

HOUSE BILL No. 5748

May 10, 1990, Introduced by Reps. Pridnia and Kosteva and referred to the Committee on Public Health.

A bill to amend sections 16131 and 16263 of Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended by Act No. 473 of the Public Acts of 1988, being sections 333.16131 and 333.16263 of the Michigan Compiled Laws; and to add part 168.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 16131 and 16263 of Act No. 368 of the
2 Public Acts of 1978, as amended by Act No. 473 of the Public Acts
3 of 1988, being sections 333.16131 and 333.16263 of the Michigan
4 Compiled Laws, are amended and part 168 is added to read as
5 follows:

6 Sec. 16131. The terms of office of individual members of
7 the council or the boards and task forces, except those appointed

1 to fill vacancies, shall expire 4 years after appointment as
2 follows:

3	Nursing	June 30
4	Optometry	June 30
5	Pharmacy	June 30
6	Podiatric medicine and surgery	June 30
7	Dentistry	June 30
8	Chiropractic	December 31
9	Counseling	June 30
10	Health occupations council	December 31
11	Medicine	December 31
12	Occupational therapists	December 31
13	Osteopathic medicine and surgery	December 31
14	Physical therapy	December 31
15	Psychology	December 31
16	Sanitarians	December 31
17	SPEECH-LANGUAGE PATHOLOGISTS AND	
18	AUDIOLOGISTS	DECEMBER 31
19	Veterinary medicine	December 31
20	Sec. 16263. (1) Except as provided in subsection (2), the	
21	following words, titles, or letters or a combination thereof,	
22	with or without qualifying words or phrases, are restricted in	
23	use only to those persons authorized under this article to the	
24	terms and in a way prescribed in this article:	
25	(a) "Chiropractic", "doctor of chiropractic",	
26	"chiropractor", "d.c.", and "chiropractic physician".	

1 (b) "Dentist", "doctor of dental surgery", "oral and
 2 maxillofacial surgeon", "orthodontist", ~~"prosthodontist,"~~
 3 "PROSTHODONDIST", "periodontist", "endodontist", "pediatric
 4 dentist", "dental hygienist", "registered dental hygienist",
 5 "dental assistant", "registered dental assistant", "R.D.A.",
 6 "d.d.s.", "d.m.d.", and "r.d.h.".

7 (c) "Doctor of medicine" and "m.d.".

8 (d) "Physician's assistant" and "p.a.".

9 (e) "Registered professional nurse", "registered nurse",
 0 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",
 1 "nurse anesthetist", "nurse practitioner", "trained attendant",
 2 and "t.a.".

3 (f) "Doctor of optometry", "optometrist", and "o.d.".

4 (g) "Osteopath", "osteopathy", "osteopathic practitioner",
 5 "doctor of osteopathy", "diplomate in osteopathy", and "d.o.".

6 (h) "Pharmacy", "pharmacist", "apothecary", "drugstore",
 7 "druggist", "medicine store", "prescriptions", and "r.ph.".

8 (i) "Physical therapy", "physical therapist",
 9 "physiotherapist", "registered physical therapist", "licensed
 10 physical therapist", "physical therapy technician", "p.t.",
 11 "r.p.t.", "l.p.t.", and "p.t.t.".

12 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",
 13 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot
 14 specialist", "podiatric physician and surgeon", and "d.p.m.".

15 (k) "Consulting psychologist", "psychologist",
 16 "psychological assistant", and "psychological examiner",
 17 "licensed psychologist", and "limited licensed psychologist".

1 (l) "Licensed professional counselor", "licensed counselor",
2 "professional counselor", and "l.p.c.".

3 (m) "Sanitarian", "registered sanitarian", and "r.s.".

4 (n) "Veterinary", "veterinarian", "veterinary doctor",
5 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",
6 "d.v.m.", and after July 1, 1979, "animal technician", or "animal
7 technologist".

8 (o) "Occupational therapist", "occupational therapist
9 registered", "certified occupational therapist", "o.t.",
10 "o.t.r.", "c.o.t.", "certified occupational therapy assistant",
11 "occupational therapy assistant", ~~or~~ AND "c.o.t.a.".

