

REFERENCE TITLE: dispensers; audiologists; speech-language pathologists

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2439

Introduced by
Representative Barto

AN ACT

AMENDING SECTIONS 36-1901, 36-1902, 36-1904, 36-1906, 36-1907, 36-1936, 36-1940, 36-1940.02 AND 36-1940.03, ARIZONA REVISED STATUTES; RELATING TO AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-1901, Arizona Revised Statutes, is amended to
3 read:

4 ~~36-1901.~~ Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "ACCREDITED PROGRAM" MEANS A PROGRAM LEADING TO THE AWARD OF A
7 DEGREE IN AUDIOLOGY THAT IS ACCREDITED BY AN ORGANIZATION RECOGNIZED FOR THAT
8 PURPOSE BY THE UNITED STATES DEPARTMENT OF EDUCATION.

9 ~~1-~~ 2. "Approved training program" means a postsecondary
10 speech-language pathology assistant training program that is approved by the
11 director.

12 ~~2-~~ 3. "Assistive listening device or system" means an amplification
13 system that is specifically designed to improve the signal-to-noise ratio for
14 the listener who is hearing impaired, reduce interference from noise in the
15 background and enhance hearing levels at a distance by picking up sound from
16 as close to the source as possible and sending it directly to the ear of the
17 listener, excluding hearing aids.

18 4. "AUDIOLOGIST" MEANS A PERSON WHO ENGAGES IN THE PRACTICE OF
19 AUDIOLOGY AND WHO MEETS THE REQUIREMENTS PRESCRIBED IN THIS CHAPTER.

20 ~~3-~~ 5. "Audiology" means the nonmedical and nonsurgical application of
21 principles, methods and procedures of measurement, testing, evaluation and
22 prediction that are related to hearing, its disorders and related
23 communication impairments for the purpose of nonmedical diagnosis,
24 prevention, amelioration or modification of these disorders and conditions.

25 ~~4-~~ 6. "Clinical interaction" means a fieldwork practicum in
26 speech-language pathology that is supervised by a licensed speech-language
27 pathologist.

28 ~~5-~~ 7. "Department" means the department of health services.

29 ~~6-~~ 8. "Direct supervision" means the on-site, in-view observation and
30 guidance of a speech-language pathology assistant by a licensed
31 speech-language pathologist while the speech-language pathology assistant
32 performs an assigned clinical activity.

33 ~~7-~~ 9. "Director" means the director of the department.

34 ~~8-~~ 10. "Disorders of communication" means an organic or nonorganic
35 condition that impedes the normal process of human communication and includes
36 disorders of speech, articulation, fluency, voice, verbal and written
37 language, auditory comprehension, cognition and communications and oral,
38 pharyngeal and laryngeal sensorimotor competencies.

39 ~~9-~~ 11. "Disorders of hearing" means an organic or nonorganic
40 condition, whether peripheral or central, that impedes the normal process of
41 human communication and includes disorders of auditory sensitivity, acuity,
42 function or processing.

43 ~~10-~~ 12. "Hearing aid" means any wearable instrument or device designed
44 for or represented as aiding or improving human hearing or as aiding,
45 improving or compensating for defective human hearing, and any parts,

1 attachments or accessories of the instrument or device, including ear molds,
2 but excluding batteries and cords.

3 ~~11-~~ 13. "Hearing aid dispenser" means any person who engages in the
4 practice of fitting and dispensing hearing aids.

5 ~~12-~~ 14. "Indirect supervision" means supervisory activities, other
6 than direct supervision that are performed by a licensed speech-language
7 pathologist and that may include consultation, record review and review and
8 evaluation of audiotaped or videotaped sessions.

9 ~~13-~~ 15. "Letter of concern" means an advisory letter to notify a
10 licensee that, while there is insufficient evidence to support disciplinary
11 action, the director believes the licensee should modify or eliminate certain
12 practices and that continuation of the activities that led to the information
13 being submitted to the director may result in action against the licensee.

14 ~~14-~~ 16. "License" means a license issued by the director under this
15 chapter and includes a temporary license.

16 ~~15-~~ 17. "Nonmedical diagnosing" means the art or act of identifying a
17 communication disorder from its signs and symptoms. Nonmedical diagnosing
18 does not include diagnosing a medical disease.

