

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

**DIRECTOR'S OFFICE**

**PODIATRIC MEDICINE AND SURGERY – GENERAL RULES**

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16145, 16148, 16174, 16178, 16182, 16186, 16204, 16205, 16287, 18031, and 18033 of the public health code, 1978 PA 368, MCL 333.16145, 333.16148, 333.16174, 333.16178, 333.16182, 333.16186, 333.16204, 333.16205, 333.16287, 333.18031, and 333.18033, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

**PART 1. GENERAL PROVISIONS**

**R 338.8101 Definitions.**

Rule 101. (1) As used in these rules:

- (a) "Board" means the Michigan board of podiatric medicine and surgery.
  - (b) "Code" means the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.
  - (c) "Department" means the department of licensing and regulatory affairs.
- (2) A term defined in the code has the same meaning when used in these rules.

History: 1990 AACCS; 2014 AACCS; 2019 AACCS.

**PART 2. LICENSURE**

**R 338.8102 Training standards for identifying victims of human trafficking; requirements.**

Rule 102. (1) Pursuant to sections 16148 and 17060 of the code, MCL 333.16148 and 333.17060, an individual seeking licensure or licensed shall complete training in identifying victims of human trafficking that meets the following standards:

- (a) Training content that covers all of the following:
    - (i) Understanding the types and venues of human trafficking in Michigan or the United States.
    - (ii) Identifying victims of human trafficking in health care settings.
    - (iii) Identifying the warning signs of human trafficking in health care settings for adults and minors.
    - (iv) Identifying resources for reporting the suspected victims of human trafficking.
  - (b) Acceptable providers or methods of training include any of the following:
    - (i) Training offered by a nationally-recognized or state-recognized health-related organization.
    - (ii) Training offered by, or in conjunction with, a state or federal agency.
    - (iii) Training obtained in an educational program that has been approved by the board for initial licensure, or by a college or university.
    - (iv) Reading an article related to the identification of victims of human trafficking that meets the requirements of subdivision (a) of this subrule and is published in a peer review journal, health care journal, or professional or scientific journal.
  - (c) Acceptable modalities of training include any of the following:
    - (i) Teleconference or webinar.
    - (ii) Online presentation.
    - (iii) Live presentation.
    - (iv) Printed or electronic media.
- (2) The department may select and audit a sample of individuals and request documentation of proof of completion of training. If audited by the department, an individual shall provide an acceptable proof of completion of training, including either of the following:
- (a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.

(b) A self-certification statement by an individual. The certification statement must include the individual's name and either of the following:

(i) For training completed pursuant to subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.

(ii) For training completed pursuant to subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer review journal, health care journal, or professional or scientific journal, and date, volume, and issue of publication, as applicable.

(3) Pursuant to section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply for license renewals beginning with the 2017 renewal cycle and for initial licensure beginning January 6, 2022.

History: 2017 AACCS; 2019 AACCS.

**R 338.8102a Minimum English language standard.**

Rule 102a. An applicant for initial licensure shall demonstrate a working knowledge of the English language if the applicant's educational or training program was taught outside of the United States. To demonstrate a working knowledge of the English language, the applicant shall establish that he or she obtained a total score of not less than 80 on the Test of English as a Foreign Language Internet-Based Test administered by the Educational Testing Service.

History: 2019 AACCS.

**R 338.8103 Licensure by examination; requirements.**

Rule 103. An applicant for licensure by examination shall submit a completed application, on a form provided by the department, together with the requisite fee. In addition to meeting the requirements of the code and the administrative rules promulgated pursuant to the code, an applicant shall satisfy all of the following requirements:

(a) Have graduated from a school of podiatric medicine approved by the board in R 338.8113.

(b) Have achieved a passing score on the required parts of the American Podiatric Medical Licensing Examination (APMLE) sponsored by the National Board of Podiatric Medical Examiners (NBPME) as required by R 338.8104(4).

(c) Have achieved a converted score of not less than 75 on the podiatric jurisprudence examination administered by the department or an entity approved by the department.

