



SENATE BILL No. 810

September 21, 1993, Introduced by Senator SCHWARZ and referred to the Committee on Health Policy.

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	Sanitaricians	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", "EDUCATIONAL 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, BUT
11 DOES NOT INCLUDE THE DISPENSING OF HEARING AIDS WITHOUT A VALID
12 HEARING AID DEALERS LICENSE ISSUED UNDER PART 13 OF THE OCCUPA-
13 TIONAL CODE, ACT NO. 299 OF THE PUBLIC ACTS OF 1980, BEING SEC-
14 TIONS 339.1301 TO 339.1309 OF THE MICHIGAN COMPILED LAWS:

15 (i) THE PROVISION OF ALL OF THE FOLLOWING SERVICES, WITH OR
16 WITHOUT AMPLIFICATION, INCLUDING, BUT NOT LIMITED TO: FACILITAT-
17 ING THE CONSERVATION OR RESTORATION OF AUDITORY SYSTEM FUNCTION;
18 IDENTIFYING, ASSESSING AND INTERPRETING, AND DIAGNOSING NONMEDI-
19 CAL ASPECTS OF HEARING LOSS AND PREVENTING AND REHABILITATING
20 PERIPHERAL AND CENTRAL AUDITORY SYSTEM DYSFUNCTIONS; AND PROVID-
21 ING AURAL REHABILITATION INCLUDING, BUT NOT LIMITED TO, AUDITORY
22 TRAINING AND SPEECH READING AND RELATED COUNSELING SERVICES TO
23 HEARING IMPAIRED INDIVIDUALS AND THEIR FAMILIES.

24 (ii) DEVELOPING AND SUPERVISING ENVIRONMENTAL AND OCCUPA-
25 TIONAL HEARING CONSERVATION PROGRAMS.

1 (iii) PROVIDING AND INTERPRETING BEHAVIORAL AND
2 PHYSIOLOGICAL MEASUREMENTS OF AUDITORY AND VESTIBULAR AND OTHER
3 CRANIAL NERVE FUNCTIONS.

4 (iv) PROVIDING A PRELIMINARY ASSESSMENT OF SPEECH, LANGUAGE,
5 AND OTHER FACTORS AFFECTING COMMUNICATION FUNCTION FOR THE PUR-
6 POSE OF INITIAL IDENTIFICATION OF INDIVIDUALS WITH OTHER COMMUNI-
7 CATION DISORDERS.

8 (v) PROVIDING APPROPRIATE REFERRALS FOR INDIVIDUALS WITH
9 DYSFUNCTIONS.

10 (D) "PRACTICE OF SPEECH-LANGUAGE PATHOLOGY" MEANS ALL OF THE
11 FOLLOWING:

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

14 (ii) SCREENING, IDENTIFYING, ASSESSING, DIAGNOSING, AND
15 INTERPRETING CHARACTERISTICS OF ORAL BEHAVIOR, AND REHABILITATING
16 DISORDERS OF ORAL-PHARYNGEAL FUNCTION AND RELATED DISORDERS.

17 (iii) DIAGNOSING AND REHABILITATING COGNITIVE, LANGUAGE, AND
18 COMMUNICATION DISORDERS.

19 (iv) ASSESSING, SELECTING, AND DEVELOPING AUGMENTATIVE AND
20 ALTERNATIVE COMMUNICATION SYSTEMS DESIGNED TO ASSIST THE SPEECH
21 AND LANGUAGE IMPAIRED AND PROVIDING TRAINING IN THE USE OF THOSE
22 SYSTEMS.

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

25 (vi) ENHANCING SPEECH-LANGUAGE PROFICIENCY AND COMMUNICATION
26 EFFECTIVENESS.

1 (vii) SCREENING OF HEARING AND OTHER FACTORS FOR THE PURPOSE
2 OF SPEECH-LANGUAGE EVALUATION OR INITIAL IDENTIFICATION OF
3 INDIVIDUALS WITH OTHER COMMUNICATION DISORDERS, OR BOTH.

4 (viii) PROVIDING APPROPRIATE REFERRALS FOR INDIVIDUALS WITH
5 DYSFUNCTIONS.

6 (2) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1
7 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION
8 APPLICABLE TO ALL ARTICLES IN THIS CODE AND PART 161 CONTAINS
9 DEFINITIONS APPLICABLE TO THIS PART.

