

The Mining Journal

Upper Michigan's Largest Daily Newspaper

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AFFIDAVIT OF PUBLICATION

STATE OF MICHIGAN

AFFIDAVIT OF PUBLICATION

For the County of **MARQUETTE**

In the matter of: Notice of Public Hearing
Bureau of Professional Licensing
Occupational Code Renewals
Public Health Code – General Rules
May 22, 2020

Size: 2 x 12

State of **MICHIGAN**, County of **Marquette**

ANN C. TROUTMAN

being duly sworn, says that she is

PUBLISHER

of **THE MINING JOURNAL**

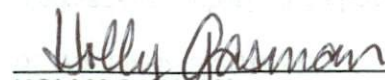
a newspaper published and circulated in said county and otherwise qualified according to Supreme Court Rule; that annexed hereto is a printed copy of a notice which was published in said newspaper on the following date, or dates, to-wit

May 5, 2020



ANN C. TROUTMAN

Subscribed and sworn to before me this 26th day of May 2020.



HOLLY GASMAN

Notary Public for **MARQUETTE** County, Michigan
Acting in the County of Marquette
My commission expires: May 25, 2025

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing

NOTICE OF PUBLIC HEARING

MAY 22, 2020

9:00 a.m.

Location: G. Mennen Williams Building Auditorium
525 W. Ottawa Street, Lansing, Michigan

or

Virtually via Zoom if Executive Order 2020-48 is extended in response to the COVID-19 pandemic.
The hearing is held to receive public comments on the following administrative rules:

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Bureau of Professional Licensing—Boards and Committees Section
P.O. Box 30670
Lansing, MI 48909-8170
Attention: Policy Analyst Email: BPL-BoardSupport@michigan.gov

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https://dmb.state.mi.us/ARS_Public/AdminCode/DeptBureauAdminCode?Department=Licensing%20and%20Regulatory%20Affairs&Bureau=Bureau%20of%20Professional%20Licensing

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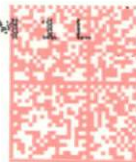
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Kerry Ryan Prybylo, JD
Manager, Boards & Committees
Bureau of Professional Licensing
Dept of Licensing & Regulatory Affairs
611 W. Ottawa St.
Lansing, MI 48109

State / Nation

State briefing

Parking lot at state park closed

GRAND HAVEN (AP) — Officials have closed the parking lot at a Michigan state park after crowds of visitors ignored social distancing guidelines designed to prevent the spread of the coronavirus.

Grand Haven State Park's parking lot was shut down on Sunday. Mayor Robert Monetza said the city and the Michigan Department of Natural Resources decided to leave the park open but closed the lots to deter crowds.

"We knew that with the nice weather, it'd get busy and so we just knew we would have to keep an eye on it," said Monetza.

"We really want people to come visit, but our priority here is public health and safety. That's number one. If we can get people to stay home or closer to home and come here later when it's safer, that's what we're trying to accomplish," Monetza said.

National briefing

Pint-sized driver surprises trooper

OGDEN, Utah (AP) — A Utah Highway Patrol trooper got a pint-sized surprise when he pulled over a 5-year-old driver who was swerving so badly he thought the driver needed medical attention.

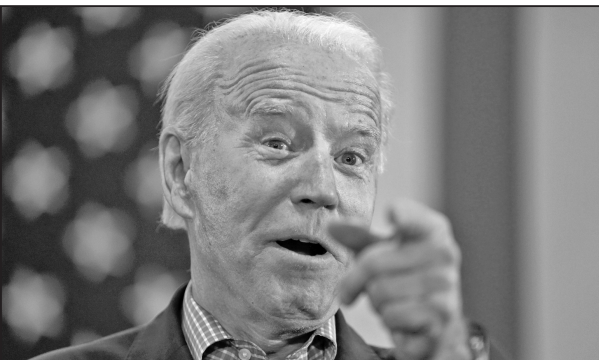
Trooper Rick Morgan said the boy did not respond to his lights but pulled over when he hit his siren on Interstate 15 in Ogden on Monday.