(i) The jurisprudence examination shall assess an applicant's knowledge of the laws and administrative rules governing the practice of podiatric medicine and surgery in this state.

(ii) An applicant who fails to achieve a passing score on the jurisprudence examination may repeat the examination without limitation.

(d) Have satisfactorily completed either of the following:

(i) At least 2 years of a postgraduate residency program approved by the board pursuant to R 338.8113. Certification of completion of postgraduate training must be submitted to the department not more than 15 days before completion of the training.

(ii) Until January 31, 2020, at least 1 year of a preceptorship program approved by the board. Certification of completion of the preceptorship training must be submitted to the department not more than 15 days before completion of the training.

History: 1990 AACCS; 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8104 Examinations; adoption; required components; passing score.**

Rule 104. (1) The board approves and adopts the APMLE sponsored by the NBPME.

(2) An applicant applying for licensure who graduated in 2014 or earlier, or who graduated in 2016, must have achieved a passing score on all of the following components of the APMLE:

(a) Part I.

(b) Part II.

- (c) Part III.
- (3) An applicant applying for licensure who graduated in 2015 or later, excluding 2016, must have achieved a passing score on all of the following components of the APMLE:
  - (a) Part I.
  - (b) Part II.
  - (c) Part II Clinical Skills Patient Encounter (CSPE).
  - (d) Part III.
- (4) The accepted passing score for each component of the APMLE for licensure is the passing score established by the NBPME.

History: 1990 AACCS; 2014 AACCS; 2019 AACCS.

**R 338.8107 Licensure by endorsement; requirements.**

Rule 107. (1) An applicant for licensure by endorsement shall submit a completed application, on a form provided by the department, together with the requisite fee.

(2) An applicant for licensure by endorsement shall achieve a converted score of not less than 75 on the podiatric jurisprudence examination administered by the department or an entity approved by the department.

(3) If an applicant was first licensed in another state and has been actively engaged in the practice of podiatric medicine for a minimum of 10 years before the date of filing an application for Michigan podiatric medical licensure, it is presumed that the applicant meets the requirements of section 16186(1)(a) and (b) of the code, MCL 333.16186(1)(a) and (b).

(4) If an applicant was first licensed in another state and has been actively engaged in the practice of podiatric medicine for less than 10 years before the date of filing an application for Michigan podiatric medical licensure, the applicant shall satisfy all of the following requirements:

(a) Have graduated from a school of podiatric medicine approved by the board pursuant to R 338.8113.

(b) Have satisfactorily completed a postgraduate residency approved by the board pursuant to R 338.8113.

(c) Have achieved a passing score on each part of the APMLE as required by R 338.8104.

(5) An applicant's license must be verified, by the licensing agency of any state of the United States in which the applicant holds a current license or ever held a license as a podiatrist. The verification must include the record of any disciplinary action taken or pending against the applicant.

History: 1990 AACCS; 2014 AACCS; 2019 AACCS.

**R 338.8108 Rescinded.**

History: 1990 AACCS; 2017 AACCS.

**R 338.8109 Educational limited licenses; limited license renewal.**

Rule 109. (1) An educational limited license authorizes the holder of the license to engage in the practice of podiatric medicine and surgery as part of a postgraduate education program.

(2) An applicant for an educational limited license shall submit a completed application, on a form provided by the department, together with the requisite fee. In addition to meeting the requirements of the code and the administrative rules promulgated pursuant to the code, an applicant shall satisfy all of the following requirements:

(a) Have graduated from a school of podiatric medicine approved by the board pursuant to R 338.8113.

(b) If the applicant graduated in 2014 or earlier, or graduated in 2016, have achieved a passing score on all of the following components of the APMLE:

(i) Part I.

(ii) Part II.

(c) If the applicant graduated in 2015 or later, excluding 2016, have achieved a passing score on all of the following components of the APMLE:

- (i) Part I.
- (ii) Part II.
- (iii) Part II CSPE.
- (d) Either of the following:
  - (i) Have documentation provided directly to the department verifying that the applicant has been accepted into a postgraduate training program that satisfies R 338.8113(2).
  - (ii) Until November 13, 2019, have been appointed to a 1-year preceptorship program that is approved by the board.
- (3) A limited license is renewable for not more than 5 years pursuant to section 333.18012(2) of the code, MCL 333.18012(2).