19 ~~16-~~ 18. "Practice of audiology" means:

20 (a) Rendering or offering to render to a person or persons who have or
21 who are suspected of having disorders of hearing any service in audiology
22 including prevention, identification, evaluation, consultation, habilitation,
23 rehabilitation, instruction and research.

24 (b) Participating in hearing conservation, hearing aid and assistive
25 listening device evaluation and hearing aid prescription preparation,
26 fitting, dispensing and orientation.

27 (c) Screening, identifying, assessing, nonmedical diagnosing,
28 preventing and rehabilitating peripheral and central auditory system
29 dysfunctions.

30 (d) Providing and interpreting behavioral and physiological
31 measurements of auditory and vestibular functions.

32 (e) Selecting, fitting and dispensing assistive listening and alerting
33 devices and other systems and providing training in their use.

34 (f) Providing aural rehabilitation and related counseling services to
35 hearing impaired persons and their families.

36 (g) Screening speech-language and other factors that affect
37 communication function in order to conduct an audiologic evaluation and an
38 initial identification of persons with other communications disorders and
39 making the appropriate referral.

40 (h) Planning, directing, conducting or supervising services.

41 ~~17-~~ 19. "Practice of fitting and dispensing hearing aids" means the
42 measurement of human hearing by means of an audiometer or by any other means,
43 solely for the purpose of making selections or adaptations of hearing aids,
44 and the fitting, sale and servicing of hearing aids, including assistive
45 listening devices and the making of impressions for ear molds and includes

1 identification, instruction, consultation, rehabilitation and hearing
2 conservation as these relate only to hearing aids and related devices and, at
3 the request of a physician or another licensed health care professional, the
4 making of audiograms for the professional's use in consultation with the
5 hearing impaired. The practice of fitting and dispensing hearing aids does
6 not include formal auditory training programs, lip reading and speech
7 conservation.

8 ~~18.~~ 20. "Practice of speech-language pathology" means:

9 (a) Rendering or offering to render to an individual or groups of
10 individuals who have or are suspected of having disorders of communication
11 service in speech-language pathology including prevention, identification,
12 evaluation, consultation, habilitation, rehabilitation, instruction and
13 research.

14 (b) Screening, identifying, assessing, interpreting, nonmedical
15 diagnosing and rehabilitating disorders of speech and language.

16 (c) Screening, identifying, assessing, interpreting, nonmedical
17 diagnosing and rehabilitating disorders of oral-pharyngeal functions and
18 related disorders.

19 (d) Screening, identifying, assessing, interpreting, nonmedical
20 diagnosing and rehabilitating cognitive and communication disorders.

21 (e) Assessing, selecting and developing augmentative and alternative
22 communication systems and providing training in the use of these systems and
23 assistive listening devices.

24 (f) Providing aural rehabilitation and related counseling services to
25 hearing impaired persons and their families.

26 (g) Enhancing speech-language proficiency and communication
27 effectiveness.

28 (h) Screening hearing and other factors for speech-language evaluation
29 and initially identifying persons with other communication disorders and
30 making the appropriate referral.

31 ~~19.~~ 21. "Regular license" means each type of license issued by the
32 director, except a temporary license.

33 ~~20.~~ 22. "Sell" or "sale" means a transfer of title or of the right to
34 use by lease, bailment or any other contract, but does not include transfers
35 at wholesale to distributors or dealers.

36 ~~21.~~ 23. "Speech-language pathology" means the nonmedical and
37 nonsurgical application of principles, methods and procedures of assessment,
38 testing, evaluation and prediction related to speech and language and its
39 disorders and related communication impairments for the nonmedical diagnosis,
40 prevention, amelioration or modification of these disorders and conditions.

41 ~~22.~~ 24. "Speech-language pathology assistant" means a person who
42 provides services prescribed in section 36-1940.04 and under the direction
43 and supervision of a speech-language pathologist licensed pursuant to this
44 chapter.

1 ~~23.~~ 25. "Sponsor" means a person who is licensed pursuant to this
2 chapter and who agrees to train or directly supervise a temporary licensee in
3 the same field of practice.

4 ~~24.~~ 26. "Temporary licensee" means a person who is licensed under this
5 chapter for a specified period of time under the sponsorship of a person
6 licensed pursuant to this chapter.