"I approached the vehicle and I was expecting to find somebody who needed an ambulance or paramedics," Morgan said. But when the window came down Morgan said it was pretty clear that it was "a very underaged driver who was behind the wheel."

The boy was sitting on the edge of his seat to reach the brake pedal, the trooper said.

When asked, Morgan said the boy told him he was going to his sister's house — in California. The boy told another trooper that he wanted to buy a Lamborghini when he got there and then flashed open his wallet showing his cash to purchase his dream car: \$3.

His parents were contacted and they came and took custody of their son and the vehicle.



In this Feb. 22 file photo, Democratic presidential candidate former Vice President Joe Biden speaks during a caucus night event in Las Vegas. (AP photo)

Biden pressed to choose a black woman as his running mate

DETROIT (AP) — After a devastating start to the Democratic primary, Joe Biden's campaign was revived when black voters in South Carolina and throughout the South overwhelmingly sided with him. Now that he's the presumptive Democratic nominee, black voters and leaders are pressing for him to pick a black woman as his running mate.

Biden launched a committee last week to begin vetting possible candidates for the vice presidency, a process he has said will likely last through July. He has already committed to picking a woman.

But black voters and leaders say he needs to go further and pick a black woman. They argue that Biden's success — and that of the Democratic Party as a whole — depends on black people turning out to vote in November. They want a tangible return for their loyalty, not just a thank you for showing up on Election Day.

"Black people want an acknowledgement of the many years of support they have given the Democratic Party," said Niambi Carter, a Howard University political science professor.

House Minority Whip Jim Clyburn, whose endorsement in South Carolina was widely credited with helping widen Biden's winning margin and start his avalanche of March primary victories, said "clearly" he would prefer a black woman.

But he insisted he's not pushing Biden in that direction.

"I'm the father of three grown African American women. So naturally I prefer an African American woman, but it doesn't have to be," Clyburn said. "I've made that very clear."

Biden has been unusually vocal about the people he would consider as running mates. He's referenced two black women, Sen. Kamala Harris of California and Stacey Abrams, the former Democratic nominee for governor in Georgia. Other black women, including Rep. Val Demings of Florida and Atlanta Mayor Keisha Lance Bottoms, have also been mentioned.

But Biden is also thought to be considering several white women, including Sen. Elizabeth Warren of Massachusetts, Sen. Amy Klobuchar of Minnesota and Michigan Gov. Gretchen Whitmer.

President Donald Trump said his November opponent owed the spot to Warren, theorizing that Sen. Bernie Sanders "would have won every single state on Super Tuesday" if Warren had dropped out of the primary race earlier.

In an interview Monday with the New York Post, Trump dismissed Abrams while claiming responsibility for her defeat in the 2018 Georgia governor's race.

Zerlina Maxwell, a political analyst and former director of progressive media for Hillary Clinton's 2016 campaign, said this is an opportunity for Biden to recognize the political force of black women.

"The Democratic nominee needs to make it completely clear that they understand the moment and that they understand that black women are the foundation of a successful Democratic Party at every level," Maxwell said.

Adrienne Shropshire, executive director of Black PAC, said black voters are looking for "authenticity."

"When folks have talked to us about what they want in a candidate, it is someone who can relate to them," Shropshire said, noting the coronavirus's disparate impact on black Americans.

But she said that doesn't mean that a vice presidential nominee has to be a black woman.

"Having a black running mate checks that box for a lot of people, but I would also say in the same way that black voters weren't simply during the primary contest saying, 'Who's the black candidate?' I don't think black voters are doing that for the vice presidential choice either," she said, later adding the bottom line: "Ultimately, people want to win."

Tharon Johnson, a prominent black strategist who worked for Barack Obama's two presidential campaigns, said Biden's focus should be on "energy," not necessarily on race.

State: Docs have discretion; order eases burden on morgues

LANSING (AP) — Michigan hospitals and physicians have "broad discretion" to decide whether to continue delaying procedures during the pandemic, the state said in new guidance issued in the face of pressure to let providers do more as the curve of coronavirus cases flattens.