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8110 Requirements for relicensure after lapse.**

Rule 110. An applicant whose license has been lapsed may be relicensed under section 16201(3) or (4) of the code, as applicable, MCL 333.16201(3) or (4), if the applicant satisfies the following requirements as indicated by a (√) below:

(1) For a podiatrist who has let his or her Michigan license lapse and is not currently licensed in another state.		Lapsed 3 years or less.	Lapsed more than 3 years.
(a)	Application and fee: Submit a completed application on a form provided by the department, together with the required fee.	√	√
(b)	Good moral character: Establish that he or she is of good moral character as defined in 1974 PA 381, MCL 338.41 to 338.47.	√	√
(c)	Fingerprints: Submit fingerprints as required by section 16174(3) of the code, MCL 333.16174(3).		√
(d)	Continuing education: Complete 150 hours of continuing education pursuant to R 338.8127 including the following: (i) At least 3 hours in pain and symptom management pursuant to R 338.8127(1)(c). (ii) At least 1 hour in medical ethics pursuant to R 338.8127(1)(d). (iii) At least 2 hours related to controlled substances prescribing pursuant to R 338.8127(1)(e).  The applicant shall submit proof of having completed the required continuing education within the 3-year period immediately preceding the date of the application for relicensure. If the continuing education hours submitted with the application are deficient, the applicant shall have 2 years from the date the department received the application to complete the deficient hours.	√	√
(e)	Examination: Achieve a score 75 or more on the examination of Michigan laws and rules related to the practice of podiatric medicine that is developed and administered by the department, or an entity approved by the department.	√	√
(f)	Examination: Achieve a passing score on part III of the APMLE sponsored by the NBPME or its successor.		√
	Proof of license verification: An applicant's license must be		

(g)	verified by the licensing agency of each state of the United States in which the applicant has ever held a license as a podiatrist.  Verification must include the record of any disciplinary action taken or pending against the applicant.	√	√
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(2) For a podiatrist who has let his or her Michigan license lapse and is currently licensed in another state.		Lapsed 3 years or less.	Lapsed more than 3 years.
(a)	Application and fee: Submit a completed application on a form provided by the department, together with the required fee.	√	√
(b)	Good moral character: Establish that he or she is of good moral character as defined by 1974 PA 381, MCL 338.41 to 338.47.	√	√
(c)	Fingerprints: Submit fingerprints as required by section 16174(3) of the code, MCL 333.16174(3).		√
(d)	Continuing education: Complete 150 hours of continuing education pursuant to R 338.8127 including the following: (i) At least 3 hours in pain and symptom management pursuant to R 338.8127(1)(c). (ii) At least 1 hour in medical ethics pursuant to R 338.8127(1)(d). (iii) At least 2 hours related to controlled substances prescribing pursuant to R 338.8127(1)(e).  The applicant shall submit proof of having completed the required continuing education within the 3-year period immediately preceding the date of the application for relicensure. If the continuing education hours submitted with the application are deficient, the applicant shall have 2 years from the date the department received the application to complete the deficient hours.	√	√
(e)	Examination: Achieve a score of 75 or more on the examination of Michigan laws and rules related to the practice of podiatric medicine that is developed and administered by the department, or an entity approved by the department.	√	√
(f)	Proof of license verification: An applicant's license must be verified by the licensing agency of each state of the United States in which the applicant holds or has ever held a license as a podiatrist.  Verification must include the record of any disciplinary action taken or pending against the applicant.	√	√

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8111 Rescinded.**

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

### PART 3. EDUCATIONAL AND RESIDENCY PROGRAMS

**R 338.8113 Accreditation standards for approval of schools of podiatric medicine and residency programs; institutions of higher education; adoption of standards by reference.**

