1 person licensed under this article, the trainee immediately shall  
2 notify the department of the name and place of business of the  
3 person whose service the trainee has entered. If a resident  
4 trainee leaves the employ of the person whose service the trainee  
5 has entered, the person shall ~~give the resident trainee an~~  
6 ~~affidavit~~ FILE WITH THE DEPARTMENT A NOTICE showing the length  
7 of time the trainee has served as a resident trainee. ~~The affi-~~  
8 ~~davit shall be filed with the department and be made a matter of~~  
9 ~~record in that office.~~ If the resident trainee enters the employ  
10 of another person licensed under this article, the trainee imme-  
11 diately shall report the employment to the department. Resident  
12 training may be served after satisfactory completion of an  
13 accredited school or college, or professional instruction pre-  
14 scribed by the department and the board.

15 ~~(2) A license of resident training shall be signed by the~~  
16 ~~resident trainee and shall be renewable upon the payment on the~~  
17 ~~date prescribed by the department of the fee prescribed in sec-~~  
18 ~~tion 43 of Act No. 152 of the Public Acts of 1979, as amended.~~

19 (2) ~~(3)~~ A resident trainee licensed as provided in this  
20 section shall be required to report to the department semiannu-  
21 ally on January 15 and July 15 upon a form provided by the  
22 department, showing the work which the trainee completed during  
23 the 6 months preceding the first of the month in which the report  
24 is made. The data contained in the report shall be certified to  
25 as its correctness by the licensee under whom the trainee has  
26 served during that period.

1       (3) ~~(4)~~ Before a resident trainee shall be eligible to  
2 engage in the practice of mortuary science, the trainee shall  
3 present, in connection with the other evidence required by this  
4 article, ~~an affidavit~~ A STATEMENT from each holder of a license  
5 to practice mortuary science under whom the trainee has trained,  
6 showing that the trainee has embalmed for burial or shipment at  
7 least 25 dead human bodies, or has assisted the holder of a  
8 license for the practice of mortuary science in supervising the  
9 preparation of 25 dead human bodies for burial or transportation  
10 during the period of resident training. A resident trainee shall  
11 meet other training or requirements as may be required by rules  
12 of the department and the board.

13       (4) ~~(5)~~ Not more than 1 resident trainee shall be super-  
14 vised by a ~~licensed person~~ LICENSEE. The supervisor for a  
15 trainee shall be actively connected with a funeral  
16 establishment.

17       Sec. 1904. ~~(1)~~ The department shall license as a nursing  
18 home administrator ~~a person~~ AN INDIVIDUAL who fulfills the  
19 requirements of ~~section 1905~~ SECTIONS 1905 OR 1908. A nursing  
20 home administrator's license shall be nontransferable.

21       ~~(2) An application for a nursing home administrator's~~  
22 ~~license, including a license issued under section 1908, shall be~~  
23 ~~made under oath on a form provided by the department and shall be~~  
24 ~~accompanied by the fee prescribed in section 47 of Act No. 152 of~~  
25 ~~the Public Acts of 1979, being section 338.2247 of the Michigan~~  
26 ~~Compiled Laws.~~



1       Sec. 1907. ~~-(1) A license issued under this article shall~~  
2 ~~be renewed on or before the date prescribed by the department~~  
3 ~~upon application and payment of the fee prescribed in section 47~~  
4 ~~of Act No. 152 of the Public Acts of 1979.~~

5       ~~-(2) A renewal license shall not be issued unless the~~  
6 licensee presents satisfactory evidence to the department that  
7 the licensee has participated in educational courses of 18 clock  
8 hours' duration ~~, made available in the licensee's geographic~~  
9 ~~area and approved by the department, which~~ FOR EACH YEAR SUBSE-  
10 QUENT TO THE EXPIRATION OF THE INDIVIDUAL'S LAST LICENSE. THE  
11 EDUCATIONAL COURSES SHALL contain subjects related to the prac-  
12 tice of nursing home administration.

13       Sec. 1909. ~~-(1) The department may issue a nursing home~~  
14 administrator's license, without examination, to ~~a person~~ AN  
15 INDIVIDUAL who holds a current license as a nursing home adminis-  
16 trator from another state if the ~~director~~ DEPARTMENT finds that  
17 the standards for licensing in the other state are at least the  
18 substantial equivalent of those prevailing in this state, and THE  
19 APPLICANT PASSES AN EXAMINATION APPROVED BY THE DEPARTMENT AND  
20 THE BOARD WHICH TESTS THE INDIVIDUAL'S KNOWLEDGE OF LAW RELATING  
21 TO PRACTICE IN MICHIGAN. ~~that the applicant is otherwise quali-~~  
22 ~~fied, upon payment of the fee prescribed in section 47 of Act~~  
23 ~~No. 152 of the Public Acts of 1979.~~

24       ~~-(2) The director may issue a temporary permit to act as a~~  
25 ~~nursing home administrator to a person for a period not to exceed~~  
26 ~~90 days which shall be renewable for an additional 30 days upon~~  
27 ~~demonstration of an emergency situation, pursuant to rule, after~~

~~1 payment of the fee prescribed in section 47 of Act No. 152 of the~~  
~~2 Public Acts of 1979.~~

3       Sec. 1910. A licensee shall be subject to the penalties set  
4 forth in article 6 who directly or indirectly, offers to pay,  
5 causes to be paid, or infers that payment be made of, a sum of  
6 money or other thing of value to a physician, ~~licensed under~~  
7 ~~part 170 of Act No. 368 of the Public Acts of 1978, as amended,~~  
8 ~~being sections 333.17001 to 333.17088 of the Michigan Compiled~~  
9 ~~Laws, or part 175 of Act No. 368 of the Public Acts of 1978, as~~  
10 ~~amended, being sections 333.17501 to 333.17556 of the Michigan~~  
11 ~~Compiled Laws,~~ a pharmacist licensed under part 177 of Act No.  
12 368 of the Public Acts of 1978, as amended, being sections  
13 333.17701 to 333.17770 of the Michigan Compiled Laws, or other  
14 person or institution in a health occupation as consideration for  
15 a referral of a patient to the licensee or has accepted or  
16 demanded payment of a sum of money or other thing of value from a  
17 person or institution in connection with the ~~rendition~~  
18 RENDERING of professional services by the person or institution.

