

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4789

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 16263 (MCL 333.16263), as amended by 1995  
PA 126, and by adding section 16336 and part 179.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 16263. (1) Except as provided in subsection (2), the  
2 following words, titles, or letters or a combination thereof,  
3 with or without qualifying words or phrases, are restricted in  
4 use only to those persons authorized under this article to use  
5 the terms and in a way prescribed in this article:

6       (a) "Chiropractic", "doctor of chiropractic",  
7 "chiropractor", "d.c.", and "chiropractic physician".

8       (b) "Dentist", "doctor of dental surgery", "oral and  
9 maxillofacial surgeon", "orthodontist", "prosthodontist",  
10 "periodontist", "endodontist", "oral pathologist", "pediatric

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1 dentist", "dental hygienist", "registered dental hygienist",  
2 "dental assistant", "registered dental assistant", "R.D.A.",  
3 "d.d.s.", "d.m.d.", and "r.d.h."

4 (c) "Doctor of medicine" and "m.d."

5 (d) "Physician's assistant" and "p.a."

6 (e) "Registered professional nurse", "registered nurse",  
7 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",  
8 "nurse anesthetist", "nurse practitioner", "trained attendant",  
9 and "t.a."

10 (f) "Doctor of optometry", "optometrist", and "o.d."

11 (g) "Osteopath", "osteopathy", "osteopathic practitioner",  
12 "doctor of osteopathy", "diplomate in osteopathy", and "d.o."

13 (h) "Pharmacy", "pharmacist", "apothecary", "drugstore",  
14 "druggist", "medicine store", "prescriptions", and "r.ph."

15 (i) "Physical therapy", "physical therapist",  
16 "physiotherapist", "registered physical therapist", "licensed  
17 physical therapist", "physical therapy technician", "p.t.",  
18 "r.p.t.", "l.p.t.", and "p.t.t."

19 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",  
20 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot  
21 specialist", "podiatric physician and surgeon", and "d.p.m."

22 (k) "Consulting psychologist", "psychologist",  
23 "psychological assistant", and "psychological examiner",  
24 "licensed psychologist", and "limited licensed psychologist"

25 (l) "Licensed professional counselor", "licensed counselor",  
26 "professional counselor", and "l.p.c."

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1 (m) "Sanitarian", "registered sanitarian", and "r.s.".

2 (n) "Veterinary", "veterinarian", "veterinary doctor",  
3 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",  
4 "d.v.m.", "animal technician", or "animal technologist".

5 (o) "Occupational therapist", "occupational therapist  
6 registered", "certified occupational therapist", "o.t.",  
7 "o.t.r.", "c.o.t.", "certified occupational therapy assistant",  
8 "occupational therapy assistant", or "c.o.t.a.".

9 (p) "Marriage advisor" or "marriage consultant"; "family  
10 counselor", "family advisor", "family therapist", or "family  
11 consultant"; "family guidance counselor", "family guidance  
12 advisor", or "family guidance consultant"; "marriage guidance  
13 counselor", "marriage guidance advisor", or "marriage guidance  
14 consultant"; "family relations counselor"; "marriage relations  
15 counselor", "marriage relations advisor", or "marriage relations  
16 consultant"; "marital counselor" or "marital therapist"; "limited  
17 licensed marriage and family therapist" or "limited licensed mar-  
18 riage counselor"; "licensed marriage and family therapist" or  
19 "licensed marriage counselor"; and "l.m.f.t.".

(O) "RESPIRATORY THERAPIST", "REGISTERED RESPIRATORY  
THERAPIST", "R.T.", AND "R.R.T.".

(R) "THERAPEUTIC RECREATOR", "T.R.", "REGISTERED THERAPEUTIC  
RECREATION SPECIALIST", "R.T.R.S.", "RECREATION THERAPIST", "R.T.",  
"RECREATIONAL THERAPIST", "CERTIFIED RECREATION THERAPIST", "C.R.T.",  
"THERAPEUTIC RECREATION SPECIALIST", AND "T.R.S.".

20 (S) "ATHLETIC TRAINER", "REGISTERED ATHLETIC TRAINER",  
21 "CERTIFIED ATHLETIC TRAINER", "ATHLETIC TRAINER CERTIFIED",  
22 "A.T.", "A.T.R.", "C.A.T.", AND "A.T.C.".

23 (2) Notwithstanding section 16261, a person who was spe-  
24 cially trained at an institution of higher education in this  
25 state to assist a physician in the field of orthopedics and upon  
26 completion of training, received a 2-year associate of science  
27 degree as an orthopedic physician's assistant before January 1,

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1 1977, may use the title "orthopedic physician's assistant"  
2 whether or not the person is licensed under this article.

3 SEC. 16336. FEES FOR A PERSON REGISTERED OR SEEKING REGIS-  
4 TRATION AS A REGISTERED ATHLETIC TRAINER UNDER PART 179 ARE AS  
5 FOLLOWS:

6 (A) APPLICATION PROCESSING FEE.....\$ 20.00

7 (B) REGISTRATION FEE, PER YEAR.....60.00.

8 PART 179.

9 ATHLETIC TRAINING

10 SEC. 17901. (1) AS USED IN THIS PART:

11 (A) "ATHLETIC INJURY" MEANS AN INJURY SUSTAINED BY AN INDI-  
12 VIDUAL AS A RESULT OF THAT INDIVIDUAL'S PARTICIPATION IN ACTIVI-  
13 TIES REQUIRING PHYSICAL STRENGTH, AGILITY, FLEXIBILITY, RANGE OF  
14 MOTION, SPEED, AND STAMINA.

