

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:

Weston MacIntosh

Phone number of person completing this form:

517-241-9269

E-mail of person completing this form:

MacIntoshW1@michigan.gov

Name of Department Regulatory Affairs Officer reviewing this form:

Elizabeth Arasim

2. Rule Set Information

MOAHR assigned rule set number:

2021-44 LR

Title of proposed rule set:

Medicine - General Rules

3. Purpose for the proposed rules and background:

The Medicine – General Rules pertain to definitions, telehealth, prescribing of drugs, training, accreditation standards, licensure, educational limited licenses, examination, clinical academic limited licenses, relicensure, renewal, and continuing education, for medical doctors.

Amendment of the rules will take place to supply necessary revisions on definitions, telehealth, prescribing of drugs, training, accreditation standards, licensure, educational limited licenses, examination, clinical academic limited licenses, relicensure, renewal, and continuing education, for medical doctors.

4. Summary of proposed rules:

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The proposed revisions to the rules clarify the meaning of terms used in the set; update accreditation standards; incorporate recent legislative changes that allow licensure by endorsement for individuals licensed in another state or a province of Canada, including allowing Part I of the Medical Council of Canada Qualifying Examination (MCCQE) to function as a substitute for passing all steps of the USMLE; revise the requirements for verification of licenses held in other jurisdictions; clarify that foreign applicants for educational limited licenses must pass step 1 and step 2 clinical knowledge (CK) of the USMLE; change the three-attempt limitation to the USMLE and follows the 4 attempt policy that the Federation of State Medical Boards allows on the USMLE; clarify that applicants for a clinical academic license must either show proof of graduation from a medical school that satisfies the requirements of R 338.2421(1) or provide a certification from the ECFMG that the applicant graduated from a medical school listed in the World Directory of Medical Schools and received passing scores on step 1 and step 2 CK of the USMLE; allow proof of licensure in another province of Canada as a pathway to relicensure; and remove certain activities for achieving continuing education credit, as they no longer apply.

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

The Flint Journal, May 22, 2022
The Grand Rapids Press, May 19, 2022
The Mining Journal, May 27, 2022

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

6/15/2022

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

6/17/2022 09:00 AM at G. Mennen Williams Building Auditorium , 525 W. Ottawa Street, Lansing, Michigan

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=1302>

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

Weston MacIntosh, Departmental Specialist, Bureau of Professional Licensing
Stephanie Wysack, Departmental Technician, Bureau of Professional Licensing

10. Persons submitting comments of support:

Stephanie Ottenwess

11. Persons submitting comments of opposition:

Nwonukwuru Amadi
Bernard Hardy
Felicia Randolph
Christopher Salazar-Fields
Eman Talia

12. Persons submitting other comments:

None.

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

	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	Eman Talia		<p>“I am emailing you to give my comments about changing the requirement for full licensing for physician to have MD to be allowed to obtain full licensing after completing one year of residency instead of two years. Doing so will have it fair and equal to the fellow physician who have a DO degree. I urge the board of medicine to look into this and hopefully make the right decision to make DO and MD have the same requirements especially now they both have merged together and work side to side in residencies, hospitals and clinics.”</p>	<p>The Board of Medicine approves the requested change from a minimum requirement of two years of postgraduate clinical training to one year.</p>	<p>R 338.2423 (d), R 338.2425(d), and R 338.2427(1) (e)</p>

14. Date report completed:

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9/21/2022