

# **LARA Annual Regulatory Plan 2024-2025**

Pursuant to PA 306 of 1969

**July 1, 2024**

**Prepared by:**

**Office of Policy and Legislative Affairs  
Michigan Department of Licensing  
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**Michigan Department of Licensing and Regulatory Affairs  
Annual Regulatory Plan 2024-2025**

**Executive Summary**

The Department of Licensing and Regulatory Affairs (LARA) is responsible for 168 rule sets. The 11 bureaus, commissions, and agencies in LARA will evaluate 73 rule sets for possible revision during the reporting period of July 1, 2024 to June 30, 2025.

During the last reporting period of July 1, 2023 to June 30, 2024, LARA completed the rules promulgation process for 21 rule sets.

A detailed Executive Summary for each LARA bureau, commission, and agency follows.

**Bureau of Community and Health Systems (BCHS)**

Number of rule sets the bureau is responsible for	15
Number of rule sets to be processed from 7.1.24 - 6.30.25	11
Number of rule sets promulgated from 7.1.23 - 6.30.24	2

**LARA Rule Sets to Be Processed Between July 1, 2024, and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Community and Health Systems	Qualified Interpreter - General Rules [2023-50 LR]	R 393.5001 – R 393.5095
Community and Health Systems	Licensing of Facilities (Psychiatric Hospital/Unit) [MOAHR # not assigned]	R 330.1201 – R 330.1299
Community and Health Systems	Adult Foster Care Family Homes [2023-65 LR]	R 400.1401 – R 400.1442
Community and Health Systems	Adult Foster Care Congregate Facilities (21 or more) [2023-66 LR]	R 400.2401 – R 400.2475
Community and Health Systems	Adult Foster Care Large Group Homes (13-20) [2023-67 LR]	R 400.15101 - R 400.15411
Community and Health Systems	Adult Foster Care Small Group Homes (12 or less) [2023-68 LR]	R 400.14101 - R 400.14601
Community and Health Systems	Fire Safety Rules for Adult Foster Care Family and Small Group Homes (6 or less) [2023-69 LR]	R 400.2201 - R 400.2376

Community and Health Systems	Certification of Specialized Programs [2023-70 LR]	R 330.1801 - R 330.1809
Community and Health Systems	Licensing Adult Foster Care Facilities [2023-71 LR]	R 400.601 - R 400.699
Community and Health Systems	Homes for Aged [MOAHR # not assigned]	R 325.1901 - R 325.1981
Community and Health Systems	Medication Aide, Medication Aide Trainer, and Medication Aide Training, Registration and Permit Program [MOAHR # not assigned]	MOAHR to assign rule numbers for this new rule set.

### **Bureau of Construction Codes (BCC)**

Number of rule sets the bureau is responsible for	27
Number of rule sets to be processed from 7.1.24 - 6.30.25	17
Number of rule sets promulgated from 7.1.23 - 6.30.24	4

### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

<b>Bureau</b>	<b>Rule Set Title</b>	<b>Rule Citation or Range</b>
Bureau of Construction Codes	(2021) Construction Code – Part 4. Building Code [2022-57 LR]	R 408.30401 - R 408.30499a
Bureau of Construction Codes	(2024) Construction Code - Part 4. Building Code [MOAHR # not assigned]	R 408.30401 - R 408.30499a
Bureau of Construction Codes	(2021) Construction Code - Part 5. Residential Code [2022-16 LR]	R 408.30500 - R 408.30547g
Bureau of Construction Codes	(2024) Construction Code Part 5. Residential Code [MOAHR # not assigned]	R 408.30500 - R 408.30547g
Bureau of Construction Codes	(2024) Construction Code - Part 7. Plumbing Code [MOAHR # not assigned]	R 408.30701 - R 408.30796
Bureau of Construction Codes	(2024) Construction Code - Part 8. Electrical Code [MOAHR # not assigned]	R 408.30801 - R 408.30880
Bureau of Construction Codes	(2024) Construction Code - Part 9a. Mechanical Code [MOAHR # not assigned]	R 408.30901 - R 408.30998
Bureau of Construction Codes	(2021) Construction Code - Part 10. Michigan Uniform Energy Code [2021-48 LR]	R 408.31001 - R 408.31086
Bureau of Construction Codes	(2024) Construction Code - Part 10. Michigan Uniform Energy Code [MOAHR # not assigned]	R 408.31001 - R 408.31086

Bureau of Construction Codes	(2021) Construction Code - Part 10a. Michigan Energy Code [2021-49 LR]	R 408.31087 - R 408.31099
Bureau of Construction Codes	(2024) Construction Code - Part 10a. Michigan Energy Code [MOAHR # not assigned]	R 408.31087 - R 408.31099
Bureau of Construction Codes	Elevators [MOAHR # not assigned]	R 408.7001 - R 408.8695
Bureau of Construction Codes	(2021) Rehabilitation Code [2022-58 LR]	R 408.30551 - R 408.30577
Bureau of Construction Codes	(2024) Rehabilitation Code [MOAHR # not assigned]	R 408.30551 - R 408.30577
Bureau of Construction Codes	Ski Area Safety – General Rules [MOAHR # not assigned]	R 408.61 – R 408.95
Bureau of Construction Codes	Skilled Trades Regulation Rules [MOAHR # not assigned]	R 339.5101 - R 339.5412
Bureau of Construction Codes	Subdivision of Land [MOAHR # not assigned]	R 560.101 - R 560.135

#### **Bureau of Fire Services (BFS)**

Number of rule sets the bureau is responsible for	18
Number of rule sets to be processed from 7.1.24 - 6.30.25	2
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

#### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Fire Service	Fire Inspector Certification [2022-53 LR]	R 29.501 - R 29.508
Fire Services	Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]	R 29.7001 - R 29.7127

#### **Bureau of Professional Licensing (BPL)**

Number of rule sets the bureau is responsible for	48
Number of rule sets to be processed from 7.1.24 - 6.30.25	30
Number of rule sets promulgated from 7.1.23 - 6.30.24	12

#### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Professional Licensing	Accountancy - General Rules	R 338.5101 -

	[MOAHR # not assigned]	R 338.5503
Professional Licensing	Acupuncture - General Rules [2023-33 LR]	R 338.13001 - R 338.13045
Professional Licensing	Architects - General Rules [2023-47 LR]	R 339.15101 - R 339.15507
Professional Licensing	Athletic Trainers - General Rules [MOAHR # not assigned]	R 338.1301 - R 338.1378
Professional Licensing	Audiologist - General Rules [2023-37 LR]	R 338.1 - R 338.13
Professional Licensing	Chiropractic - General Rules [2023-35 LR]	R 338.12001 - R 338.12054
Professional Licensing	Cosmetology - General Rules [2022-19 LR]	R 338.2101 - R 338.2195
Professional Licensing	Counseling - General Rules [MOAHR # not assigned]	R 338.1751 - R 338.1781
Professional Licensing	Dentistry - General Rules [2023-61 LR]	R 338.11101 - R 338.11821
Professional Licensing	Board of Midwifery [2023-31-LR]	R 338.17101 - R 338.17141
Professional Licensing	Board of Nursing - General Rules [MOAHR # not assigned]	R 338.10101 - R 338.10705
Professional Licensing	Nursing Home Administrators - General Rules [2022-67 LR]	R 339.14001 - R 339-14035
Professional Licensing	Occupational Therapists – General Rules [MOAHR # not assigned]	R 338.1191 - R 338.1252
Professional Licensing	Optometry – General Rules [2023-73 LR]	R 338.301 - R 338.333
Professional Licensing	Osteopathic Medicine and Surgery – General Rules [2023-36 LR]	R 338.111 - R 338.143
Professional Licensing	Pharmacy - Pharmacist Continuing Education [MOAHR # not assigned]	R 338.3041 - R 338.3045
Professional Licensing	Pharmacy – Controlled Substances [2022-6 LR]	R 338.3101 - R 338.3199q
Professional Licensing	Pharmacy – General Rules [2024-28 LR]	R 338.471 - R 338.591
Professional Licensing	Pharmacy - Program for the Utilization of Unused Prescription Drugs [2022-62 LR]	R 338.3601 - R 338.3643
Professional Licensing	Physical Therapy – General Rules	R 338.7101 -

	[2023-53 LR]	R 338.7163
Professional Licensing	Physician's Assistants – General Rules [MOAHR # not assigned]	R 338.6101 - R 338.6401
Professional Licensing	Podiatric Medicine and Surgery – General Rules [2023-58 LR]	R 338.8101 - R 338.8145
Professional Licensing	Professional Engineers – General Rules [2023-48 LR]	R 339.16001 - R 339.16044
Professional Licensing	Professional Surveyors - General Rules [2023-49 LR]	R 339.17101 - R 339.17509
Professional Licensing	Psychology - General Rules [2023-52 LR]	R 338.2501 - R 338.2585
Professional Licensing	Public Health Code - General Rules [2023-57 LR]	R 338.7001 - R 338.7005
Professional Licensing	Real Estate Appraisers - General Rules [2023-32 LR]	R 339.23101 - R 339.23405
Professional Licensing	Real Estate Brokers and Salespersons - General Rules [2023-75 LR]	R 339.22101 - R 339.22667
Professional Licensing	Sanitarians - General Rules [MOAHR # not assigned]	R 338.3901 - R 338.3931
Professional Licensing	Speech-Language Pathology – General Rules [2021-73 LR]	R 338.601 - R 338.649

### **Cannabis Regulatory Agency (CRA)**

Number of rule sets the bureau is responsible for	2
Number of rule sets to be processed from 7.1.24 - 6.30.25	1
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

<b>Bureau</b>	<b>Rule Set Title</b>	<b>Rule Citation or Range</b>
Cannabis Regulatory Agency	Marihuana Rules [2023-25 LR]	R 420.1 - R 420.1004

### **Child Care Licensing Bureau (BCC)**

Number of rule sets the bureau was responsible for until 12.1.23	2
Number of rule sets promulgated from 7.1.23 - 12.1.23	0

The Child Care Licensing Bureau has been transferred to the Michigan Department of Lifelong Education, Advancement, and Potential (MiLEAP) and this new department will have jurisdiction for the two rule sets that were formally held under this bureau.