12 (p) "COMMUNICATION DISORDERS SPECIALIST", "COMMUNICATION
13 DISORDERS THERAPIST", "APHASIOLOGIST", "AUDIOMETRIST",
14 "AUDIOLOGIST", "COMMUNICOLOGIST", "HEARING THERAPIST", "HEARING
15 AID AUDIOLOGIST", "LANGUAGE PATHOLOGIST", "LOGOPEDIST",
16 "PHONIATRIST", "SPEECH CLINICIAN", "SPEECH CORRECTIONIST",
17 "SPEECH PATHOLOGIST", "SPEECH THERAPIST", "SPEECH-LANGUAGE
18 PATHOLOGIST", "VOICE PATHOLOGIST", "VOICE THERAPIST", "TEACHERS
19 OF THE SPEECH AND LANGUAGE IMPAIRED", "EDUCATION AUDIOLOGIST",
20 "INDUSTRIAL AUDIOLOGIST", AND "CLINICAL AUDIOLOGIST".

21 (2) Notwithstanding section 16261, a person who was spe-
22 cially trained at an institution of higher education in this
23 state to assist a physician in the field of orthopedics and upon
24 completion of training, received a 2-year associate of science
25 degree as an orthopedic physician's assistant before January 1,
26 1977, may use the title "orthopedic physician's assistant"
27 whether or not the person is licensed under this article.

PART 168. SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

SEC. 16801. (1) AS USED IN THIS PART:

(A) "AUDIOLOGIST" MEANS AN INDIVIDUAL LICENSED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF AUDIOLOGY.

(B) "SPEECH-LANGUAGE PATHOLOGIST" MEANS AN INDIVIDUAL LICENSED UNDER THIS ARTICLE TO ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY.

(C) "PRACTICE OF AUDIOLOGY" MEANS ALL OF THE FOLLOWING:

(i) FACILITATING THE CONSERVATION OF AUDITORY SYSTEM FUNCTION.

(ii) DEVELOPING AND IMPLEMENTING ENVIRONMENTAL AND OCCUPATIONAL HEARING CONSERVATION PROGRAMS.

(iii) SCREENING, IDENTIFYING, ASSESSING AND INTERPRETING, DIAGNOSING, PREVENTING, AND REHABILITATING PERIPHERAL AND CENTRAL AUDITORY SYSTEM DYSFUNCTIONS.

(iv) PROVIDING AND INTERPRETING BEHAVIORAL AND PHYSIOLOGICAL MEASUREMENTS OF AUDITORY AND VESTIBULAR FUNCTIONS.

(v) SELECTING, FITTING, AND DISPENSING OF AMPLIFICATION DEVICES, ASSISTIVE LISTENING AND ALERTING DEVICES, AND OTHER SYSTEMS AND PROVIDING TRAINING IN THE USE OF THOSE DEVICES AND SYSTEMS.

(vi) PROVIDING AURAL REHABILITATION AND RELATED COUNSELING SERVICES TO HEARING IMPAIRED INDIVIDUALS AND THEIR FAMILIES.

(vii) SCREENING OF SPEECH-LANGUAGE AND OTHER FACTORS AFFECTING COMMUNICATION FUNCTION FOR THE PURPOSES OF AN AUDIOLOGIC EVALUATION OR INITIAL IDENTIFICATION OF INDIVIDUALS WITH OTHER COMMUNICATION DISORDERS, OR BOTH.

1 (D) "PRACTICE OF SPEECH-LANGUAGE PATHOLOGY" MEANS ALL OF THE
2 FOLLOWING:

3 (i) SCREENING, IDENTIFYING, ASSESSING AND INTERPRETING,
4 DIAGNOSING, REHABILITATING, AND PREVENTING DISORDERS OF SPEECH.

5 (ii) SCREENING, IDENTIFYING, ASSESSING AND INTERPRETING,
6 DIAGNOSING, AND REHABILITATING DISORDERS OF ORAL-PHARYNGEAL FUNC-
7 TION AND RELATED DISORDERS.