19       Sec. 2004. ~~(1) An applicant for examination for licensure~~  
20 ~~under this article shall be of good moral character and shall~~  
21 ~~have had not less than 8 years of professional experience in~~  
22 ~~architectural, engineering, or land surveying work satisfactory~~  
23 ~~to the appropriate board, including not more than 6 years of edu-~~  
24 ~~cation satisfactory to the appropriate board and shall meet the~~  
25 ~~following educational requirements:~~

26       ~~(a) For architecture, a first professional degree or further~~  
27 ~~degree in architecture. However, until July 1, 1984, a 4 year,~~

~~1 preprofessional baccalaureate degree shall be accepted in lieu of  
2 the first professional degree.~~

~~3 (b) For professional engineering, a baccalaureate degree in  
4 engineering acceptable to the board of professional engineers or  
5 a related degree with courses acceptable to the board.~~

~~6 (c) For land surveying, a degree in land surveying or a  
7 related degree with land surveying courses acceptable to the  
8 board of land surveyors.~~

~~9 (2) An applicant meeting the appropriate requirements of  
10 subsection (1) who files an application for examination for  
11 licensure, upon payment of the fee prescribed in section 13 of  
12 Act No. 152 of the Public Acts of 1979, as amended, being sec-  
13 tion 338.2213 of the Michigan Compiled Laws shall be granted an  
14 examination for licensure as an architect, professional engineer,  
15 or land surveyor.~~

~~16 (3) An examination for licensure under this article as an  
17 architect, a professional engineer, or land surveyor shall be  
18 held at least once a year at a time and place determined by the  
19 department.~~

~~20 (4) An applicant for examination for licensure who success-  
21 fully completes studies required for the granting of a degree  
22 required by subsection (1) may take a part of the examination  
23 which tests the applicant's understanding of the theory pertain-  
24 ing to his or her profession. An applicant who passes that part  
25 of the examination is not required to repeat that part of the  
26 examination regardless of when the applicant takes the  
27 examination required by subsection (5).~~

1       ~~(5) An applicant who satisfies the requirements of~~  
2 ~~subsection (1) shall take the examination which tests the~~  
3 ~~applicant's qualifications to practice as an architect, profes-~~  
4 ~~sional engineer, or land surveyor.~~

5       ~~(6) An applicant for examination for licensure who fails an~~  
6 ~~examination required by this section may apply for reexamination~~  
7 ~~6 months after receiving notice of his or her failure. An appli-~~  
8 ~~cant for reexamination for licensure under this subsection shall~~  
9 ~~pay the fee prescribed by section 13 of Act No. 152 of the~~  
10 ~~Public Acts of 1979, as amended.~~

11       ~~(7) Notwithstanding section 316(3), an alternative form of~~  
12 ~~testing shall only be given to a person with a mental or physical~~  
13 ~~handicap which tests the applicant's understanding of the theory~~  
14 ~~and the applicant's qualifications to practice as an architect,~~  
15 ~~professional engineer, or land surveyor as required in this~~  
16 ~~section.~~

17       (1) IN ORDER TO BE LICENSED AS AN ARCHITECT, AN INDIVIDUAL  
18 SHALL MEET ALL OF THE FOLLOWING:

19       (A) THE REQUIREMENTS PRESCRIBED IN SECTION 2005(1).

20       (B) PASS AN EXAMINATION WHICH TESTS THE APPLICANT'S QUALIFI-  
21 CATIONS TO PRACTICE ARCHITECTURE OR PROVIDE EQUIVALENT PROOF OF  
22 QUALIFICATION ACCEPTABLE TO THE DEPARTMENT AND THE BOARD.

23       (C) BE OF GOOD MORAL CHARACTER.

24       (2) IN ORDER TO BE LICENSED AS A PROFESSIONAL ENGINEER, AN  
25 INDIVIDUAL SHALL MEET ALL OF THE FOLLOWING:

26       (A) THE REQUIREMENTS PRESCRIBED IN SECTION 2005(2).

1 (B) PASS THE ENGINEERING FUNDAMENTALS AND PROFESSIONAL  
2 PRACTICE EXAMINATIONS OR PROVIDE EQUIVALENT PROOF OF  
3 QUALIFICATION TO PRACTICE PROFESSIONAL ENGINEERING ACCEPTABLE TO  
4 THE DEPARTMENT AND THE BOARD.

5 (C) BE OF GOOD MORAL CHARACTER.

6 (3) IN ORDER TO BE LICENSED AS A LAND SURVEYOR, AN INDIVID-  
7 UAL SHALL MEET ALL OF THE FOLLOWING:

8 (A) THE REQUIREMENTS PRESCRIBED IN SECTION 2005(3).

9 (B) PASS THE LAND SURVEYING FUNDAMENTALS AND PROFESSIONAL  
10 PRACTICE EXAMINATIONS OR PROVIDE EQUIVALENT PROOF OF QUALIFICA-  
11 TION TO PRACTICE LAND SURVEYING ACCEPTABLE TO THE DEPARTMENT AND  
12 THE BOARD.

13 (G) BE OF GOOD MORAL CHARACTER.

14 Sec. 2005. ~~The department shall mail written notice to an~~  
15 ~~applicant of the applicant's grades on each part of an~~  
16 ~~examination. On written request by an applicant filed with the~~  
17 ~~department within 30 days after notice of the applicant's grades~~  
18 ~~has been mailed to the applicant, the department shall mail to~~  
19 ~~the applicant within a reasonable time the comments of the board~~  
20 ~~on those parts of the examination which the applicant failed to~~  
21 ~~pass.~~ (1) IN ORDER TO BE EXAMINED AS AN ARCHITECT, AN APPLICANT  
22 SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS:

23 (A) PROVIDE DOCUMENTATION OF NOT LESS THAN 8 YEARS OF PRO-  
24 FESSIONAL EXPERIENCE IN ARCHITECTURAL WORK SATISFACTORY TO THE  
25 BOARD OF ARCHITECTS, INCLUDING NOT MORE THAN 6 YEARS OF  
26 EDUCATION.

