



# HOUSE BILL No. 5817

September 20 1994, Introduced by Rep Gustafson and referred to the Committee on Public Health

A bill to amend sections 16131 and 16263 of Act No 368 of the Public Acts of 1978 entitled as amended

Public health code

section 16131 as amended by Act No 80 of the Public Acts of 1993 and section 16263 as amended by Act No 216 of the Public Acts of 1990, being sections 333 16131 and 333 16263 of the Michigan Compiled Laws to add section 16324 and part 169 and to repeal certain acts and parts of acts

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 16131 and 16263 of Act No 368 of the  
2 Public Acts of 1978 section 16131 as amended by Act No 80 of  
3 the Public Acts of 1993 and section 16263 as amended by Act  
4 No 216 of the Public Acts of 1990, being sections 333 16131 and  
5 333 16263 of the Michigan Compiled Laws, are amended and  
6 section 16324 and part 169 are added to read as follows

1       Sec 16131   The terms of office of individual members of  
 2 ~~the council or~~ the boards and task forces, except those  
 3 appointed to fill vacancies shall expire 4 years after appoint-  
 4 ment as follows

5       Nursing	June 30
6       Optometry	June 30
7       Pharmacy	June 30
8       Podiatric medicine and surgery	June 30
9       Dentistry	June 30
10      Chiropractic	December 31
11      Counseling	June 30
12      MARRIAGE AND FAMILY THERAPY	JUNE 30
13      Medicine	December 31
14      Occupational therapists	December 31
15      Osteopathic medicine and surgery	December 31
16      Physical therapy	December 31
17      Psychology	December 31
18      Sanitariums	December 31
19      Veterinary medicine	December 31

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

25       (a) Chiropractic 'doctor of chiropractic'  
 26 chiropractor d c and 'chiropractic physician

1 (b) Dentist doctor of dental surgery oral and  
 2 maxillofacial surgeon orthodontist prosthodontist  
 3 periodontist endodontist oral pathologist pediatric  
 4 dentist dental hygienist registered dental hygienist ,  
 5 dental assistant 'registered dental assistant' 'R D A  
 6 d d s d m d , and r d h

7 (c) Doctor of medicine and m d

8 (d) Physician s assistant and p a

9 (e) Registered professional nurse' registered nurse  
 10 r n licensed practical nurse l p n nurse midwife  
 11 nurse anesthetist nurse practitioner trained attendant ,  
 12 and t a '

13 (f) Doctor of optometry optometrist and o d

14 (g) Osteopath osteopathy osteopathic practitioner  
 15 doctor of osteopathy , diplomate in osteopathy' , and 'd o

16 (h) Pharmacy" , 'pharmacist' 'apothecary' "drugstore  
 17 druggist medicine store' , prescriptions" , and r p h '

18 (i) Physical therapy , physical therapist  
 19 physiotherapist registered physical therapist' 'licensed  
 20 physical therapist , physical therapy technician , p t  
 21 r p t l p t and p t t

22 (j) Chiropodist chiropody chiropodical podiatry ,  
 23 podiatrist podiatric' doctor of podiatric medicine , foot  
 24 specialist podiatric physician and surgeon' and 'd p m "

25 (k) Consulting psychologist , psychologist ,  
 26 psychological assistant and psychological examiner  
 27 licensed psychologist and limited licensed psychologist

1 (l) Licensed professional counselor licensed counselor  
 2 professional counselor and l p c

