



HOUSE BILL No. 5331

February 9, 2000, Introduced by Reps. Richner and Law and referred to the Committee on Health Policy.

A bill to amend 1980 PA 299, entitled
"Occupational code,"
by amending sections 1305, 1307, and 1308 (MCL 339.1305,
339.1307, and 339.1308), sections 1305 and 1307 as amended by
1988 PA 463.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1305. (1) An individual wishing to sell or fit a hear-
2 ing aid in connection with the sale of a hearing aid as a HEARING
3 AID dealer ~~shall make application to the department.~~ ~~AN~~ AND AN
4 individual employed by a HEARING AID dealer as a hearing aid
5 salesperson shall ~~make application~~ APPLY to the department FOR
6 AN APPROPRIATE LICENSE.

7 (2) ~~AN~~ THE DEPARTMENT SHALL ISSUE A LICENSE TO AN
8 applicant for a license as a hearing aid dealer ~~shall be issued~~
9 ~~a license~~ if the applicant is over 18 years of age, is of good

1 moral character, is a graduate of an accredited high school or
2 secondary school, PRESENTS EVIDENCE ACCEPTABLE TO THE DEPARTMENT
3 THAT HE OR SHE has served as a licensed hearing aid salesperson
4 for a period of 2 years under the direction and supervision of a
5 licensed hearing aid dealer, and passes a written examination as
6 prescribed by the department. ~~and the board.~~

7 (3) ~~An~~ THE DEPARTMENT SHALL ISSUE A LICENSE TO AN appli-
8 cant for a license as a hearing aid salesperson ~~shall be issued~~
9 ~~a license~~ if the applicant is at least 18 years of age, is of
10 good moral character, is a graduate from an accredited high
11 school or secondary school, successfully completes additional
12 training and education as may be required by the department,
13 passes a written examination as prescribed by the department,
14 ~~and the board,~~ and has served at least 6 months as a trainee
15 licensed by the department.

16 (4) The department ~~and the board~~ shall encourage the
17 establishment of a specialized educational course of training for
18 an individual wishing to become a licensed hearing aid dealer or
19 hearing aid salesperson.

20 (5) In place of the written examination provided in subsec-
21 tion (2), the department may accept successful completion of the
22 basic home study course conducted by the national hearing aid
23 society or may waive the examination provided for in subsection
24 (2) when proof satisfactory to the department ~~and the board~~ is
25 submitted showing that the applicant has successfully passed an
26 examination given by the official hearing aid examining board in
27 another state, if the examination and passing requirements at the

1 time taken, were substantially equal to those required by the
2 department.

3 (6) AS A CONDITION FOR THE RENEWAL OF LICENSURE AS A HEARING
4 AID DEALER OR A HEARING AID SALESPERSON, A LICENSEE SHALL SUC-
5 CESSFULLY COMPLETE AT LEAST 24 CLOCK HOURS OF CONTINUING EDUCA-
6 TION MEETING THE STANDARDS OF SECTION 1308(2) SINCE INITIAL
7 LICENSURE OR SINCE THE MOST RECENT LICENSE RENEWAL.

8 Sec. 1307. (1) The department may grant a trainee license
9 to an applicant ~~working for and under the direct supervision of~~
10 ~~a licensed dealer on~~ UNDER the following conditions:

11 (a) The trainee license shall be valid for a 12-month
12 period. ~~A~~ THE DEPARTMENT MAY ISSUE A new trainee license ~~may~~
13 ~~be issued by the board~~ upon the filing of an application.

14 (b) The trainee license ~~shall provide that~~ ALLOWS the
15 individual to whom it was issued ~~shall~~ TO work for and under
16 the direction and supervision of a named licensed hearing aid
17 dealer.

18 (2) The department may transfer a license of a trainee upon
19 the filing of an application for a transfer.

20 (3) A trainee license is subject to revocation for the same
21 reasons and in a similar manner as a regular license.

22 (4) AS A CONDITION FOR THE RENEWAL OF AN ACTIVE TRAINEE
23 LICENSE, A TRAINEE SHALL SUCCESSFULLY COMPLETE AT LEAST 12 CLOCK
24 HOURS OF CONTINUING EDUCATION MEETING THE STANDARDS OF
25 SECTION 1308(2) SINCE THE LICENSE WAS ISSUED OR SINCE THE MOST
26 RECENT RENEWAL.

1 Sec. 1308. (1) The written examination provided for in
2 section ~~1305~~ 1305(2) AND (3) shall BE DESIGNED TO test the
3 applicant's knowledge and shall be a practical demonstration of
4 the potential seller's ability in giving a basic audiometric
5 test, in taking an ear mold impression, and in following the pre-
6 scribed rules in fitting and referral for otologic examination.

7 (2) THE CONTINUING EDUCATION COURSES REQUIRED TO BE COM-
8 PLETED UNDER SECTIONS 1305(6) AND 1307(4) SHALL MEET THE FOLLOW-
9 ING MINIMUM REQUIREMENTS:

10 (A) BE NOT LESS THAN 2 CLOCK HOURS IN LENGTH.

11 (B) BE COMPLETED AT ANY TIME FOLLOWING THE EXPIRATION OF THE
12 LICENSEE'S PREVIOUS LICENSE AND THE TIME THE LICENSEE APPLIES FOR
13 RENEWAL.

14 (C) BE DESIGNED TO MAINTAIN AND IMPROVE THE LICENSEE'S
15 SKILL, KNOWLEDGE, AND COMPETENCY IN THE PRACTICE OF SELLING OR
16 FITTING A HEARING AID.

17 (D) BE APPROVED BY THE DEPARTMENT UNDER SECTION 314.