### **Corporations, Securities, and Commercial Licensing Bureau (CSCL)**

Number of rule sets the bureau is responsible for	6
Number of rule sets to be processed from 7.1.24 - 6.30.25	4
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

#### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

<b>Bureau</b>	<b>Rule Set Title</b>	<b>Rule Citation or Range</b>
Corporations, Securities, and Commercial Licensing	Mortuary Science [2023-17 LR]	R 339.18901 – R 339.18947
Corporations, Securities, and Commercial Licensing	Private Security Guard and Security Alarm Agencies [2023-80 LR]	R 28.4001 – R 28.4006
Corporations, Securities, and Commercial Licensing	Securities [2023-40 LR]	R 451.1.1 – R 451.6.2
Corporations, Securities, and Commercial Licensing	Professional Investigators [MOAHR # not assigned]	MOAHR to assign rule numbers.

### **Michigan Liquor Control Commission (MLCC)**

Number of rule sets the bureau is responsible for	16
Number of rule sets to be processed from 7.1.24 - 6.30.25	4
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

#### **LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

<b>Bureau</b>	<b>Rule Set Title</b>	<b>Rule Citation or Range</b>
Michigan Liquor Control Commission	Advertising [MOAHR # not assigned]	R 436.1329
Michigan Liquor Control Commission	On-Premises Licenses [MOAHR # not assigned]	R 436.1403 and R 436.1438
Michigan Liquor Control Commission	Off-Premises Licenses [MOAHR # not assigned]	R 436.1503
Michigan Liquor Control Commission	Beer [MOAHR # not assigned]	R 436.1633 and R 436.1635



**Michigan Office of Administrative Hearings and Rules (MOAHR)**

Number of rule sets the bureau is responsible for	7
Number of rule sets to be processed from 7.1.24 - 6.30.25	0
Number of rule sets promulgated from 7.1.23 - 6.30.24	1

**LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
MOAHR	None.	None.

**Michigan Public Service Commission (MPSC)**

Number of rule sets the bureau is responsible for	27
Number of rule sets to be processed from 7.1.24 - 6.30.25	2
Number of rule sets promulgated from 7.1.23 - 6.30.24	2

**LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Michigan Public Service Commission	Electrical Supply and Communication Lines and Associated Equipment [2023-51 LR]	R 460.811 - R 460.815
Michigan Public Service Commission	Uniform System of Accounts for Major and Nonmajor Electric Utilities [2024-7 LR]	R 460.9001 - R 460.9019

**Michigan Tax Tribunal (MTT)**

Number of rule sets the bureau is responsible for	1
Number of rule sets to be processed from 7.1.24 - 6.30.25	1
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

**LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Michigan Tax Tribunal	Tax Tribunal	R 792.10201 – R 792.10297

**Michigan Unarmed Combat Commission (MUCC)**

Number of rule sets the bureau is responsible for	1
Number of rule sets to be processed from 7.1.24 - 6.30.25	1
Number of rule sets promulgated from 7.1.23 - 6.30.24	0

**LARA Rule Sets to Be Processed Between July 1, 2024 and June 30, 2025**

Bureau	Rule Set Title	Rule Citation or Range
Unarmed Combat Commission	Unarmed Combat [2024-21 LR]	R 339.101 – R 339.403

**Michigan Department of Licensing and Regulatory Affairs  
Annual Regulatory Plan 2024-2025**

**Bureau of Community and Health Systems (BCHS)**

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Qualified Interpreter - General Rules [2023-50 LR]:** The current administrative rules have not been revised since 2014. The rules will be revised to comport with today's professional standards, department practice, and content as established by MCL 393.508a related to procedures for application, testing, revocation, suspension, or limitation of certification, continuing education, renewals, grievances, minimum credential requirements and levels, and minimum standards of practice.

**Licensing of Facilities (Psychiatric Hospital/Unit) [MOAHR # not assigned]:** The current administrative rules have not been revised since 1990. They need to be revised to comply with current statutory requirements and best practices.

**Adult Foster Care Family Homes [2023-65 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Congregate Facilities (21 or more) [2023-66 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Large Group Homes (13-20) [2023-67 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Small Group Homes (12 or less) [2023-68 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Fire Safety Rules for Adult Foster Care Family and Small Group Homes (6 or less) [2023-69 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Certification of Specialized Programs [2023-70 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Licensing Adult Foster Care Facilities [2023-71 LR]:** This proposed rule set will replace the current adult foster care licensing rule sets that will be rescinded (listed above). Most of the rules sets listed above have undergone periodic review and revision. However, they have not undergone a comprehensive review and revision to comport with today's practice standards and to reflect the current organization of licensing functions. The Adult Foster Care Advisory Committee will review and make recommendations that the new rule

set will be consistent across all types (unless differences are necessary), be uniform insofar as reasonable, be free of unnecessary state and regulatory language and eliminate unnecessary and obsolete rules.

**Homes for Aged [MOAHR # not assigned]:** The current administrative rules were revised in 2023. Areas identified for updating include complaints, definitions, tuberculous language, and resident room configurations, including considerations for co-sleeping residents.

**Medication Aide, Medication Aide Trainer, and Medication Aide Training, Registration and Permit Program [MOAHR # not assigned]:** A new rule set will be promulgated for the training and registration of a certified medication aide, the permitting of a medication aide training program, and the permitting of a medication aide trainer, as required by 2023 PA 273.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

The Bureau of Community and Health Systems (BCHS) will recommend rescinding individual rules within the above referenced rule sets but cannot identify these rules until the rule sets are reviewed as a package. All rule sets are important to the licensing function of the bureau.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

BCHS has not failed to promulgate any statutorily required rules or exercise its mandatory and statutory rulemaking.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The Qualified Interpreters - General Rules are most problematic and will be revised to comport with today's professional standards.

- A. Describe whether there is a continued need for the rules.

Yes, there is continued need for the Qualified Interpreters - General Rules as statutory requirements for licensing are still in effect.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

Comments received include that the rules are confusing and that requirements should be updated, such as the renewal and Video Remote Interpreters (VRI) specifications.

**C. Describe the complexity of complying with the rules.**

Complying with the above rule sets is somewhat complex based on the multifaceted nature of the program.

**D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.**

The rule sets are not in conflict with or duplicate federal or local government rules or regulations.

**E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.**

The rules were last revised in 2014. Video Remote Interpreting has increased since the pandemic and needs to be updated and addressed in the rules.

**5. Please provide the URL link the department or bureau is currently using to display their administrative rules.**

<https://ars.apps.lara.state.mi.us/AdminCode/DeptBureauAdminCode?Department=Licensing%20and%20Regulatory%20Affairs&Bureau=Bureau%20of%20Community%20and%20Health%20Systems>

**6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.**

**Completed:**

**Substance Use Disorders Service Program [2021-90 LR]:** The rules were filed with the Office of the Great Seal on June 26, 2023.

**Licensing Health Facilities or Agencies [2024-3 LR]:** The rules were filed with the Office of the Great Seal on March 25, 2024.

**Outstanding:**

**Qualified Interpreter - General Rules [2023-50 LR]:** The current administrative rules have not been revised since 2014. The rules will be revised to comport with today's

professional standards, department practice, and content as established by MCL 393.508a related to procedures for application, testing, revocation, suspension, or limitation of certification, continuing education, renewals, grievances, minimum credential requirements and levels, and minimum standards of practice.

**Licensing of Facilities (Psychiatric Hospital/Unit) [MOAHR # not assigned]:** The current administrative rules have not been revised since 1990. They need to be revised to comply with current statutory requirements and best practices.

**Children's and Adult Foster Care Camps [MOAHR # not assigned]:** The current administrative rules have not been revised since 2009. Children's camps have been transferred to the Michigan Department of Lifelong Education, Advancement, and Potential (MiLEAP) and this new department will have jurisdiction for the children camp rule set. Adult Foster Care (AFC) camps will continue under the existing rule set until a determination is made to deregulate these types of camps or create a new rule set for AFC camps.

**Adult Foster Care Family Homes [2023-65 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Congregate Facilities (21 or more) [2023-66 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Large Group Homes (13-20) [2023-67 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Adult Foster Care Small Group Homes (12 or less) [2023-68 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Fire Safety Rules for Adult Foster Care Family and Small Group Homes (6 or less) [2023-69 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Certification of Specialized Programs [2023-70 LR]:** These rules will be rescinded in whole and replaced by a proposed single rule set for adult foster care facilities.

**Licensing Adult Foster Care Facilities [2023-71 LR]:** This proposed rule set will replace the current adult foster care licensing rule sets that will be rescinded (listed above). Most of the rules sets listed above have undergone periodic review and revision. However, they have not undergone a comprehensive review and revision to comport with today's practice standards and to reflect the current organization of licensing functions. The Adult Foster Care Advisory Committee will review and make recommendations that the new rule set will be consistent across all types (unless differences are necessary), be uniform insofar

as reasonable, be free of unnecessary state and regulatory language and eliminate unnecessary and obsolete rules.

## **Bureau of Construction Codes (BCC)**

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Construction Code - Part 4. Building Code [2022-57 LR]:** These rules are adopting the 2021 edition of the International Building Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 4. Building Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Building Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 5. Residential Code [2022-16 LR]:** These rules are adopting the 2021 edition of the International Residential Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 5. Residential Code [MOAHR # not assigned]:** These rules are adopting the 2024 edition of the International Residential Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 7. Plumbing Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Plumbing Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 8. Electrical Code [MOAHR # not assigned]:** These rules will be updated by adopting the 2026 edition of the National Electrical Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 9a. Mechanical Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Mechanical Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 10. Michigan Uniform Energy Code [2021-48 LR]:** These rules are adopting the 2021 edition of the International Energy Conservation Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 10. Michigan Uniform Energy Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Energy Conservation Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 10a. Michigan Energy Code [2021-49 LR]:** These rules are adopting the 2021 edition of the International Energy Conservation Code with amendments, deletions, and additions deemed necessary for use in Michigan.



**Construction Code - Part 10a. Michigan Energy Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Energy Conservation Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Elevators [MOAHR # not assigned]:** The rules which establish administrative and operational procedures for implementation of the Elevator Safety Board Act of (1967 PA 227) are being updated by adopting certain national standards.

