

HOUSE BILL No. 4495

March 6, 1991, Introduced by Rep. Gubow 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,"

section 16131 as amended by Act No. 473 of the Public Acts of 1988 and section 16263 as amended by Act No. 216 of the Public Acts of 1990, 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, section 16131 as amended by Act No. 473 of
3 the Public Acts of 1988 and section 16263 as amended by Act
4 No. 216 of the Public Acts of 1990, being sections 333.16131 and
5 333.16263 of the Michigan Compiled Laws, are amended and part 168
6 is added to read as follows:

1 Sec. 16131. The terms of office of individual members of
 2 the council or the boards and task forces, except those appointed
 3 to fill vacancies, shall expire 4 years after appointment as
 4 follows:

5	Nursing	June 30
6	Optometry	June 30
7	Pharmacy	June 30
8	Podiatric medicine and surgery	June 30
9	Dentistry	June 30
10	Chiropractic	December 31
11	Counseling	June 30
12	Health occupations council	December 31
13	Medicine	December 31
14	Occupational therapists	December 31
15	Osteopathic medicine and surgery	December 31
16	Physical therapy	December 31
17	Psychology	December 31
18	Sanitarians	December 31
19	SPEECH-LANGUAGE PATHOLOGISTS AND	
20	AUDIOLOGISTS	DECEMBER 31
21	Veterinary medicine	December 31

22 Sec. 16263. (1) Except as provided in subsection (2), the
 23 following words, titles, or letters or a combination thereof,
 24 with or without qualifying words or phrases, are restricted in
 25 use only to those persons authorized under this article to use
 26 the terms and in a way prescribed in this article:

1 (a) "Chiropractic", "doctor of chiropractic",
2 "chiropractor", "d.c.", and "chiropractic physician".

3 (b) "Dentist", "doctor of dental surgery", "oral and maxil-
4 lofacial surgeon", "orthodontist", "prosthodontist",
5 "periodontist", "endodontist", "oral pathologist", "pediatric
6 dentist", "dental hygienist", "registered dental hygienist",
7 "dental assistant", "registered dental assistant", "R.D.A.",
8 "d.d.s.", "d.m.d.", and "r.d.h.".

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

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

11 (e) "Registered professional nurse", "registered nurse",
12 "r.n.", "licensed practical nurse", "l.p.n.", "nurse midwife",
13 "nurse anesthetist", "nurse practitioner", "trained attendant",
14 and "t.a.".

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

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

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

20 (i) "Physical therapy", "physical therapist",
21 "physiotherapist", "registered physical therapist", "licensed
22 physical therapist", "physical therapy technician", "p.t.",
23 "r.p.t.", "l.p.t.", and "p.t.t.".

24 (j) "Chiropodist", "chiropody", "chiropodical", "podiatry",
25 "podiatrist", "podiatric", "doctor of podiatric medicine", "foot
26 specialist", "podiatric physician and surgeon", and "d.p.m.".

1 (k) "Consulting psychologist", "psychologist",
 2 "psychological assistant", and "psychological examiner",
 3 "licensed psychologist", and "limited licensed psychologist".

4 (l) "Licensed professional counselor", "licensed counselor",
 5 "professional counselor", and "l.p.c.".

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

7 (n) "Veterinary", "veterinarian", "veterinary doctor",
 8 "veterinary surgeon", "doctor of veterinary medicine", "v.m.d.",
 9 "d.v.m.", "animal technician", ~~or~~ AND "animal technologist".

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

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

23 (2) Notwithstanding section 16261, a person who was spe-
 24 cially trained at an institution of higher education in this
 25 state to assist a physician in the field of orthopedics and upon
 26 completion of training, received a 2-year associate of science
 27 degree as an orthopedic physician's assistant before January 1,

1 1977, may use the title "orthopedic physician's assistant"
2 whether or not the person is licensed under this article.

3 PART 168. SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY
4 SEC. 16801. (1) AS USED IN THIS PART:

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

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

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

11 (i) FACILITATING THE CONSERVATION OF AUDITORY SYSTEM
12 FUNCTION.

13 (ii) DEVELOPING AND IMPLEMENTING ENVIRONMENTAL AND OCCUPA-
14 TIONAL HEARING CONSERVATION PROGRAMS.

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

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

20 (v) SELECTING, FITTING, AND DISPENSING OF AMPLIFICATION
21 DEVICES, ASSISTIVE LISTENING AND ALERTING DEVICES, AND OTHER SYS-
22 TEMS AND PROVIDING TRAINING IN THE USE OF THOSE DEVICES AND
23 SYSTEMS.

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

26 (vii) SCREENING OF SPEECH-LANGUAGE AND OTHER FACTORS
27 AFFECTING COMMUNICATION FUNCTION FOR THE PURPOSES OF AN

1 AUDIOLOGIC EVALUATION OR INITIAL IDENTIFICATION OF INDIVIDUALS
2 WITH OTHER COMMUNICATION DISORDERS, OR BOTH.

3 (D) "PRACTICE OF SPEECH-LANGUAGE PATHOLOGY" MEANS ALL OF THE
4 FOLLOWING:

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

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

10 (iii) DIAGNOSING AND REHABILITATING COGNITIVE AND COMMUNICA-
11 TION DISORDERS.