Dr. Joneigh Khaldun, the state's chief medical executive and chief deputy health director, announced the memo Monday, a day after sending it. Six weeks ago, Gov. Gretchen Whitmer restricted all nonessential medical and dental care to ensure that the health care system had enough capacity and equipment to treat COVID-19 patients and to limit the virus's spread.

THE LATEST

The governor's order remains in effect, but physicians "do have the discretion to be able to determine what care is necessary and urgent for their patients," Khaldun said.

If clinicians determine in-person contact is necessary, she said, they should take steps such as asking patients to wait in their cars until their appointments and requiring masks. Khaldun encouraged providers to prioritize appointments for the most vulnerable and to consider allowing visits for immunizations.

"Things that were not urgent a few weeks ago may now be urgent more than ever," she said.

Michigan's daily report on cases and deaths was partial due to a software issue. The state had more than 4,100 deaths and nearly 44,000 confirmed cases, though the actual number of infections is thought to be far higher because many people have not been tested and people can be infected without feeling sick.

While data in recent weeks is a sign for "cautious optimism," Whitmer said, she pointed to a rapid rise of cases in western Michigan and rural northern Michigan.



Medical professionals wave outside St. John Hospital & Medical Center in Detroit Monday. Law enforcement agencies in a vehicle procession drove by the hospital to salute and honor all medical and frontline personnel assisting the community during the coronavirus pandemic. (AP photo)

"If we open up too fast, we will have to go through this pain all over again," she said.

In Detroit, Mayor Mike Duggan said the pace of deaths continued to fall, although there had been at least 248 deaths among nursing home residents, nearly 25% of the city's total.

Henry Ford Health System in southeastern Michigan had 310 COVID-19 patients, down 30% from a week ago. Beaumont Health, the state's largest provider, had 447 coronavirus patients and 62 with tests pending, compared to a peak of 1,223 on April 7.

The state reported progress on testing, with more than 11,300 done Friday — a daily record.

In Livonia, seven Catholic nuns have died from health complications aggravated by the virus, said the Felician Sisters of North America. The religious order founded Madonna University and operates Angela Hospice, both in Livonia.

"Some sisters have tested negative; some who have tested positive are recovering in the convent," spokeswoman Suzanne Wilcox English said.

For most people, the coronavirus causes mild or moderate symptoms. For some, especially older adults and people with existing health problems, it can cause more severe illness, including pneumonia and death.

ELECTION

Roughly 50 communities will hold elections on school taxes or other issues today after others were postponed. They will be primarily mail-based, though one polling place must be open in each jurisdiction.

Secretary of State Jocelyn Benson's office sent absentee ballot applications to just over 740,000 registered voters in those communities. Turnout was at 20% and will ultimately more than double the average turnout of 12% for May local elections, she said.

3 charged in killing of store security guard over virus mask

FLINT (AP) — A woman, her adult son and husband have been charged in the fatal shooting of a security guard who refused to let her daughter enter a Family Dollar in Michigan because she wasn't wearing a face mask to protect against transmission of the coronavirus.

Calvin Munerlyn was shot Friday at the store just north of downtown Flint a short time after telling Sharmel Teague's daughter she had to leave because she lacked a mask, according to Genesee County Prosecutor David Leyton.

Teague, 45, argued with Munerlyn, 43, before leaving. Two men later came to the store.

Teague; her husband, Larry Teague, 44; and Ramonyea Bishop, 23; are charged with first-degree premeditated murder and gun charges.

Larry Teague also is charged with violating Gov. Gretchen Whitmer's execu-

tive order mandating that all customers and employees must wear face coverings inside grocery stores, Leyton said.