**Rehabilitation Code [2022-58 LR]:** The proposed rules are adopting the 2021 edition of the International Existing Building Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Rehabilitation Code [MOAHR # not assigned]:** These rules will adopt the 2024 edition of the International Existing Building Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Ski Area Safety – General Rules [MOAHR # not assigned]:** The rules will adopt the most current, 2022, edition of the Passenger Ropeways – Aerial Tramways, Aerial Lifts, Surface Lifts, Tows and Conveyors – Safety Requirements Code with possible updates to existing Rules.

**Skilled Trades Regulation Rules [MOAHR # not assigned]:** The rules will update the Boiler Code and licensing for all trades.

**Subdivisions of Land [MOAHR # not assigned]:** This proposed rule set will remove sections of the current rule set that overreach the authority of the state, clarifying the approval path for a specific platting situation, and updating language and procedure to accept new technologies.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

There are no rules that are obsolete or superseded and can be rescinded.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No. The bureau has exercised its mandatory/statutory rulemaking authority.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

**Construction Code - Part 5. Residential Code [2022-16 LR]:** Representatives from the

industry submitted over 50 proposals to remove electrical requirements from the Michigan Residential Rules. Instead, the proposals were to implement electrical requirements in the Michigan Electrical Rules only.

**Construction Code - Part 10a. Energy Code [2021-49 LR]:** The proposed rules adopt the 2021 International Energy Conservation Code (IECC) and the American Society of Heating, Refrigerating, and Air-Conditioning Engineers (ASHRAE) standard 90.1-2019 with technical provisions designed to alter the outdated commercial energy efficiency standards and to provide a more energy efficient built environment. The frequency of behavior change due to the proposed rules is only required when altering, renovating, or building a new commercial structure. The requirements outlined in this rule set establish a more economical environmentally friendly commercial energy use standard.

**A. Describe whether there is a continued need for the rules.**

**Construction Code - Part 5. Residential Code [2022-16 LR]:** There is a continued need for the rules except for the electrical requirements that duplicate similar electrical rules and regulations contained within the Michigan Electrical Code. Statutorily the rules adopt the International Residential Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 10a. Energy Code [2021-49 LR]:** There is a continued need for the rules. The requirements outlined in this rule set establish a more economical environmentally friendly commercial energy use standard. Without implementation of the proposed rules, the businesses would not be able to take advantage of new methods, materials, or technologies leading to improved energy efficiency. The rules are designed to provide consumer safety while allowing latitude for innovation and new technologies. Overall, this code is intended to protect the health, safety, and welfare of the public from potential dangers associated with the installation and operation of more energy efficient designs while ensuring sustainable human welfare. Statutorily the rules adopt the International Energy Conservation Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**B. Provide a summary of any complaints or comments received from the public concerning the rules.**

**Construction Code - Part 5. Residential Code [2022-16 LR]:** Electrical professionals have expressed their concerns over having redundant electrical code requirements. Electrical professionals are trained in the requirements of the National Electrical Code, adopted as the Michigan Electrical Code, and not in the Michigan Residential Code. Therefore, electrical professionals are recommending electrical code requirements be applied only to the Michigan Electrical Code and rescinded from the Michigan Residential Code. The bureau received complaints regarding fire sprinklers being mandatory, the bureau has amended to rules to make fire sprinklers optional. The bureau also received comments on Arc Fault Circuit Interrupter requirements and

the cost of reliability.

**Construction Code - Part 10a. Energy Code [2021-49 LR]:** The bureau received comments regarding costs of implementing energy enhanced building materials and systems.

**C. Describe the complexity of complying with the rules.**

**Construction Code - Part 5. Residential Code [2022-16 LR]:** Complying with the rules involves a determination by inspectors as to which electrical requirements apply and which violations to cite.

**Construction Code - Part 10a. Energy Code [2021-49 LR]:** Complying with the rules allow for a more economical environmentally friendly commercial energy code. The proposed rules, businesses will be able to take advantage of new methods, materials, and technologies leading to improved energy efficiency.

**D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.**

**Construction Code - Part 5. Residential Code [2022-16 LR]:** The rule sets regulated by the bureau are not in conflict or duplicative of any federal or local government rules or regulations. All rules that are duplicated are normally rescinded from the rule set.

**Construction Code - Part 10a. Energy Code [2021-49 LR]:** The rule sets regulated by the bureau are not in conflict or duplicative of any federal or local government rules or regulations. All rules that are duplicated are normally rescinded from the rule set.

**E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.**

**Construction Code - Part 5. Residential Code [2022-16 LR]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 10a. Michigan Energy Code [2021-49 LR]:** The rules were last evaluated in 2018. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Rule sets to be opened:**

**Construction Code - Part 4. Building Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 5. Residential Code [MOAHR # not assigned]:** These rules are adopting the 2024 edition of the International Residential Code with amendments, deletions, and additions deemed necessary for use in Michigan.

**Construction Code - Part 7. Plumbing Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 8. Electrical Code [MOAHR # not assigned]:** The rules were last evaluated in 2023. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 9a. Mechanical Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 10. Michigan Uniform Energy Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Construction Code - Part 10a. Michigan Energy Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Elevators [MOAHR # not assigned]:** The rules were last evaluated in 2023. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Rehabilitation Code [MOAHR # not assigned]:** The rules were last evaluated in 2021. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Ski Area Safety - General Rules [MOAHR # not assigned]:** The rules were last evaluated in 2023. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Skilled Trades Regulation Rules [MOAHR # not assigned]:** The rules were last evaluated in 2023. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

**Subdivisions of Land [MOAHR # not assigned]:** The rules were last evaluated in 2008. There have been no technological factors, economic conditions, or other factors that would necessitate amendment of the rules.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://www.michigan.gov/lara/bureau-list/bcc/rules-acts>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Completed:**

**Construction Code - Part 7. Plumbing Code [2022-56 LR]:** The rules were filed with the Office of the Great Seal on November 13, 2023.

**Construction Code - Part 8. Electrical Code [2022-59 LR]:** The rules were filed with the Office of the Great Seal on November 13, 2023.

**Construction Code - Part 9a. Mechanical Code [2022-55 LR]:** The rules were filed with the Office of the Great Seal on November 13, 2023.

**Carnival and Amusement Safety [2021-99 LR]:** The rules were filed with the Office of the Great Seal on March 20, 2024.

**Outstanding:**

Construction Code - Part 4. Building [2022-57 LR]

Construction Code - Part 5. Residential Code [2022-16 LR]

Construction Code - Part 10. Michigan Uniform Energy Code [2021-48 LR]

Construction Code - Part 10a. Michigan Energy Code [2021-49 LR]

Rehabilitation Code [2022-58 LR]

**Withdrawn:**

**Subdivisions of Land: [2020-12-LR]:** This rule set removes sections of the rule set that over reach the authority of the state, clarifying the approval path for a specific platting situation, and updating language and procedure to accept new technologies. These rules were withdrawn April 19, 2024, at the suggestion of MOAHR due to no action being taken.

## **Bureau of Fire Services (BFS)**

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Fire Inspector Certification [2022-53 LR]:** The rules describe the methods by which fire inspectors are certified or revoked, including the appeals process; when delegation of authority occurs; the maintenance of certification via continued education; and the process by which continued education programs are approved. This rule set is antiquated and needs to be updated to remove items that are no longer supported and to better clarify other items.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** The rules regulate the storage and handling of hydrogen. The rules will be rescinded in whole and replaced by the adoption of a national standard for the regulation of these systems.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** The rules regulate the storage and handling of hydrogen. The rules will be rescinded in whole and replaced by the adoption of a national standard for the regulation of these systems.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

The bureau has not failed to promulgate any statutorily required rules or exercise its mandatory and statutory rulemaking.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

**Fire Inspector Certification [2022-53 LR]:** This rule set is antiquated and needs to be updated and to remove items that are no longer supported.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** This rule set regulates the storage and handling of hydrogen. These rules will be rescinded in whole and replaced by the adoption of a national standard for the regulation of these systems.

**A. Describe whether there is a continued need for the rules.**

The bureau has determined that there is a need for these rules to be updated to protect public health, safety, and welfare.

**B. Provide a summary of any complaints or comments received from the public concerning the rules.**

**Fire Inspector Certification [2022-53 LR]:** The bureau has received complaints that this rule set is obsolete and confusing.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** The bureau received a request to update a specific portion of the rules pertaining to testing.

**C. Describe the complexity of complying with the rules.**

**Fire Inspector Certification [2022-53 LR]:** Many changes have taken place with testing and the certification process.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** The current rules do not adopt by reference a recognized national standard.

**D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.**

There is no conflict or duplication of similar rules or regulations.

**E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.**

**Fire Inspector Certification [2022-53 LR]:** Last evaluation: 2009. Considerable changes have occurred in the testing and certification process as well as the continuing education and program approval processes.

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]:** The rules were updated in 2008 and references 1999 codes contained within pamphlets available at the time. The National Fire Protection Association (NFPA) has developed and issued a new, comprehensive standard accounting for updates to technology and understanding of the industry. There have been no other technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

Bureau of Fire Services main website can be found at this link: [www.michigan.gov/bfs](http://www.michigan.gov/bfs)  
A link to ORR's administrative rules for Bureau of Fire Services can be found at this link: <https://ars.apps.lara.state.mi.us/AdminCode/AdminCode>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

The bureau didn't update any rules in 2023-2024.

**Outstanding:**

**Fire Inspector Certification [2022-53 LR]**

**Fireworks Safety General Rules [MOAHR # not assigned]**

**Storage and Handling of Gaseous and Liquefied Hydrogen Systems [MOAHR # not assigned]**



## **Bureau of Professional Licensing (BPL) – Public Health Code Professions**

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Acupuncture - General Rules [2023-33 LR]:** The rules will be reviewed to supply clarity on definitions, approved continuing education, and standards of competence in acupuncture. All rules will be reviewed, updated, and revised as needed.

**Audiologist - General Rules [2023-37 LR]:** The rules will be reviewed to supply clarity on definitions, training, telehealth, licensure, limited licenses, clinical experience, examination, accreditation standards, relicensure, renewal, and continuing education for audiologists. All rules will be reviewed, updated, and revised as needed.

**Chiropractic - General Rules [2023-35 LR]:** The rules will be reviewed to supply clarity on definitions, education, licensure, and continuing education for chiropractors. All rules will be reviewed, updated, and revised as needed.