Rule 113. (1) The board approves and adopts by reference the standards for accrediting colleges of podiatric medicine developed and adopted by the Council on Podiatric Medical Education (CPME) of the American Podiatric Medical Association (APMA) and entitled "Standards and Requirements for Accrediting Colleges of Podiatric Medicine," CPME 120, October 2014. A copy of the standards and requirements is available at no cost from the council's website at [www.cpme.org](http://www.cpme.org). A copy of the standards and requirements also is available for inspection and distribution at cost from the Board of Podiatric Medicine and Surgery, Michigan Department of Licensing and Regulatory Affairs, 611 West Ottawa, Lansing, MI 48909. The board considers any school of podiatric medicine accredited by the CPME of the APMA as a school of podiatric medicine approved by the board.

(2) The board approves and adopts by reference the standards for approval of residency programs developed and adopted by the CPME of the APMA entitled "Standards and Requirements for Approval of Podiatric Medicine and Surgery Residencies," CPME 320, July 2015. A copy of the standards and requirements is available at no cost from the council's website at [www.cpme.org](http://www.cpme.org). A copy of the standards and requirements also is available for inspection and distribution at cost from the Board of Podiatric Medicine and Surgery, Michigan Department of Licensing and Regulatory Affairs, 611 West Ottawa, Lansing, MI 48909. The board considers any residency program approved by the CPME of the APMA as a school of podiatric medicine approved by the board.

(3) A higher education institution is considered approved by the board if it is accredited by the accrediting body of the region in which the institution is located and the accrediting body meets either the recognition standards and criteria of the Council for Higher Education Accreditation (CHEA) or the recognition procedures and criteria of the United States Department of Education. The board adopts by reference the procedures and criteria for recognizing accrediting organizations of the CHEA, effective June 28, 2010, and the procedures and criteria for recognizing accrediting agencies of the United States Department of Education, effective July 1, 2010, as contained in 34 CFR Part 602. Copies of the standards and criteria of the CHEA and the United States Department of Education are available for inspection and distribution at cost from the Board of Podiatric Medicine and Surgery, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. The CHEA recognition standards also may be obtained at no cost from the council's website at <http://www.chea.org>. The federal recognition criteria also may be obtained at no cost from the department's website at <http://www.ed.gov/about/offices/list/OPE/index.html>.

History: 1990 AACCS; 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8114 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8115 Rescinded.**

History: 2014 AACCS.

**R 338.8125 Rescinded.**

History: 1980 AACCS; 1996 AACCS.

### PART 4. CONTINUING EDUCATION

**R 338.8126 License renewal.**

Rule 126. (1) An applicant for license renewal shall accumulate not less than 150 hours of continuing podiatric medical education in activities approved by the board in R 338.8127 during the 3 years immediately preceding his or her application for renewal.

(2) Submission of an application for renewal constitutes the applicant’s certification of compliance with the requirements of this rule. The board may require a licensee to submit evidence to demonstrate compliance with this rule. A licensee shall retain documentation of meeting the requirements of this rule for a period of 4 years from the date of applying for license renewal. Failure to comply with this rule is a violation of section 16221(h) of the code, MCL 333.16221(h).

(3) A request for a waiver under section 16205 of the code, MCL 333.16205, must be received by the department before the expiration date of the license.

(4) The department may select and audit a sample of licensees who have renewed their licenses and request proof of compliance with subrule (2) of this rule. If audited, the licensee shall submit documentation as specified in R 338.8127.

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8127 Acceptable continuing education; requirements; limitations.**

Rule 127. (1) The 150 hours of continuing education required pursuant to R 338.8126(1) for the renewal of a license shall comply with the following, as applicable:

(a) Not more than 12 credit hours must be earned during one 24-hour period.

(b) A licensee may not earn credit for a continuing education program or activity that is identical or substantially identical to a program or activity the licensee has already earned credit for during that renewal period.

(c) An applicant for license renewal shall have earned at least 3 continuing podiatric medical education hours in pain and symptom management in each renewal period pursuant to section 16204(2) of the code, MCL 333.16204(2). Courses in pain and symptom management may include, but are not limited to, any of the following as they relate to professional practice:

- (i) Courses in behavior management.
- (ii) Pharmacology.
- (iii) Behavior modification.
- (iv) Stress management.
- (v) Clinical applications.
- (vi) Drug interventions.