3 (m) Sanitarian registered sanitarian and r s

4 (n) Veterinary', veterinarian , veterinary doctor

5 veterinary surgeon doctor of veterinary medicine , v m d ,

6 d v m animal technician or animal technologist

7 (o) 'Occupational therapist occupational therapist

8 registered , certified occupational therapist 'o t ',

9 o t r , c o t , certified occupational therapy assistant

10 occupational therapy assistant or c o t a

11 (P) MARRIAGE ADVISOR OR MARRIAGE CONSULTANT FAMILY

12 COUNSELOR FAMILY ADVISOR FAMILY THERAPIST OR FAMILY

13 CONSULTANT FAMILY GUIDANCE COUNSELOR FAMILY GUIDANCE

14 ADVISOR OR FAMILY GUIDANCE CONSULTANT MARRIAGE GUIDANCE

15 COUNSELOR MARRIAGE GUIDANCE ADVISOR OR MARRIAGE GUIDANCE

16 CONSULTANT FAMILY RELATIONS COUNSELOR MARRIAGE RELATIONS

17 COUNSELOR , MARRIAGE RELATIONS ADVISOR OR MARRIAGE RELATIONS

18 CONSULTANT MARITAL COUNSELOR OR MARITAL THERAPIST LIMITED

19 LICENSED MARRIAGE AND FAMILY THERAPIST OR LIMITED LICENSED MAR-

20 RIAGE COUNSELOR LICENSED MARRIAGE AND FAMILY THERAPIST OR

21 LICENSED MARRIAGE COUNSELOR AND L M F T

22 (2) Notwithstanding section 16261 a person who was spe-

23 cially trained at an institution of higher education in this

24 state to assist a physician in the field of orthopedics and upon

25 completion of training received a 2-year associate of science

26 degree as an orthopedic physician s assistant before January 1

1 1977 may use the title orthopedic physician s assistant  
 2 whether or not the person is licensed under this article

3 SEC 16324 FEES FOR A PERSON LICENSED OR SEEKING LICENSURE  
 4 TO ENGAGE IN THE PRACTICE OF MARRIAGE AND FAMILY THERAPY UNDER  
 5 PART 169 ARE AS FOLLOWS

6 (A) APPLICATION PROCESSING FEE \$25 00

7 (B) LICENSE FEE PER YEAR 50 00

8 PART 169 MARRIAGE AND FAMILY THERAPY

9 SEC 16901 (1) AS USED IN THIS PART

10 (A) ADVERTISE MEANS ISSUING OR ORDERING THE PRINTING OR  
 11 DISTRIBUTION OF A CARD SIGN OR DEVICE OR CAUSING PERMITTING  
 12 OR ALLOWING A SIGN OR MARKING ON OR IN A BUILDING OR STRUCTURE  
 13 OR PLACING MATERIAL IN A NEWSPAPER MAGAZINE OR DIRECTORY OR ON  
 14 RADIO OR TELEVISION

15 (B) MARRIAGE AND FAMILY THERAPIST MEANS AN INDIVIDUAL  
 16 LICENSED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF MARRIAGE  
 17 AND FAMILY THERAPY

18 (C) PRACTICE OF MARRIAGE AND FAMILY THERAPY MEANS THE PRO-  
 19 VIDING OF GUIDANCE TESTING DISCUSSIONS THERAPY INSTRUCTION,  
 20 OR ADVICE THAT IS INTENDED TO AVOID ELIMINATE RELIEVE MANAGE  
 21 OR RESOLVE MARITAL OR FAMILY CONFLICT OR DISCORD, TO CREATE  
 22 IMPROVE OR RESTORE MARITAL OR FAMILY HARMONY OR TO PREPARE COU-  
 23 PLES FOR MARRIAGE PRACTICE OF MARRIAGE AND FAMILY THERAPY DOES  
 24 NOT INCLUDE THE ADMINISTRATION AND INTERPRETATION OF PSYCHOLOGI-  
 25 CAL TESTS EXCEPT FOR THOSE TESTS THAT ARE CONSISTENT WITH THE  
 26 INDIVIDUAL S EDUCATION AND TRAINING AND WITH THE CODE OF ETHICS  
 27 FOR LICENSED MARRIAGE AND FAMILY THERAPISTS

1 (2) IN ADDITION TO THE DEFINITIONS OF THIS PART ARTICLE 1  
2 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION  
3 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS  
4 DEFINITIONS APPLICABLE TO THIS PART

5 SEC 16903 (1) AN INDIVIDUAL LICENSED UNDER THIS PART AS A  
6 MARRIAGE AND FAMILY THERAPIST SHALL USE ONLY THE TITLE LICENSED  
7 MARRIAGE AND FAMILY THERAPIST OR LICENSED MARRIAGE COUNSELOR  
8 OR THE ABBREVIATION L M F T IN REPRESENTING HIS OR HER SERV-  
9 ICES IN THE PRACTICE OF MARRIAGE AND FAMILY THERAPY TO THE  
10 PUBLIC