**Dentistry - General Rules [2023-61 LR]:** The rules will be reviewed to supply clarity on definitions, relicensure requirements, continuing education, and delegated and assigned procedures performed by allied dental personnel and address any other modifications necessary pursuant to legislation. All rules will be reviewed, updated, and revised as needed.

**Board of Midwifery [2023-31 LR]:** The rules will modify the drug formulary that lists the drugs that midwives may use in their scope of practice and add a provision for telehealth.

**Nursing Home Administrators - General Rules [2022-67 LR]:** The proposed rules will provide clarity pertaining to education, training, testing requirements, licensing, continuing education requirements and approved providers, and telehealth services. All rules will be reviewed, updated, and revised as needed.

**Optometry - General Rules [2023-73 LR]:** The rules will be reviewed to supply clarity on definitions, accreditation standards, licensure, examination, relicensure, renewal, and continuing education for optometrists. All rules will be reviewed, updated, and revised as needed.

**Osteopathic Medicine and Surgery - General Rules [2023-36 LR]:** The rules will be reviewed to supply clarity on definitions, telehealth, prescribing of drugs, training, accreditation standards, licensure, educational limited licenses, examination, relicensure, renewal, and continuing education for osteopathic medical doctors. All rules will be reviewed, updated, and revised as needed.

**Pharmacy - Controlled Substances [2022-6 LR]:** The proposed rules will update the requirements for controlled substance prescriptions, address transferring prescriptions between pharmacies, modify the schedules of controlled substances, clarify the requirements related to investigations of suspected theft or significant loss of a controlled

substance, and update provisions pursuant to changes in the Michigan Public Health Code.

**Pharmacy - Program for the Utilization of Unused Prescription Drugs [2022-62 LR]:** The proposed rules establish, implement, and administer a statewide unused prescription drug repository and distribution program consistent with the public health and safety, where unused or donated prescription drugs, other than controlled substances, may be transferred from an eligible facility or manufacturer to a pharmacy or a charitable clinic that elects to participate in the program. The proposed rules will be updated to comply with federal law.

**Physical Therapy - General Rules [2023-53 LR]:** The rules will be reviewed to supply clarity on definitions, telehealth, prescriptions, human trafficking training, program accreditation, examinations, licensure, endorsement, relicensure, requirements for graduates of non-accredited institutions, delegation, and professional development requirements. All rules will be reviewed, updated, and revised as needed.

**Podiatric Medicine and Surgery - General Rules [2023-58 LR]:** The rules will be reviewed to supply clarity on definitions, accreditation standards, licensure, examination, relicensure, renewal, and continuing education for podiatrists. All rules will be reviewed, updated, and revised as needed.

**Psychology - General Rules [2023-52 LR]:** The rules will be reviewed to supply clarity on definitions, human trafficking training, educational standards, licensure, examinations, continuing education, and telehealth. All rules will be reviewed, updated, and revised as needed.

**Speech-Language Pathology - General Rules [2021-73 LR]:** A rule on telehealth will be added and licensure verification requirements will be revised. All rules will be reviewed, updated, and revised as needed.

**Rule sets that will begin the promulgation process this year:**

**Athletic Trainers - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, educational standards, human trafficking training, continuing education, and licensure. All rules will be reviewed, updated, and revised as needed.

**Counseling - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, educational standards, human trafficking training, licensure, renewal, and supervisor training.

**Board of Nursing - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, educational standards, licensure, specialty certifications, and nursing education programs. All rules will be reviewed, updated, and revised as needed.

**Occupational Therapists - General Rules [2024-25 LR]:** The rules will be reviewed to

supply clarity on definitions, educational standards, human trafficking training, continuing education, and licensure. All rules will be reviewed, updated, and revised as needed.

**Pharmacy – Pharmacist Continuing Education [2024-29 LR]:** The rules will be reviewed to ensure they correspond with the changes to the opioid training requirement proposed in Pharmacy - Controlled Substances [2022-6 LR] and to supply clarity on continuing education requirements. All rules will be reviewed, updated, and revised as needed.

**Pharmacy - General Rules [2024-28 LR]:** The rules will implement regulations as required by legislation. All rules will be reviewed, updated, and revised as needed.

**Physician’s Assistants - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, educational standards, human trafficking training, and licensure. All rules will be reviewed, updated, and revised as needed.

**Public Health Code – General Rules [2024-30 LR]:** The rules will be updated to change the nursing license cycle from 2 to 3 years and reviewed to provide clarity on the implicit bias training.

**Sanitarians - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, educational standards, human trafficking training, and registration. All rules will be reviewed, updated, and revised as needed.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

There were no rules that were obsolete or superseded that could be rescinded.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

**Board of Pharmacy:** The Board of Pharmacy has seven different rule sets and is the board with the bureau’s most extensive set of regulations. This is due in part to the nature of the profession. State of Michigan requirements are found in both Articles 7 and 15 of the Michigan Public Health Code (1978 PA 368). Additionally, two different federal agencies, the Food and Drug Administration and the Drug Enforcement Administration, also regulate pharmacy practices. Technology relating to pharmacy practice is constantly being upgraded. Further, the regulation of the practice of pharmacy is related to the opioid epidemic, and regulation and best practices are constantly changing. It is difficult for the

rules to keep up with these changes.

**A. Describe whether there is a continued need for the rules.**

Administrative rules are required if the profession is required to be licensed or registered by the Michigan Public Health Code (1978 PA 368) as amended. The administrative rules ensure a board's ability to require the appropriate education and training to competently practice in the state and to effectively discipline licensees who violate the Michigan Public Health Code (1978 PA 368).

**B. Provide a summary of any complaints or comments received from the public concerning the rules.**

There have not been any complaints received from the public concerning these rules.

**C. Describe the complexity of complying with the rules.**

BPL has not identified any rules to which compliance is considered particularly difficult.

**D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.**

The rule sets regulated by the Bureau of Professional Licensing are not in conflict or duplicative of federal or local government rules or regulations. Any rule that is duplicative of recent statutory changes will be rescinded.

**E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.**

**Acupuncture - General Rules: [2023-33 LR]:** The rules were last amended on November 21, 2022. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Athletic Trainers - General Rules [MOAHR # not assigned]:** The rules were last amended on March 23, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Audiologist - General Rules: [2023-37 LR]:** The rules were last amended on March 28, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Chiropractic - General Rules: [2023-35 LR]:** The rules were last amended on March

28, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Dentistry - General Rules [2023-61 LR]:** The rules were last amended on October 2, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Board of Midwifery: [2023-31 LR]:** The rules were last amended on March 20, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Massage Therapy - General Rules [MOAHR # not assigned]:** The rules were last amended on November 21, 2022. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Board of Nursing - General Rules [MOAHR # not assigned]:** The rules were last amended on May 8, 2024. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Nursing Home Administrators - General Rules [2022-67 LR]:** The rules were last amended on April 15, 2021. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Occupational Therapists - General Rules [MOAHR # not assigned]:** The rules were last amended on April 26, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Optometry – General Rules [2023-73 LR]:** The rules were last amended on May 19, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Osteopathic Medicine and Surgery - General Rules: [2023-36 LR]:** The rules were last amended on March 21, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Pharmacy - Controlled Substances [2022-6 LR]:** The rules were last amended on January 6, 2022. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Pharmacy - Pharmacist Continuing Education [2024-29 LR]:** The rules were last amended on June 26, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Pharmacy - General Rules [2024-28 LR]:** The rules were last amended on February 29, 2024. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Pharmacy - Program for the Utilization of Unused Prescription Drugs [2022-62 LR]:** The rules were last amended in 2014. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Physical Therapy - General Rules [2023-53 LR]:** The rules were last amended on May 1, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Podiatric Medicine and Surgery - General Rules [2023-58 LR]:** The rules were last amended on March 21, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Psychology - General Rules [2023-52 LR]:** The rules were last amended on June 8, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Public Health Code - General Rules [2024-30 LR]:** The rules were last amended on May 16, 2024. There have been no technological factors or economic conditions, or other factors that would necessitate the amendment of the rules.

**Respiratory Care - General Rules [MOAHR # not assigned]:** The rules were last amended on March 22, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Social Work - General Rules [MOAHR # not assigned]:** The rules were last amended on February 23, 2022. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Speech-Language Pathology - General Rules [2021-73 LR]:** The rules were last amended on April 15, 2021. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Veterinary Medicine - General Rules [MOAHR # not assigned]:** The rules were last amended on March 22, 2022. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

BPL recognizes the Michigan Office of Administrative Hearings and Rules' website as the only legal version of the administrative rules. As such, the bureau's rules can be found at

this link under “Licensing and Regulatory Affairs” and “Professional Licensing”  
<https://ars.apps.lara.state.mi.us/AdminCode/AdminCode>.

6. Please provide a list of the items identified for action in the 2023 ARP that have been completed and those that remain outstanding.

**Completed:**

**Dentistry - General Rules [2021-40 LR]:** The rules were filed with the Office of the Great Seal on October 2, 2023.

**Genetic Counseling - General Rules [2023-29 LR]:** The rules were filed with the Office of the Great Seal on February 16, 2024.

**Marriage and Family Therapy - General Rules [2022-37 LR]:** The rules were filed with the Office of the Great Seal on November 16, 2023.

**Medicine - General Rules [2023-30 LR]:** The rules were filed with the Office of the Great Seal on March 19, 2024.

**Board of Nursing - General Rules [2022-36 LR]:** The rules were filed with the Office of the Great Seal on May 8, 2024.

**Pharmacy - Pharmacist Continuing Education [2021-51 LR]:** The rules were filed with the Office of the Great Seal on June 26, 2023.

**Pharmacy – Controlled Substances [2022-6 LR]:** The rules were filed with the Office of the Great Seal on May 28, 2024.

**Pharmacy – General Rules [2022-8 LR]:** The rules were filed with the Office of the Great Seal on February 29, 2024.

**Pharmacy Technicians [2022-2 LR]:** The rules were filed with the Office of the Great Seal on October 2, 2023.

**Public Health Code - General Rules [2023-57 LR]:** The rules were filed with the Office of the Great Seal on May 16, 2024.