(d) Effective 1 year or more after the date this rule was amended, an applicant for license renewal shall have earned at least 1 continuing podiatric medical education hour in medical ethics.

(e) Effective 1 year or more after the date this rule was amended, an applicant for license renewal shall have earned at least 2 continuing podiatric medical education hours in controlled substances prescribing. This is in addition to the continuing education required by subdivision (c) of this subrule.

(2) One half of the 150 hours of continuing podiatric medical education credit in board-approved courses or programs that are required for the renewal of a license may be earned through online or electronic media, such as videotapes, internet web-based seminars, video conferences, online continuing education programs, and online journal articles.

(3) The board shall consider the following as acceptable continuing education:

Activity Code	Acceptable Continuing Education Activities and Proof of Completion	Number of Continuing Education Hours Granted/Permitted for Each Activity
A	Attendance at or participation in a continuing education program or activity related to the practice of podiatry, or any non-clinical subject relevant to practice, education, administration, management, or science, including, but not limited to, live and in-person programs; interactive or	The number of continuing education hours for a specific program or activity is the number of hours approved by the sponsor or the approving organization.  A minimum of 75 hours must be earned in each renewal period, unless all 150

	<p>monitored teleconference or audio-conference programs; online programs; and, journal articles or other self-study programs offered by a sponsor accredited or approved by the CPME.</p> <p>If audited, a licensee shall submit a copy of a letter or certificate of completion showing the licensee's name, number of credits earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date on which the program was held or activity completed.</p>	<p>hours are earned in Category N.</p>
B	<p>Attendance at or participation in a continuing education program or activity related to the practice of podiatry, or any non-clinical subject relevant to practice, education, administration, management, or science, including, but not limited to, live and in-person programs; interactive or monitored teleconference or audio-conference programs; online programs; and, journal articles or other self-study programs approved by either of the following:</p> <p>The Michigan board of podiatric medicine and surgery, pursuant to R 338.8128. Another state or provincial board of podiatric medicine and surgery.</p> <p>If audited, a licensee shall submit a copy of a letter or certificate of completion showing the licensee's name, number of credits earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date on which the program was held or activity completed.</p>	<p>The number of continuing education hours for a specific program or activity is the number of hours approved by the sponsor or the approving organization.</p> <p>If the activity was not approved for a set number of hours, then 1 credit hour for each 50 to 60 minutes of participation may be earned.</p> <p>A maximum of 75 hours may be earned for this category in each renewal period.</p>
C	<p>Attendance at or participation in a continuing education program or activity related to the practice of podiatry, or any non-clinical subject relevant to practice, education, administration, management, or science, including, but not limited to, live and in-person programs; interactive or monitored teleconference or audio-conference programs; online programs; and, journal articles or other self-study programs accredited, approved, or offered by either of the following:</p> <p>The Accreditation Council for Continuing Medical Education. The American Medical Association.</p>	<p>The number of continuing education hours for a specific program or activity is the number of hours approved by the sponsor or the approving organization.</p> <p>A maximum of 40 hours may be earned in this category in each renewal period.</p>