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

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

17 (vi) ENHANCING SPEECH-LANGUAGE PROFICIENCY AND COMMUNICATION
18 EFFECTIVENESS.

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

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

26 SEC. 16803. (1) AN INDIVIDUAL SHALL NOT ENGAGE IN THE
27 PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF

1 AUDIOLOGY UNLESS LICENSED OR OTHERWISE AUTHORIZED BY THIS
2 ARTICLE. THE BOARD SHALL ISSUE A SEPARATE LICENSE TO ENGAGE IN
3 THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY AND TO ENGAGE IN THE
4 PRACTICE OF AUDIOLOGY. THE BOARD MAY ISSUE A LICENSE TO ENGAGE
5 IN BOTH THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY AND TO ENGAGE
6 IN THE PRACTICE OF AUDIOLOGY TO AN APPLICANT IF THE APPLICANT
7 MEETS THE REQUIREMENTS FOR BOTH LICENSES.

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

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

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

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

1 SEC. 16809. THE MICHIGAN BOARD OF SPEECH-LANGUAGE PATHOLOGY
2 AND AUDIOLOGY IS CREATED WITHIN THE DEPARTMENT. THE BOARD SHALL
3 CONSIST OF THE FOLLOWING 9 VOTING MEMBERS WHO SHALL MEET THE
4 REQUIREMENTS OF PART 161:

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

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

12 (C) THREE PUBLIC MEMBERS.

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

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

26 (3) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL CERTIFIED BY
27 AN AGENCY ACCEPTABLE TO THE OCCUPATIONAL HEALTH STANDARDS

1 COMMISSION FROM ENGAGING IN HEARING SCREENING AS PART OF A
2 HEARING CONSERVATION PROGRAM IN COMPLIANCE WITH STANDARDS ADOPTED
3 UNDER THE MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ACT, ACT
4 NO. 154 OF THE PUBLIC ACTS OF 1974, BEING SECTIONS 408.1001 TO
5 408.1094 OF THE MICHIGAN COMPILED LAWS.

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

12 SEC. 16813. THE BOARD SHALL REQUIRE BY RULE AN INDIVIDUAL
13 GRANTED A LICENSE UNDER THIS ARTICLE AS A SPEECH-LANGUAGE PATHOL-
14 OGIST OR AN AUDIOLOGIST TO MEET AT LEAST ALL OF THE FOLLOWING
15 REQUIREMENTS:

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

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

23 (i) NORMAL DEVELOPMENT AND USE OF SPEECH, LANGUAGE, OR
24 HEARING.

25 (ii) EVALUATION, HABILITATION, AND REHABILITATION OF SPEECH
26 AND LANGUAGE DISORDERS OR HEARING DISORDERS.

1 (C) HAVE COMPLETED SUPERVISED CLINICAL EXPERIENCE IN
2 SPEECH-LANGUAGE PATHOLOGY OR AUDIOLOGY WITH INDIVIDUALS WHO
3 PRESENT A VARIETY OF COMMUNICATION DISORDERS. THE EXPERIENCE
4 REQUIRED UNDER THIS SUBDIVISION SHALL BE OBTAINED THROUGH A
5 TRAINING INSTITUTION OR AN INTEGRATED COOPERATIVE PROGRAM
6 APPROVED BY THE BOARD AND UNDER THE SUPERVISION OF A
7 SPEECH-LANGUAGE PATHOLOGIST OR AN AUDIOLOGIST. FOR A PERIOD
8 ENDING 2 YEARS AFTER THE EFFECTIVE DATE OF THIS PART, THE SUPER-
9 VISION REQUIRED BY THIS SUBDIVISION MAY BE PROVIDED BY AN INDI-
10 VIDUAL WHO MEETS THE REQUIREMENTS OF SUBDIVISION (A) AND IS
11 APPROVED BY THE BOARD.

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

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

23 SEC. 16815. THE BOARD SHALL GRANT A LICENSE TO AN INDIVID-
24 UAL WHO HAS ENGAGED IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY
25 OR THE PRACTICE OF AUDIOLOGY, OR BOTH, FOR A MINIMUM OF 1 OUT OF
26 THE 2 YEARS IMMEDIATELY PRECEDING THE EFFECTIVE DATE OF THIS PART

1 AND WHO APPLIES FOR LICENSURE WITHIN 1 YEAR AFTER THE EFFECTIVE
2 DATE OF THIS PART.

3 SEC. 16817. THE BOARD SHALL REQUIRE A LICENSEE SEEKING
4 RENEWAL OF A LICENSE TO FURNISH THE BOARD WITH SATISFACTORY EVI-
5 DENCE THAT DURING THE 2 YEARS IMMEDIATELY PRECEDING THE APPLICA-
6 TION FOR RENEWAL THE LICENSEE ATTENDED CONTINUING EDUCATION
7 COURSES OR PROGRAMS APPROVED BY THE BOARD IN SUBJECTS RELATED TO
8 THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF
9 AUDIOLOGY, OR BOTH.

10 Section 2. This amendatory act shall not take effect unless
11 Senate Bill No. ____ or House Bill No. 4496 (request
12 no. 00545'91) of the 86th Legislature is enacted into law.