**Outstanding:**

**Audiologist – General Rules [2023-37 LR]:** MOAHR submitted the JCAR Package to JCAR on May 28, 2024. The Regulatory Affairs Officer submitted the signed Certificate of Adoption for this rule set to MOAHR on May 28, 2024.

**Nursing Home Administrators – General Rules [2022-67 LR]:** The public hearing for the rules was held on April 9, 2024. BPL to submit the JCAR Package for this rule set.

**Pharmacy – Program for the Utilization of Unused Prescription Drugs [2022-62 LR]:** The second public hearing for this set was held on May 20, 2024. BPL to submit the JCAR Package for this rule set.

**Speech-Language Pathology - General Rules [2021-73 LR]:** The rules are being held pending the outcome of House Bill 4101.

### **Bureau of Professional Licensing (BPL) - Occupational Code Professions**

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Architects - General Rules [2023-47 LR]:** The rules will be reviewed to supply clarity on definitions, education, experience, examination, relicensure, standards of conduct, the seal, license renewal, and continuing education requirements for architects. All rules will be reviewed, updated, and revised as needed.

**Cosmetology - General Rules [2022-19 LR]:** The rules will be amended to ensure that sanitation standards are clear and up to date. Amendments will also be made to clarify licensure, apprenticeship, cosmetology schools, and cosmetology establishments requirements. All rules will be reviewed, updated, and revised as needed.

**Professional Engineers - General Rules [2023-48 LR]:** The rules will be reviewed to supply clarity on definitions, education, experience, licensure, relicensure, examination, standards of conduct, the seal, license renewal, and continuing education requirements for professional engineers. All rules will be reviewed, updated, and revised as needed.

**Professional Surveyors - General Rules [2023-49 LR]:** The rules will be reviewed to supply clarity on definitions, education, experience, examination, licensure, relicensure, standards of conduct, the seal, license renewal, and continuing education requirements for professional surveyors. All rules will be reviewed, updated, and revised as needed.

**Real Estate Appraisers - General Rules [2023-32 LR]:** The rules adopted the valuation bias training adopted by the Appraiser Qualification Board (AQB) Criteria and were reorganized for ease of use. Rule 339.23207 was rescinded because a market analysis performed by a real estate licensee does not count toward the experience requirement that meets Uniform Standards of Professional Appraisal Practice (USPAP) standards 1 and 2.

**Real Estate Brokers and Salespersons – General Rules [2023-75 LR]:** The rules will be reviewed to supply clarity on definitions, education, experience, practice and conduct, and continuing education. All rules will be reviewed, updated, and revised as needed.

**Rules that will begin the promulgation process this year:**



**Accountancy - General Rules [MOAHR # not assigned]:** The rules will be reviewed to supply clarity on definitions, standards, document retention, examination, education, experience, privileges, permits, continuing education, renewal, relicensure, conduct, independence, competence, fees, commissions, and peer review for certified professional accountants. All rules will be reviewed, updated, and revised as needed.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

**Real Estate Appraisers - General Rules [2023-32 LR]:** Rule (R 339.23207) was rescinded because a market analysis performed by a real estate licensee does not count toward the experience requirement that meets USPAP standards 1 and 2.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

BPL has not identified any rules that are problematic to the industry or need to be revised to determine a more business-friendly approach.

- A.** Describe whether there is a continued need for the rules.

The Occupational Code-related rules of BPL are required by statute. Therefore, there is a continued need for the rules.

- B.** Provide a summary of any complaints or comments received from the public concerning the rules.

**Cosmetology - General Rules [MOAHR 2022-19 LR]:** A public hearing for this rule set was held on May 2, 2023. The suggested changes clarify the scope of practice for estheticians. Services that have been developed in recent years utilized blades, lasers and other techniques that do not comply with the scope or practice as written in statute. The estheticians wish to continue to offer these services but without an update to the statutory language, the techniques and instruments used are not permitted and are outside the scope of practice as currently defined.

- C.** Describe the complexity of complying with the rules.

BPL has not identified any rules to which compliance is considered particularly

difficult.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

The current rules do not duplicate or conflict with any rules or regulations by the federal government or local units of government.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

**Architects - General Rules [2023-47 LR]:** The rules were last amended on May 1, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Cosmetology - General Rules [2022-19 LR]:** The rules were last amended on November 4, 2021. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Professional Engineers - General Rules [2023-48 LR]:** The rules were last amended on May 2, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Professional Surveyors - General Rules [2023-49]:** The rules were last amended on May 2, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Real Estate Appraisers - General Rules [2023-32 LR]:** The rules were last amended on April 27, 2023. There have been no technological factors or economic conditions, or other factors that would necessitate amendment of the rules.

**Real Estate Brokers and Salespersons – General Rules [2023-75 LR]:** The rules were last amended on March 31, 2021. There have been no technological factors or economic conditions that would necessitate amendment of the rules. MCL 339.2504a was amended effective February 13, 2024. The continuing education rules need to be amended to comply with that statutory change.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

BPL recognizes the Michigan Office of Administrative Hearings and Rules' website as the only legal version of the administrative rules. As such, the bureau's rules can be found at this link under "Licensing and Regulatory Affairs" and "Professional Licensing"  
<https://ars.apps.lara.state.mi.us/AdminCode/AdminCode>.

6. Please provide a list of the items identified for action in the 2023 ARP that have been completed and those that remain outstanding.

**Completed:**

**Accountancy - General Rules [2023-9 LR]:** The rules were filed with the Office of the Great Seal on October 24, 2023.

**Barber - General Rules [2022-29 LR]:** The rules were filed with the Office of the Great Seal on October 2, 2023.

**Outstanding:**

**Architects - General Rules: [2023-47 LR]:** A public hearing for this set will be held on June 4, 2024.

**Cosmetology - General Rules [MOAHR 2022-19 LR]:** A public hearing was held for the rules on May 2, 2023. The department has held the set awaiting the outcome of proposed legislation.

**Professional Engineers - General Rules [2023-48 LR]:** The rule set was submitted to MOAHR on May 28, 2024 and MOAHR submitted edits on June 11, 2024.

**Professional Surveyors - General Rules [2023-49]:** A public hearing will be held for the rules on June 4, 2024.

**Real Estate Appraisers - General Rules [2023-32 LR]:** The JCAR Package was submitted by BPL to the Administrative Rulemaking System on June 5, 2024.

**Real Estate Brokers and Salespersons - General Rules [2023-75 LR]:** The department is currently engaged in drafting the set with the rules committee.

## Cannabis Regulatory Agency (CRA)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Marihuana Rules [2023-25 LR]:** The rules are being updated to do the following: revise definitions; ensure applicant and licensee requirements, and the authority to enforce those requirements, are clearly established; update requirements for marijuana business operations; and clarify and strengthen sampling and testing requirements.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

No rules are obsolete, superseded. The Marihuana Rules are necessary to the mission and function of the agency.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

Rules are needed to establish clarity and consistency regarding marijuana, industrial hemp, cannabidiol (CBD) and other cannabinoid isomers in the industry. The CRA began the process of promulgating rules based upon 2020 PA 31, 2020 PA 32, 2020 PA 207, and 2020 PA 208 but withdrew the Request for Rulemaking (RFR) after the public hearing. These rules will be included in promulgating the Marihuana Rules [2023-25 LR].

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The CRA has identified rules that were originally promulgated in the early days of the industry with the goal of protecting of the public. Over time, it has become clear that the specific concerns those rules were meant to address did not materialize and the burden caused by the rules is unnecessary. The agency will propose deleting those rules in the ongoing rulemaking process.

- A.** Describe whether there is a continued need for the rules.

There is a continued need for the licensing and regulation of marijuana facilities and establishments. Statutory requirements for licensing and for rule promulgation are still in effect.

- B.** Provide a summary of any complaints or comments received from the public concerning the rules.

Licensees complained that the definition of 'production batch' prohibits the creation

of commonly produced edible products. The CRA worked with the industry to create a solution under which the products could be produced. Licensees have also complained about tracking and labeling requirements.

C. Describe the complexity of complying with the rules.

The complexity of complying with the rules sets is average as the regulated industry is familiar and generally compliant with the rule requirements. The CRA has attempted to simplify compliance by more closely aligning the requirements for adult-use marijuana licensees and medical marijuana licensees.

D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

Marijuana is federally illegal and so there are no federal rules or regulations that allow for commercial growing, processing, selling, testing, or transporting of marijuana. As a result, the rule sets do not conflict with or duplicate federal rules or regulations. The rules do not conflict with local government rules or regulations as MCL 333.27956 prohibits municipalities from adopting ordinances that conflict with rules promulgated under the Michigan Regulation and Taxation of Marihuana Act (Initiated Law 1 of 2018).

E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

The most recent substantive changes to the rules were effective March 7, 2022. Since then, retail prices of marijuana have continued to decline, though prices stabilized throughout 2023. Additionally, improvements to the statewide monitoring system should improve the ability to track marijuana products and comply with tracking requirements.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<http://www.michigan.gov/cra/laws-rules-other>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Marihuana Rules [2023-25 LR]:** MOAHR approved the RFR on May 1, 2023.

### Child Care Licensing Bureau (CCLB)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Licensing Rules for Child Care Centers [2024-11]:** The administrative rules were last revised in 2022. The Child Care Licensing Bureau has been transferred to the Michigan Department of Lifelong Education, Advancement, and Potential (MiLEAP) and this new department will have jurisdiction for the child care center rule set.

**Licensing Rules for Family and Group Child Care Homes [2024-12]:** The administrative rules were last revised in 2019. The Child Care Licensing Bureau has been transferred to the Michigan Department of Lifelong Education, Advancement, and Potential (MiLEAP) and this new department will have jurisdiction for the family and group child care homes rule set.

## Corporations, Securities, and Commercial Licensing Bureau (CSCL)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Mortuary Science [2023-17 LR]:** The proposed rule set will add standards for administering the new continuing education program as well as adding a rule to prohibit the use of arrangement centers; establish funeral establishment standards of practice; update license requirements, particularly as they relate to resident trainees; and remove irrelevant or outdated language. These proposed revisions reflect needed health, safety, and welfare reforms consistent with [2020 PA 265](#) and [2020 PA 138](#), which amended Art. 18 of the Occupational Code (1980 PA 299), effective March 24, 2021, and October 6, 2020, respectively. CSCL is finalizing a draft of this proposed rule set in consultation with the Board of Examiners in Mortuary Science to be filed with MOAHR, along with a Regulatory Impact Statement.