7 ~~25.~~ 27. "Unprofessional conduct" means:

8 (a) Obtaining any fee or making any sale by fraud or
9 misrepresentation.

10 (b) Employing directly or indirectly any suspended or unlicensed
11 person to perform any work covered by this chapter.

12 (c) Using, or causing or promoting the use of, any advertising matter,
13 promotional literature, testimonial, guarantee, warranty, label, brand,
14 insignia or other representation, however disseminated or published, that is
15 misleading, deceiving, improbable or untruthful.

16 (d) Advertising for sale a particular model, type or kind of product
17 when purchasers or prospective purchasers responding to the advertisement
18 cannot purchase or are dissuaded from purchasing the advertised model, type
19 or kind if the purpose of the advertisement is to obtain prospects for the
20 sale of a different model, type or kind than that advertised.

21 (e) Representing that the professional services or advice of a
22 physician will be used or made available in the selling, fitting, adjustment,
23 maintenance or repair of hearing aids if this is not true, ~~or using the words~~
24 ~~"doctor", "clinic", "clinical" or like words, abbreviations or symbols that~~
25 ~~tend to connote the medical profession services if this is not accurate.~~

26 (f) Defaming competitors by falsely imputing to them dishonorable
27 conduct, inability to perform contracts or questionable credit standing or by
28 other false representations, or falsely disparaging the products of
29 competitors in any respect, or their business methods, selling prices,
30 values, credit terms, policies or services.

31 (g) Displaying competitive products in the licensee's show window,
32 shop or advertising in such manner as to falsely disparage such products.

33 (h) Representing falsely that competitors are unreliable.

34 (i) Quoting prices of competitive products without disclosing that
35 they are not the current prices, or showing, demonstrating or representing
36 competitive models as being current models when they are not current models.

37 (j) Imitating or simulating the trademarks, trade names, brands or
38 labels of competitors with the capacity, tendency or effect of misleading or
39 deceiving purchasers or prospective purchasers.

40 (k) Using in the licensee's advertising the name, model name or
41 trademark of a particular manufacturer of hearing aids in such a manner as to
42 imply a relationship with the manufacturer that does not exist, or otherwise
43 to mislead or deceive purchasers or prospective purchasers.

44 (l) Using any trade name, corporate name, trademark or other trade
45 designation that has the capacity, tendency or effect of misleading or

1 deceiving purchasers or prospective purchasers as to the name, nature or
2 origin of any product of the industry, or of any material used in the
3 product, or that is false, deceptive or misleading in any other material
4 respect.

5 (m) Obtaining information concerning the business of a competitor by
6 bribery of an employee or agent of that competitor, by false or misleading
7 statements or representations, by the impersonation of one in authority, or
8 by any other unfair means.

9 (n) Giving directly or indirectly, offering to give, or permitting or
10 causing to be given money or anything of value, except miscellaneous
11 advertising items of nominal value, to any person who advises another in a
12 professional capacity as an inducement to influence that person or have that
13 person influence others to purchase or contract to purchase products sold or
14 offered for sale by a hearing aid dispenser, or to influence persons to
15 refrain from dealing in the products of competitors.

16 (o) Sharing any profits or sharing any percentage of a licensee's
17 income with any person who advises another in a professional capacity as an
18 inducement to influence that person or have that person influence others to
19 purchase or contract to purchase products sold or offered for sale by a
20 hearing aid dispenser or to dissuade persons from dealing in products of
21 competitors.

22 (p) Failing to comply with existing federal regulations regarding the
23 fitting and dispensing of a hearing aid.

24 (q) Conviction of a felony or a misdemeanor that involves moral
25 turpitude.

26 (r) Fraudulently obtaining or attempting to obtain a license or a
27 temporary license for the applicant, the licensee or another person.

28 (s) Aiding or abetting unlicensed practice.

29 (t) Wilfully making or filing a false audiology, speech-language
30 pathology or hearing aid dispenser evaluation.

31 (u) The use of narcotics, alcohol or drugs to the extent that the
32 performance of professional duties is impaired.

33 (v) Betraying a professional confidence.

34 (w) Any conduct, practice or condition that impairs the ability of the
35 licensee to safely and competently engage in the practice of audiology,
36 speech-language pathology or hearing aid dispensing.