11 (2) UNLESS EXEMPT UNDER SECTION 16905(3) ONLY AN INDIVIDUAL  
12 LICENSED UNDER THIS PART MAY ADVERTISE THAT HE OR SHE OFFERS MAR-  
13 RIAGE AND FAMILY THERAPY MARRIAGE OR FAMILY COUNSELING SERVICE  
14 OR ADVICE MARRIAGE OR FAMILY GUIDANCE SERVICE OR ADVICE MAR-  
15 RIAGE OR FAMILY RELATIONS SERVICE OR ADVICE MARRIAGE OR FAMILY  
16 PROBLEMS SERVICE OR ADVICE MARRIAGE OR FAMILY RELATIONS ADVICE  
17 OR ASSISTANCE SERVICE IN THE ALLEVIATION OF A MARITAL OR FAMILY  
18 PROBLEM OR SERVICE OF SIMILAR IMPORT OR EFFECT THAT IS INCLUDED  
19 IN THE PRACTICE OF MARRIAGE AND FAMILY THERAPY

20 (3) THE BOARD MAY GRANT A LIMITED LICENSE TO AN INDIVIDUAL  
21 WHO HAS MET THE REQUIREMENTS OF SECTION 16909(A) AND (B) IN ORDER  
22 TO PERMIT THAT INDIVIDUAL TO OBTAIN THE EXPERIENCE REQUIRED UNDER  
23 SECTION 16909(C) THE BOARD SHALL NOT RENEW A LIMITED LICENSE  
24 FOR MORE THAN 6 YEARS A LIMITED LICENSEE SHALL DO ALL OF THE  
25 FOLLOWING

26 (A) USE ONLY THE TITLE LIMITED LICENSED MARRIAGE AND FAMILY  
27 THERAPIST OR LIMITED LICENSED MARRIAGE COUNSELOR '

1 (B) NOT REPRESENT THAT HE OR SHE IS ENGAGED IN THE  
2 INDEPENDENT PRACTICE OF MARRIAGE AND FAMILY THERAPY

3 (C) PRACTICE ONLY UNDER THE SUPERVISION OF A FULLY LICENSED  
4 MARRIAGE AND FAMILY THERAPIST

5 (D) CONFINE HIS OR HER PRACTICE TO AN ORGANIZED HEALTH CARE  
6 SETTING OR OTHER ARRANGEMENT APPROVED BY THE BOARD

7 (4) AN INDIVIDUAL ENGAGED IN OBTAINING EXPERIENCE REQUIRED  
8 UNDER SECTION 16909(B) MAY USE THE TITLE MARRIAGE AND FAMILY  
9 THERAPIST INTERN OR MARRIAGE AND FAMILY THERAPIST TRAINEE  
10 DURING THE TRAINING PERIOD THE BOARD SHALL NOT REQUIRE AN INDIVIDUAL  
11 OBTAINING EXPERIENCE REQUIRED UNDER SECTION 16909(B) TO  
12 HOLD A LIMITED LICENSE

13 SEC 16905 (1) THIS PART DOES NOT APPLY TO AN INDIVIDUAL  
14 ENGAGED IN SOCIAL WORK AS DEFINED IN SECTION 1601 OF THE OCCUPATIONAL  
15 CODE, ACT NO 299 OF THE PUBLIC ACTS OF 1980, BEING SECTION 339  
16 1601 OF THE MICHIGAN COMPILED LAWS IN THE COURSE OF  
17 EMPLOYMENT WITH A GOVERNMENTAL AGENCY OR A REPUTABLE SOCIAL SERVICE  
18 AGENCY REGULARLY PROVIDING SOCIAL WORK SERVICES AS AN  
19 AGENCY

20 (2) THIS PART DOES NOT APPLY TO AN ORDAINED CLERIC OR OTHER  
21 RELIGIOUS PRACTITIONER WHO IS EMPLOYED BY OR WORKING UNDER THE  
22 AUTHORITY OF AN ORGANIZATION EXEMPT FROM TAXATION UNDER  
23 SECTION 501(c)(3) OF THE INTERNAL REVENUE CODE OF 1986, 26  
24 U S C 501, IF THE ADVICE OR COUNSEL GIVEN BY THE CLERIC OR OTHER  
25 RELIGIOUS PRACTITIONER IS INCIDENTAL TO HIS OR HER DUTIES AS A  
26 CLERIC OR OTHER RELIGIOUS PRACTITIONER AND IF THE CLERIC OR  
27 OTHER RELIGIOUS PRACTITIONER DOES NOT HOLD HIMSELF OR HERSELF OUT