8 (iii) DIAGNOSING AND REHABILITATING COGNITIVE AND COMMUNICA-
9 TION DISORDERS.

10 (iv) ASSESSING, SELECTING, DEVELOPING, AND DISPENSING AUG-
11 MENTATIVE AND ALTERNATIVE COMMUNICATION SYSTEMS AND PROVIDING
12 TRAINING IN THE USE OF THOSE SYSTEMS.

13 (v) PROVIDING AURAL REHABILITATION AND RELATED COUNSELING
14 SERVICES TO HEARING IMPAIRED INDIVIDUALS AND THEIR FAMILIES.

15 (vi) ENHANCING SPEECH-LANGUAGE PROFICIENCY AND COMMUNICATION
16 EFFECTIVENESS.

17 (vii) SCREENING OF HEARING AND OTHER FACTORS FOR THE PURPOSE
18 OF SPEECH-LANGUAGE EVALUATION OR INITIAL IDENTIFICATION OF INDIV-
19 IDUALS WITH OTHER COMMUNICATION DISORDERS, OR BOTH.

20 (2) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1
21 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION
22 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS
23 DEFINITIONS APPLICABLE TO THIS PART.

24 SEC. 16803. (1) AN INDIVIDUAL SHALL NOT ENGAGE IN THE PRAC-
25 TICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF AUDIOLOGY
26 UNLESS LICENSED OR OTHERWISE AUTHORIZED BY THIS ARTICLE. THE
27 BOARD SHALL ISSUE A SEPARATE LICENSE TO ENGAGE IN BOTH THE

1 PRACTICE OF SPEECH-LANGUAGE PATHOLOGY AND THE PRACTICE OF
2 AUDIOLOGY. THE BOARD MAY ISSUE A LICENSE TO ENGAGE IN BOTH THE
3 PRACTICE OF SPEECH-LANGUAGE PATHOLOGY AND THE PRACTICE OF AUDIOL-
4 OGY TO AN APPLICANT IF THE APPLICANT MEETS THE REQUIREMENTS FOR
5 BOTH LICENSES.

6 (2) AN INDIVIDUAL WHO IS CERTIFIED BY THE DEPARTMENT OF EDU-
7 CATION AS A TEACHER OF THE SPEECH-LANGUAGE IMPAIRED IS ALSO
8 REQUIRED TO BE LICENSED UNDER THIS ARTICLE AS A SPEECH-LANGUAGE
9 PATHOLOGIST OR AN AUDIOLOGIST.

10 SEC. 16805. (1) AN INDIVIDUAL SHALL NOT ENGAGE IN THE POST-
11 GRADUATE PROFESSIONAL EXPERIENCE REQUIRED UNDER SECTION 16813(E)
12 BEFORE OBTAINING A LIMITED LICENSE UNDER THIS PART.

13 (2) THE HOLDER OF A LIMITED LICENSE MAY ENGAGE IN THE PRAC-
14 TICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF AUDIOLOGY
15 WHILE COMPLETING THE POSTGRADUATE PROFESSIONAL EXPERIENCE
16 REQUIRED UNDER THIS PART. THE HOLDER OF A LIMITED LICENSE MAY
17 ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRAC-
18 TICE OF AUDIOLOGY ONLY UNDER THE SUPERVISION OF A FULLY LICENSED
19 SPEECH-LANGUAGE PATHOLOGIST OR AUDIOLOGIST. A LIMITED LICENSE
20 FOR POSTGRADUATE PROFESSIONAL EXPERIENCE IS RENEWABLE FOR NOT
21 MORE THAN 2 YEARS.

22 SEC. 16807. A SPEECH-LANGUAGE PATHOLOGIST OR AUDIOLOGIST
23 SHALL NOT ENGAGE IN ANY OF THE ACTIVITIES WITHIN THE PRACTICE OF
24 SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF AUDIOLOGY FOR WHICH
25 HE OR SHE DOES NOT HAVE ADEQUATE EDUCATION AND TRAINING.

