

Michigan Office of Administrative Hearings and Rules
MOAHR-Rules@michigan.gov

**AGENCY REPORT TO THE
JOINT COMMITTEE ON ADMINISTRATIVE RULES (JCAR)**

1. Agency Information

Agency name:

Licensing and Regulatory Affairs

Division/Bureau/Office:

Bureau of Professional Licensing

Name of person completing this form:

Dena Marks

Phone number of person completing this form:

517-335-3679

E-mail of person completing this form:

MarksD1@michigan.gov

Name of Department Regulatory Affairs Officer reviewing this form:

Elizabeth Arasim

2. Rule Set Information

MOAHR assigned rule set number:

2021-78 LR

Title of proposed rule set:

Athletic Training -- General Rules

3. Purpose for the proposed rules and background:

The athletic training general rules pertain to the licensure, relicensure, and license renewal for athletic trainers.

The rules will be reviewed and amended as needed in light of the statutory change to MCL 333.16186, effective March 24, 2021. Additionally, all rules will be reviewed, updated, and revised as needed.

4. Summary of proposed rules:

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Amendments will be made to the definitions for terms used in the rule set. Amendments will also update the training standards for identifying victims of human trafficking, add references to other administrative rules that impose requirements on an applicant for licensure or renewal, add requirements for a Canadian-licensed applicant applying for licensure by endorsement, require an applicant for licensure by endorsement or relicensure to disclose each license, registration, or certification in a health profession or specialty issued by any other jurisdiction or entity and require the applicant to demonstrate that no disciplinary proceedings are currently pending and that any prior sanction has been satisfied before being licensed by endorsement or relicensed. The amendments will also clarify the continuing education credits earned by holding a Board of Certification certificate for each year of the renewal cycle and clarify the supervision requirements when there has been a delegation by an athletic trainer to another perform an act, task, or function that falls within the scope of practice of an athletic trainer.

5. List names of newspapers in which the notice of public hearing was published and publication dates:

Flint Journal, January 2, 2022
Grand Rapids Press, January 2, 2022
The Mining Journal, January 7, 2022

6. Date of publication of rules and notice of public hearing in Michigan Register:

1/1/2022

7. Date, time, and location of public hearing:

1/28/2022 09:00 AM at Conference Room UL 4 , 611 W. Ottawa Street, Lansing, Michigan 48909

8. Provide the link the agency used to post the regulatory impact statement and cost-benefit analysis on its website:

<https://ARS.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1336>

9. List of the name and title of agency representative(s) attending public hearing:

Kerry Przybylo, Manager, Boards and Committees Section, Bureau of Professional Licensing

10. Persons submitting comments of support:

None.

11. Persons submitting comments of opposition:

There were no comments of general opposition to the rules. Matthew Hambleton, Michigan Athletic Trainers' Society, made comments in opposition to the continuing education requirements and recommended changes to the proposed continuing education rules.

12. Persons submitting other comments:

None.

13. Identify any changes made to the proposed rules based on comments received during the public comment period:

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	Name & Organization	Comments made at public hearing	Written Comments	Agency Rationale for Rule Change and Description of Change(s) Made	Rule number & citation changed
1	Matthew Hambleton, Michigan Athletic Trainers' Society		A licensee should only have to prove that the national standards of the Board of Certification (BOC) have been met to satisfy continuing education requirements.	This subpart was added to clarify that the statutory requirements for continuing education would begin with the licensee's first renewal cycle following promulgation of these rules.	R 338.1349 (2)
2	Matthew Hambleton, Michigan Athletic Trainers' Society		A licensee should only have to prove that the national standards of the BOC have been met to satisfy the continuing education requirements.	These subparts were amended to clarify the continuing education requirements and approved continuing education activities during the renewal applicant's current renewal cycle.	R 338.1357 (1)(3)(4)(5)
3	Matthew Hambleton, Michigan Athletic Trainers' Society		Proof of BOC certification should be sufficient to show that continuing education requirements have been met.	The wording was modified to clarify that proof of BOC certification for each year of the renewal cycle was sufficient evidence that continuing education requirements had been met.	R 338.1357 (5)(a)

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4	Matthew Hambleton, Michigan Athletic Trainers' Society		A licensee should only have to prove that the national standards of the BOC have been met to satisfy continuing education requirements.	This subpart was added to clarify that the statutory requirements for continuing education would begin with the licensee's first renewal cycle following promulgation of these rules.	R 338.1357 (6)
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14.Date report completed:

10/19/2022