

HOUSE BILL NO. 4923

July 20, 2023, Introduced by Reps. Aragona, McKinney, Farhat, Paiz, Hill, Brabec, Hope, Tyrone Carter, Edwards, Dievendorf, Roth, Miller and Meerman and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending sections 21903 and 21905 (MCL 333.21903 and 333.21905),
as added by 2017 PA 172.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 21903. (1) "Certificate of permit" means a document
2 issued by the department as evidence of a permit.
3 (2) "Certificate of registration" means a document issued by
4 the department as evidence of registration.

1 (3) "Fund" means the nurse aide ~~registry~~ **and medication aide**
2 **registration** fund created in section 21921.

3 (4) "Medication aide" means a nurse aide who holds a
4 registration to engage in practice as a medication aide. A
5 medication aide is not a health professional licensed under article
6 15, a registered dietitian, or someone who volunteers to provide
7 nursing or nursing-related services without pay.

8 (5) "Medication aide trainer" means an individual who holds a
9 permit to provide training to a medication aide candidate who is
10 enrolled in a medication aide training program.

11 (6) "Medication aide training program" means an instructional
12 program provided at a qualified educational institution that
13 prepares a nurse aide with the knowledge and ability to engage in
14 practice as a medication aide and that is offered by a person who
15 holds a permit.

16 (7) ~~(4)~~—"Nurse aide" means an individual who holds a
17 registration **to engage in practice as a nurse aide**. A nurse aide is
18 not a health professional licensed under article 15, a registered
19 dietitian, or someone who volunteers to provide nursing or nursing-
20 related services without pay.

21 (8) ~~(5)~~—"Nurse aide trainer" means an individual who holds a
22 permit to provide training to a nurse aide candidate who is
23 enrolled in a nurse aide training program.

24 (9) ~~(6)~~—"Nurse aide training program" means an instructional
25 program that prepares a nurse aide candidate with the knowledge and
26 ability to **engage in** practice as a nurse aide and that is offered
27 by a person that holds a permit.

28 Sec. 21905. (1) "Permit" means an authorization granted by the
29 department under this part to conduct training or instruction of

1 nurse aide candidates under the program described in section
2 21907(a) or medication aide candidates under the ~~program described~~
3 in section 21907(b) .

4 (2) "Practice as a medication aide" means administering
5 regularly scheduled medications to residents of a nursing home or
6 skilled nursing facility while under the supervision of a
7 registered professional nurse licensed under article 15. Practice
8 as a medication aide is not the practice of nursing as that term is
9 defined in section 17201 and does not include administering
10 controlled substances, administering medications in injectable
11 forms, the initial administration of medications, or the
12 administration of as needed medications including pro re nata
13 medications.

14 (3) ~~(2)~~ "Practice as a nurse aide" means providing nursing or
15 nursing-related services to a patient or resident. Practice as a
16 nurse aide is not the practice of nursing as that term is defined
17 in section 17201.

18 ~~(3) "Program" means the nurse aide training and registration~~
19 ~~program described in section 21907.~~

20 (4) "Qualified educational institution" means a degree- or
21 certificate-granting public or private college or university,
22 junior college, or community college.

23 (5) ~~(4)~~ "Registration" means an authorization granted by the
24 department under this part granting permission to an individual to
25 engage in practice as a nurse aide under the program described in
26 section 21907(a) or engage in practice as a medication aide under
27 the program described in section 21907(b) .

28 Enacting section 1. This amendatory act takes effect 90 days
29 after the date it is enacted into law.

1 Enacting section 2. This amendatory act does not take effect
2 unless Senate Bill No. _____ or House Bill No. 4885 (request no.
3 02147'23) of the 102nd Legislature is enacted into law.