

1                   **HEARING INSTRUMENT SPECIALIST LICENSING ACT**

2                                   2013 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Derek E. Brown**

5                                   Senate Sponsor: John L. Valentine

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7 **LONG TITLE**

8 **Committee Note:**

9                   The Business and Labor Interim Committee recommended this bill.

10 **General Description:**

11                   This bill modifies the Hearing Instrument Specialist Licensing Act and modifies the  
12 repeal date of the Hearing Instrument Specialist Licensing Act in the Legislative  
13 Oversight and Sunset Act.

14 **Highlighted Provisions:**

15                   This bill:

16                   ▶ modifies the requirements for obtaining a license as a hearing instrument specialist  
17 and a hearing instrument intern by removing prerequisite hours of practice;

18                   ▶ changes the repeal date of Title 58, Chapter 46a, Hearing Instrument Specialist  
19 Licensing Act in the Legislative Oversight and Sunset Act from July 1, 2013, to  
20 July 1, 2023;

21                   ▶ repeals provisions regarding licenses prior to 2002 that are no longer applicable; and

22                   ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24                   None

25 **Other Special Clauses:**

26                   None

27 **Utah Code Sections Affected:**



28 AMENDS:

29 **58-46a-302**, as last amended by Laws of Utah 2009, Chapter 183

30 **58-46a-302.5**, as enacted by Laws of Utah 2002, Chapter 50

31 **63I-1-258**, as last amended by Laws of Utah 2012, Chapters 82, 234, and 349

32 REPEALS:

33 **58-46a-306**, as last amended by Laws of Utah 2002, Chapter 50



35 *Be it enacted by the Legislature of the state of Utah:*

36 Section 1. Section **58-46a-302** is amended to read:

37 **58-46a-302. Qualifications for licensure.**

38 (1) Each applicant for licensure as a hearing instrument specialist shall:

39 (a) submit to the division an application in a form prescribed by the division;

40 (b) pay a fee as determined by the division pursuant to Section 63J-1-504;

41 (c) be of good moral character;

42 ~~[(d) (i) have successfully completed 4,000 hours of practice as a hearing instrument~~  
43 ~~intern within the state under supervision by a supervising hearing instrument specialist in~~  
44 ~~accordance with Section 58-46a-302.5 or an equivalent as approved by the division; or]~~

45 ~~[(ii) demonstrate successful practice for the equivalent of two years of full-time~~  
46 ~~practice as a licensed hearing instrument specialist in another state requiring licensure and~~  
47 ~~practice in conformity with defined lawful and professional standards of practice;]~~

48 ~~[(e)] (d)~~ have qualified for and currently hold board certification by the National Board  
49 for Certification - Hearing Instrument Sciences, or an equivalent certification approved by the  
50 division in collaboration with the board;

51 ~~[(f)] (e)~~ have passed the Utah Law and Rules Examination for Hearing Instrument  
52 Specialists; and

53 ~~[(g)] (f)~~ if the applicant holds a hearing instrument intern license, surrender the hearing  
54 instrument intern license at the time of licensure as a hearing instrument specialist.

55 (2) Each applicant for licensure as a hearing instrument intern shall:

56 (a) submit to the division an application in a form prescribed by the division;

57 (b) pay a fee as determined by the division pursuant to Section 63J-1-504;

58 (c) be of good moral character;

59 (d) have passed the Utah Law and Rules Examination for Hearing Instrument  
60 Specialists; and

61 (e) present evidence acceptable to the division and the board that the applicant, when  
62 licensed, will practice as a hearing instrument intern only under the supervision of a  
63 supervising hearing instrument specialist [~~as required under Subsection (1)(d).~~] in accordance  
64 with:

65 (i) Section 58-46a-302.5; and

66 (ii) the supervision requirements for obtaining board certification by the National  
67 Board for Certification - Hearing Instrument Sciences, or an equivalent certification approved  
68 by the division in collaboration with the board.

69 Section 2. Section **58-46a-302.5** is amended to read:

70 **58-46a-302.5. Supervision requirements -- Hearing instrument interns.**

71 (1) A hearing instrument intern shall [~~complete 4,000 supervised hours of practice as a~~  
72 ~~hearing instrument specialist intern.~~ (2) ~~The 4,000 hours required in Subsection (1) shall be~~  
73 practice as a hearing instrument intern only under the direct supervision of a licensed hearing  
74 instrument specialist, until the intern:

75 (a) receives a passing score on a practical examination demonstrating acceptable skills  
76 in the area of hearing testing as approved by the division in collaboration with the board; and

77 (b) completes the National Institute for Hearing instrument studies education and  
78 examination program, or an equivalent college level program as approved by the division in  
79 collaboration with the board.

80 [~~(3)~~] (2) Upon satisfaction of the direct supervision requirement of Subsection [~~(2)~~] (1)  
81 the intern shall:

82 (a) [~~complete the balance of the 4,000 supervised hours~~] practice as a hearing  
83 instrument intern only under the indirect supervision of a licensed hearing instrument  
84 specialist; and

85 (b) receive a passing score on the International Licensing Examination of the hearing  
86 instrument dispenser or other tests approved by the division prior to applying for licensure as a  
87 hearing instrument specialist.

88 Section 3. Section **63I-1-258** is amended to read:

89 **63I-1-258. Repeal dates, Title 58.**

- 90 (1) Title 58, Chapter 9, Funeral Services Licensing Act, is repealed July 1, 2018.
- 91 (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
- 92 repealed July 1, 2016.
- 93 (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2015.
- 94 (4) Section 58-17b-309.5 is repealed July 1, 2015.
- 95 (5) Title 58, Chapter 20a, Environmental Health Scientist Act, is repealed July 1, 2013.
- 96 (6) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2023.
- 97 (7) Title 58, Chapter 41, Speech-language Pathology and Audiology Licensing Act, is
- 98 repealed July 1, 2019.
- 99 (8) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2015.
- 100 (9) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed July
- 101 1, [~~2013~~] 2023.
- 102 (10) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2014.
- 103 (11) Section 58-69-302.5 is repealed on July 1, 2015.
- 104 (12) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2017.
- 105 (13) Section 58-13-2.5 is repealed July 1, 2013.
- 106 **Section 4. Repealer.**
- 107 This bill repeals:
- 108 **Section 58-46a-306, Holders of license under predecessor law.**

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**Legislative Review Note**  
**as of 11-15-12 1:21 PM**

**Office of Legislative Research and General Counsel**