

1 **HEARING INSTRUMENT SPECIALIST LICENSING**

2 **AMENDMENTS**

3 2023 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Curtis S. Bramble**

6 House Sponsor: A. Cory Maloy

7

LONG TITLE

8 **Committee Note:**

9 The Business and Labor Interim Committee recommended this bill.

10 Legislative Vote: 13 voting for 0 voting against 7 absent

11 **General Description:**

12 This bill addresses hearing instrument specialist licensing requirements.

13 **Highlighted Provisions:**

14 This bill:

- 15 ▶ extends the sunset date for the Hearing Instrument Specialist Licensing Act;
- 16 ▶ modifies licensing requirements for a hearing instrument intern who applies for
- 17 licensure as a hearing instrument specialist;
- 18 ▶ permits renewal of a license for a hearing instrument intern under certain
- 19 circumstances;
- 20 ▶ provides administrative rulemaking authority; and
- 21 ▶ makes technical and conforming changes.

22 **Money Appropriated in this Bill:**

23 None

24 **Other Special Clauses:**

25 None

26 **Utah Code Sections Affected:**



28 AMENDS:

29 **58-46a-302.5**, as last amended by Laws of Utah 2020, Chapter 154

30 **58-46a-303**, as last amended by Laws of Utah 2020, Chapter 154

31 **63I-1-258**, as last amended by Laws of Utah 2022, Chapters 33, 415, and 416



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

34 Section 1. Section **58-46a-302.5** is amended to read:

35 **58-46a-302.5. Supervision requirements -- Hearing instrument interns.**

36 (1) ~~[A]~~ Except as provided in Subsection (2), a hearing instrument intern [shall] may
37 only practice as a hearing instrument intern [only] under the direct supervision of a licensed
38 hearing instrument specialist[~~, until the intern:~~].

39 (2) A hearing instrument intern may practice under the indirect supervision of a
40 licensed hearing instrument specialist if the hearing instrument specialist:

41 (a) receives a passing score on a practical examination demonstrating acceptable skills
42 in the area of hearing testing as approved by the division by rule made in accordance with Title
43 63G, Chapter 3, Utah Administrative Rulemaking Act; and

44 (b) completes the National Institute for Hearing instrument studies education and
45 examination program, or an equivalent college level program as approved by the division by
46 rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

47 ~~[(2) Upon satisfaction of the direct supervision requirement of Subsection (1) the intern~~
48 ~~shall:]~~

49 ~~[(a) practice as a hearing instrument intern only under the indirect supervision of a~~
50 ~~licensed hearing instrument specialist; and]~~

51 ~~[(b) receive a passing score on the International Licensing Examination of the hearing~~
52 ~~instrument dispenser or other tests approved by the division prior to applying for licensure as a~~
53 ~~hearing instrument specialist.]~~

54 Section 2. Section **58-46a-303** is amended to read:

55 **58-46a-303. Term of license -- Expiration -- Renewal of specialist and intern**
56 **licenses.**

57 (1) (a) (i) The division shall issue ~~[each]~~ a license for a hearing instrument specialist in
58 accordance with a two-year renewal cycle established by rule made in accordance with Title

59 63G, Chapter 3, Utah Administrative Rulemaking Act.

60 (ii) The division may by rule made in accordance with Title 63G, Chapter 3, Utah
 61 Administrative Rulemaking Act, extend or shorten a renewal period by as much as one year to
 62 stagger the renewal cycles ~~[it]~~ the division administers.

63 ~~[(2) Each license as a hearing instrument intern shall be issued for a term of three years~~
 64 ~~and may not be renewed.]~~

65 ~~[(3)]~~ (b) At the time of renewal, the licensed hearing instrument specialist shall
 66 demonstrate satisfactory evidence of each of the following:

67 ~~[(a)]~~ (i) current certification by the National Board for Certification Hearing Instrument
 68 Sciences, or other acceptable certification approved by the division by rule made in accordance
 69 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

70 ~~[(b)]~~ (ii) calibration of all appropriate technical instruments used in practice; and

71 ~~[(c)]~~ (iii) completion of continuing professional education required in Section
 72 58-46a-304.

73 ~~[(4) Each]~~ (c) A hearing instrument specialist license automatically expires on the
 74 expiration date shown on the license unless renewed by the licensee in accordance with ~~[the~~
 75 ~~provisions of]~~ Section 58-1-308~~;~~ or ~~[unless]~~ surrendered in accordance with ~~[the provisions~~
 76 ~~of]~~ Section 58-1-306.

77 (2) (a) The division shall issue a license for a hearing instrument intern for a term of
 78 three years.

79 (b) The division may renew a license for a hearing instrument intern for a term of three
 80 years for good cause shown, as determined by rule made in accordance with Title 63G, Chapter
 81 3, Utah Administrative Rulemaking Act.

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

83 **63I-1-258. Repeal dates: Title 58.**

84 (1) Section 58-3a-201, which creates the Architects Licensing Board, is repealed July
 85 1, 2026.

86 (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
 87 repealed July 1, 2026.

88 (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2025.

89 (4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1, 2028.

90 (5) Subsection 58-37-6(7)(f)(iii), relating to the seven-day opiate supply restriction, is
91 repealed July 1, 2032, and the Office of Legislative Research and General Counsel is
92 authorized to renumber the remaining subsections accordingly.

93 (6) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2033.

94 (7) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing Act, is
95 repealed July 1, 2029.

96 (8) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2025.

97 (9) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed July
98 1, [2023] 2033.

99 (10) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2024.

100 (11) Subsection 58-55-201(2), which creates the Alarm System and Security Licensing
101 Advisory Board, is repealed July 1, 2027.

102 (12) Subsection 58-60-405(3), regarding certain educational qualifications for licensure
103 and reporting, is repealed July 1, 2032.

104 (13) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed July 1,
105 2026.

106 (14) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.

107 [~~(15) The following sections are repealed July 1, 2022:~~]

108 [~~(a) Section 58-5a-502;~~]

109 [~~(b) Section 58-31b-502.5;~~]

110 [~~(c) Section 58-67-502.5;~~]

111 [~~(d) Section 58-68-502.5; and~~]

112 [~~(e) Section 58-69-502.5.~~]