1 (B) PROVIDE EVIDENCE OF COMPLETION OF A FIRST PROFESSIONAL  
2 DEGREE OR FURTHER DEGREE IN ARCHITECTURE SATISFACTORY TO THE  
3 BOARD OF ARCHITECTS.

4 (C) PROVIDE NOT LESS THAN 5 REFERENCES, 3 OF WHICH SHALL BE  
5 REFERENCES FROM LICENSED ARCHITECTS WHO HAVE PERSONAL KNOWLEDGE  
6 OF THE APPLICANT'S PROFESSIONAL EXPERIENCE.

7 (2) IN ORDER TO BE EXAMINED AS A PROFESSIONAL ENGINEER, AN  
8 INDIVIDUAL SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS FOR  
9 ADMISSION TO THE PROFESSIONAL PRACTICE EXAMINATION:

10 (A) PROVIDE DOCUMENTATION OF NOT LESS THAN 8 YEARS OF PRO-  
11 FESSIONAL EXPERIENCE IN ENGINEERING WORK ACCEPTABLE TO THE BOARD  
12 OF PROFESSIONAL ENGINEERS, INCLUDING NOT MORE THAN 6 YEARS OF  
13 EDUCATION.

14 (B) PROVIDE EVIDENCE OF COMPLETION OF A BACCALAUREATE DEGREE  
15 IN ENGINEERING FROM AN ACCREDITED PROGRAM OR ITS EQUIVALENT, AS  
16 DETERMINED BY THE BOARD OF PROFESSIONAL ENGINEERS.

17 (C) PROVIDE NOT LESS THAN 5 REFERENCES, 3 OF WHICH SHALL BE  
18 FROM PROFESSIONAL ENGINEERS WHO HAVE PERSONAL KNOWLEDGE OF THE  
19 APPLICANT'S PROFESSIONAL EXPERIENCE.

20 (3) IN ORDER TO BE EXAMINED AS A LAND SURVEYOR, AN INDIVID-  
21 UAL SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS:

22 (A) FOR ADMISSION TO THE LAND SURVEYING FUNDAMENTALS EXAMI-  
23 NATION, AN APPLICANT SHALL PROVIDE AN AFFIDAVIT STATING THAT A  
24 DEGREE ACCEPTABLE TO THE BOARD SHALL BE COMPLETED NOT LATER THAN  
25 6 MONTHS AFTER THE DATE OF THE EXAMINATION.

26 (B) FOR ADMISSION TO THE PROFESSIONAL PRACTICE EXAMINATION,  
27 AN APPLICANT SHALL:

1 (i) PROVIDE DOCUMENTATION OF NOT LESS THAN 8 YEARS OF  
2 PROFESSIONAL EXPERIENCE IN LAND SURVEYING SATISFACTORY TO THE  
3 BOARD OF LAND SURVEYORS, INCLUDING NOT MORE THAN 5 YEARS OF  
4 EDUCATION.

5 (ii) PROVIDE EVIDENCE OF COMPLETION OF A DEGREE IN LAND SUR-  
6 VEYING OR A RELATED DEGREE WITH LAND SURVEYING COURSES ACCEPTABLE  
7 TO THE BOARD OF LAND SURVEYORS.

8 (iii) PROVIDE NOT LESS THAN 5 REFERENCES, 3 OF WHICH SHALL  
9 BE FROM LICENSED LAND SURVEYORS WHO HAVE PERSONAL KNOWLEDGE OF  
10 THE APPLICANT'S PROFESSIONAL EXPERIENCE.

11 (4) THE EXAMINATION REQUIRED BY THIS ARTICLE SHALL BE GIVEN  
12 AT LEAST ONCE A YEAR.

13 (5) AN EXAMINEE SHALL BE NOTIFIED IN WRITING OF THE  
14 EXAMINEE'S RESULTS ON EACH PART OF THE EXAMINATION.

15 (6) NOTWITHSTANDING SECTION 316(3), AN INDIVIDUAL WITH A  
16 MENTAL OR PHYSICAL HANDICAP MAY BE TESTED USING SPECIAL EQUIP-  
17 MENT, FACILITIES, OR ASSISTANCE. HOWEVER, THE EXAMINATION SHALL  
18 NOT BE VARIED IN FORM, CONTENT, OR THE FORMAT IN WHICH ANSWERS  
19 ARE SUBMITTED.

20 (7) ALL REQUIREMENTS FOR LICENSURE SHALL BE COMPLETED WITHIN  
21 10 YEARS AFTER RECEIPT OF THE APPLICATION BY THE DEPARTMENT. IF  
22 THE REQUIREMENTS ARE NOT COMPLETED WITHIN THE 10-YEAR PERIOD, THE  
23 APPLICATION SHALL BE VOID.

24 Sec. 2009. ~~A license granted under this article shall be~~  
25 ~~renewed on a date determined by the department. A license issued~~  
26 ~~under this article shall be renewed upon payment of the fee~~  
27 ~~prescribed in section 13 of Act No. 152 of the Public Acts of~~

1 ~~1979 and a~~ A demonstration of continuing professional competence  
2 ~~as shall~~ MAY be required ~~and evaluated by the board~~ FOR  
3 RENEWAL OF A LICENSE.

4       Sec. 2013. The department, upon application, ~~and the pay~~  
5 ~~ment of the fee prescribed in section 13 of Act No. 152 of the~~  
6 ~~Public Acts of 1979, as amended,~~ shall issue a license to ~~a~~  
7 ~~person~~ AN INDIVIDUAL who holds an appropriate certificate of  
8 qualification or registration issued ~~to the person~~ by proper  
9 authority of a board of registration examiners of another state  
10 or national council acceptable to the department and the board,  
11 if the requirements for the registration of architects, profes-  
12 sional engineers, or land surveyors under which the certificate  
13 of qualification or registration was issued are determined to be  
14 equivalent by the ~~board. The determination shall be made by~~  
15 ~~the~~ appropriate board. A board under this article shall not  
16 issue a temporary license as provided under section 213.