10 SEC. 16803. EXCEPT AS OTHERWISE PROVIDED IN SECTION 16811,
11 AN INDIVIDUAL SHALL NOT ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE
12 PATHOLOGY OR THE PRACTICE OF AUDIOLOGY UNLESS LICENSED OR OTHER-
13 WISE AUTHORIZED BY THIS ARTICLE. THE BOARD SHALL ISSUE A SEPA-
14 RATE LICENSE TO ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOL-
15 OGY AND TO ENGAGE IN THE PRACTICE OF AUDIOLOGY. THE BOARD MAY
16 ISSUE A LICENSE TO ENGAGE IN BOTH THE PRACTICE OF SPEECH-LANGUAGE
17 PATHOLOGY AND TO ENGAGE IN THE PRACTICE OF AUDIOLOGY TO AN APPLI-
18 CANT IF THE APPLICANT MEETS THE REQUIREMENTS FOR BOTH LICENSES.

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

22 (2) THE HOLDER OF A LIMITED LICENSE MAY ENGAGE IN THE PRAC-
23 TICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF AUDIOLOGY
24 WHILE COMPLETING THE POSTGRADUATE PROFESSIONAL EXPERIENCE
25 REQUIRED UNDER THIS PART. THE HOLDER OF A LIMITED LICENSE MAY
26 ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE
27 PRACTICE OF AUDIOLOGY ONLY UNDER THE SUPERVISION OF A FULLY

1 LICENSED SPEECH-LANGUAGE PATHOLOGIST OR A FULLY LICENSED
2 AUDIOLOGIST. A LIMITED LICENSE FOR POSTGRADUATE PROFESSIONAL
3 EXPERIENCE IS RENEWABLE FOR NOT MORE THAN 2 YEARS.

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

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

12 (A) THREE SPEECH-LANGUAGE PATHOLOGISTS, 1 OF WHOM PROVIDES
13 SPEECH-LANGUAGE PATHOLOGY SERVICES IN A PUBLIC SCHOOL SETTING.
14 THE MEMBERS INITIALLY APPOINTED UNDER THIS SUBDIVISION SHALL MEET
15 THE REQUIREMENTS OF SECTION 16135.

16 (B) THREE AUDIOLOGISTS. THE MEMBERS INITIALLY APPOINTED
17 UNDER THIS SUBDIVISION SHALL MEET THE REQUIREMENTS OF
18 SECTION 16135.

19 (C) THREE PUBLIC MEMBERS.

20 SEC. 16811. (1) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL
21 WHO IS EMPLOYED BY A REGIONALLY ACCREDITED COLLEGE OR UNIVERSITY
22 AND INVOLVED WITH RESEARCH OR THE TEACHING OF COMMUNICATION DIS-
23 ORDERS FROM PERFORMING THOSE DUTIES FOR WHICH HE OR SHE IS
24 EMPLOYED BY THAT INSTITUTION, AS LONG AS THE INDIVIDUAL DOES NOT
25 ENGAGE IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRAC-
26 TICE OF AUDIOLOGY OR HOLD HIMSELF OR HERSELF OUT AS LICENSED OR

1 OTHERWISE AUTHORIZED UNDER THIS ARTICLE AS A SPEECH-LANGUAGE
2 PATHOLOGIST OR AN AUDIOLOGIST.

3 (2) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL WHO IS
4 EMPLOYED BY THE DEPARTMENT OF PUBLIC HEALTH IN 1 OF ITS APPROVED
5 HEARING SCREENING TRAINING PROGRAMS FROM CONDUCTING SCREENING OF
6 HEARING SENSITIVITY.

7 (3) THIS PART DOES NOT PROHIBIT AN INDIVIDUAL CERTIFIED BY
8 AN AGENCY ACCEPTABLE TO THE OCCUPATIONAL HEALTH STANDARDS COMMIS-
9 SION FROM ENGAGING IN HEARING SCREENING AS PART OF A HEARING CON-
10 SERVATION PROGRAM IN COMPLIANCE WITH STANDARDS ADOPTED UNDER THE
11 MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ACT, ACT NO. 154 OF THE
12 PUBLIC ACTS OF 1974, BEING SECTIONS 408.1001 TO 408.1094 OF THE
13 MICHIGAN COMPILED LAWS.