**Professional Investigators [MOAHR # not assigned]:** CSCL determined that the rescission of the administrative rule set promulgated under 1965 PA 285, the Professional Investigator Licensure Act, resulted in the removal of rules necessary to protect the public and uphold fairness within the professional investigator industry. CSCL will seek to bring back a rule set for this licensed profession to clarify the permitted conduct of licensees and lay out more safeguards for the public. This will include the clarification of record retention requirements, background checks, and permitted advertising conduct.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** The proposed rule set will reinstate rules that were rescinded in full during the last revision of this rule set. CSCL has determined that the rescission has left the department without tools necessary to protect the welfare of the public. The proposed rules will clarify requirements and responsibilities for employers and employees of a private security guard or security alarm agency. They aim to weed out improper conduct by agencies and increase transparency for the industry.

**Securities [2023-40 LR]:** The proposed rule set incorporates model rules adopted by the North American Securities Administrators Association (NASAA) in 2022 and 2023 that extend the validity of qualifications examinations for certain individuals registered under the Michigan Uniform Securities Act (MUSA) if they enroll in a program administered by the Financial Industry Regulatory Authority (FINRA) and/or NASAA, and complete continuing education applicable to their registration categories. The rules would incentivize individuals to maintain their knowledge of industry standards, products, practices, and ethics during their disassociated period through approved and documented continuing education.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024, and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency or are otherwise strong candidates for rescission.

**Mortuary Science [2023-17 LR]:** R 339.18927, R 339.18930, and R 339.18933 would be rescinded under the draft proposed rule set. R 339.18937 would be rescinded, consistent with 2020 PA 138.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No, the Bureau has not failed to promulgate any statutorily required rules. CSCL determined that no rules are necessary to implement the Michigan Professional Employer Organization Regulatory Act (2020 PA 370), consistent with Sec. 25 of that Act, MCL 338.3745. The following statutes administered by CSCL without associated rule sets do not require the promulgation of rules: Limousine, Taxicab, and Transportation Network Company Act (2016 PA 345), Professional Investigator Licensure Act (1965 PA 285), Private Security Business and Security Alarm Act (1968 PA 330), and the Vehicle Protection Product Act (2005 PA 263). These statutes do, however, permit the promulgation of rules as CSCL sees necessary to enforce them.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

**Mortuary Science [2023-17 LR]:** Rules (R 339.18921) and (R 339.18922) would be revised in a proposed rule set to reflect national and industry-wide standards of practice for mortuary science. Rule (R 339.18937) would be rescinded to eliminate the absolute prohibition against a designated manager managing more than one funeral establishment, consistent with 2020 PA 138.

**Securities [2023-40 LR]:** Rules (R 451.4.9), (R 451.4.12), and (R 451.4.30) are revised under the proposed rules to adhere to model rules released by the North American Securities Administrators Association (NASAA). This will increase coherency of the regulation of the securities industry across jurisdictions and ensure that licensees are better able to comply with continuing education and experience requirements.

- A. Describe whether there is a continued need for the rules.

**Mortuary Science [2023-17 LR]:** There is a continued need for the rules to protect the health, safety, and welfare of the public, often in particularly vulnerable and time-sensitive circumstances, who purchase preneed or at-need funeral and cemetery goods and services from mortuary science practitioners regulated under the Occupational Code (1980 PA 299). The rules also protect the health and safety of the employees and guests of these establishments.

**Professional Investigators [MOAHR # not assigned]:** There are currently no rules in place for this licensed profession.



**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** There are currently no rules in place for this profession.

**Securities [2023-40 LR]:** There is a continued need for the rules to protect investors, particularly vulnerable investors, from becoming the victims of fraud or financial exploitation and to ensure that investors and prospective investors are fully informed of the risks and benefits of purchasing a particular securities product. The rules also ensure a uniform playing field for members of the securities industry.

**B. Provide a summary of any complaints or comments received from the public concerning the rules.**

**Mortuary Science [2023-17 LR]:** CSCL revised rules in consultation with the Board of Examiners in Mortuary Science that have been submitted to MOAHR. Prior to the drafting of the proposed rules, CSCL received no public complaints or comments, but the draft was reviewed by the board, including its public members. A public hearing is scheduled for July 18, 2024 in accordance with the administrative rules process.

**Professional Investigators [MOAHR # not assigned]:** CSCL has not yet submitted a Request for Rulemaking (RFR) for this rule set. CSCL has, therefore, not received any public complaints or comments concerning the rules.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** CSCL is actively drafting rules to be filed with MOAHR. MOAHR approved a Request for Rulemaking (RFR) for this rule set on February 8, 2024. CSCL has not received comments from the public concerning the rules. CSCL has received complaints over the years concerning the practice of subcontracting security guard work, and of the record retention and hiring practices of agencies as employers.

**Securities [2023-40 LR]:** CSCL submitted the JCAR Package for this rule set following a public hearing on April 25, 2024. CSCL received no public comments at that hearing or during the public comments period concerning the rule set. The proposed rule set is based on the model rules from the North American Securities Administrators Association (NASAA) and were drafted in a collaborative effort from representatives of investment advisors, firms, regulators, and other publicly facing stakeholders.

**C. Describe the complexity of complying with the rules.**

**Mortuary Science [2023-17 LR]:** Compliance with the education, training, and standard of practice requirements within the rules can be complex. Licensed individuals must adhere to best practices developed by the mortuary science industry alongside public health and safety requirements and many other federal, state, and local laws separately administered by a variety of governmental agencies affecting the care, custody, and transportation of dead human bodies. The rules CSCL is drafting would help it more effectively assist licensed individuals in navigating these

complexities and ensuring the health, safety, and welfare of the employees of a funeral establishment and the public.

**Professional Investigators [MOAHR # not assigned]:** Compliance with 1965 PA 285 can be complex as it pertains to record retention, transparency with the public, and delivering on contracted services. A lack of administrative rules to clarify the act adds to that complexity. The rules CSCL plans to draft would assist with clarifying the responsibilities of a licensee in staying compliant with the law, and with better protecting the interests of the public.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** Compliance with 1968 PA 330 can be complex without administrative rules to clarify it. Licensees may encounter challenges in staffing their agencies, or in complying with vague background check and fingerprinting requirements in the statute. There is complexity in the need to ensure fairness amongst licensees and protecting the welfare of the public, while also ensuring that the industry can continue to grow. CSCL is drafting rules that aim to do so.

**Securities [2023-40 LR]:** Compliance with state and federal securities laws is complex in some circumstances because of the need to protect investors while simultaneously creating an environment of efficient capital formation both statewide and nationally. Most firms, individuals, and securities products or exempt offerings are registered in or made across several states.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

**Mortuary Science [2023-17 LR]:** The current rules and proposed amendments do not conflict with, or duplicate similar rules or regulations adopted by the federal government or local units of government.

**Professional Investigators [MOAHR # not assigned]:** CSCL is preparing to submit a Request for Rulemaking (RFR) to MOAHR and will consider any similar rules or regulations adopted by the federal government or local units of government. CSCL will avoid introducing conflicting or duplicate rules in the process of drafting.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** CSCL is drafting rules that will avoid conflicts with the federal government or local units of government, primarily because there are very few federal or local regulations in this industry.

**Securities [2023-40 LR]:** The current rules and proposed amendments do not conflict with or duplicate federal or local government rules or regulations. The proposed rules were drafted using the model rules released by the North American Securities Administrators Association (NASAA), which is a multi-national organization that offers

regulatory frameworks for smaller jurisdictions (such as provinces or states) to adopt.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

**Mortuary Science [2023-17 LR]:** CSCL began drafting a rule set in consultation with the Michigan Board of Examiners in Mortuary Science in November 2018. However, following the passage of 2020 PA 138 and 2020 PA 265, additional revisions became necessary. In addition, over the last several years, CSCL has increased inspections, audits, and enforcement of Art. 18 of the Occupational Code (1980 PA 299) and the Mortuary Science rules due to several notable complaints involving egregious violations of health and safety requirements and the misappropriation of prepaid contract funds.

**Professional Investigators [MOAHR # not assigned]:** A rule set promulgated under 1965 PA 285 was rescinded in full in 2014. Since then, CSCL has grappled with difficulties in enforcing certain provisions of the act without administrative rules to clarify them. In addition, CSCL has fielded complaints from both licensees and the public that appear in “grey areas” of the law that merit the guidance of rules to uniformly ensure compliance.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** A rule set promulgated under 1968 PA 330 was rescinded in full in 2014. Since then, the industry has continued to grow in size and scope, and there is anticipated to be continued growth in the next decade. The activity covered by the rules has been missing for over 9 years the clarity that the rules provided for licensees and the public to ensure fairness in the industry and protect the safety of the public.

**Securities [2023-40 LR]:** The rule set was last evaluated on February 22, 2022, when the last revision of the rules went into effect. Since then, the North American Securities Administrators Association (NASAA) released model rules that would be adopted by jurisdictions to extend the validity of qualifications examinations for certain individuals registered under the Michigan Uniform Securities Act (MUSA) if they enroll in a program administered by the Financial Industry Regulatory Authority (FINRA) and/or NASAA, and complete continuing education applicable to their registration categories. With the continuing education requirements going into effect for investment advisor representatives (IARs) in Michigan on January 1, 2023, the need for revisions to qualification and permitted continuing education programs emerged.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://www.michigan.gov/lara/bureau-list/cscl/licensing/prof> (links embedded in each licensed professional's page)

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Completed:**

None.

**Outstanding:**

**Mortuary Science [2023-17 LR]:** CSCL has drafted proposed rules in consultation with the Board of Examiners in Mortuary Science. A public hearing for this rule set is scheduled for July 18, 2024.

**Professional Investigators [MOAHR # not assigned]:** CSCL has begun preparing for a submission of a RFR to MOAHR.

**Private Security Guard and Security Alarm Agencies [2023-80 LR]:** MOAHR approved the RFR for this rule set on February 8, 2024. A draft rule set has been submitted.

**Securities [2023-40 LR]:** A public hearing for this rule set was held on April 25, 2024. MOAHR submitted the JCAR Package to JCAR on June 11, 2024.