1 IO THE PUBLIC AS A MARRIAGE AND FAMILY THERAPIST LICENSED UNDER  
2 THIS ARTICLE OR USE 1 OR MORE OF THE TITLES LISTED IN  
3 SECTION 16263(1)(P) AND IF NO FEE OR DONATION IS EXACTED FOR THE  
4 SERVICE

5 (3) THIS PART DOES NOT APPLY TO A PHYSICIAN LICENSED UNDER  
6 THIS ARTICLE WHO HAS COMPLETED AN ACCREDITED PSYCHIATRIC RESI-  
7 DENCY PROGRAM APPROVED BY THE MICHIGAN BOARD OF MEDICINE OR TO A  
8 PSYCHOLOGIST FULLY LICENSED UNDER THIS ARTICLE, IF BOTH OF THE  
9 FOLLOWING CIRCUMSTANCES EXIST

10 (A) THE INDIVIDUAL IS PRACTICING HIS OR HER PROFESSION IN A  
11 MANNER CONSISTENT WITH HIS OR HER EDUCATION AND TRAINING AND IS  
12 PRACTICING IN A MANNER CONSISTENT WITH THE CODE OF ETHICS OF THAT  
13 PROFESSION

14 (B) THE INDIVIDUAL DOES NOT HOLD HIMSELF OR HERSELF OUT TO  
15 THE PUBLIC AS A MARRIAGE AND FAMILY THERAPIST LICENSED UNDER THIS  
16 ARTICLE OR USE ANY OF THE TITLES LISTED IN SECTION 16263(1)(P)  
17 FOR ADVERTISING PURPOSES HOWEVER THIS SUBDIVISION DOES NOT  
18 PROHIBIT THE INDIVIDUAL FROM ADVERTISING UNDER A TELEPHONE OR  
19 OTHER BUSINESS DIRECTORY LISTING THAT USES THOSE TITLES IF THE  
20 INDIVIDUAL DISCLOSES IN THE LISTING IN AN UNABBREVIATED FASHION  
21 THE PROFESSION IN WHICH HE OR SHE IS LICENSED

22 (4) THIS PART DOES NOT LIMIT AN INDIVIDUAL IN, OR PREVENT AN  
23 INDIVIDUAL FROM THE PRACTICE OF A STATUTORILY REGULATED PROFES-  
24 SION OR OCCUPATION IF SERVICES TO FAMILIES COUPLES, OR SUBSYS-  
25 TEMS OF FAMILIES ARE PART OF THE SERVICES PROVIDED BY THAT PRO-  
26 FESSON OR OCCUPATION AND IF THE INDIVIDUAL DOES NOT HOLD  
27 HIMSELF OR HERSELF OUT TO THE PUBLIC AS A MARRIAGE AND FAMILY



1 THERAPIST LICENSLED UNDER THIS ARTICLE OR USE 1 OR MORE OF THE  
 2 TITLES LISTED IN SECTION 16263(1)(P) AS USED IN THIS SUBSLC-  
 3 TION STATUTORILY REGULATED PROFESSION OR OCCUPATION MEANS AN  
 4 OCCUPATION OR PROFESSION REGULATED BY STATUTE THAT INCLUDES BUT  
 5 IS NOT LIMITED TO ALL OF THE FOLLOWING A PHYSICIAN ATTORNEY  
 6 SOCIAL WORKER, CERTIFIED SOCIAL WORKER, SOCIAL WORK TECHNICIAN  
 7 FULLY LICENSLED PSYCHOLOGIST LIMITED LICENSED PSYCHOLOGIST TEM-  
 8 PORARY LIMITED LICENSED PSYCHOLOGIST LICENSED PROFESSIONAL COUN-  
 9 SELOR LIMITED LICENSED COUNSELOR OR SCHOOL COUNSELOR

10 SEC 16907 SUBJECT TO SECTION 16913(2) THE MICHIGAN BOARD  
 11 OF MARRIAGE AND FAMILY THERAPY IS CREATED IN THE DEPARTMENT THE  
 12 BOARD CONSISTS OF THE FOLLOWING 9 VOTING MEMBERS WHO SHALL MEET  
 13 THE REQUIREMENTS OF PART 161 SIX LICENSED MARRIAGE AND FAMILY  
 14 THERAPISTS AND 3 PUBLIC MEMBERS