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

20 (5) THIS PART DOES NOT APPLY TO AN INDIVIDUAL WHO MEETS THE
21 QUALIFICATIONS ESTABLISHED BY THE STATE BOARD OF EDUCATION AS A
22 TEACHER OF THE SPEECH AND LANGUAGE IMPAIRED, AND WHO IS EMPLOYED
23 BY OR UNDER CONTRACT TO A SCHOOL DISTRICT, INTERMEDIATE SCHOOL
24 DISTRICT, NONPUBLIC SCHOOL, OR A DEPARTMENT OF STATE GOVERNMENT
25 THAT PROVIDES EDUCATIONAL SERVICES, AS A TEACHER OF THE SPEECH
26 AND LANGUAGE IMPAIRED. THE EXEMPTION PROVIDED BY THIS SUBSECTION
27 APPLIES TO AN INDIVIDUAL ONLY WHILE PERFORMING THE DUTIES

1 REQUIRED BY HIS OR HER EMPLOYMENT OR CONTRACT AS A TEACHER OF THE
2 SPEECH AND LANGUAGE IMPAIRED. THIS PART DOES NOT PREVENT A
3 TEACHER OF THE SPEECH AND LANGUAGE IMPAIRED DESCRIBED IN THIS
4 SUBSECTION FROM OBTAINING A LICENSE UNDER THIS ARTICLE TO ENGAGE
5 IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY OR THE PRACTICE OF
6 AUDIOLOGY, OR BOTH.

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

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

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

18 (i) NORMAL DEVELOPMENT AND USE OF SPEECH, LANGUAGE, OR
19 HEARING.

20 (ii) EVALUATION, HABILITATION, AND REHABILITATION OF SPEECH
21 AND LANGUAGE DISORDERS OR HEARING DISORDERS.

22 (C) HAVE COMPLETED SUPERVISED CLINICAL EXPERIENCE IN
23 SPEECH-LANGUAGE PATHOLOGY OR AUDIOLOGY WITH INDIVIDUALS WHO
24 PRESENT A VARIETY OF COMMUNICATION DISORDERS. THE EXPERIENCE
25 REQUIRED UNDER THIS SUBDIVISION SHALL BE OBTAINED THROUGH A
26 TRAINING INSTITUTION OR AN INTEGRATED COOPERATIVE PROGRAM
27 APPROVED BY THE BOARD AND UNDER THE SUPERVISION OF A

1 SPEECH-LANGUAGE PATHOLOGIST OR AN AUDIOLOGIST. FOR A PERIOD
2 ENDING 2 YEARS AFTER THE EFFECTIVE DATE OF THIS PART, THE SUPER-
3 VISION REQUIRED BY THIS SUBDIVISION MAY BE PROVIDED BY AN INDI-
4 VIDUAL WHO MEETS THE REQUIREMENTS OF SUBDIVISION (A) AND IS
5 APPROVED BY THE BOARD.

6 (D) HAVE OBTAINED A PASSING SCORE, AS DETERMINED BY THE
7 BOARD, ON THE NATIONAL EXAMINATION IN SPEECH-LANGUAGE PATHOLOGY
8 OR THE NATIONAL EXAMINATION IN AUDIOLOGY OR AN EQUIVALENT EXAMI-
9 NATION AS DETERMINED BY THE BOARD.

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

18 SEC. 16815. THE BOARD SHALL GRANT A LICENSE TO AN INDIVID-
19 UAL WHO HAS ENGAGED IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY
20 OR THE PRACTICE OF AUDIOLOGY, OR BOTH, FOR A MINIMUM OF 1 OUT OF
21 THE 2 YEARS IMMEDIATELY PRECEDING THE EFFECTIVE DATE OF THIS
22 PART, WHO MEETS THE REQUIREMENTS OF SECTION 16813(B), AND WHO
23 APPLIES FOR LICENSURE WITHIN 1 YEAR AFTER THE EFFECTIVE DATE OF
24 THIS PART. THE BOARD SHALL REQUIRE THE APPLICANT TO SUBMIT THE
25 TRANSCRIPTS DESCRIBED IN SECTION 16813(B).

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 THE
2 APPLICATION FOR RENEWAL THE LICENSEE ATTENDED CONTINUING EDUCA-
3 TION 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, OR BOTH.

6 Section 2. This amendatory act shall not take effect unless
7 Senate Bill No. 811

8 of the 87th Legislature is enacted into law.