## Michigan Liquor Control Commission (MLCC)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Licensing Qualifications Rules [2021-47 LR]:** Current administrative rule (R 436.1141) needs to be rescinded as the quota requirements are superseded by statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58) to include specially designated distributor (SDD) quota requirements in MCL 436.1533. Additionally, the references to administrative rules (R 436.1141 in R 436.1142) should be changed to reference MCL 436.1533(4) in the Michigan Liquor Control Code of 1998 (1998 PA 58). Furthermore, since the latest updates of administrative rules (R 436.1129 and R 436.1135) in 2005, various statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58) supersede the approved type businesses and motor vehicle fuel pumps prohibitions contained in these administrative rules. In addition to these revisions, the prohibition of the issuance of an SDD license within 2,640 feet of an existing SDD should be reestablished. This can be accomplished with the amendments to the existing administrative rule (R 436.1135). This request for rulemaking to be withdrawn and resubmitted to remove the reestablishment of the prohibition of the issuance of a SDD license within 2,640 feet of an existing SDD license.

**On-Premises Licenses Rules - Hours and Days of Operation [MOAHR # not assigned]:** Current administrative rule (R 436.1403) needs to be updated based upon statutory changes to MCL 436.2111 and MCL 436.2113 in the Michigan Liquor Control Code of 1998 (1998 PA 58) regarding hours of sale and Sunday sales permits.

**Off-Premises Licenses Rules - Hours and Days of Operation [MOAHR # not assigned]:** Current administrative rule (R 436.1503) needs to be updated based upon certain statutory changes to MCL 436.2111 and MCL 436.2113 in the Michigan Liquor Control Code of 1998 (1998 PA 58) regarding Sunday sales permits.

**Beer Rules - Sale or Delivery Restrictions [MOAHR # not assigned]:** Current administrative rule (R 436.1635) needs to be corrected to clearly indicate that deliveries are not allowed on Sunday, as opposed to the current language that has been interpreted as not allowing Sunday deliveries, but references Saturday deliveries as written.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

**Advertising Rules - Displays [MOAHR # not assigned]:** Current administrative rule (R 436.1329) should be rescinded due to the enactment of statutory changes to the Michigan Liquor Control Code of 1998 (1998 PA 58) in 2017 and 2020 that includes temporary bin display requirements in MCL 436.1610b that supersedes the administrative rule and renders it obsolete. This administrative rule is no longer necessary and is a strong candidate for rescission.

**On-Premises Licenses - Sale of Unlimited Quantity [MOAHR # not assigned]:** Current administrative rule (R 436.1438) should be rescinded due to the enactment of statutory changes in 2020 to the Michigan Liquor Control Code of 1998 (1998 PA 58) to include restrictions on the sale of an unlimited quantity of alcoholic liquor for one price and the sale of three or more drinks for one price in MCL 436.2014 that supersedes the administrative rule and renders it obsolete. In one instance, statute conflicts with the administrative rule. This administrative rule is no longer necessary and is a strong candidate for rescission.

**Beer Rules - Damage Refunds [MOAHR # not assigned]:** Current administrative rule (R 436.1633) should be rescinded due to the enactment of statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58) in 2018 and 2020 to include the reasons for refund or replacement of beer in MCL 436.1609c that supersedes the administrative rule and renders it obsolete. This administrative rule is no longer necessary and is a strong candidate for rescission.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

The Michigan Liquor Control Commission has not failed to promulgate any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The alcoholic beverage industry interests are not only divided into a three-tier system (manufacturers, wholesalers, and retailers) but interests are also divided into applicants for alcoholic beverage licenses and those who hold alcoholic beverage licenses. Therefore, what may be problematic to an applicant may be advantageous to a current license holder. Likewise, what may be sought after by the retail licensed tier may be objectionable to the manufacturer or wholesaler licensed tier. Consequently, it is complicated to identify what is problematic to the industry.

- A. Describe whether there is a continued need for the rules.

The General Rules, Licensing Qualification Rules, Advertising Rules, Hearings and Appeals Practice Rules, Church or School Hearings, Declaratory Rulings, and Financial Responsibility Rules overall apply to persons licensed in all tiers of the alcoholic beverage industry (manufacturers, wholesalers, and retailers). The remaining administrative rule sets apply to specific subsets of licensees as follows: Special License Rules (pertain to non-profit organizations for lawful fundraising events); Special Permit Rules (pertain to hospitals, charitable institutions, and military establishments located in the state for the purchase of spirits for their own use); On-Premises Rules (pertain to licensees that sell alcoholic liquor for on premises

consumption such as restaurants, bars, nightclubs, etc.); Off-Premises Rules (pertain to licensees that sell alcoholic liquor for consumption off the premises such as grocery stores, drug stores, convenience food stores, etc.); Beer Rules (pertain to outstate sellers, wholesalers and brewers); Wine Rules (pertain to manufacturers, wholesalers, and outstate sellers); Spirit Rules (pertain to authorized distribution agents, sellers of alcohol, industrial manufacturers, and limited alcohol buyers); and Vendor Representative and Salesperson Rules (pertain to persons employed by manufacturers, outstate sellers, and wholesalers to assist in the sale, delivery, and promotion of alcoholic beverages). These administrative rule sets are important to the mission and function of the agency.

**B. Provide a summary of any complaints or comments received from the public concerning the rules.**

There have been no complaints or comments from the public regarding the rules.

**C. Describe the complexity of complying with the rules.**

Complying with the above-referenced administrative rule sets is somewhat complex based upon the multifaceted nature of the industry. The Michigan Liquor Control Commission has provided resources and guidance on its web site to assist applicant and licensees in complying with the rules and regulations.

**D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.**

The Beer, Wine, and Spirits rule sets incorporate federal statutes relative to obtaining basic permits and/or labeling requirements as a condition for obtaining manufacturing licenses and label approval for alcoholic liquor products sold in Michigan.

**E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.**

R 436.1045 of the General Rules was rescinded effective July 11, 2022.

R 436.1319 of the Advertising Rules was rescinded effective March 1, 2021.

R 436.1133 of the Licensing Qualifications Rules was rescinded effective April 17, 2018.

R 436.1117 of the Licensing Qualifications Rules was rescinded effective May 12, 2017.

The General Rules were updated in 2016; the Beer Rules were updated in 2017; and the Wine Rules were updated in 2017.

The last major revisions of the remaining administrative rule sets were completed in 2000 and 2004.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

The Michigan Liquor Control Commission has two primary links to the existing administrative rules. The first link is on the main page of the MLCC website and is titled Code and Rule Book: <https://www.michigan.gov/lara/-/media/Project/Websites/lara/lcc/Michigan-Liquor-Control-Commission-Code-and-Rule-Book.pdf?rev=1f9c82d88d0847758187aba427bd5c8b&hash=B20DC602D523CDC0F561C586ED8A8E02>

The second link is titled Administrative Rules (MOAHR Website) in the Commission Documents Library under Commission Codes and Rules. This link takes you to the MOAHR page search for the MI Administrative Code:

<https://ars.apps.lara.state.mi.us/AdminCode/DeptBureauAdminCode?Department=Licensing%20and%20Regulatory%20Affairs&Bureau=Liquor%20Control%20Commission>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Completed:**

None.

**Outstanding:**

**Licensing Qualifications Rules [2021-47 LR]:** Current administrative rule (R 436.1141) needs to be rescinded as the quota requirements are superseded by statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58) to include specially designated distributor (SDD) quota requirements in MCL 436.1533. Additionally, the references to current administrative rules (R 436.1141 in R 436.1142) should be changed to reference MCL 436.1533(4) in the Michigan Liquor Control Code of 1998 (1998 PA 58). Furthermore, since the latest updates of administrative rules (R 436.1129 and R 436.1135) in 2005, various statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58) supersede the approved type businesses and motor vehicle fuel pumps prohibitions contained in these rules. This request for rulemaking to be withdrawn and resubmitted with the reestablishment of the prohibition of the issuance of a SDD license within 2,640 feet of an existing SDD license eliminated.



**On-Premises License Rules - Hours and Days of Operation [MOAHR # not assigned]:**

Current administrative rule (R 436.1403) needs to be updated based upon certain statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58).

**Off-Premises License Rules - Hours and Days of Operation [MOAHR # not assigned]:**

Current administrative rule (R 436.1503) needs to be updated based upon certain statutory changes in the Michigan Liquor Control Code of 1998 (1998 PA 58).

**Beer Rules - Sale or Delivery Restrictions [MOAHR # not assigned]:** Current administrative rule (R 436.1635) needs to be corrected to clearly indicate that deliveries are not allowed on Sunday, as opposed to the current language that has been interpreted as not allowing Sunday deliveries, but actually references Saturday deliveries as written.

## Michigan Office of Administrative Hearings and Rules (MOAHR)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

None.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

None.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

MOAHR has not failed to promulgate or utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The MOAHR rules are procedural rather than substantive, and MOAHR is not aware that any of the rules are problematic to any industries.

- A. Describe whether there is a continued need for the rules.

There is a continued need for the rules to address the practice and procedure for the different case types handled by MOAHR.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

MOAHR is not aware of any complaints from the public concerning the rules, although some comments have been received that have prompted a review of certain rules to promote greater efficiency.

- C. Describe the complexity of complying with the rules.

Because the Administrative Hearing Rules provide procedural safeguards for the parties to administrative hearings before MOAHR, and because the parties who practice before the agency regularly are generally familiar with the applicable rules, the complexity of complying with the rules is minimal.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

The Administrative Hearing Rules did not conflict with applicable federal requirements when they were adopted, and proposed rule revisions will ensure continued compliance with any applicable federal procedural requirements. Rules adopted by local units of government would not apply to MOAHR administrative proceedings.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

This rules set was last reviewed in 2023. The administrative hearings process (the regulatory activity covered by this rules set) has improved from a technological standpoint with electronic filing and remote video and telephone hearing capabilities but otherwise remains unchanged. The process has also changed due to the transfer of certain aspects of the process from MOAHR to other agencies by executive reorganization order(s).