15 (B) "REGISTERED ATHLETIC TRAINER" MEANS AN INDIVIDUAL WHO  
16 ENGAGES IN THE PREVENTION, ASSESSMENT, TREATMENT, AND REHABILITA-  
17 TION OF ATHLETIC INJURIES WHILE THE INDIVIDUAL

18 [REDACTED]  
19 [REDACTED] IS UNDER THE DIRECTION AND SUPERVISION OF A LICENSED  
20 ALLOPATHIC PHYSICIAN OR A LICENSED OSTEOPATHIC PHYSICIAN.

21 (2) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1  
22 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION  
23 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS  
24 DEFINITIONS APPLICABLE TO THIS PART.

25 SEC. 17902. BEGINNING ON THE EFFECTIVE DATE OF THE AMENDA-  
26 TORY ACT THAT ADDED THIS PART, AN INDIVIDUAL SHALL NOT USE THE  
27 TITLES "ATHLETIC TRAINER", "REGISTERED ATHLETIC TRAINER",

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1 "CERTIFIED ATHLETIC TRAINER", "ATHLETIC TRAINER CERTIFIED",  
2 "A.T.", "A.T.R.", "C.A.T.", "A.T.C.", OR SIMILAR WORDS THAT INDI-  
3 CATE THAT THE PERSON IS A REGISTERED ATHLETIC TRAINER UNLESS THE  
4 INDIVIDUAL IS REGISTERED UNDER THIS ARTICLE.

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SEC. 17904. THE DEPARTMENT

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SHALL

10 PROMULGATE RULES ESTABLISHING THE MINIMUM STANDARDS FOR REGISTRA-  
11 TION AS AN ATHLETIC TRAINER UNDER THIS ARTICLE. IN PROMULGATING  
12 THE RULES REQUIRED UNDER THIS SECTION, THE DEPARTMENT MAY CONSULT  
13 THE PROFESSIONAL STANDARDS ISSUED BY THE NATIONAL ATHLETIC  
14 TRAINER'S ASSOCIATION, BY THE NATIONAL ATHLETIC TRAINER'S ASSOCI-  
15 ATION BOARD OF CERTIFICATION, OR BY ANOTHER NATIONALLY RECOGNIZED  
16 PROFESSIONAL ASSOCIATION.

17 SEC. 17905. THE DEPARTMENT SHALL ISSUE A REGISTRATION UNDER  
18 THIS ARTICLE AS A REGISTERED ATHLETIC TRAINER TO AN INDIVIDUAL  
19 WHO MEETS ALL OF THE FOLLOWING REQUIREMENTS:

20 (A) APPLIES TO THE DEPARTMENT ON A FORM PROVIDED BY THE  
21 DEPARTMENT.

22 (B) MEETS THE REQUIREMENTS FOR REGISTRATION CONTAINED IN THE  
23 RULES PROMULGATED UNDER SECTION 17904.

24 (C) PAYS THE FEES PRESCRIBED IN SECTION 16336.

25 SEC. 17906. (1) A REGISTRATION ISSUED BY THE DEPARTMENT  
26 UNDER SECTION 17905 IS RENEWABLE UPON PAYMENT OF THE PRESCRIBED  
27 REGISTRATION RENEWAL FEE AND, BEGINNING WITH THE THIRD RENEWAL

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1 PERIOD AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED  
2 THIS PART, SUBMISSION TO THE DEPARTMENT OF PROOF OF SATISFACTORY  
3 COMPLETION OF AT LEAST 8 CONTINUING EDUCATION UNITS WITHIN A  
4 3-YEAR TIME PERIOD IN SUBJECTS RELATED TO ATHLETIC TRAINING AND  
5 APPROVED BY THE DEPARTMENT.

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7 (2) IN ADDITION TO THE CONTINUING EDUCATION REQUIREMENTS OF  
8 SUBSECTION (1), A REGISTERED ATHLETIC TRAINER SHALL SUBMIT ALONG  
9 WITH HIS OR HER APPLICATION FOR REGISTRATION RENEWAL PROOF SATIS-  
10 FACTORY TO THE DEPARTMENT

11 OF BOTH OF THE FOLLOWING:

12 (A) THAT HE OR SHE HAS SUCCESSFULLY COMPLETED A COURSE OF  
13 TRAINING IN FIRST AID, CARDIOPULMONARY RESUSCITATION, AND FOREIGN  
14 BODY OBSTRUCTION OF THE AIRWAY APPROVED BY THE DEPARTMENT AND  
15 OFFERED OR APPROVED BY THE AMERICAN RED CROSS, THE AMERICAN HEART  
16 ASSOCIATION, OR A COMPARABLE ORGANIZATION.

17 (B) THAT HE OR SHE HOLDS, AT THE TIME OF APPLICATION FOR  
18 RENEWAL AND AT ALL TIMES DURING THE PREVIOUS REGISTRATION PERIOD,  
19 A VALID CERTIFICATION IN FIRST AID AND CARDIOPULMONARY RESUSCITA-  
20 TION ISSUED BY THE ORGANIZATION OFFERING THE TRAINING.

21 SEC. 17907. THIS PART DOES NOT REQUIRE NEW OR ADDITIONAL  
22 THIRD PARTY REIMBURSEMENT FOR SERVICES RENDERED BY AN INDIVIDUAL  
23 REGISTERED UNDER THIS PART.

24 Enacting section 1. This amendatory act does not take  
25 effect unless all of the following bills of the 89th Legislature  
26 are enacted into law:

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- 1 (a) House Bill No. 5736.
- 2 (b) House Bill No. 5737.