

Part 3 Licensing

58-46a-301 License required -- License classifications.

- (1) A license is required to engage in the practice of hearing instrument specialist or hearing instrument intern, except as specifically provided in Section 58-1-307 or 58-46a-305.
- (2) The division shall issue to an individual qualified under the provisions of this chapter a license in the classification of:
 - (a) hearing instrument specialist; or
 - (b) hearing instrument intern.

Enacted by Chapter 28, 1994 General Session

58-46a-302 Qualifications for licensure.

- (1) Each applicant for licensure as a hearing instrument specialist shall:
 - (a) submit to the division an application in a form prescribed by the division;
 - (b) pay a fee as determined by the division pursuant to Section 63J-1-504;
 - (c) be of good moral character;
 - (d) have qualified for and currently hold board certification by the National Board for Certification - Hearing Instrument Sciences, or an equivalent certification approved by the division in collaboration with the board;
 - (e) have passed the Utah Law and Rules Examination for Hearing Instrument Specialists; and
 - (f) if the applicant holds a hearing instrument intern license, surrender the hearing instrument intern license at the time of licensure as a hearing instrument specialist.
- (2) Each applicant for licensure as a hearing instrument intern shall:
 - (a) submit to the division an application in a form prescribed by the division;
 - (b) pay a fee as determined by the division pursuant to Section 63J-1-504;
 - (c) be of good moral character;
 - (d) have passed the Utah Law and Rules Examination for Hearing Instrument Specialists; and
 - (e) present evidence acceptable to the division and the board that the applicant, when licensed, will practice as a hearing instrument intern only under the supervision of a supervising hearing instrument specialist in accordance with:
 - (i) Section 58-46a-302.5; and
 - (ii) the supervision requirements for obtaining board certification by the National Board for Certification - Hearing Instrument Sciences, or an equivalent certification approved by the division in collaboration with the board.

Amended by Chapter 87, 2013 General Session

58-46a-302.5 Supervision requirements -- Hearing instrument interns.

- (1) A hearing instrument intern shall practice as a hearing instrument intern only under the direct supervision of a licensed hearing instrument specialist, until the intern:
 - (a) receives a passing score on a practical examination demonstrating acceptable skills in the area of hearing testing as approved by the division in collaboration with the board; and
 - (b) completes the National Institute for Hearing instrument studies education and examination program, or an equivalent college level program as approved by the division in collaboration with the board.

- (2) Upon satisfaction of the direct supervision requirement of Subsection (1) the intern shall:
 - (a) practice as a hearing instrument intern only under the indirect supervision of a licensed hearing instrument specialist; and
 - (b) receive a passing score on the International Licensing Examination of the hearing instrument dispenser or other tests approved by the division prior to applying for licensure as a hearing instrument specialist.

Amended by Chapter 87, 2013 General Session

58-46a-303 Term of license -- Expiration -- Renewal of specialist license -- Limitation on renewal of intern license.

- (1) The division shall issue each license for a hearing instrument specialist in accordance with a two-year renewal cycle established by rule. The division may by rule extend or shorten a renewal period by as much as one year to stagger the renewal cycles it administers.
- (2) Each license as a hearing instrument intern shall be issued for a term of three years and may not be renewed.
- (3) At the time of renewal, the licensed hearing instrument specialist shall demonstrate satisfactory evidence of each of the following:
 - (a) current certification by the National Board for Certification Hearing Instrument Sciences, or other acceptable certification approved by the division in collaboration with the board;
 - (b) calibration of all appropriate technical instruments used in practice; and
 - (c) completion of continuing professional education required in Section 58-46a-304.
- (4) Each license automatically expires on the expiration date shown on the license unless renewed by the licensee in accordance with the provisions of Section 58-1-308, or unless surrendered in accordance with the provisions of Section 58-1-306.

Amended by Chapter 268, 2001 General Session

58-46a-304 Continuing professional education.

As a condition precedent for license renewal each individual licensed under this chapter as a hearing instrument specialist shall complete qualified continuing professional education related to practice of hearing instrument specialist as established by division rule.

Enacted by Chapter 28, 1994 General Session

58-46a-305 Exemptions from licensure.

In addition to the exemptions from licensure in Section 58-1-307, the following persons may engage in acts and practices included within the definition of practice as a hearing instrument specialist or hearing instrument intern, subject to their professional licensure authorization and restrictions, without being licensed under this chapter:

- (1) an audiologist licensed under the provisions of Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing Act; and
- (2) a physician and surgeon licensed under the provisions of Title 58, Chapter 67, Utah Medical Practice Act, or osteopathic physician licensed under the provisions of Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.

Amended by Chapter 90, 2004 General Session

58-46a-307 Licensee required to prove licensure to commence or maintain action.

A person may not commence or maintain an action in any court of the state for collection or compensation in any amount resulting from performance of acts or practices for which a license is required under this chapter unless that person was properly licensed under this chapter as a hearing instrument specialist at the time there was an agreement made to perform the regulated acts and practices, when the regulated acts and practices were performed, and when the alleged cause of action arose.

Enacted by Chapter 28, 1994 General Session