	<p>The American Osteopathic Association.</p> <p>If audited, a licensee shall submit a copy of a letter or certificate of completion showing the licensee's name, number of credits earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date on which the program was held or activity completed.</p>	
D	<p>Obtaining specialty board certification from 1 of the following:</p> <p>American Board of Podiatric Medicine (ABPM).  American Board of Foot and Ankle Surgery (ABFAS).  American Board of Multiple Specialties in Podiatry (ABMSP).  American Board of Lower Extremity Surgery (ABLES).  American Board of Wound Management (ABWM).</p> <p>If audited, a licensee shall submit proof of certification.</p>	<p>Fifty hours of continuing education may be earned in the year the applicant is advised of passing the certification examination.</p>
E	<p>Obtaining specialty board recertification from 1 of the following:</p> <p>ABPM.  ABFAS.  ABMSP.  ABLES.  ABWM.</p> <p>If audited, a licensee shall submit proof of recertification.</p>	<p>Thirty hours of continuing education may be earned in the year the applicant is advised of passing the recertification examination.</p>
F	<p>Serving as an instructor of podiatric medical students, house staff, other physicians, or allied health professionals in a hospital or institution that offers a postgraduate training program that is approved by the board pursuant to R 338.8113, if the hospital or institution has approved the instruction.</p> <p>If audited, a licensee shall submit a letter from the program director verifying the licensee's role.</p>	<p>Two hours of continuing education is granted for each 50 to 60 minutes spent as an instructor.</p> <p>A maximum of 50 hours of continuing education may be earned in this category each renewal period.</p>
G	<p>Serving as an instructor of podiatric students at an accredited podiatric medical institution under a rotating externship program recognized and approved by the medical institution in accordance with R 338.8113.</p>	<p>Two hours of continuing education is granted for each 50 to 60 minutes spent as an instructor.</p> <p>A maximum of 50 hours may be earned in this category in each renewal period.</p>

	If audited, a licensee shall submit a letter from the sponsoring podiatric institution verifying the licensee's role.	
H	Initial publication of an article related to the practice of podiatric medicine and surgery in a peer-reviewed journal.  If audited, a licensee shall submit a copy of the publication that identifies the licensee as the author or a publication acceptance letter.	Twenty-five hours of continuing education is granted per publication.  A maximum of 75 hours may be earned in this category in each renewal period.
I	Initial publication of a chapter related to the practice of podiatric medicine and surgery in either of the following:  A professional or health care textbook. A peer-reviewed textbook.  If audited, a licensee shall submit a copy of the publication that identifies the licensee as the author or a publication acceptance letter.	Fifty hours of continuing education is granted per publication.  A maximum of 50 hours may be earned in this category in each renewal period.
J	Initial presentation of a scientific exhibit, a formal original scientific paper, or both, at a professional meeting.  If audited, a licensee shall submit a copy of the document presented with evidence of presentation and a log indicating time spent in preparation or a letter from the program sponsor verifying the length and date of the presentation and a log indicating time spent in preparation.	Two hours of continuing education is granted for each 50 to 60 minutes of presentation and preparation.  A maximum of 30 hours may be earned in this category each renewal period.
K	Independent study, which is the independent reading of peer-reviewed professional journals or medical textbooks.  If audited, a licensee shall submit an affidavit attesting to the number of hours the licensee spent participating in these activities and a bibliography listing the journal, article, author or authors, publication date, and date read.	One hour of continuing education is granted for each 50 to 60 minutes of participation.  A maximum of 30 hours may be earned in this category in each renewal period.
L	Completion of a multi-media program that requires a licensee to complete a self-assessment component, including, but not limited to, videotapes, internet web-based seminars, video conferences, on-line continuing education programs, and journal articles. This does not include multi-media programs that satisfy the requirements of activity codes A, B, or C. A self-assessment component includes, but is not limited to, a post-test or other evaluation instrument that assesses the	One hour of continuing education is granted for each 50 to 60 minutes of participation.  A maximum of 30 hours may be earned in this category each renewal period.

	<p>knowledge an individual gained after completing an activity.</p> <p>If audited, a licensee shall submit a certificate of self-assessment provided by the program sponsor.</p>	
M	<p>Participation on a hospital staff committee dealing with quality patient care or utilization review, or both.</p> <p>If audited, a licensee shall submit a letter from an organization official verifying the licensee's participation and the number of hours the licensee spent participating on the committee.</p>	<p>One hour of continuing education is granted for each 50 to 60 minutes of participation.</p> <p>A maximum of 30 hours may be earned in this category each renewal period.</p>
N	<p>Full-time enrollment in a postgraduate clinical training program related to the practice of podiatric medicine and surgery in a hospital or institution that is approved by the board pursuant to R 338.8113.</p> <p>If audited, a licensee shall submit a letter from the program director verifying the licensee participated in the program.</p>	<p>A minimum of 5 months participation per year is required.</p> <p>Fifty hours of continuing education is granted for each year of full-time enrollment.</p> <p>A maximum of 150 hours may be earned in this category each renewal period.</p>