15 SEC 16909 THE BOARD SHALL GRANT A LICENSE AS A MARRIAGE  
 16 AND FAMILY IHERAPIST TO AN INDIVIDUAL WHO MEETS ALL OF THE FOL-  
 17 LOWING REQUIREMENTS

18 (A) PROVIDES SATISFACTORY EVIDENCE TO THE BOARD OF MEETING  
 19 EITHER OF THE FOLLOWING EDUCATIONAL QUALIFICATIONS

20 (1) HAS A MASTER S OR HIGHER GRADUATE DEGREE FROM AN ACCRED-  
 21 IED TRAINING PROGRAM IN MARRIAGE AND FAMILY THERAPY APPROVED BY  
 22 THE BOARD

23 (11) HAS A MASTER S OR HIGHER GRADUATE DEGREE FROM AN  
 24 ACCREDITED COLLEGE OR UNIVERSITY APPROVED BY THE BOARD AND HAS  
 25 COMPLETED ALL OF THE FOLLOWING GRADUATE-LEVEL COURSES AT AN  
 26 ACCREDITED COLLEGE OR UNIVERSITY APPROVED BY THE BOARD

1 (A) THREE COURSES IN FAMILY STUDIES THAT TOTAL AT LEAST 6  
2 SEMESTER OR 9 QUARTER HOURS

3 (B) THREE COURSES IN FAMILY THERAPY METHODOLOGY THAT TOTAL  
4 AT LEAST 6 SEMESTER OR 9 QUARTER HOURS

5 (C) THREE COURSES IN HUMAN DEVELOPMENT PERSONALITY THEORY  
6 OR PSYCHOPATHOLOGY THAT TOTAL AT LEAST 6 SEMESTER OR 9 QUARTER  
7 HOURS

8 (D) AT LEAST 2 SEMESTER OR 3 QUARTER HOURS IN ETHICS LAW  
9 AND STANDARDS OF PROFESSIONAL PRACTICE

10 (E) AT LEAST 2 SEMESTER OR 3 QUARTER HOURS IN RESEARCH

11 (B) PROVIDES SATISFACTORY EVIDENCE TO THE BOARD OF HAVING  
12 COMPLETED SUPERVISED CLINICAL MARRIAGE AND FAMILY THERAPY  
13 EXPERIENCE IN CONJUNCTION WITH THE APPLICANT S EDUCATIONAL  
14 PROGRAM THE CLINICAL MARRIAGE AND FAMILY THERAPY EXPERIENCE  
15 DLSCRIBED IN THIS SUBDIVISION SHALL MEET ALL OF THE FOLLOWING  
16 REQUIREMENTS

17 (i) BE OBTAINED EITHER IN A CLINICAL PRACTICUM DURING GRADU-  
18 ATE EDUCATION OR IN A POSTGRADUATE MARRIAGE AND FAMILY INSTITUTE  
19 TRAINING PROGRAM ACCEPTABLE TO THE BOARD

20 (ii) BE OBTAINED OVER NOT LESS THAN 8 CONSECUTIVE MONTHS

21 (iii) BE VERIFIED BY THE SUPERVISING LICENSED MARRIAGE AND  
22 FAMIY THERAPIST

23 (iv) INCLUDE NOT LESS THAN 300 DIRECT CLIENT CONTACT HOURS  
24 IN SUPERVISED CLINICAL MARRIAGE AND FAMILY THERAPY EXPERIENCE AT  
25 LEAST 1/2 OF WHICH WERE COMPLETED IN A SETTING IN WHICH FAMILIES  
26 COUPLES, OR SUBSYSTEMS OF FAMILIES WERE PHYSICALLY PRESENT IN THE  
27 THERAPY ROOM

1 (v) BE SUPERVISED IN A RATIO OF AT LEAST 1 HOUR OF  
 2 SUPERVISION FOR EACH 5 HOURS OF DIRECT CLIENT CONTACT, FOR A  
 3 TOTAL OF NOT LESS THAN 60 HOURS OF SUPERVISION CONCURRENT WITH  
 4 THE 300 HOURS OF SUPERVISED DIRECT CLIENT CONTACT