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://ars.apps.lara.state.mi.us/AdminCode/DeptBureauAdminCode?Department=Licensing%20and%20Regulatory%20Affairs%20&Bureau=Michigan%20Office%20Of%20Administrative%20Hearings%20and%20Rules>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Administrative Hearings Rules [2021-84 LR]:** This rule set was filed with the Office of the Great Seal on September 29, 2023 and took immediate effect.

## Michigan Public Service Commission (MPSC)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

**Electrical Supply and Communication Lines and Associated Equipment [2023-51 LR]:** The rules will be amended to adopt by reference the most current standards of the National Electrical Safety Code, being the 2023 edition.

**Uniform System of Accounts for Major and Nonmajor Electric Utilities [2024-7 LR]:** The rules will be amended to adopt by reference the updated federal Uniform System of Accounts for Major and Nonmajor Electric Utilities promulgated by the U.S. Federal Energy Regulatory Commission.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

**Unbundled Network Elements and Local Interconnection Services:** The rules are obsolete and will expire on April 19, 2025.

**Basic Local Exchange Service Customer Migration:** The rules are obsolete and will expire on June 17, 2025.

The Commission is not aware of any other rules that are obsolete or superseded, or that are candidates for rescission.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

**Alternative Gas Suppliers** (Authority: MCL 460.9(8)). The Commission may adopt rules regarding the regulation of alternative gas suppliers and natural gas utilities with regard to customer choice issues, including the unauthorized switching of customers, billing for unauthorized services, and the licensing of alternative gas suppliers. The Commission has been successful in dealing with these matters on a case-by-case basis and does not currently contemplate any rulemaking.

**Siting Transmission Lines** (Authority: MCL 460.574). The Commission may adopt rules regarding the siting of major transmission lines. The Commission has been successful in dealing with these matters on a case-by-case basis and does not currently contemplate any rulemaking.

**Wastewater** (Authority: MCL 460.6(2)). The Commission may regulate the rates, fares, fees, and charges of private, investor-owned wastewater utilities. The Commission has not yet been approached by a wastewater project to be regulated under this statutory provision.

**Clean, Renewable, and Efficient Energy Rules** (Authority: MCL 460.1191(2)).

Implementation of 2008 PA 295 was carried out through the temporary order provided for under MCL 460.1191(1). The Commission does not contemplate any rulemaking.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The Commission is currently unaware of any rules that are particularly problematic to industry. All rules are promulgated after extensive stakeholder involvement.

- A. Describe whether there is a continued need for the rules.

Not applicable – please see the answer to No. 4.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

Not applicable – please see the answer to No. 4.

- C. Describe the complexity of complying with the rules.

Not applicable – please see the answer to No. 4.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

Not applicable – please see the answer to No. 4.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

Not applicable – please see the answer to No. 4.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://www.michigan.gov/mpsc/regulatory/administrative-rules-laws>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Completed:**

**Responsibilities of Providers of Basic Local Exchange Service that Cease to Provide the Service [2023-28 LR]:** The rule set was filed with the Office of the Great Seal on March 15, 2024 and took effect on March 21, 2024.

**Michigan Gas Safety Standards [2023-19 LR]:** The rule set was filed with the Office of the Great Seal on November 30, 2023 and took immediate effect.

**Outstanding:**

**Electrical Supply and Communication Lines and Associated Equipment [2023-51 LR]:** The rules will be amended to adopt by reference the most current standards of the National Electrical Safety Code, being the 2023 edition. The Commission has encountered difficulties in adopting a copyrighted publication by reference. MCL 24.232(4) requires the agency to have copies of the adopted matter available for distribution. However, copyright law prohibits distribution by the Commission.

### Michigan Tax Tribunal (MTT)

1. Rule(s) to be **processed** between July 1, 2024 and June 30, 2025.

Pursuant to Executive Order 2024-2, on March 18, 2024, the Michigan Tax Tribunal (Tribunal) became a Type 1 Agency. As a result, the Tribunal is no longer part of the Michigan Office of Administrative Hearings and Rules (MOAHR). The Tribunal's rule set, previously Part 2 of MOAHR's rule set, was removed and established separately as the Tribunal's rule set.

When the Tribunal was integrated into MOAHR in 2013, many of its rules were eliminated as they were duplicative of MOAHR's Part 1 rules. The Tax Tribunal is in the process of determining which of these Part 1 rules need to be reintegrated into the Tribunal's rule set.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024 and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency, or are otherwise strong candidates for rescission.

Not applicable.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

The Tribunal has not failed to promulgate or utilize any statutorily required rules.

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The Tribunal is not aware of any rules that are problematic to industry.

The Tribunal is a quasi-judicial tax court and does not regulate businesses.

- A. Describe whether there is a continued need for the rules.

There is a continued need for the Tribunal's rules as these rules govern how the Tribunal processes tax appeals.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

The Tribunal is not aware of any complaints from the public regarding its rules. A comment requesting the addition of a definition of "contiguous" was recently received.

C. Describe the complexity of complying with the rules.

The Tribunal's rules govern the practice and procedure for tax appeals filed with the Tribunal, similar to Michigan's Rules of Court. Generally, parties who practice before the Tribunal do not have difficulties complying with Tribunal rules.

D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

The Tribunal's rules do not conflict with or duplicate federal rules or regulations. Rules adopted by local units of government do not apply to the Tribunal.

E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

The Tribunal's rules were last revised effective September 29, 2023. There have been no technology, economic conditions, or other factors since that time that have impacted the Tribunal's activities.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://www.michigan.gov/taxtrib/entire-tribunal/assets/tax-tribunal-rules>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

Not applicable.



## Michigan Unarmed Combat Commission (MUCC)

1. Rule(s) to be **processed** between July 1, 2024, and June 30, 2025.

**Unarmed Combat [2024-21 LR]:** The MUCC has begun working with the Corporations, Securities, and Commercial Licensing bureau (CSCL) to draft a new rule set for unarmed combat. These rules aim to make the approval process for unarmed combat events and contestants more efficient. They will also improve the competency of event officials to make “unarmed combat” events in the state safer. They will address discrepancies about weight differentials and the use of gloves for Muay Thai contests. A Request for Rulemaking (RFR) was approved by MOAHR on April 10, 2024.

2. Rules that are obsolete or superseded and can be **rescinded** between July 1, 2024, and June 30, 2025. Also, please identify the rules or rule sets that are least important to the mission and function of the agency or are otherwise strong candidates for rescission.

The MUCC has not identified rules that are obsolete or superseded and can be rescinded.

3. Has the agency failed to promulgate any statutorily required rules **or** failed to utilize any statutorily required rules? Please explain.

No; the MUCC has not failed to promulgate any statutorily required rules. However, the MUCC aims to more fully develop R 339.269 related to drug and alcohol testing, as required by Sec. 47(2) of the Michigan Unarmed Combat Regulatory Act (2004 PA 403), MCL 338.2647(2), in the future. More specifically, the statute requires the promulgation of rules that provide for “specific summary suspension procedures for contestants who fail to submit to” a test or who test positive for certain drugs, alcohol, or other prohibited substances. The MUCC may also promulgate rules prohibiting or defining specific types of prohibited drugs or substances beyond those included in Sec. 48(5)(a) of the Act, MCL 338.3648(5)(a), and R 339.101(d).

4. Please indicate the rules that are most problematic to industry and could be reviewed to determine the most business-friendly method of regulation.

The MUCC is working with CSCL to draft a new rule set for unarmed combat. In the process of doing so, the current rules will be reviewed if they pose problems to the industry.

- A. Describe whether there is a continued need for the rules.

There is a continued need for the Unarmed Combat rules to protect the health, safety, and welfare of unarmed combat contestants and event participants. The latest revision of this rule set that took effect on March 21, 2023, and was needed to add specific rules of engagement for emerging unarmed combat sports and to

increase the competitiveness and integrity of all unarmed combat sporting events held in Michigan.

- B. Provide a summary of any complaints or comments received from the public concerning the rules.

**Unarmed Combat [2024-21 LR]:** The MUCC and CSCL are drafting this rule set following the approval of the RFR by MOAHR. Public comments have not yet been received but may be once the rule set reaches that stage in the administrative rules process.

- C. Describe the complexity of complying with the rules.

Complying with the Unarmed Combat rules is complex because of the need for promoters and their hired event officials to ensure the health, safety, and welfare of contestants while balancing the interest of promoters in increasing the amount and expanding the types of unarmed combat events in Michigan.

- D. Describe whether the rules conflict with or duplicate similar rules or regulations adopted by the federal government or local units of government.

The Unarmed Combat rule set does not conflict with similar rules or regulations adopted by federal or local units of government. But it derives much of its content from the Association of Boxing Commissions and Combative Sports' unified rules and the national consortium of unarmed combat regulators, consistent with requirements of Sec. 22(2) of the Michigan Unarmed Combat Regulatory Act (2004 PA 403), MCL 338.3622(2). In addition, as to professional boxing, the rules are consistent with the federal Muhammad Ali Boxing Reform Act (15 USC §6301 et seq.), which was enacted in 2000. That Act brought about positive nationwide reforms to the boxing industry to reign in the financial exploitation of boxers and to better ensure their safety. It was a result of this law that the Association of Boxing Commissions and Combative Sports was compelled to develop unified rules for jurisdictions to adopt and customize.

- E. Provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed regulatory activity covered by the rules.

The MUCC worked on the Unarmed Combat rule set in conjunction with CSCL over the course of many months beginning in late 2020. The rules were last reviewed in their entirety in March 2021 around the time Michigan reached a critical COVID-19 vaccination milestone leading to the easing of pandemic health and safety requirements and guidelines applicable to contact sports. In doing so, the rules were evaluated by carefully weighing economic conditions and regulatory shortfalls. The last revision of this rule set, which took effect on March 21, 2023, sought to elevate

the integrity and competitiveness of all unarmed combat sports and added rules of engagement that will allow the nationally emerging unarmed combat sports of muay thai and kickboxing to safely be promoted in Michigan for the first time.

5. Please provide the URL link the department or bureau is currently using to display their administrative rules.

<https://www.michigan.gov/lara/bureau-list/ucc>

6. Please provide a list of the items identified for action in the 2023-2024 ARP that have been completed and those that remain outstanding.

**Completed:**

Not applicable.

**Outstanding:**

**Unarmed Combat [2024-21 LR]:** An RFR was approved for this rule set on April 10, 2024.