



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES
LANSING

ANITA G. FOX
DIRECTOR

November 16, 2022

Sent via email to: JCAR@legislature.mi.gov

Joint Committee on Administrative Rules
Boji Tower, 3rd Floor
124 W. Allegan St.
P.O. Box 30036
Lansing, MI 48909-7536

Re: Session day waiver request

Dear Chairperson Bumstead, Alternate Chairperson Meerman, and committee members:

As the regulatory affairs officer for the Department of Insurance and Financial Services (DIFS), I respectfully request that the Joint Committee on Administrative Rules waive the remaining session days under the authority provided in the Administrative Procedures Act of 1969 (APA), MCL 24.245a(1)(d), for the review of the following rules, which were submitted to the Committee on November 7, 2022:

Good Moral Character R 500.21 to R 500.25 (MOAHR #2022-38 IF)

These rules establish requirements relating to the licensure process for occupations governed by Chapter 12 of the Insurance Code of 1956, including insurance producers, solicitors, adjusters, and counselors. The licensure process can require the Director of DIFS to make a determination regarding an applicant's good moral character, in accordance with Public Act 381 of 1974. Consistent with the Insurance Code and Public Act 381, these rules identify convictions that are considered to evidence a lack good moral character, as required under MCL 338.43 of Public Act 381.

Additionally, these rules establish procedures and standards for the Director's review of an applicant's good moral character and for the submission of an applicant's claim to rebut the use of a conviction in considering the applicant's good moral character, including a claim that the applicant has been rehabilitated.

These rules are designed to make the licensure process for the occupations listed above more efficient and transparent to those wishing to engage in these occupations by providing any applicant notice of the applicable procedures and the opportunity to submit a claim of rehabilitation with respect to the applicant's conviction under consideration.

A public hearing for the proposed rules was held in accordance with the APA on October 21, 2022, and the written comment period closed at 5:00 p.m. on that same date. DIFS did not receive written public comments regarding the rules, and there were no individuals present at the public hearing wishing testify.

Given the upcoming expiration of the 2021-2022 legislative session and the need for the efficiency in the licensure process that these rules are intended to provide, DIFS respectfully asks that the committee waive the balance of the session days in the review period.

Thank you for your consideration of this request.

Sincerely,

X 

Signed by: Sarah Wohlford

Sarah Wohlford
Regulatory Affairs Officer
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cc: Timothy Reeves and Rachel Hughart, Legal Counsel, JCAR
Katie Wienczewski, Michigan Office of Administrative Hearings and Rules
Administrative Rules Division, MOAHR-Rules@michigan.gov