17       Sec. 2107. The department shall register an applicant who  
18 is a legally authorized forester in another state or country if  
19 the requirements of the state or country are considered by the  
20 board to be equivalent to the requirements of registration in  
21 this state. ~~and the state or country observes reciprocity in~~  
22 ~~regard to foresters registered in this state, upon payment of the~~  
23 ~~fee prescribed in section 29 of Act No. 152 of the Public Acts of~~  
24 ~~1979.~~

25       Sec. 2205. ~~An application for registration shall be made~~  
26 ~~under oath to the department on forms prescribed and furnished by~~  
27 ~~the department and shall be accompanied by the fee prescribed in~~



1 ~~section 15 of Act No. 152 of the Public Acts of 1979, being~~  
 2 ~~section 338.2215 of the Michigan Compiled Laws. If the applicant~~  
 3 ~~is denied registration, the fee shall be retained.~~ ALL REQUIRE-  
 4 MENTS FOR REGISTRATION SHALL BE COMPLETED WITHIN 10 YEARS AFTER  
 5 RECEIPT OF THE APPLICATION BY THE DEPARTMENT. IF THE REQUIRE-  
 6 MENTS ARE NOT COMPLETED WITHIN THE 10-YEAR PERIOD, THE APPLICA-  
 7 TION SHALL BE VOID.

8       Sec. 2209. The department may issue a ~~certificate of~~ reg-  
 9 istration without examination to an applicant who is legally reg-  
 10 istered or licensed as a landscape architect in any other state  
 11 or country whose requirements for registration or licensure are  
 12 at least substantially equivalent to the requirements of this  
 13 state. ~~for registration and which extends the same privileges~~  
 14 ~~of reciprocity to landscape architects registered in this state,~~  
 15 ~~upon payment of the fee prescribed in section 15 of Act No. 152~~  
 16 ~~of the Public Acts of 1979.~~

17       Sec. 2306. (1) ~~Each person~~ THE DEPARTMENT SHALL ISSUE A  
 18 CERTIFICATE OF REGISTRATION TO AN INDIVIDUAL applying for regis-  
 19 tration as a community planner ~~shall meet~~ WHO MEETS all of the  
 20 following requirements:

21       (a) ~~Pass~~ HAS PASSED an examination ~~prepared under this~~  
 22 ~~article~~ APPROVED BY THE DEPARTMENT AND THE BOARD.

23       (b) ~~Be~~ IS of good moral character.

24       (c) ~~Have~~ HAS had not less than 6 years of planning  
 25 experience in the type of work necessary to the preparation or  
 26 implementation of comprehensive community plans, not less than 2  
 27 years of which shall have been in the United States. However,

1 only 2 years of planning experience is mandatory. A maximum  
2 waiver of 4 years may be allowed for 1 degree only as follows:

3 (i) Doctorate or master's degree in planning, 4 years'  
4 credit.

5 (ii) Bachelor's degree in planning, 3 years' credit.

6 (iii) Doctorate or master's degree in a related field  
7 including architecture, landscape architecture, civil engineer-  
8 ing, sociology, economics, geography, political science, or  
9 public administration, 3 years' credit.

10 (iv) Any other degree in a related field, 2 years' credit.

11 ~~(2) An applicant meeting the requirements of subsection~~  
12 ~~(1), upon payment of the fee prescribed in section 23 of Act~~  
13 ~~No. 152 of the Public Acts of 1979, as amended, being section~~  
14 ~~338.2223 of the Michigan Compiled Laws, shall be granted an~~  
15 ~~examination. The examination shall have special reference to the~~  
16 ~~applicant's knowledge of basic community planning theory, ability~~  
17 ~~to solve practical community planning problems, and understanding~~  
18 ~~of professional responsibilities. If an examination is required,~~  
19 ~~it shall be held at the time and place the department~~  
20 ~~determines.~~

21 (2) ~~(3)~~ The department may permit the applicant to take  
22 the prescribed examination in 2 stages. The stages are as  
23 follows:

24 (a) The first stage of the examination may be taken after  
25 the applicant has 3 years of experience credit which may be based  
26 on a degree listed in subsection (1)(c). ~~An applicant failing~~  
27 ~~an examination may apply for reexamination at the expiration of 6~~

~~1 months after failure of the examination, upon payment of the fee  
2 prescribed in section 23 of Act No. 152 of the Public Acts of  
3 1979, as amended. Satisfactory passage of the first stage of the  
4 examination shall be valid for the life of the applicant. The  
5 board shall give the applicant an appropriate document declaring  
6 that fact.~~

7 (b) The second stage of the examination shall be given only  
8 after the applicant meets the requirements of subsection (1)(c).  
9 ~~and has passed the first stage of the examination.~~ The second  
10 stage shall test the applicant's ability to apply the applicant's  
11 training and knowledge to practical problems in the profession  
12 and shall further test the applicant's understanding of the  
13 applicant's professional responsibilities.

14 (3) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(A), ALL  
15 REQUIREMENTS FOR REGISTRATION SHALL BE COMPLETED WITHIN 10 YEARS  
16 AFTER RECEIPT OF THE APPLICATION BY THE DEPARTMENT. IF THE  
17 REQUIREMENTS ARE NOT COMPLETED WITHIN THE 10-YEAR PERIOD, THE  
18 APPLICATION SHALL BE VOID.

19 Sec. 2310. Upon application, ~~and the payment of the fee~~  
20 ~~prescribed in section 23 of Act No. 152 of the Public Acts of~~  
21 ~~1979,~~ the department shall register ~~a person~~ AN INDIVIDUAL as  
22 a community planner if the ~~person~~ INDIVIDUAL holds a valid cer-  
23 tificate of qualification or registration issued ~~to the person~~  
24 by a state in which the requirements for the registration of com-  
25 munity planners and under which the certificate of qualification  
26 or registration was issued, as determined by the department, do  
27 not conflict with this article. ~~and are of a standard not less~~

1 ~~restrictive than that specified in this article, if equal~~  
2 ~~reciprocal privileges are granted to persons registered under~~  
3 ~~this article.~~