26 SEC. 16809. THE MICHIGAN BOARD OF SPEECH-LANGUAGE PATHOLOGY
27 AND AUDIOLOGY IS CREATED WITHIN THE DEPARTMENT. THE BOARD SHALL

1 CONSIST OF THE FOLLOWING 9 VOTING MEMBERS WHO SHALL MEET THE
2 REQUIREMENTS OF PART 161:

3 (A) THREE SPEECH-LANGUAGE PATHOLOGISTS, 1 OF WHOM PROVIDES
4 SPEECH-LANGUAGE PATHOLOGY SERVICES IN A PUBLIC SCHOOL SETTING.
5 THE MEMBERS INITIALLY APPOINTED UNDER THIS SUBDIVISION SHALL MEET
6 THE REQUIREMENTS OF SECTION 16135(2).

7 (B) THREE AUDIOLOGISTS. THE MEMBERS INITIALLY APPOINTED
8 UNDER THIS SUBDIVISION SHALL MEET THE REQUIREMENTS OF
9 SECTION 16135(2).

10 (C) THREE PUBLIC MEMBERS.

11 SEC. 16811. (1) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL
12 WHO IS EMPLOYED BY A REGIONALLY ACCREDITED COLLEGE OR UNIVERSITY
13 AND INVOLVED WITH RESEARCH OR THE TEACHING OF COMMUNICATION DIS-
14 ORDERS FROM PERFORMING THOSE DUTIES FOR WHICH HE OR SHE IS
15 EMPLOYED BY THAT INSTITUTION, AS LONG AS THE INDIVIDUAL DOES NOT
16 ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRAC-
17 TICE OF AUDIOLOGY OR HOLD HIMSELF OR HERSELF OUT AS LICENSED OR
18 OTHERWISE AUTHORIZED UNDER THIS ARTICLE AS A SPEECH-LANGUAGE
19 PATHOLOGIST OR AN AUDIOLOGIST.

20 (2) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL WHO IS
21 EMPLOYED BY THE DEPARTMENT OF PUBLIC HEALTH IN 1 OF ITS APPROVED
22 HEARING SCREENING TRAINING PROGRAMS FROM CONDUCTING SCREENING OF
23 HEARING SENSITIVITY.

24 (3) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL CERTIFIED BY
25 AN AGENCY ACCEPTABLE TO THE OCCUPATIONAL HEALTH STANDARDS COMMIS-
26 SION FROM ENGAGING IN HEARING SCREENING AS PART OF A HEARING
27 CONSERVATION PROGRAM IN COMPLIANCE WITH STANDARDS ADOPTED UNDER

1 THE MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ACT, ACT NO. 154 OF
2 THE PUBLIC ACTS OF 1974, BEING SECTIONS 408.1001 TO 408.1094 OF
3 THE MICHIGAN COMPILED LAWS.

4 (4) THIS PART DOES NOT PROHIBIT A CERTIFIED, LICENSED, REG-
5 ISTERED, OR OTHERWISE STATUTORILY RECOGNIZED MEMBER OF ANOTHER
6 PROFESSION FROM PRACTICING HIS OR HER PROFESSION AS AUTHORIZED BY
7 LAW, SO LONG AS THE INDIVIDUAL DOES NOT HOLD HIMSELF OR HERSELF
8 OUT TO THE PUBLIC AS A SPEECH-LANGUAGE PATHOLOGIST OR AN AUDIOLO-
9 GIST LICENSED OR OTHERWISE AUTHORIZED UNDER THIS ARTICLE.

10 SEC. 16813. THE BOARD SHALL REQUIRE BY RULE THAT AN INDI-
11 VIDUAL GRANTED A LICENSE UNDER THIS ARTICLE AS A SPEECH-LANGUAGE
12 PATHOLOGIST OR AN AUDIOLOGIST MEET AT LEAST ALL OF THE FOLLOWING
13 REQUIREMENTS:

14 (A) POSSESS, AT A MINIMUM, A MASTER'S DEGREE IN
15 SPEECH-LANGUAGE PATHOLOGY OR AUDIOLOGY FROM A REGIONALLY ACCREDI-
16 TED COLLEGE OR UNIVERSITY APPROVED BY THE BOARD.