37 (x) Providing services or promoting the sale of devices, appliances or
38 products to a person who cannot reasonably be expected to benefit from these
39 services, devices, appliances or products.

40 (y) Being ~~a licensee who is~~ disciplined by a licensing or disciplinary
41 authority of any state, territory or district of this country for an act that
42 is grounds for disciplinary action under this chapter.

43 (z) Violating any provision of this chapter or failing to comply with
44 rules adopted pursuant to this chapter.

1 (aa) Failing to refer an individual for medical evaluation if a
2 condition exists that is amenable to surgical or medical ~~treatments~~
3 **INTERVENTION** prescribed by the advisory committee and consistent with federal
4 regulations.

5 (bb) Practicing in a field or area within that licensee's defined
6 scope of practice in which the licensee has not either been tested, taken a
7 course leading to a degree, received supervised training, taken a continuing
8 education course or had adequate prior experience.

9 (cc) **FAILING TO AFFIX THE WORD, TERM OR INITIALS "AUDIOLOGY",**
10 **"AUDIOLOGIC", "AUDIOLOGIST", "DOCTOR OF AUDIOLOGY", "Au.D.", "Ph.D." OR**
11 **"Sc.D." IN ANY SIGN OR ADVERTISING MEDIA IN WHICH THE TERM "DOCTOR" OR THE**
12 **ABBREVIATION "Dr." IS USED IN RELATION TO THE AUDIOLOGIST HOLDING A DOCTORAL**
13 **DEGREE.**

14 Sec. 2. Section 36-1902, Arizona Revised Statutes, is amended to read:
15 36-1902. Powers and duties of the director; advisory committee;
16 examining committee

17 A. The director shall:

18 1. Appoint an advisory committee to **COLLABORATE WITH AND** assist the
19 director and **TO** perform duties as ~~the director may delegate~~ **PRESCRIBED BY**
20 **THIS CHAPTER. THE DIRECTOR SHALL INFORM THE ADVISORY COMMITTEE REGARDING ALL**
21 **DISCIPLINARY ACTIONS.**

22 2. Supervise and administer qualifying examinations to test the
23 knowledge and proficiency of applicants for a hearing aid dispenser's
24 license.

25 3. Designate the time and place for holding examinations for a hearing
26 aid dispenser's license.

27 4. License persons who apply for and pass the examination for a
28 license, and possess all other qualifications required for the practice of
29 fitting and dispensing hearing aids, the practice of audiology and the
30 practice of speech-language pathology.

31 5. License persons who apply for a license and possess all other
32 qualifications required for licensure as a speech-language pathology
33 assistant.

34 6. Authorize all disbursements necessary to carry out ~~the provisions~~
35 ~~of~~ this chapter.

36 7. Ensure the public's health and safety by adopting and enforcing
37 qualification standards for licensees and applicants for licensure under this
38 chapter.

39 B. The director may:

40 1. Purchase and maintain, or rent, equipment and facilities necessary
41 to carry out the examination of applicants for a license.

42 2. Issue and renew a license.

43 3. Deny, suspend, revoke or refuse renewal of a license or file a
44 letter of concern, issue a decree of censure, prescribe probation, impose a

1 civil penalty or restrict or limit the practice of a licensee pursuant to
2 this chapter.

3 4. Appoint an examining committee to assist in the conduct of the
4 examination of applicants for a hearing aid dispenser's license.

5 5. Make and publish rules that are not inconsistent with the laws of
6 this state and that are necessary to carry out this chapter.

7 6. Require the periodic inspection of testing equipment and facilities
8 of persons engaging in the practice of fitting and dispensing hearing aids,
9 audiology and speech-language pathology.

10 7. Require a licensee to produce customer records of patients involved
11 in complaints on file with the department.

12 C. The advisory committee appointed pursuant to subsection A,
13 paragraph 1 ~~shall consist~~ **CONSISTS** of the director, two physicians licensed
14 under title 32, chapter 13 or 17, one of whom is a specialist in
15 otolaryngology, two licensed audiologists, one of whom dispenses hearing
16 aids, two licensed speech-language pathologists, two public members, one of
17 whom is hearing impaired, and two licensed hearing aid dispensers who are not
18 licensed to practice audiology. Committee members who are licensed under
19 this chapter shall have at least five years' experience immediately preceding
20 the appointment in their field of practice in this state.

