



STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

November 1, 2021

NOTICE OF FILING
ADMINISTRATIVE RULES

To: Secretary of the Senate
Clerk of the House of Representatives
Joint Committee on Administrative Rules
Michigan Office of Administrative Hearings and Rules (Administrative Rule #21-012-LR)
Legislative Service Bureau (Secretary of State Filing #21-11-01)
Department of Licensing and Regulatory Affairs

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2021-012-LR (Secretary of State Filing #21-11-01) on this date at 12:46 P.M. for the Department of Licensing and Regulatory Affairs entitled, "Occupational Code Renewals".

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,

Jocelyn Benson
Secretary of State

Sue Sayer / CK

Sue Sayer, Departmental Supervisor
Office of the Great Seal

Enclosure



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

GRETCHEN WHITMER
GOVERNOR

ORLENE HAWKS
DIRECTOR

November 1, 2021

The Honorable Jocelyn Benson
Secretary of State
Office of the Great Seal
Richard H. Austin Building – 1st Floor
430 W. Allegan
Lansing, MI 48909

Dear Secretary Benson:

Re: Administrative Rules – Michigan Office of Administrative Hearings and Rules
Administrative Rules #: 2021-12 LR

The Michigan Office of Administrative Hearings and Rules received administrative rules, dated May 24, 2021 for the Department of Licensing & Regulatory Affairs “**Occupational Code Renewals**”. We are transmitting these rules to you pursuant to the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6.

Sincerely,

A handwritten signature in black ink, appearing to be "Orlene Hawks".

Michigan Office of Administrative Hearings and Rules



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

CERTIFICATE OF ADOPTION

By authority conferred on the Director of the Department of Licensing and Regulatory Affairs by Sections 202 and 205 of the Occupational Code, 1980 PA 299, MCL 339.202 and 339.205, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030.

R 339.1001a, R 339.1002, R 339.1003, and R 339.1003a of the Michigan Administrative Code are amended.

Date: 10/25/2021

Adopted by: _____

Orlene Hawks

Director

Department of Licensing and Regulatory Affairs



STATE OF MICHIGAN

GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

ORLENE HAWKS
DIRECTOR

LEGAL CERTIFICATION OF RULES

I certify that I have examined the attached administrative rules, dated May 24, 2021, in which the Department of Licensing and Regulatory Affairs proposes to modify a portion of the Michigan Administrative Code entitled "**Occupational Code Renewals**" by:

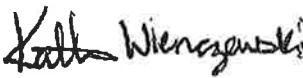
- ◆ Amending R 339.1001a, R 339.1002, R 339.1003, and R 339.1003a.

The Legislative Service Bureau has approved the proposed rules as to form, classification, and arrangement.

I approve the rules as to legality pursuant to the Administrative Procedures Act, MCL 24.201 *et seq.* and Executive Order No. 2019-6. In certifying the rules as to legality, I have determined that they are within the scope of the authority of the agency, do not violate constitutional rights, and are in conformity with the requirements of the Administrative Procedures Act.

Dated: August 3, 2021

Michigan Office of Administrative Hearings and Rules

By: 
Katie Wienczewski,
Attorney



Since 1941

Legal Division

Kevin H. Studebaker, Director

CERTIFICATE OF APPROVAL

On behalf of the Legislative Service Bureau, and as required by section 45 of the Administrative Procedures Act of 1969, 1969 PA 306, MCL 24.245, I have examined the proposed rules of the Department of Licensing and Regulatory Affairs dated May 24, 2021, amending R 339.1001a, R 339.1002, R 339.1003, and R 339.1003a of the Department's rules entitled "Occupational Code Renewals." I approve the rules as to form, classification, and arrangement.

Dated: July 30, 2021

LEGISLATIVE SERVICE BUREAU

By

Elizabeth R. Edberg,
Legal Counsel

Michigan Legislature

124 W. Allegan Street, 3rd Floor • P.O. Box 30036 • Lansing, MI 48909-7536 • (517) 373-9425 • Fax: (517) 373-5642

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

OCCUPATIONAL CODE RENEWALS

Filed with the secretary of state on November 1, 2021

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 202 and 205 of the occupational code, 1980 PA 299, MCL 339.202 and 339.205, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

R 339.1001a, R 339.1002, R 339.1003, and R 339.1003a of the Michigan Administrative Code are amended, as follows:

PART 1. DEFINITIONS

R 339.1001a Definitions.

Rule 1a. (1) As used in these rules:

(a) "Code" means the occupational code, 1980 PA 299, MCL 339.101 to 339.2677.

(b) "Department" means the department of licensing and regulatory affairs.

(c) "Issue date" means the date that the initial license or registration was granted to the licensee or registrant by the department.

(d) "Limitation" means a limitation relative to scope of practice as defined in section 105(3) of the code, MCL 339.105.

(2) A term defined in the code has the same meaning when used in these rules.

PART 2. LICENSE AND REGISTRATION RENEWALS

R 339.1002 Annual license renewal; expiration.

Rule 2. (1) The following licenses expire annually and must be renewed each year on or before the date indicated:

Appraisal management company.....7/31.

Barber student instructor.....Issue date.

Mortuary science trainees.....1/31.

(2) Until 90 days after the effective date of these rules, the following licenses expire annually and must be renewed each year on or before the date indicated:

Collection practices.....6/30.

Personnel agencies.....12/31.

R 339.1003 Biennial license or registration renewal; expiration.

Rule 3. (1) The following licenses and registrations expire biennially and must be renewed every 2 years on or before the date indicated:

- Accountancy.....7/31.
- Architects..... Issue date.
- Barbers.....Issue date.
- Barber establishments and schools.....Issue date.
- Cosmetology.....Issue date.
- Cosmetology establishments and schools.....Issue date.
- Hearing aid dealers.....Issue date.
- Landscape architects.....Issue date.
- Mortuary science.....10/31.
- Professional engineers.....Issue date.
- Professional surveyors..... Issue date.
- Real estate appraisers.....7/31.

(2) A license or registration that has a limitation may be renewed for a term that is less than 2 years.

(3) For licenses that are to be renewed biennially, the department may initially renew half of the licenses for 1 year and half of the licenses for 2 years to provide equal numbers of renewals in each fiscal year.

R 339.1003a Triennial license renewal; expiration.

Rule 3a. (1) The following licenses expire triennially and must be renewed every 3 years on or before the date indicated:

- Real estate brokers and salespersons.....Issue date.
- Residential builder and maintenance and alteration contractor.....5/31.

(2) Beginning 90 days after the effective date of these rules, the following licenses expire triennially and must be renewed every 3 years on or before the date indicated:

- Collection practices.....Issue date.
- Personnel agencies.....Issue date.

(3) A license that has a limitation may be renewed for a term that is less than 3 years.

FILED WITH SECRETARY OF STATE

ON 11/1/21 AT 12:46PM