

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 493

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
(MCL 333.1101 to 333.25211) by adding section 16342 and part 176.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 16342. FEES FOR AN INDIVIDUAL LICENSED OR SEEKING  
2   LICENSURE AS A SPEECH-LANGUAGE PATHOLOGIST UNDER PART 176 ARE AS  
3   FOLLOWS:

4           (A) APPLICATION PROCESSING FEE.....\$ 20.00  
5           (B) LICENSE FEE, PER YEAR..... 75.00.

6                           PART 176. SPEECH-LANGUAGE PATHOLOGY

7           SEC. 17601. (1) AS USED IN THIS PART:

8           (A) "PRACTICE OF SPEECH-LANGUAGE PATHOLOGY", SUBJECT TO  
9   SUBSECTION (2), MEANS THE APPLICATION OF PRINCIPLES, METHODS, AND

1 PROCEDURES RELATED TO THE DEVELOPMENT OF DISORDERS OF HUMAN  
2 COMMUNICATION INCLUDING THE FOLLOWING:

3 (i) IDENTIFYING BY HISTORY OR NONMEDICAL PHYSICAL  
4 EXAMINATION, ASSESSING, TREATING WITH THERAPY, REHABILITATING,  
5 AND PREVENTING DISORDERS OF SPEECH, VOICE, AND LANGUAGE.

6 (ii) IDENTIFYING BY HISTORY OR NONMEDICAL PHYSICAL  
7 EXAMINATION, ASSESSING, TREATING WITH THERAPY, REHABILITATING,  
8 AND PREVENTING DISORDERS OF ORAL-PHARYNGEAL FUNCTION AND  
9 DISORDERS RELATED TO SWALLOWING DYSFUNCTION.

10 (iii) IDENTIFYING BY HISTORY OR NONMEDICAL PHYSICAL  
11 EXAMINATION, ASSESSING, TREATING WITH THERAPY, REHABILITATING,  
12 AND PREVENTING COGNITIVE-COMMUNICATIVE DISORDERS.

13 (iv) ASSESSING, SELECTING, AND DEVELOPING AUGMENTATIVE AND  
14 ALTERNATIVE COMMUNICATION SYSTEMS AND PROVIDING TRAINING IN THEIR  
15 USE.

16 (v) PROVIDING SPEECH-LANGUAGE TREATMENT OR THERAPY AND  
17 RELATED COUNSELING SERVICES TO HEARING IMPAIRED INDIVIDUALS AND  
18 THEIR FAMILIES.

19 (vi) ENHANCING SPEECH-LANGUAGE PROFICIENCY AND COMMUNICATION  
20 EFFECTIVENESS.

21 (vii) SCREENING OF HEARING FOR THE PURPOSE OF SPEECH-LANGUAGE  
22 ASSESSMENT PROVIDED THAT JUDGMENTS AND DESCRIPTIVE STATEMENTS  
23 ABOUT RESULTS OF THAT SCREENING ARE LIMITED TO PASS-FAIL  
24 DETERMINATIONS.

25 (B) "SPEECH-LANGUAGE PATHOLOGIST" MEANS AN INDIVIDUAL  
26 ENGAGED IN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY.

27 (2) PRACTICE OF SPEECH-LANGUAGE PATHOLOGY DOES NOT INCLUDE

1 EITHER OF THE FOLLOWING:

2 (A) THE PRACTICE OF MEDICINE OR OSTEOPATHIC MEDICINE AND  
3 SURGERY OR MEDICAL DIAGNOSIS, MEDICAL MANAGEMENT WITH MEDICATION,  
4 SURGICAL INTERVENTIONS, ORDERING MEDICAL TESTING, OR MEDICAL  
5 TREATMENT.

6 (B) THE FITTING AND DISPENSING OF HEARING AIDS AS PROVIDED  
7 BY ARTICLE 13 OF THE OCCUPATIONAL CODE, 1980 PA 299, MCL 339.1301  
8 TO 339.1309.