21 D. The examining committee authorized pursuant to subsection B,
22 paragraph 4 ~~shall consist~~ **CONSISTS** of one otolaryngologist, two licensed
23 dispensing audiologists and two licensed hearing aid dispensers. Committee
24 members who are licensed under this chapter shall have at least five years'
25 experience immediately preceding the appointment in their field of practice
26 in this state. The findings of the examining committee shall be advisory to
27 the director.

28 E. The director shall verify that the audiology licensee has passed
29 ~~the~~ **A NATIONALLY RECOGNIZED** examination approved by the director.

30 F. The director shall verify that the speech-language pathology
31 licensee has passed ~~the~~ **A NATIONALLY RECOGNIZED** examination approved by the
32 director.

33 G. The director may recognize a nationally recognized speech-language
34 hearing association **OR AUDIOLOGY ASSOCIATION** examination, **OR BOTH**, as an
35 approved examination.

36 H. The advisory committee shall provide recommendations to the
37 director in the following areas, on which the director shall act within a
38 reasonable period of time:

39 1. Issuance and renewal of a license.

40 2. Prescribing disciplinary procedures.

41 3. Appointment of an examining committee to assist in the conduct of
42 the examination of applicants for a hearing aid dispenser's license.

43 4. Adopting rules that are not inconsistent with the laws of this
44 state and that are necessary to carry out this chapter.

1 5. Requiring the periodic inspection of testing equipment and
2 facilities of persons engaging in the practice of fitting and dispensing
3 hearing aids, audiology and speech-language pathology.

4 6. Requiring a licensee to produce customer records of patients
5 involved in complaints on file with the department of health services.

6 Sec. 3. Section 36-1904, Arizona Revised Statutes, is amended to read:
7 36-1904. Issuance of license; renewal of license

8 A. The director shall issue a regular license to each applicant who
9 meets the requirements of this chapter. A regular license is valid for one
10 year.

11 B. A licensee shall renew a regular license annually on payment of the
12 renewal fee prescribed in section 36-1908. There is a thirty day grace
13 period after the expiration of a regular license. During this period the
14 licensee may renew a regular license on payment of a late fee in addition to
15 the renewal fee.

16 C. When renewing a regular license **IN HEARING AID DISPENSING**, the
17 licensee shall provide proof of having completed at least eight hours of
18 continuing education within the prior twelve months.

19 **D. WHEN RENEWING A REGULAR LICENSE IN AUDIOLOGY OR IN SPEECH-LANGUAGE**
20 **PATHOLOGY, THE LICENSEE MUST PROVIDE PROOF OF HAVING COMPLETED AT LEAST TEN**
21 **HOURS OF CONTINUING EDUCATION WITHIN THE PREVIOUS TWELVE MONTHS.**

22 E. The director by rule shall provide standards for continuing
23 education courses required by this ~~subsection~~ **SECTION**.

24 ~~D-~~ **F.** The director may refuse to renew a regular license for any
25 cause provided in section 36-1934.

26 ~~E-~~ **G.** A person who does not renew a regular license as prescribed by
27 this section shall apply for a new license pursuant to the requirements of
28 this chapter. If an application is received by the director within one year
29 of the expiration date of the license, the applicant is not required to take
30 an examination.

31 **H. A PERSON WHO REAPPLIES FOR A REGULAR LICENSE IN AUDIOLOGY OR IN**
32 **SPEECH-LANGUAGE PATHOLOGY MUST PROVIDE PROOF OF AT LEAST TEN HOURS OF**
33 **CONTINUING EDUCATION WITHIN THE PREVIOUS TWELVE MONTHS BEFORE THE DATE OF**
34 **REAPPLICATION.**

35 Sec. 4. Section 36-1906, Arizona Revised Statutes, is amended to read:
36 36-1906. Registering place of business with director

37 A. A person who holds a license shall notify the director in writing
38 of the address of the place or places where ~~he~~ **THE PERSON** engages in the
39 practice of fitting and dispensing hearing aids, **AUDIOLOGY OR SPEECH-LANGUAGE**
40 **PATHOLOGY** and any change of address.