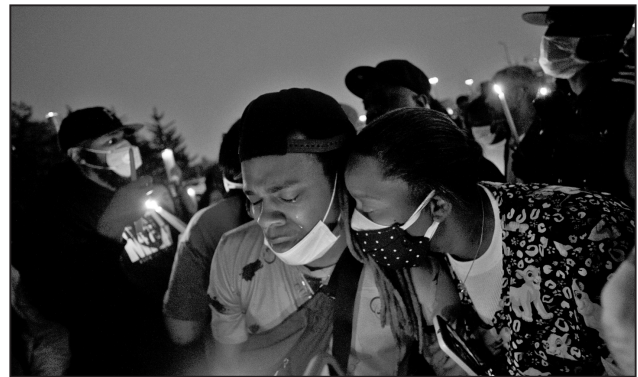
Witnesses identified Bishop as the man who shot Munerlyn in the back of the head, Leyton said. Sharmel Teague has been arrested. Police were looking for her husband and son.

No information has been released about the daughter, who has not been charged in the shooting.

"It is important that the governor's order be respected and adhered to, and for someone to lose their life over it is beyond comprehension," Leyton said earlier Monday in a statement.

About 150 people attended a candlelight vigil Sunday night. On Monday, a makeshift memorial was started outside the Family Dollar.

Munerlyn's mother, Bernadett, said she wants justice for her son.



Maalik Mitchell, center left, sheds tears as he says goodbye to his father, Calvin Munerlyn, during a vigil Sunday in Flint. (Jake May/The Flint Journal via AP)

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STATE OF MICHIGAN)
County of Kent
and County of Ottawa

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Being duly sworn deposes and say he/she is Principal Clerk of



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DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING
ENFORCEMENT DIVISION

a newspaper published and circulated in the County of Kent and the County of Ottawa and otherwise qualified according to Supreme Court Rule; and that the annexed notice, taken from said paper, has been duly published in said paper on the following day(days)

May 8 A.D. 20 20

Sworn to and subscribed before me this 8th day of May 20 20

Janice M. DeGraaf
JANICE M. DEGRAAF
NOTARY PUBLIC, STATE OF MI
COUNTY OF KENT
MY COMMISSION EXPIRES Oct 3, 2020
ACTING IN COUNTY OF Kent

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Bureau of Professional Licensing
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In the event of a disconnection caused by the meeting host, the public hearing will be deemed in recess. Every effort will be made to reestablish a publicly accessible connection. If the host is unable to do so within a period of 30 minutes from the time of the disconnection, the public hearing will adjourn and not address any new business. The public hearing will not recess or adjourn due to technical or other issues experienced by individual members of the public that render them unable to attend or participate in the meeting.

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3102 Walker Ridge Dr. NW
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MAY 13 2020
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING
ENCLISEA DIVISION

Bureau Of Professional Licensing
PO Box 30670
Lansing MI 48909

RECEIVED
MAY 11 2020
LARA

AFFIDAVIT

CWM-SMP 48909



STATE OF MICHIGAN)
County of Genesee

RECEIVED

MAY 18 2020

RECEIVED

Being duly sworn deposes and say he/she is the Author of the Notice of Public Hearing
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING
ENFORCEMENT DIVISION

MAY 11 2020



THE FLINT JOURNAL LARA

DAILY EDITION

a newspaper published and circulated in the County of Genesee and otherwise qualified according to Supreme Court Rule; and that the annexed notice, taken from said paper, has been duly published in said paper on the following day(day(s)) _____

May 8 A.D. 20 20

Sworn to and subscribed before me this 8th day of May 20 20

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing
NOTICE OF PUBLIC HEARING
MAY 22, 2020
9:00 a.m.

Location: G. Mennen Williams Building Auditorium
525 W. Ottawa Street, Lansing, Michigan

or
Virtually via Zoom if Executive Order 2020-48 is extended in response to the COVID-19 pandemic.

The hearing is held to receive public comments on the following administrative rules:

Occupational Code Renewals (ORR 2019-141 LR)

Authority: MCL 339.202, MCL 339.205; MCL 338.3501; MCL 445.2001; MCL 445.2011; and MCL 445.2030

Overview: The proposed rules add definitions for terms used in the rules; add barber student instructor licenses to the annual renewals rule and change the renewal date to the initial licensure date; change cosmetology establishment and school renewals from an annual to a biennial license renewal and amend the renewal date to the initial licensure date; change real estate licenses from annual renewals to triennial license renewals; alphabetize the biennial licensed professions; remove licenses no longer issued by the Department of Licensing and Regulatory Affairs; move residential builders and maintenance and alteration contractors from biennial renewals to triennial license renewals; amend the renewal date for barbers, barber establishments and schools to the initial licensure date; and establish a rule pertaining to triennial license renewals for real estate brokers and salespersons and residential builders and maintenance and alteration contractors.