9 (3) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1  
10 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION  
11 APPLICABLE TO ALL ARTICLES IN THIS ACT AND PART 161 CONTAINS  
12 DEFINITIONS APPLICABLE TO THIS PART.

13 SEC. 17603. BEGINNING THE EFFECTIVE DATE OF THIS PART, AN  
14 INDIVIDUAL SHALL NOT USE THE TITLES "SPEECH-LANGUAGE  
15 PATHOLOGIST", "SPEECH PATHOLOGIST", "SPEECH THERAPIST", "SPEECH  
16 CORRECTIONIST", "SPEECH CLINICIAN", "LANGUAGE THERAPIST",  
17 "LANGUAGE PATHOLOGIST", "LOGOPEDIST", "COMMUNICOLOGIST",  
18 "APHASIOLOGIST", "PHONIAATRIST", "VOICE THERAPIST", AND "VOICE  
19 PATHOLOGIST", OR SIMILAR WORDS THAT INDICATE THAT THE INDIVIDUAL  
20 IS A SPEECH-LANGUAGE PATHOLOGIST, UNLESS THE INDIVIDUAL IS  
21 LICENSED UNDER THIS PART AS A SPEECH-LANGUAGE PATHOLOGIST.

22 SEC. 17605. (1) THE MICHIGAN BOARD OF SPEECH-LANGUAGE  
23 PATHOLOGY IS CREATED IN THE DEPARTMENT AND CONSISTS OF THE  
24 FOLLOWING 11 MEMBERS WHO MEET THE REQUIREMENTS OF PART 161:

25 (A) SIX INDIVIDUALS WHO MEET THE REQUIREMENTS OF SECTION  
26 16135(2), AT LEAST 1 OF WHOM REPRESENTS EACH PROFESSIONAL AREA  
27 DESCRIBED IN SECTION 17609.

1 (B) THREE PUBLIC MEMBERS.

2 (C) TWO PHYSICIANS, 1 OF WHOM IS A BOARD-CERTIFIED  
3 OTOLARYNGOLOGIST.

4 (2) THE TERMS OF OFFICE OF INDIVIDUAL MEMBERS OF THE BOARD  
5 CREATED UNDER THIS PART, EXCEPT THOSE APPOINTED TO FILL VACANCIES  
6 AND AS OTHERWISE PROVIDED IN THIS SUBSECTION, EXPIRE 4 YEARS  
7 AFTER APPOINTMENT ON DECEMBER 31 OF THE YEAR IN WHICH THE TERM  
8 EXPIRES. HOWEVER, FOR THE MEMBERS FIRST APPOINTED, 2 SHALL SERVE  
9 FOR 1 YEAR, 3 SHALL SERVE FOR 2 YEARS, 3 SHALL SERVE FOR 3 YEARS,  
10 AND 3 SHALL SERVE FOR 4 YEARS

11 SEC. 17607. (1) AN INDIVIDUAL SHALL NOT ENGAGE IN THE  
12 PRACTICE OF SPEECH-LANGUAGE PATHOLOGY UNLESS LICENSED UNDER THIS  
13 PART.

14 (2) A LICENSEE SHALL NOT PERFORM AN ACT, TASK, OR FUNCTION  
15 WITHIN THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY UNLESS HE OR SHE  
16 IS TRAINED TO PERFORM THE ACT, TASK, OR FUNCTION AND THE  
17 PERFORMANCE OF THAT ACT, TASK, OR FUNCTION IS CONSISTENT WITH THE  
18 RULES PROMULGATED UNDER SECTION 17610(3). A SPEECH-LANGUAGE  
19 PATHOLOGIST SHALL REFER A PATIENT TO A PERSON LICENSED IN THE  
20 PRACTICE OF MEDICINE OR OSTEOPATHIC MEDICINE AND SURGERY IF SIGNS  
21 OR SYMPTOMS IDENTIFIED DURING THE PRACTICE OF SPEECH-LANGUAGE  
22 PATHOLOGY CAUSE THE SPEECH-LANGUAGE PATHOLOGIST TO SUSPECT THAT  
23 THE PATIENT HAS AN UNDERLYING MEDICAL CONDITION.