41 B. The director shall keep a record of the places of practice of
42 persons who hold licenses. Any notice required to be given by the director
43 to a person who holds a license may be given by mailing it to ~~him~~ **THAT PERSON**
44 at the address given by ~~him~~ **THAT PERSON** to the director.

1 Sec. 5. Section 36-1907, Arizona Revised Statutes, is amended to read:
2 36-1907. Practicing without a license; prohibition; terms
3 limited to licensees

4 A. A person shall not engage in the practice of fitting and dispensing
5 hearing aids, audiology or speech-language pathology or display a sign or in
6 any other way advertise or claim to be a hearing aid dispenser, an
7 audiologist or a speech-language pathologist unless the person holds an
8 active license in good standing issued by the director as provided in this
9 chapter.

10 B. A person shall not engage in performing the duties of a
11 speech-language pathology assistant or claim to be a speech-language
12 pathology assistant unless the person holds an active license in good
13 standing issued by the director as provided by this chapter.

14 C. A licensee shall conspicuously post a license issued pursuant to
15 this chapter in the licensee's office or place of business.

16 D. A PERSON WHO USES ANY OF THE FOLLOWING WORDS OR TERMS, OR ANY
17 VARIATION OR SYNONYM OF THESE WORDS OR TERMS, TO DESCRIBE THE PERSON'S
18 SERVICES OR PROFESSION MUST BE LICENSED AS AN AUDIOLOGIST PURSUANT TO THIS
19 CHAPTER:

- 20 1. "AUDIOLOGY" OR "AUDIOLOGIST".
- 21 2. "AUDIOMETRY" OR "AUDIOMETRIST".
- 22 3. "AUDIOLOGICAL" OR "AUDIOLOGIC".
- 23 4. "AUDIOPROSTHOLOGIST".
- 24 5. "AUDIOMETRICS".
- 25 6. "HEARING AID AUDIOLOGIST".

26 Sec. 6. Section 36-1936, Arizona Revised Statutes, is amended to read:
27 36-1936. Unlawful acts

28 ~~No~~ A person may NOT:

- 29 1. Sell, barter, or offer to sell or barter, a license.
- 30 2. Purchase or procure by barter a license with intent to use it as
31 evidence of the holder's qualification to engage in the practice of fitting
32 and dispensing hearing aids.
- 33 3. Alter materially a license with fraudulent intent.
- 34 4. Use or attempt to use as a valid license one which has been
35 purchased, fraudulently obtained, counterfeited or materially altered.
- 36 5. Wilfully make a false, material statement in an application OR
37 RELATED DOCUMENT for a license or for renewal of a license.

38 Sec. 7. Section 36-1940, Arizona Revised Statutes, is amended to read:
39 36-1940. Audiology; licensure requirements

40 A. A person who wishes to be licensed as an audiologist shall:

- 41 1. Submit a nonrefundable application fee as prescribed by section
42 36-1908.
- 43 2. Submit evidence satisfactory to the director that the applicant
44 has:

1 (a) A ~~master's~~ DOCTORAL degree WITH AN EMPHASIS in audiology ~~or the~~
2 ~~equivalent~~ from a nationally or regionally accredited college or university
3 in ~~a~~ AN ACCREDITED program consistent with the standards of this state's
4 universities.

5 (b) Completed ~~a~~ supervised clinical ~~practicum~~ ROTATIONS in audiology
6 from a nationally or regionally accredited college or university in ~~a~~ AN
7 ACCREDITED program consistent with the standards of this state's
8 universities.

9 ~~(c) Completed postgraduate professional experience in the field of~~
10 ~~audiology approved by the director.~~

11 3. Pass an examination pursuant to section 36-1902, subsection G. THE
12 APPLICANT MUST HAVE COMPLETED THE EXAMINATION WITHIN THREE YEARS BEFORE THE
13 DATE OF APPLICATION FOR LICENSURE PURSUANT TO THIS ARTICLE.

14 4. Be of good moral character.

15 5. Not have had a license revoked or suspended by a state within the
16 past two years and not be presently ineligible for licensure in any state
17 because of a prior revocation or suspension.

18 B. A person WHO HAS A DOCTORAL DEGREE IN AUDIOLOGY AND who wishes to
19 be licensed as an audiologist to fit and dispense hearing aids shall:

20 1. Submit a nonrefundable application fee as prescribed by section
21 36-1908.