Public Health Code—General Rules (ORR 2019-135 LR)

Authority: MCL 333.16145, MCL 333.16194; MCL 333.16201, MCL 333.16221 MCL 338.3501; MCL 445.2001; MCL 445.2011; and MCL 445.2030

Overview: The proposed rules will add definitions for terms used in the rules; add midwifery to the biennial renewals; add quadrennial license renewals for behavior analysts; change the renewal date for optometry, pharmacy, physician's assistants, dentistry, medicine, osteopathic medicine and surgery, podiatric medicine and surgery, and veterinary medicine to the date when the initial license was issued; and add the department's minimum English language standard for licensure or registration.

Sanitarians Registration—General Rules (ORR 2019-103 LR)

Authority: MCL 333.16145, MCL 333.16148, MCL 333.18413, MCL 338.3501, MCL 445.2001, MCL 445.2011, MCL 445.2030, and MCL 333.26364

Overview: The proposed rules will clarify definitions and the meaning of terms used in the rules; update environmental health baccalaureate programs accreditation standards; update environmental health graduate programs accreditation standards; update higher institution educational program regional accreditation standards; move educational requirements from the definitions to a rule in the educational section; require applicants who are graduates of programs that are only regionally accredited to provide an evaluation of their educational credentials by a credential evaluation organization to the department; revise the human trafficking rule to include a date of promulgation; duplicative language from the former examination rule; clarify and registration by examination requirements, including the removal of a review of an alternative educational and training program; add good moral character and fingerprinting as conditions for registration, as well as other relevant criteria, depending on the applicant; and add a rule that addresses the requirements

Janice M. DeGraaf
JANICE M. DEGRAAF
NOTARY PUBLIC, STATE OF MI
COUNTY OF KENT
MY COMMISSION EXPIRES Oct 3, 2020
ACTING IN COUNTY OF Kent

The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules. Comments on the proposed rules may be presented in person at the public hearing. **Written comments will also be accepted from date of publication until 5:00 p.m. on May 22, 2020, at the following address or e-mail address:**

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing- Boards and Committees Section
P.O. Box 30670
Lansing, MI 48909-8170
Attention: Policy Analyst Email: BPL-BoardSupport@michigan.gov

A copy of the proposed rules may be obtained by contacting Board Support at the email address noted above. Electronic copies also may be obtained at the following link:

https://dltmb.state.mi.us/ARS_Public/AdminCode/DeptBureauAdminCode?Department=Licensing%20and%20Regulatory%20Affairs&Bureau=Bureau%20of%20Professional%20Licensing

If the hearing takes place in person, the meeting site and parking are accessible to individuals with disabilities. Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in order to enhance accessibility for everyone.

***In the event that Executive Order 2020-48 is extended**, to mitigate the spread of COVID-19 by practicing social-distancing measures, **the public hearing will be held virtually via Zoom in order to receive public comments.** In accordance with Governor Whitmer and the Michigan Department of Health and Human Services' recommendations designed to help prevent the spread of Coronavirus Disease 2019 (COVID-19), the virtual public hearing will occur in lieu of the in-person hearing scheduled to occur at the Williams Auditorium on May 22, 2020. If the Executive Order is extended allowing for a virtual hearing, the Bureau of Professional Licensing will post that information on its website.

All members of the public may attend and participate in this meeting by visiting the following web link or dialing the number below at the time of the meeting.

Web Link: <https://zoom.us/j/91237251389?pwd=QXF6TjI3aHY2eE5pOJQTFizTEkxdz09>

Phone number: 877-336-1831

When prompted, please enter the following conference ID: **486917**

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