4       Sec. 2404. (1) ~~An application for a license shall be made~~  
5 ~~in writing to the department, which shall provide the form of~~  
6 ~~application for a license and shall be accompanied by the appro-~~  
7 ~~priate license fee prescribed in section 39 of the state license~~  
8 ~~fee act, Act No. 152 of the Public Acts of 1979, as amended,~~  
9 ~~being section 338.2239 of the Michigan Compiled Laws and any~~  
10 ~~amount required to be paid under the construction lien act, Act~~  
11 ~~No. 497 of the Public Acts of 1980, being sections 570.1101 to~~  
12 ~~570.1305 of the Michigan Compiled Laws. An applicant for a~~  
13 ~~license shall furnish a sworn statement setting forth the~~  
14 ~~applicant's present address, both of business and residence, the~~  
15 ~~complete address of each former place where the applicant may~~  
16 ~~have resided or have been engaged in business during the 5 years~~  
17 ~~immediately preceding the date of application, and the length of~~  
18 ~~the residence. An applicant for a license shall state the name~~  
19 ~~of the person, partnership, association, or corporation and the~~  
20 ~~location of the place for which the license is desired, and set~~  
21 ~~forth the period of time, if any, during which the applicant has~~  
22 ~~been engaged in the business. The application shall be executed~~  
23 ~~by the person or by an officer or member of the association,~~  
24 ~~partnership, or corporation. An applicant for a residential~~  
25 ~~builder's license or residential maintenance and alteration~~  
26 ~~contractor's license shall state the names and addresses, both of~~  
27 ~~business and residence, of each person who does or shall control~~

1 ~~or direct or whom may have the right to control or direct,~~  
2 ~~directly or indirectly, the operations of the applicant, includ~~  
3 ~~ing the names and addresses of each of the applicant's partners,~~  
4 ~~trustees, members, directors, and officers. The department and~~  
5 ~~the board may require and procure satisfactory proof which they~~  
6 ~~consider necessary with reference to the good moral character and~~  
7 ~~business experience and competence of an applicant for a license~~  
8 ~~under this article, or of + of the partners, trustees, directors,~~  
9 ~~officers, members, or shareholders. The department and the~~  
10 ~~board~~ may require an applicant, ~~or~~ licensee, OR EACH PARTNER,  
11 TRUSTEE, DIRECTOR, OFFICER, MEMBER, OR SHAREHOLDER to submit  
12 ~~reasonable~~ evidence of ~~ability to perform each duty as a resi-~~  
13 ~~dential builder or residential maintenance and alteration~~  
14 ~~contractor~~ GOOD MORAL CHARACTER AND FINANCIAL STABILITY. BEFORE  
15 THE ISSUANCE OF A LICENSE, AN APPLICANT SHALL SUBMIT ANY AMOUNT  
16 REQUIRED TO BE PAID UNDER THE CONSTRUCTION LIEN ACT, ACT NO. 497  
17 OF THE PUBLIC ACTS OF 1980, BEING SECTIONS 570.1101 TO 570.1305  
18 OF THE MICHIGAN COMPILED LAWS.

19       (2) The department ~~and the board~~ shall require an appli-  
20 cant for a license to pass an examination establishing that the  
21 applicant has a fair knowledge of the obligations of a residen-  
22 tial builder or residential maintenance and alteration contractor  
23 to the public and the applicant's principal, and the statutes  
24 relating to the applicant's licensure.

25       (3) The department, upon application, may issue a residen-  
26 tial maintenance and alteration contractor's license to an  
27 applicant who, upon examination, qualifies for a license, which

1 shall authorize the licensee according to the applicant's  
2 qualifications, crafts, and trades to engage in the activities of  
3 a residential maintenance and alteration contractor. A license  
4 shall include the following crafts and trades: carpentry; con-  
5 crete; swimming pool installation; waterproofing a basement;  
6 excavation; insulation work; masonry work; painting and decorat-  
7 ing; roofing; siding and gutters; screen or storm sash installa-  
8 tion; tile and marble work; and house wrecking. The license  
9 shall specify the particular craft or trade for which the  
10 ~~licensed person~~ LICENSEE has qualified. ~~The department shall~~  
11 ~~not require an applicant to pay more than a license fee regard-~~  
12 ~~less of the crafts or trades for which the person is licensed.~~  
13 This subsection shall not prohibit a specialty contractor from  
14 taking and executing a contract involving the use of 2 or more  
15 crafts or trades if the performance of the work in the craft or  
16 trade, other than in which the person is licensed, is incidental  
17 and supplemental to the performance of work in the craft for  
18 which the specialty contractor is licensed.

19 ~~(4) The claim of an employee of the applicant or licensee~~  
20 ~~for wages shall be a preferred claim against a bond or cash~~  
21 ~~deposit.~~

22 ~~(5) The failure of a licensee to maintain in full force and~~  
23 ~~effect any bond, cash deposit, or assessment required shall~~  
24 ~~result in the summary suspension of a license which shall not be~~  
25 ~~reinstated until a new bond, cash deposit, or payment of the~~  
26 ~~assessment is furnished.~~

1       (4) ~~(6)~~ A residential builder or residential maintenance  
2 and alteration contractor shall maintain a place of business in  
3 this state. If a residential builder or residential maintenance  
4 and alteration contractor maintains more than 1 place of business  
5 within this state, a ~~duplicate~~ BRANCH OFFICE license shall be  
6 issued to the builder or contractor for each place of business so  
7 maintained. ~~, without further cost.~~

8       Sec. 2407. (1) A salesperson shall be licensed in the  
9 employ of only 1 residential builder or maintenance and alter-  
10 ation contractor. If a salesperson desires to change employment  
11 from 1 residential builder or maintenance and alteration contrac-  
12 tor to another, the license shall be forwarded to the department  
13 and application made for a transfer and the issuance of a new  
14 license under the salesperson's new employer. ~~The department~~  
15 ~~may issue a new license to the salesperson upon filing of an~~  
16 ~~application for a transfer and payment of the transfer fee pre-~~  
17 ~~scribed in section 39 of Act No. 152 of the Public Acts of 1979.~~

18       (2) An application for a salesperson's license shall be sub-  
19 mitted by the employing residential builder or residential main-  
20 tenance and alteration contractor.