22 2. Submit evidence satisfactory to the director that the applicant
23 has:

24 (a) A ~~master's~~ DOCTORAL degree WITH AN EMPHASIS in audiology ~~or the~~
25 ~~equivalent~~ from a nationally or regionally accredited college or university
26 in a program consistent with the standards of this state's universities.

27 (b) Completed ~~a~~ supervised clinical ~~practicum~~ ROTATIONS in audiology
28 from a nationally or regionally accredited college or a university in ~~a~~ AN
29 ACCREDITED program that is consistent with the standards of this state's
30 universities.

31 ~~(c) Completed postgraduate professional experience in the field of~~
32 ~~audiology as approved by the director.~~

33 3. Pass an examination pursuant to section 36-1902, subsection G. THE
34 APPLICANT MUST HAVE COMPLETED THE EXAMINATION WITHIN THREE YEARS BEFORE THE
35 DATE OF APPLICATION FOR LICENSURE PURSUANT TO THIS ARTICLE.

36 ~~4. Pass the hearing aid dispenser's examination pursuant to section~~
37 ~~36-1924.~~

38 4. COMPLETE A CONTINUING EDUCATION COURSE APPROVED BY THE DIRECTOR IN
39 JURISPRUDENCE RELATED TO THIS CHAPTER WITHIN ONE YEAR AFTER INITIAL LICENSURE
40 BY THE DEPARTMENT.

41 5. Be of good moral character.

42 6. Not have had a license revoked or suspended by a state within the
43 past two years and not be presently ineligible for licensure in any state
44 because of a prior revocation or suspension.

1 C. A PERSON WHO WISHES TO BE LICENSED AS AN AUDIOLOGIST TO FIT AND
2 DISPENSE HEARING AIDS AND WHO WAS AWARDED A MASTER'S DEGREE IN AUDIOLOGY
3 BEFORE DECEMBER 31, 2007 MUST:

4 1. SUBMIT A NONREFUNDABLE APPLICATION FEE AS PRESCRIBED PURSUANT TO
5 SECTION 36-1908.

6 2. SUBMIT EVIDENCE SATISFACTORY TO THE DIRECTOR THAT THE APPLICANT
7 MEETS THE REQUIREMENTS PRESCRIBED IN SECTION 36-1940.02, SUBSECTION C FOR A
8 WAIVER OF THE EDUCATIONAL AND CLINICAL ROTATION REQUIREMENTS OF THIS ARTICLE.

9 3. PASS AN AUDIOLOGY EXAMINATION PURSUANT TO SECTION 36-1902,
10 SUBSECTION G. THE APPLICANT MUST HAVE COMPLETED THE EXAMINATION WITHIN THREE
11 YEARS BEFORE THE DATE OF APPLICATION FOR LICENSURE PURSUANT TO THIS ARTICLE
12 UNLESS THE APPLICANT IS CURRENTLY PRACTICING AUDIOLOGY AND MEETS THE
13 AUDIOLOGY EXAMINATION WAIVER REQUIREMENTS OF SECTION 36-1940.02,
14 SUBSECTION B.

15 4. PASS THE HEARING AID DISPENSER'S EXAMINATION PURSUANT TO SECTION
16 36-1924.

17 5. BE OF GOOD MORAL CHARACTER.

18 6. NOT HAVE HAD A LICENSE TO PRACTICE AS AN AUDIOLOGIST OR HEARING AID
19 DISPENSER REVOKED OR SUSPENDED BY ANOTHER STATE WITHIN THE PAST TWO YEARS AND
20 NOT CURRENTLY BE INELIGIBLE FOR LICENSURE IN ANY STATE BECAUSE OF A PRIOR
21 REVOCATION OR SUSPENSION.

22 ~~C.~~ D. The director shall adopt rules prescribing criteria for
23 approved postgraduate professional experience.

24 Sec. 8. Section 36-1940.02, Arizona Revised Statutes, is amended to
25 read:

26 36-1940.02. Waiver of licensure requirements: audiology and
27 speech-language pathology

28 A. The advisory committee appointed under section 36-1902 may
29 recommend to the director a waiver of the educational requirements of
30 sections 36-1940 and 36-1940.01 if an applicant submits proof satisfactory to
31 the department that the applicant received professional education in another
32 country equivalent to the education and practicum requirements of this
33 article.