5 (C) PROVIDES SATISFACTORY EVIDENCE TO THE BOARD OF HAVING  
 6 COMPLETED OVER A PERIOD OF NOT MORE THAN 5 YEARS A MINIMUM OF  
 7 2 000 DIRECT CLIENT CONTACT HOURS IN SUPERVISED MARRIAGE AND  
 8 FAMILY THERAPY EXPERIENCE AT LEAST 1/2 OF WHICH WAS COMPLETED  
 9 WITH FAMILIES COUPLES OR SUBSYSTEMS OF FAMILIES PHYSICALLY  
 10 PRESENT IN THE THERAPY ROOM, THAT MEETS ALL OF THE FOLLOWING  
 11 CONDITIONS

12 (1) IS VERIFIED BY THE SUPERVISING LICENSED MARRIAGE AND  
 13 FAMILY THERAPIST

14 (11) IS OBTAINED FOLLOWING THE COMPLETION OF THE DEGREE  
 15 REQUIRED BY SUBDIVISION (A)(1) OR THE COMPLETION OF THE DEGREE  
 16 AND COURSE WORK REQUIRED BY SUBDIVISION (A)(11), OR IS OBTAINED  
 17 AS PART OF A DOCTORAL PROGRAM IN MARRIAGE AND FAMILY THERAPY FROM  
 18 AN ACCREDITED COLLEGE OR UNIVERSITY APPROVED BY THE BOARD WHICH  
 19 EXPERIENCE MAY INCLUDE EXPERIENCE OBTAINED UNDER  
 20 SUBDIVISION (B)(1)

21 (111) IS SUPERVISED IN A RATIO OF AT LEAST 1 HOUR OF SUPER-  
 22 VISION FOR EACH 10 HOURS OF EXPERIENCE, FOR A TOTAL OF NOT LESS  
 23 THAN 200 HOURS OF SUPERVISION CONCURRENT WITH THE 2,000 HOURS OF  
 24 SUPERVISED EXPERIENCE NOT LESS THAN 100 HOURS OF SUPERVISION  
 25 UNDER THIS SUBPARAGRAPH SHALL BE INDIVIDUAL SUPERVISION WITH NO  
 26 MORE THAN 1 OTHER SUPERVISEE PRESENT THE REMAINING SUPERVISION  
 27 UNDER THIS SUBPARAGRAPH MAY BE GROUP SUPERVISION INVOLVING NO

1 MORE THAN 6 SUPERVISEES WITH 1 SUPERVISOR THE SUPERVISION SHALL  
2 BE GIVEN IN FACE-TO-FACE CONTACT WITH THE INDIVIDUAL OBTAINING  
3 MARRIAGE AND FAMILY THERAPY EXPERIENCE

4 SEC 16911 (1) EXCEPT AS PROVIDED IN SUBSECTION (3)  
5 INFORMATION REGARDING AN INDIVIDUAL TO WHOM A LICENSEE PROVIDED  
6 MARRIAGE AND FAMILY THERAPY IS PRIVILEGED INFORMATION AND NOT  
7 SUBJECT TO WAIVER REGARDLESS OF ANY OF THE FOLLOWING

8 (A) WHETHER THE INFORMATION WAS OBTAINED DIRECTLY FROM THE  
9 INDIVIDUAL FROM ANOTHER PERSON INVOLVED IN THE THERAPY FROM A  
10 TEST OR OTHER EVALUATION MECHANISM, OR FROM OTHER SOURCES

11 (B) WHETHER THE INFORMATION WAS OBTAINED BEFORE DURING OR  
12 FOLLOWING THERAPY

13 (C) WHETHER THE INDIVIDUAL INVOLVED IS A PRESENT CLIENT OR A  
14 FORMER CLIENT

15 (2) EXCEPT AS PROVIDED IN SUBSECTION (3) REFERRALS MADE BY  
16 A CIRCUIT COURT OR ITS COUNSELING SERVICE AS PROVIDED IN THE  
17 CIRCUIT COURT FAMILY COUNSELING SERVICES ACT ACT NO 155 OF THE  
18 PUBLIC ACTS OF 1964, BEING SECTIONS 551 331 TO 551 344 OF THE  
19 MICHIGAN COMPILED LAWS IS PRIVILEGED INFORMATION NOT SUBJECT TO  
20 WAIVER

21 (3) THE PRIVILEGE ESTABLISHED IN THIS SECTION IS WAIVED ONLY  
22 UNDER 1 OF THE FOLLOWING CIRCUMSTANCES

23 (A) IF DISCLOSURE IS REQUIRED BY LAW OR NECESSARY TO PROTECT  
24 THE HEALTH OR SAFETY OF AN INDIVIDUAL

25 (B) IF THE LICENSEE IS A PARTY DEFENDANT TO A CIVIL, CRIMI-  
26 NAL OR ADMINISTRATIVE ACTION ARISING FROM SERVICES PERFORMED AS