24 (3) A LICENSEE SHALL PERFORM ASSESSMENT, TREATMENT OR  
25 THERAPY, AND PROCEDURES RELATED TO SWALLOWING DISORDERS AND  
26 MEDICALLY RELATED COMMUNICATION DISORDERS ONLY ON PATIENTS WHO  
27 HAVE BEEN REFERRED TO HIM OR HER BY A PERSON LICENSED IN THE

1 PRACTICE OF MEDICINE OR OSTEOPATHIC MEDICINE AND SURGERY.

2 (4) LIMITED DIAGNOSTIC TESTING, SUCH AS ENDOSCOPIC  
3 VIDEOLARYNGOSTROSCOPY, SHALL ONLY BE PERFORMED BY A LICENSEE IN  
4 COLLABORATION WITH OR UNDER THE SUPERVISION OF A PERSON LICENSED  
5 IN THE PRACTICE OF MEDICINE OR OSTEOPATHIC MEDICINE AND SURGERY.

6 (5) A LICENSEE SHALL FOLLOW PROCEDURES IN WHICH  
7 COLLABORATION AMONG THE LICENSEE AND A PERSON LICENSED IN THE  
8 PRACTICE OF MEDICINE OR OSTEOPATHIC MEDICINE AND SURGERY AND  
9 OTHER LICENSED HEALTH CARE PROFESSIONALS IS REGARDED TO BE IN THE  
10 BEST INTERESTS OF THE PATIENT.

11 (6) SUBSECTION (1) DOES NOT PREVENT ANY OF THE FOLLOWING:

12 (A) AN INDIVIDUAL LICENSED OR REGISTERED UNDER ANY OTHER  
13 PART OR ACT FROM PERFORMING ACTIVITIES THAT ARE CONSIDERED  
14 SPEECH-LANGUAGE PATHOLOGY SERVICES IF THOSE ACTIVITIES ARE WITHIN  
15 THE INDIVIDUAL'S SCOPE OF PRACTICE AND IF THE INDIVIDUAL DOES NOT  
16 USE THE TITLES PROTECTED UNDER SECTION 17603.

17 (B) THE PRACTICE OF SPEECH-LANGUAGE PATHOLOGY THAT IS AN  
18 INTEGRAL PART OF A PROGRAM OF STUDY BY STUDENTS ENROLLED IN AN  
19 ACCREDITED SPEECH-LANGUAGE PATHOLOGY EDUCATIONAL PROGRAM APPROVED  
20 BY THE BOARD, PROVIDED THAT THOSE INDIVIDUALS ARE IDENTIFIED AS  
21 STUDENTS AND PROVIDE SPEECH-LANGUAGE PATHOLOGY SERVICES ONLY  
22 WHILE UNDER THE SUPERVISION OF A LICENSED SPEECH-LANGUAGE  
23 PATHOLOGIST.

24 (C) SELF-CARE BY A PATIENT OR UNCOMPENSATED CARE BY A FRIEND  
25 OR FAMILY MEMBER WHO DOES NOT REPRESENT OR HOLD HIMSELF OR  
26 HERSELF OUT TO BE A LICENSED SPEECH-LANGUAGE PATHOLOGIST.

27 SEC. 17609. (1) THE DEPARTMENT SHALL, UPON SUBMISSION OF A

1 COMPLETED APPLICATION AND PAYMENT OF THE APPROPRIATE APPLICATION  
2 PROCESSING AND LICENSE FEE, ISSUE A LICENSE UNDER THIS PART TO  
3 THE FOLLOWING:

4 (A) AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF SUBSECTION  
5 (2) OR (3).