21       Sec. 2409. ~~(1) A license of a residential builder or of a~~  
22 ~~residential maintenance and alteration contractor shall be~~  
23 ~~renewed upon payment of the fee prescribed in section 39 of Act~~  
24 ~~No. 152 of the Public Acts of 1979, as amended, being section~~  
25 ~~338.2239 of the Michigan Compiled Laws, and payment of the~~  
26 ~~assessment required by section 201 of the construction lien act,~~  
27 ~~Act No. 497 of the Public Acts of 1980, as amended, being section~~

~~1 570.1201 of the Michigan Compiled Laws. A license of a  
2 salesperson shall be renewed upon payment of the fee prescribed  
3 in section 39 of Act No. 152 of the Public Acts of 1979, as  
4 amended. A license issued under this article shall expire on the  
5 date prescribed by the department. An application for renewal of  
6 a license shall be made in proper form accompanied with the  
7 proper renewal fee before the date of expiration. Proper submis-  
8 sion of the renewal application shall automatically grant the  
9 applicant permission to operate pending the actual issuance or  
10 refusal of a renewal license. A renewal license may be refused  
11 for a ground which would be ground for the revocation of the  
12 license. An applicant who has not made application for a renewal  
13 license by the date prescribed by the department, upon approval  
14 by the department, may be granted a renewal of the license with-  
15 out being required to retake the examination.~~

~~16 (2) An applicant shall be granted a renewal of a residential  
17 builder's or residential maintenance or alteration contractor's  
18 license without being required to retake the examination if all  
19 of the following are met:~~

~~20 (a) The application is submitted within 2 years of the expi-  
21 ration date of the previous license.~~

~~22 (b) A disciplinary action or complaint against the applicant  
23 was not pending on the date the previous license expired.~~

~~24 (c) The applicant submits the application and fees required  
25 by section 2404.~~

~~26 (d) The applicant fulfills the other licensing requirements  
27 of this article.~~



1 (1) FAILURE OF A RESIDENTIAL BUILDER OR RESIDENTIAL  
2 MAINTENANCE AND ALTERATION CONTRACTOR TO PAY WITHIN 90 DAYS OF  
3 NOTICE OF THE REQUIRED ASSESSMENT UNDER SECTION 201(2) OF THE  
4 CONSTRUCTION LIEN ACT, ACT NO. 497 OF THE PUBLIC ACTS OF 1980,  
5 BEING SECTION 570.1201 OF THE MICHIGAN COMPILED LAWS, SHALL  
6 RESULT IN THE AUTOMATIC SUSPENSION OF ALL LICENSES ISSUED UNDER  
7 THIS ARTICLE.

8 (2) ~~(3)~~ A licensee shall report to the department a change  
9 OF NAME OR ADDRESS OR A CHANGE of members or addresses of the  
10 partnership, association, or corporation holding a license under  
11 this article within 30 days after the change occurs.

12 Sec. 2505. (1) ~~An application for a real estate broker's~~  
13 ~~license shall be accompanied by the recommendation of at least 2~~  
14 ~~individuals who have been residents of this state for 1 year or~~  
15 ~~more and who reside in the county in which the applicant resides~~  
16 ~~or has a place of business, which recommendation shall certify~~  
17 ~~that the applicant is of good moral character, and recommends~~  
18 ~~that a license be granted to the applicant.~~ An applicant for a  
19 real estate broker's license shall ~~furnish a sworn statement~~  
20 FILE AN APPLICATION setting forth the applicant's present  
21 address, both of business and residence, the complete address of  
22 each former place where the applicant has resided or been engaged  
23 in business, or acted as a real estate salesperson, for a period  
24 of 60 days or more, during the ~~last~~ 5 years ~~, and the length~~  
25 ~~of the residence, together with the name of at least 1 real~~  
26 ~~estate owner in each county where the applicant may have resided,~~  
27 ~~engaged in business, or acted as a salesperson~~ IMMEDIATELY

1 PRECEDING THE DATE OF APPLICATION. An applicant for a real estate  
2 broker's license shall state the name of the individual, partner-  
3 ship, association, or corporation, and the location of the place  
4 for which the license is desired, and set forth the period of  
5 time which the applicant has been engaged in the business, and  
6 shall be executed by the person, or by an officer or member of  
7 the applicant.

8 (2) A real estate broker's license shall not be issued to a  
9 new applicant who has been convicted of embezzlement or misappro-  
10 priation of funds.

11 (3) A real estate broker shall maintain a place of business  
12 in this state. If a real estate broker maintains more than 1  
13 place of business within the state a ~~duplicate~~ BRANCH OFFICE  
14 license shall be secured by the real estate broker for each  
15 branch office maintained. ~~upon payment of the fee prescribed in~~  
16 ~~section 37 of Act No. 152 of the Public Acts of 1979, as amended,~~  
17 ~~being section 338.2237 of the Michigan Compiled Laws. A broker~~  
18 ~~may maintain, in the city where the broker's main office is~~  
19 ~~located, not more than 1 branch office for each 60,000~~  
20 ~~residents.~~ A branch office maintained in excess of 25 miles from  
21 the city limits in which the broker maintains a main office shall  
22 be under the personal, direct supervision of an associate  
23 broker.

24 (4) An applicant for a salesperson's license shall set forth  
25 the period of time during which the ~~applicant~~ INDIVIDUAL has  
26 been engaged in the business, stating the name of the applicant's  
27 last employer and the name and the place of business of the

1 individual, partnership, association, or corporation then  
2 employing the applicant or in whose employ the applicant is to  
3 enter. The application shall be ~~accompanied by a written~~  
4 ~~statement~~ SIGNED by the real estate broker in whose employ the  
5 applicant is to enter. ~~stating that in the real estate broker's~~  
6 ~~opinion the applicant is of good moral character, and recommend-~~  
7 ~~ing that the license be granted to the applicant.~~

8 (5) ~~The department and the board shall prescribe the form~~  
9 ~~of an application for a license.~~ The department may require and  
10 procure satisfactory proof in reference to the business  
11 experience, competence, and good moral character of an applicant  
12 for a real estate broker's or salesperson's license or of an  
13 officer or member of an applicant, before the issuance of a  
14 license. The department shall require an applicant for a  
15 broker's or salesperson's license to pass an examination devel-  
16 oped by the department or contracted for with a recognized out-  
17 side testing agency establishing, in a manner satisfactory to the  
18 department, that the applicant has a fair knowledge of the  
19 English language, including reading, writing, spelling, and ele-  
20 mentary arithmetic; a satisfactory understanding of the fundamen-  
21 tals of real estate practice and of the laws and principles of  
22 real estate conveyancing, deeds, mortgages, land contracts, and  
23 leases; the obligations of a broker to the public and a princi-  
24 pal; and the law defining, regulating, and licensing real estate  
25 brokers and salespersons. The department may require written  
26 examination or written reexamination of a broker or salesperson,  
27 and in that case a passing score satisfactory to the department