1 A LICENSEE IN WHICH CASE THE WAIVER IS LIMITED ONLY TO THAT  
2 ACTION

3 (C) IF A WAIVER SPECIFYING THE TERMS OF DISCLOSURE IS  
4 OBTAINED IN WRITING FROM EACH INDIVIDUAL OVER 18 YEARS OF AGE  
5 INVOLVED IN THE MARRIAGE AND FAMILY THERAPY AND THEN ONLY IN  
6 ACCORDANCE WITH THE TERMS OF THE WRITTEN WAIVER IF MORE THAN 1  
7 INDIVIDUAL IS OR WAS INVOLVED IN THE MARRIAGE AND FAMILY THERAPY  
8 PERFORMED BY A LICENSEE, THE PRIVILEGE IS NOT WAIVED FOR ANY  
9 INDIVIDUAL UNLESS ALL INDIVIDUALS OVER 18 YEARS OF AGE INVOLVED  
10 IN THE MARRIAGE AND FAMILY THERAPY HAVE EXECUTED THE WRITTEN  
11 WAIVER

12 SEC 16913 (1) AN INDIVIDUAL WHO HOLDS A LICENSE ISSUED  
13 UNDER FORMER ARTICLE 15 OF ACT NO 299 OF THE PUBLIC ACTS OF 1980  
14 ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS PART  
15 IS LICENSED UNDER THIS PART UNTIL THAT LICENSE EXPIRES AND MAY  
16 RENEW HIS OR HER LICENSE PURSUANT TO PART 161

17 (2) THE MEMBERS OF THE BOARD OF MARRIAGE AND FAMILY THERAPY  
18 CREATED UNDER FORMER SECTION 1502 OF ACT NO 299 OF THE PUBLIC  
19 ACTS OF 1980 SHALL SERVE AS THE INITIAL MEMBERS OF THE MICHIGAN  
20 BOARD OF MARRIAGE AND FAMILY THERAPY UNTIL THEIR SUCCESSORS ARE  
21 APPOINTED UNDER THIS ARTICLE OR UNTIL THE EXPIRATION OF THEIR  
22 RESPECTIVE TERMS, WHICHEVER OCCURS FIRST HOWEVER IF THE TERM  
23 OF A MEMBER OF THE BOARD OF MARRIAGE AND FAMILY THERAPY CREATED  
24 UNDER FORMER SECTION 1502 OF ACT NO 299 OF THE PUBLIC ACTS OF  
25 1980 HAS NOT EXPIRED ON THE EFFECTIVE DATE OF THE AMENDATORY ACT  
26 THAT ADDED THIS PART, THAT TERM EXPIRES ON JUNE 30 OF THE YEAR IN  
27 WHICH THE TERM WILL EXPIRE

1       (3) RULES PROMULGATED BY THE BOARD OF MARRIAGE AND FAMILY  
2 THERAPY UNDER FORMER ARTICLE 15 OF ACT NO 299 OF THE PUBLIC ACTS  
3 OF 1980 AND UNDER SECTION 308 OF THE OCCUPATIONAL CODE ACT  
4 NO 299 OF THE PUBLIC ACTS OF 1980 BEING SECTION 339 308 OF THE  
5 MICHIGAN COMPILED LAWS AND IN EFFECT ON THE EFFECTIVE DATE OF  
6 THE AMENDATORY ACT THAT ADDED THIS PART CONTINUE IN EFFECT TO THE  
7 EXTENT THAT THEY DO NOT CONFLICT WITH THIS ARTICLE THE RULES  
8 SHALL BE ENFORCED BY AND MAY BE AMENDED OR RESCINDED BY THE  
9 MICHIGAN BOARD OF MARRIAGE AND FAMILY THERAPY

10       Section 2 (1) Article 15 of Act No 299 of the Public Acts  
11 of 1980 being sections 339 1501 to 339 1511 of the Michigan  
12 Compiled Laws is repealed

13       (2) Section 19 of Act No 152 of the Public Acts of 1979,  
14 being section 338 2219 of the Michigan Compiled Laws, is  
15 repealed

16       Section 3 This amendatory act shall take effect January 1  
17 1995