6 (B) AN INDIVIDUAL WHO POSSESSES A MASTER'S OR DOCTOR OF  
7 SCIENCE OR DOCTOR OF PHILOSOPHY DEGREE IN SPEECH-LANGUAGE  
8 PATHOLOGY ACCEPTABLE TO THE BOARD, WHO HAS SUCCESSFULLY COMPLETED  
9 AN ACCREDITED SPEECH-LANGUAGE PATHOLOGY TRAINING PROGRAM APPROVED  
10 BY THE DEPARTMENT AND THE BOARD THAT HAS AT LEAST 9 MONTHS, OR  
11 THE EQUIVALENT, OF FULL-TIME SUPERVISED POSTGRADUATE CLINICAL  
12 EXPERIENCE IN SPEECH-LANGUAGE PATHOLOGY, AND WHO PASSES AN  
13 EXAMINATION ACCEPTABLE TO THE BOARD.

14 (2) A CERTIFIED TEACHER WHO, ON THE DAY BEFORE THE EFFECTIVE  
15 DATE OF THIS PART, WAS ENDORSED IN THE AREA OF SPEECH AND  
16 LANGUAGE IMPAIRMENT FOR THE SOLE PURPOSE OF PROVIDING SERVICES AS  
17 A PART OF EMPLOYMENT OR CONTRACT WITH A SCHOOL DISTRICT,  
18 INTERMEDIATE SCHOOL DISTRICT, NONPUBLIC SCHOOL, OR STATE  
19 DEPARTMENT THAT PROVIDES EDUCATIONAL SERVICES IS ELIGIBLE FOR A  
20 LICENSE UNDER THIS PART. AN INDIVIDUAL WHO MEETS THE REQUIREMENTS  
21 OF THIS SUBSECTION SHALL FIRST APPLY FOR A LICENSE ON OR BEFORE  
22 THE EXPIRATION OF 2 YEARS AFTER THE EFFECTIVE DATE OF THIS PART.  
23 AN INDIVIDUAL WHO OBTAINS A LICENSE UNDER THIS SUBSECTION IS  
24 ELIGIBLE FOR RENEWAL OF THAT LICENSE UNDER THIS PART IF HE OR SHE  
25 CONTINUES TO MEET THE REQUIREMENTS OF THIS SUBSECTION.

26 (3) AN INDIVIDUAL WHO, ON THE DAY BEFORE THE EFFECTIVE DATE  
27 OF THIS PART, HAS THE CREDENTIAL CONFERRED BY THE AMERICAN

1 SPEECH-LANGUAGE-HEARING ASSOCIATION AS A CERTIFIED SPEECH-  
2 LANGUAGE-PATHOLOGIST IS ELIGIBLE FOR A LICENSE UNDER THIS PART.  
3 AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF THIS SUBSECTION AND  
4 WHO MAINTAINS THE CREDENTIAL CONFERRED BY THE AMERICAN SPEECH-  
5 LANGUAGE-HEARING ASSOCIATION OR A SUCCESSOR CREDENTIAL CONFERRED  
6 BY ITS SUCCESSOR ORGANIZATION SHALL FIRST APPLY FOR A LICENSE ON  
7 OR BEFORE THE EXPIRATION OF 2 YEARS AFTER THE EFFECTIVE DATE OF  
8 THIS PART. AN INDIVIDUAL WHO OBTAINS A LICENSE UNDER THIS  
9 SUBSECTION IS ELIGIBLE FOR RENEWAL OF THAT LICENSE UNDER THIS  
10 PART IF HE OR SHE CONTINUES TO MEET THE REQUIREMENTS OF THIS  
11 SUBSECTION.

12 (4) AN INDIVIDUAL MAY APPLY FOR A TEMPORARY LICENSE UNDER  
13 THIS SUBSECTION FOR THE PURPOSE OF COMPLETING A SUPERVISED  
14 POSTGRADUATE CLINICAL EXPERIENCE. THE DEPARTMENT SHALL ISSUE A  
15 TEMPORARY LICENSE UNDER THIS SUBSECTION FOR A PERIOD NOT TO  
16 EXCEED 12 MONTHS. AN INDIVIDUAL SEEKING A TEMPORARY LICENSE UNDER  
17 THIS SUBSECTION SHALL OBTAIN A TEMPORARY LICENSE BEFORE BEGINNING  
18 THE SUPERVISED POSTGRADUATE CLINICAL EXPERIENCE. AT THE  
19 CONCLUSION OF THE POSTGRADUATE CLINICAL EXPERIENCE, THE  
20 INDIVIDUAL'S SUPERVISOR SHALL SIGN AND SUBMIT TO THE DEPARTMENT A  
21 REPORT THAT DOCUMENTS THE INDIVIDUAL'S SATISFACTORY COMPLETION OF  
22 THE SUPERVISED POSTGRADUATE CLINICAL EXPERIENCE. TO BE ELIGIBLE  
23 FOR A TEMPORARY LICENSE UNDER THIS SUBSECTION, AN APPLICANT SHALL  
24 MEET ALL OF THE FOLLOWING REQUIREMENTS:

25 (A) POSSESS A MASTER'S OR DOCTOR OF SCIENCE OR DOCTOR OF  
26 PHILOSOPHY DEGREE IN SPEECH-LANGUAGE PATHOLOGY ACCEPTABLE TO THE  
27 BOARD. AN APPLICANT SHALL HAVE HIS OR HER ACADEMIC TRANSCRIPTS

1 PROVIDED DIRECTLY TO THE DEPARTMENT BY THE ACADEMIC INSTITUTION.

2 (B) SUBMIT A PLAN FOR SUPERVISED POSTGRADUATE CLINICAL  
3 EXPERIENCE ON A FORM APPROVED BY THE BOARD AND SIGNED BY A  
4 LICENSED PROFESSIONAL WHO WILL PROVIDE SUPERVISION.

5 SEC. 17610. (1) THE DEPARTMENT, IN CONSULTATION WITH THE  
6 BOARD, MAY PROMULGATE RULES UNDER SECTION 16145 AS NECESSARY OR  
7 APPROPRIATE TO FULFILL ITS FUNCTIONS UNDER THIS ARTICLE AND TO  
8 SUPPLEMENT THE REQUIREMENTS FOR LICENSURE UNDER THIS PART,  
9 INCLUDING ADOPTING UPDATED STANDARDS OF THAT ORGANIZATION OR  
10 STANDARDS OF ANY SUCCESSOR ORGANIZATION OF THE AMERICAN SPEECH-  
11 LANGUAGE-HEARING ASSOCIATION.

12 (2) SUBJECT TO SECTION 16204, THE DEPARTMENT SHALL BY RULE  
13 PRESCRIBE CONTINUOUS PROFESSIONAL DEVELOPMENT AS A CONDITION FOR  
14 LICENSURE RENEWAL.

15 (3) THE DEPARTMENT, IN CONSULTATION WITH THE BOARD, SHALL  
16 PROMULGATE RULES REGARDING THE PERFORMANCE OF SPEECH-LANGUAGE  
17 PATHOLOGY THAT INCLUDES, BUT IS NOT LIMITED TO, THE PERFORMANCE  
18 OF PROCEDURES DESCRIBED IN SECTION 17601(1)(A)(ii). THE RULES  
19 SHALL RECOGNIZE AND INCORPORATE THE REQUIREMENTS DESCRIBED IN  
20 SECTION 17607(3) AND (4) AND THE NEED FOR COLLABORATION AMONG A  
21 SPEECH-LANGUAGE PATHOLOGIST AND A PERSON LICENSED IN THE PRACTICE  
22 OF MEDICINE OR OSTEOPATHIC MEDICINE AND SURGERY AND OTHER  
23 LICENSED HEALTH CARE PROFESSIONALS.

24 SEC. 17611. THE DEPARTMENT MAY ISSUE A LICENSE BY  
25 ENDORSEMENT TO AN APPLICANT FROM ANOTHER STATE THAT HAS LICENSURE  
26 REQUIREMENTS SUBSTANTIALLY EQUIVALENT TO THIS PART, AS DETERMINED  
27 BY THE BOARD.

1           SEC. 17613. THIS PART DOES NOT REQUIRE NEW OR ADDITIONAL  
2 THIRD PARTY REIMBURSEMENT OR MANDATED WORKER'S COMPENSATION  
3 BENEFITS FOR SERVICES RENDERED BY AN INDIVIDUAL LICENSED UNDER  
4 THIS PART.