1 is required as a condition precedent to ~~reissuance~~  
2 REINSTATEMENT of a license to a broker or salesperson OR RELICEN-  
3 SURE OF A BROKER OR SALESPERSON. The department shall require  
4 proof that each applicant for a real estate broker's license has  
5 ~~been engaged in the real estate business for not less than~~  
6 ~~3 years, at least 2 of which shall have been as a salesperson~~  
7 ~~licensed under this article or its equivalent in relevant,~~  
8 ~~related experience in the discretion of the department~~ THE  
9 EQUIVALENT OF 3 YEARS OF FULL-TIME EXPERIENCE IN THE BUSINESS OF  
10 REAL ESTATE OR IN A FIELD WHICH IS DETERMINED BY THE DEPARTMENT  
11 TO BE RELEVANT AND RELATED TO THE BUSINESS OF REAL ESTATE.

12       Sec. 2506. ~~The department shall issue to each person who~~  
13 ~~meets the requirements of this article and who pays the appropri-~~  
14 ~~ate license fee prescribed in section 37 of Act No. 152 of the~~  
15 ~~Public Acts of 1979, a license in a form and size as prescribed~~  
16 ~~by the department. This license shall show the name and address~~  
17 ~~of the licensee and in case of a real estate salesperson's~~  
18 ~~license, shall show the name of the real estate broker by whom~~  
19 ~~the real estate salesperson is employed. A license shall contain~~  
20 ~~data prescribed by the department.~~ The license of a real estate  
21 salesperson shall be delivered or mailed to the real estate  
22 broker by whom the real estate salesperson is employed and shall  
23 be kept in the custody and control of the broker. A real estate  
24 broker shall conspicuously display the real estate broker's  
25 license and the license of each real estate salesperson employed  
26 by the real estate broker in the real estate broker's place of  
27 business. Written notice shall be given to the department by a

1 licensee of a change of either a principal or branch business  
2 location. ~~The department shall issue a new license for the~~  
3 ~~unexpired period upon payment of the fee prescribed in section 37~~  
4 ~~of Act No. 152 of the Public Acts of 1979. The department shall~~  
5 ~~prepare and deliver to a licensed person a pocket card not larger~~  
6 ~~than 2 1/4 inches in width and 3 3/4 inches in length, which~~  
7 ~~card, among other things, shall contain the name and address of~~  
8 ~~the person, and in case of a real estate salesperson the name and~~  
9 ~~address of the employer, and shall certify that the person whose~~  
10 ~~name appears on the card is a licensed real estate salesperson or~~  
11 ~~real estate broker. The data to be printed on the pocket card,~~  
12 ~~except as set forth in this section, shall be prescribed by the~~  
13 ~~department.~~

14       Sec. 2507. ~~When~~ IF a real estate salesperson is dis-  
15 charged or terminates employment with a real estate broker by  
16 giving the employer a written notice of the termination, the real  
17 estate broker shall deliver or mail by ~~registered~~ CERTIFIED  
18 mail to the department, within 5 days, the real estate  
19 salesperson's license. If a written notice of termination of  
20 employment is not served upon the real estate broker by the real  
21 estate salesperson, an application to the department for a trans-  
22 fer of license by the real estate salesperson shall be communi-  
23 cated in writing by the department to the real estate broker. As  
24 of the date of the communication, the notice shall operate as if  
25 a written notice were served by the real estate salesperson upon  
26 the real estate broker. The real estate broker, at the time of  
27 mailing the real estate salesperson's license to the department,

1 shall address a communication to the last known residence address  
2 of the real estate salesperson, which communication shall advise  
3 the real estate salesperson that the license has been delivered  
4 or mailed to the department. A copy of the communication to the  
5 real estate salesperson shall accompany the license when mailed  
6 or delivered to the department. A real estate salesperson shall  
7 not perform an act regulated by this article either directly or  
8 indirectly under authority of the license after the date of the  
9 department's receipt of the license from a broker. Another  
10 license shall not be issued to a real estate salesperson until  
11 the person returns the former pocket card to the department or  
12 satisfactorily accounts to the department for the pocket card.  
13 Not more than 1 license shall be issued to a real estate sales-  
14 person for the same period of time. ~~The department may issue a~~  
15 ~~new license to a salesperson upon the filing of an application~~  
16 ~~for a transfer and the payment of the transfer fee prescribed in~~  
17 ~~section 37 of Act No. 152 of the Public Acts of 1979.~~

18       Sec. 2508. (1) A real estate broker's license granted to an  
19 individual entitles the individual to perform an act regulated by  
20 this article with respect to a real estate broker. A real estate  
21 broker's license granted to a partnership, association, or corpo-  
22 ration consisting of more than 1 person entitles the real estate  
23 broker to designate which of its officers or members are active  
24 who, upon the payment of the required fee, and upon issuance of a  
25 broker's license, are entitled to perform an act regulated by  
26 this article with respect to a real estate broker. A broker's

1 license granted to a partnership, association, or corporation is  
2 not transferable.

3 (2) Each officer or member of a partnership, association, or  
4 corporation designated by the real estate broker as active shall  
5 apply for and obtain an associate real estate broker's license,  
6 which application shall accompany the application of the real  
7 estate broker and be filed with the department at the same time  
8 as the application of the real estate broker for a license.

9 (3) The associate real estate broker's license of an officer  
10 or member who ceases to be connected with a partnership, associa-  
11 tion, or corporation shall be suspended automatically.

12 (4) Upon the revocation of the real estate broker's license  
13 of the partnership, association, or corporation, the associate  
14 real estate broker's license of an officer or member connected  
15 with the partnership, association, or corporation shall be sus-  
16 pended automatically.

17 (5) If an officer or member becomes connected with a part-  
18 nership, association, or corporation, after the issuance of a  
19 broker's license to the partnership, association, or corporation,  
20 the officer or member, as a prerequisite to becoming an active  
21 officer or member, shall secure an associate real estate broker's  
22 license as provided in this section.