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8128 Continuing education programs; adoption of standards by reference; board approval.**

Rule 128. (1) The board approves and adopts by reference the standards for approving sponsors of continuing education developed and adopted by the CPME of the APMA entitled, "Standards, Requirements, and Guidelines for Approval of Sponsors of Continuing Education in Podiatric Medicine," CPME 720, January 2015. A copy of the standards and requirements is available at no cost from the council's website at [www.cpme.org](http://www.cpme.org). A copy of the standards and requirements is also available for inspection and distribution at cost from the Board of Podiatric Medicine and Surgery, Michigan Department of Licensing and Regulatory Affairs, 611 West Ottawa, Lansing, MI 48909.

(2) A continuing education program approved by the CPME is considered approved by the board.

(3) The board or authorized committee shall consider requests for approval of individual continuing education programs. A sponsor shall submit an application and information regarding the program or activity to the department at least 60 days before the program or activity is held. For purposes of this rule, 1 credit of continuing education is defined as 50 to 60 minutes of program attendance or participation in an activity.

(4) The board or authorized committee shall evaluate applications for approval based upon all of the following:

(a) The content of a program or activity must enhance the skills, knowledge, and practice of podiatric medicine and surgery.

(b) The sponsor shall provide an outline of the program or activity that includes a statement of educational goals or measurable behavioral objectives, or both.

(c) The program or activity must be presented, if applicable, by instructors who are qualified and competent in the subject matter as demonstrated by their education, training, and experience.

(d) Licensee attendance at the program or activity must be monitored by the sponsor, if applicable.

(e) The sponsor shall maintain, for a period of 3 years from the date of each program, records of program attendance or completion of an activity that show all of the following, as applicable:

(i) The date a program was held or an activity completed.

(ii) The location of a program.

(iii) The credentials of the individuals who presented a program.

- (iv) Rosters of individuals who were in attendance at a program or completed an activity.
- (v) The continuing education credits awarded to each attendee or participant.
- (f) The sponsor shall award a certificate or written evidence of attendance at a program or completion of an activity that includes the following, as applicable:
  - (i) The participant's name.
  - (ii) The date and location of the program.
  - (iii) The sponsor or program approval number.
  - (iv) The number of continuing education credits earned.
- (4) The board or authorized committee may deny approval of programs or activities offered by institutions and organizations if the board or authorized committee determines that the programs or activities offered by those institutions or organizations fail to demonstrate compliance with the legislative intent to further educate licensees on subjects related to the practice of podiatric medicine and surgery.

History: 2014 AACCS; 2017 AACCS; 2019 AACCS.

**R 338.8129 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338. 8130 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8131 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8132 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8133 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8134 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8135 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

**R 338.8136 Rescinded.**

History: 2014 AACCS; 2017 AACCS.

## PART 5. TELEHEALTH

### **R 338.8145 Telehealth.**

Rule 145. (1) Consent for treatment must be obtained before providing a telehealth service pursuant to section 16284 of the code, MCL 333.16284.

(2) Evidence of consent must be maintained in the patient's up-to-date medical record and retained in compliance with section 16213 of the code, MCL 333.16213.

(3) A podiatrist providing a telehealth service may prescribe a drug if the podiatrist is a prescriber acting within the scope of his or her practice and in compliance with section 16285 of the code, MCL 333.16285, if he or she does both of the following:

(a) If medically necessary, refers the patient to a provider that is geographically accessible to the patient.

(b) Makes himself or herself available to provide follow up care services to the patient, or to refer the patient to another provider, for follow up care.

(4) A podiatrist providing any telehealth service must do both of the following:

(a) Act within the scope of his or her practice.

(b) Exercise the same standard of care applicable to a traditional, in-person health care service.

History: 1980 AACCS; 1990 AACCS; 2019 AACCS.