17 (B) SUBMIT TRANSCRIPTS FROM 1 OR MORE REGIONALLY ACCREDITED
18 COLLEGES OR UNIVERSITIES APPROVED BY THE BOARD SHOWING SUCCESSFUL
19 COMPLETION OF COURSE WORK, AS DETERMINED BY THE BOARD, IN ALL OF
20 THE FOLLOWING AREAS:

21 (i) NORMAL DEVELOPMENT AND USE OF SPEECH, LANGUAGE, OR
22 HEARING.

23 (ii) EVALUATION, HABILITATION, AND REHABILITATION OF SPEECH
24 AND LANGUAGE DISORDERS OR HEARING DISORDERS.

25 (C) HAVE COMPLETED SUPERVISED CLINICAL EXPERIENCE IN
26 SPEECH-LANGUAGE PATHOLOGY OR AUDIOLOGY WITH INDIVIDUALS WHO
27 PRESENT A VARIETY OF COMMUNICATION DISORDERS. THE EXPERIENCE

1 REQUIRED UNDER THIS SUBDIVISION SHALL BE OBTAINED THROUGH A
2 TRAINING INSTITUTION OR AN INTEGRATED COOPERATIVE PROGRAM
3 APPROVED BY THE BOARD AND UNDER THE SUPERVISION OF A
4 SPEECH-LANGUAGE PATHOLOGIST OR AN AUDIOLOGIST. FOR A PERIOD
5 ENDING 2 YEARS AFTER THE EFFECTIVE DATE OF THIS PART, THE SUPER-
6 VISION REQUIRED BY THIS SUBDIVISION MAY BE PROVIDED BY AN INDI-
7 VIDUAL WHO MEETS THE REQUIREMENTS OF SUBDIVISION (A) AND IS
8 APPROVED BY THE BOARD.

9 (D) HAVE OBTAINED A PASSING SCORE, AS DETERMINED BY THE
10 BOARD, ON THE NATIONAL EXAMINATION IN SPEECH-LANGUAGE PATHOLOGY
11 OR THE NATIONAL EXAMINATION IN AUDIOLOGY.

12 (E) HAVE COMPLETED A PROGRAM OF SUPERVISED PROFESSIONAL
13 EXPERIENCE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE
14 PRACTICE OF AUDIOLOGY, THE DURATION AND SUPERVISION REQUIREMENTS
15 OF WHICH SHALL BE DETERMINED BY THE BOARD. PARTICIPATION IN THE
16 PROGRAM REQUIRED UNDER THIS SUBDIVISION MAY BEGIN ONLY AFTER THE
17 INDIVIDUAL HAS SUCCESSFULLY COMPLETED THE REQUIREMENTS OF
18 SUBDIVISIONS (A) TO (D) AND OBTAINED A LIMITED LICENSE UNDER THIS
19 PART.

20 SEC. 16815. THE BOARD SHALL GRANT A LICENSE TO AN INDIVID-
21 UAL WHO HAS ENGAGED IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY
22 OR THE PRACTICE OF AUDIOLOGY FOR A MINIMUM OF 1 OUT OF THE 2
23 YEARS IMMEDIATELY PRECEDING THE EFFECTIVE DATE OF THIS PART AND
24 WHO APPLIES FOR LICENSURE WITHIN 1 YEAR AFTER THE EFFECTIVE DATE
25 OF THIS PART.

26 SEC. 16817. THE BOARD SHALL REQUIRE A LICENSEE SEEKING
27 RENEWAL OF A LICENSE TO FURNISH THE BOARD WITH SATISFACTORY

1 EVIDENCE THAT DURING THE 2 YEARS IMMEDIATELY PRECEDING AN
2 APPLICATION FOR RENEWAL THE LICENSEE HAS ATTENDED CONTINUING EDU-
3 CATION COURSES OR PROGRAMS APPROVED BY THE BOARD IN SUBJECTS
4 RELATED TO THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRAC-
5 TICE OF AUDIOLOGY.