23 ~~(6) An application for a license as an associate real~~  
24 ~~estate broker shall be accompanied by the fee prescribed in~~  
25 ~~section 37 of Act No. 152 of the Public Acts of 1979.~~

26 ~~(7) In the absence of a reason or condition which might~~  
27 ~~warrant the refusal of the granting of a license, the department~~

1 ~~shall issue a new license for each ensuing term upon receipt of~~  
2 ~~an application and the renewal fee prescribed in section 37 of~~  
3 ~~Act No. 152 of the Public Acts of 1979.~~

4 (6) ~~-(8)-~~ The revocation of a real estate broker's license  
5 automatically suspends each real estate salesperson's AND ASSOCI-  
6 ATE BROKER'S license granted to ~~a person~~ AN INDIVIDUAL by  
7 virtue of a relation to the real estate broker whose license has  
8 been revoked, pending a change of employer and the issuance of a  
9 new license. A new SALESPERSON'S OR ASSOCIATE BROKER'S license  
10 shall be issued without charge, if the license is ~~issued~~  
11 REISSUED during the same ~~term in which the original license was~~  
12 ~~issued~~ LICENSING PERIOD.

13 Sec. 2701. As used in this article:

14 (a) "Apprentice" means an individual who is ~~certified~~  
15 REGISTERED as an apprentice.

16 (b) "Ocular prosthetic appliances" means 1 or more of the  
17 following:

18 (i) Stock and custom prosthetic eyes.

19 (ii) Stock and custom therapeutic scleral shells.

20 (iii) Stock and custom therapeutic painted iris shells.

21 (iv) External orbital and facial prosthetics.

22 (v) Ocular conformers.

23 (c) "Ocularist" means an individual ~~certified~~ REGISTERED  
24 as an ocularist.

25 (d) "Practice of ocularism" means 1 or more of the  
26 following:



1 (i) The design and fabrication of ocular prosthetic  
2 appliances.

3 (ii) The fitting of ocular prosthetic appliances.

4 (iii) The performance of necessary procedures to provide an  
5 ocular prosthetic service for the patient in the ocularist's  
6 office or laboratory.

7 Sec. 2705. An individual shall not be ~~certified~~  
8 REGISTERED as an ocularist until the individual meets the follow-  
9 ing requirements:

10 (a) Is at least 18 years of age.

11 (b) Has graduated from an accredited high school or has an  
12 equivalent education.

13 (c) Is of good moral character.

14 (d) Has done 1 or more of the following:

15 (i) Successfully completed at least 5 years of apprentice-  
16 ship training under an ocularist in this state.

17 (ii) Successfully completed a prescribed course in ocularist  
18 training programs in a college, teaching facility, or university  
19 approved by the department.

20 (iii) Been principally engaged in the practice of ocularism  
21 outside this state for at least 5 years and been employed by an  
22 ocularist, optometrist, or physician for at least 1 year in this  
23 state.

24 Sec. 2709. (1) The department shall issue an apprentice's  
25 ~~certificate~~ REGISTRATION to an individual who applies for ~~the~~  
26 ~~certificate~~ REGISTRATION and who furnishes the department with a  
27 ~~statement of~~ VERIFICATION FROM an ocularist ~~under oath~~

1 stating that the applicant is receiving training under the direct  
2 supervision of the ocularist pursuant to rules promulgated by the  
3 department, if the applicant also meets the following criteria:

4 (a) Is 18 years of age or older.

5 (b) Has graduated from an accredited high school or has an  
6 equivalent education.

7 (c) Is of good moral character.

8 ~~(d) Pays the fee prescribed in section 62(c) of Act No. 152~~  
9 ~~of the Public Acts of 1979, being section 338.2262 of the~~  
10 ~~Michigan Compiled Laws.~~

11 ~~(2) Except as provided in section 2713, an apprentice's cer-~~  
12 ~~tificate, unless suspended or revoked, shall be renewed annually~~  
13 ~~upon payment of the renewal fee prescribed in section 62(d) of~~  
14 ~~Act No. 152 of the Public Acts of 1979. All certificates issued~~  
15 ~~under this section shall expire on July 1.~~

16 (2) ~~(3)~~ Any individual who on the effective date of this  
17 article is employed as apprentice by an individual who is princi-  
18 pally engaged in the practice of ocularism, who notifies the  
19 department of that fact within 120 days after the effective date  
20 of this article, and furnishes the department a statement of his  
21 or her employer stating ~~under oath~~ the length of time of the  
22 employment, shall be given credit for that period towards compli-  
23 ance with the requirements for 5 years' apprenticeship described  
24 in section 2705.

25 Sec. 2713. An apprentice shall complete his or her appren-  
26 ticeship within 8 years after beginning the apprenticeship and  
27 shall not receive RENEWAL OF an apprentice's ~~certificate~~

1 REGISTRATION beyond that time unless the department determines  
2 ~~, after a hearing,~~ that the apprentice was prevented by causes  
3 beyond his or her control from completing the apprenticeship and  
4 becoming an ocularist in 8 years.

5       Sec. 2717. An individual who possesses a ~~certificate~~  
6 REGISTRATION issued under this article may advertise ~~himself or~~  
7 ~~herself~~ as being ~~certified~~ REGISTERED by this state.

8       Sec. 2721. This article does not require ~~a person~~ AN  
9 INDIVIDUAL licensed as an optometrist or a physician under THE  
10 PUBLIC HEALTH CODE, Act No. 368 of the Public Acts of 1978, as  
11 amended, being sections 333.1101 to 333.25211 of the Michigan  
12 Compiled Laws, to receive a ~~certificate~~ REGISTRATION under  
13 ~~the~~ THIS article before the optometrist or physician engages in  
14 the practice of ocularism.

15       Section 2. Sections 905, 1212, 1213, 1215, 1306, 1407,  
16 1506, 1608, 1706, 2006, 2104, 2106, 2206, 2207, 2308, 2408, and  
17 2703 of Act No. 299 of the Public Acts of 1980, being sections  
18 339.905, 339.1212, 339.1213, 339.1215, 339.1306, 339.1407,  
19 339.1506, 339.1608, 339.1706, 339.2006, 339.2104, 339.2106,  
20 339.2206, 339.2207, 339.2308, 339.2408, and 339.2703 of the  
21 Michigan Compiled Laws, are repealed.