

398 (c) (i) The commission shall make rules under Title 63G, Chapter 3, Utah
 399 Administrative Rulemaking Act, for the administration of money under Subsection (5)(b)(vi).

400 (ii) In the initial rulemaking to determine the administration of money under
 401 Subsection (5)(b)(vi), the commission shall give notice and hold a public hearing.

402 (d) Money received by the commission under Subsection (4) is nonlapsing.

403 (6) (a) The telephone surcharge need not be collected by a telecommunications
 404 corporation if the amount collected would be less than the actual administrative costs of the
 405 collection.

406 (b) If Subsection (6)(a) applies, the telecommunications corporation shall submit to the
 407 commission, in lieu of the revenue from the surcharge collection, a breakdown of the
 408 anticipated costs and the expected revenue from the collection, showing that the costs exceed
 409 the revenue.

410 (7) The commission shall solicit the advice, counsel, and physical assistance of
 411 ~~[severely hearing or speech impaired persons]~~ deaf, hard of hearing, or severely speech
 412 impaired individuals and the organizations serving them in the design and implementation of
 413 the program.

414 Section 8. Section **58-41-2** is amended to read:

415 **58-41-2. Definitions.**

416 In addition to the definitions in Section 58-1-102, as used in this chapter:

417 (1) "ASHA" means the American Speech ~~H~~→ **[and] -Language-** ←~~H~~ Hearing Association.

418 (2) "Association" means the Utah Speech ~~H~~→ **[and] -Language-** ←~~H~~ Hearing Association.

419 (3) "Audiologist" means a person who practices audiology or who holds himself out to
 420 the public directly or indirectly by any means, act, title, identification, performance, method, or
 421 procedure as one who nonmedically examines, measures, tests, interprets, evaluates, assesses,
 422 diagnoses, directs, instructs, treats, counsels, prescribes, and recommends for persons affected
 423 by or suspected of having disorders of or conditions of ~~[impaired]~~ hearing loss, or assists
 424 persons in achieving the reception, communication, and perception of sound and determines
 425 the range, nature, and degree of hearing function related to communication needs, or provides
 426 audiology services and uses audio electronic equipment and provides audiology services and
 427 consultation regarding noise control and hearing conservation, conducts tests and interpretation
 428 of vestibular function and nystagmus, prepares ear impressions and provides ear molds, aids,

429 accessories, prescriptions, and prostheses for hearing, evaluates sound environment and
 430 equipment, and calibrates instruments used in testing and supplementing auditory function. A
 431 person is deemed to be an audiologist if he directly or indirectly provides or offers to provide
 432 these services or functions set forth in Subsection (4) or any related function.

433 (4) "Audiology" means the application of principles, methods, and procedures, and
 434 measuring, testing, examining, interpreting, diagnosing, predicting, evaluating, prescribing,
 435 consulting, treating, instructing, and researching, which is related to hearing, vestibular
 436 function, and the disorders of hearing, to related language and speech disorders and to aberrant
 437 behavior related to [~~loss of~~] hearing loss or vestibular function, for the purpose of preventing
 438 and modifying disorders related to [~~loss of~~] hearing loss or vestibular function, and planning,
 439 directing, managing, conducting, and participating in hearing conservation, evoked potentials
 440 evaluation, nonmedical tinnitus evaluation or treatment, noise control, habilitation, and
 441 rehabilitation programs, including hearing aid evaluation, assistive listening device evaluation,
 442 prescription, preparation, and dispensing, and auditory training and lip reading.

443 (5) "Audiology aide" means an individual who:

444 (a) meets the minimum qualifications established by the board for audiology aides.

445 Those qualifications shall be substantial but less than those established by this chapter for
 446 licensing an audiologist;

447 (b) does not act independently; and

448 (c) works under the personal direction and direct supervision of a licensed audiologist
 449 who accepts responsibility for the acts and performance of that audiology aide under this
 450 chapter.

451 (6) "Board" means the Speech-language Pathology and Audiology Licensing Board
 452 created under Section 58-41-6.

453 (7) "CCC" means the certificate of clinical competence awarded by the American
 454 Speech ~~H~~→ [and] ~~-Language-~~ ←~~H~~ Hearing Association.

455 (8) "CFY" means the clinical fellowship year prescribed by ASHA.

456 (9) "Disorder" means the condition of decreased, absent, or impaired auditory, speech,
 457 voice, or language function.

458 (10) "Hearing aid dealer" means one who sells, repairs, and adjusts hearing aids.

459 (11) "Licensed audiologist" means any individual to whom a license has been issued