34 B. The department shall waive the examination requirements of ~~sections~~
35 ~~36-1940 and~~ SECTION 36-1940.01 under either of the following conditions:

36 1. The applicant presents proof satisfactory to the department that
37 the applicant is currently licensed in a state, district or territory of this
38 country that has standards that are at least equivalent to those of this
39 state.

40 2. The applicant holds a certificate of clinical competence in
41 ~~audiology or in~~ speech-language pathology from a nationally recognized
42 speech-language hearing association approved by the department in the field
43 for which the applicant is applying for licensure.

1 C. THE DEPARTMENT SHALL WAIVE THE EDUCATION AND CLINICAL ROTATION
2 REQUIREMENTS OF SECTION 36-1940 IF AN APPLICANT SUBMITS PROOF SATISFACTORY TO
3 THE DIRECTOR THAT EITHER;

4 1. THE APPLICANT IS CURRENTLY LICENSED IN A STATE THAT HAS STANDARDS
5 THAT ARE AT LEAST EQUIVALENT TO THOSE OF THIS STATE.

6 2. HAS A MASTER'S DEGREE IN AUDIOLOGY THAT WAS AWARDED BY AN
7 ACCREDITED PROGRAM BEFORE DECEMBER 31, 2007 AND HAS COMPLETED POSTGRADUATE
8 PROFESSIONAL EXPERIENCE IN AUDIOLOGY AS APPROVED BY THE DIRECTOR.

9 D. THE DEPARTMENT SHALL WAIVE THE AUDIOLOGY EXAMINATION REQUIREMENTS
10 OF SECTION 36-1940 IF EITHER:

11 1. THE APPLICANT PRESENTS PROOF SATISFACTORY TO THE DEPARTMENT THAT
12 THE APPLICANT IS CURRENTLY LICENSED AND PRACTICING AUDIOLOGY IN THIS STATE OR
13 IN ANOTHER STATE THAT HAS STANDARDS THAT ARE AT LEAST EQUIVALENT TO THOSE OF
14 THIS STATE.

15 2. THE APPLICANT PRESENTS PROOF SATISFACTORY TO THE DEPARTMENT THAT
16 THE APPLICANT IS CURRENTLY PRACTICING AUDIOLOGY UNDER THE AUTHORITY AND
17 SUPERVISION OF AN AGENCY OF THE UNITED STATES GOVERNMENT OR OF ANOTHER BOARD,
18 AGENCY OR DEPARTMENT OF ANOTHER STATE AND HOLDS A CERTIFICATE IN AUDIOLOGY
19 FROM A RECOGNIZED CREDENTIALING BODY APPROVED BY THE DIRECTOR.

20 E. THE DEPARTMENT SHALL WAIVE THE HEARING AID DISPENSING EXAMINATION
21 REQUIREMENTS OF SECTION 36-1940 IF:

22 1. THE APPLICANT PRESENTS PROOF SATISFACTORY TO THE DEPARTMENT THAT
23 THE APPLICANT HOLDS A CURRENT LICENSE THAT INCLUDES DISPENSING AND THAT IS
24 ISSUED BY ANOTHER STATE THAT HAS STANDARDS THAT ARE AT LEAST EQUIVALENT TO
25 THOSE OF THIS STATE.

26 2. THE APPLICANT COMPLETES A CONTINUING EDUCATION COURSE APPROVED BY
27 THE DIRECTOR IN JURISPRUDENCE RELATED TO THIS CHAPTER WITHIN ONE YEAR AFTER
28 INITIAL LICENSURE BY THE DEPARTMENT.

29 Sec. 9. Section 36-1940.03, Arizona Revised Statutes, is amended to
30 read:

31 36-1940.03. Temporary licenses

32 A. The department shall issue a TEMPORARY license to a person who does
33 not meet the professional experience requirement of section ~~36-1940 or~~
34 36-1940.01 if the applicant meets the other requirements of ~~those sections~~
35 THAT SECTION and:

36 1. Includes with the application a plan for meeting the postgraduate
37 professional experience.

38 2. Submits a fee prescribed by section 36-1908.

39 B. A person may renew a temporary license only once.

40 C. A person issued a temporary license shall practice only under the
41 supervision of a person who is fully licensed by this state.