

House Bill 3545

Sponsored by Representative MORGAN

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires State Board of Examiners for Speech-Language Pathology and Audiology to adopt rules requiring licensed person to inform prospective purchaser of hearing aids about specified hearing aids.

Requires Health Licensing Office to adopt rules requiring licensed person to inform prospective purchaser of hearing aids about specified hearing aids.

A BILL FOR AN ACT

1
2 Relating to hearing aids; amending ORS 681.420 and 694.155.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 681.420 is amended to read:

5 681.420. The State Board of Examiners for Speech-Language Pathology and Audiology shall:

6 (1) Administer, coordinate and enforce the provisions of this chapter;

7 (2) Evaluate the qualifications of applicants for any license as issued under this chapter and
8 supervise the examination of such applicants;

9 (3) Investigate persons engaging in practices which violate the provisions of this chapter;

10 (4) Conduct hearings and keep records and minutes as the board deems necessary to an orderly
11 dispatch of business;

12 (5) Adopt rules and regulations[, *including but not limited to governing*] **that include:**

13 (a) **Governing** ethical standards of practice under this chapter; and

14 (b) **Rules requiring a person who is licensed under this chapter to inform a prospective**
15 **purchaser of hearing aids about hearing aids that work with assistive listening systems that**
16 **are compliant with the Americans with Disabilities Act Standards for Accessible Design**
17 **adopted by the United States Department of Justice in accordance with the Americans with**
18 **Disabilities Act of 1990, 42 U.S.C. 12101 et seq; and**

19 (6) Adopt a seal by which the board shall authenticate its proceedings. Copies of the pro-
20 ceedings, records and acts of the board, signed by the executive director or chairperson of the board
21 and stamped with the seal, shall be prima facie evidence of the truth of such documents.

22 **SECTION 2.** ORS 694.155 is amended to read:

23 694.155. The powers and duties of the Health Licensing Office with regard to dealing in hearing
24 aids are as follows:

25 (1) To authorize all disbursements necessary to carry out the provisions of ORS 694.015 to
26 694.170.

27 (2) To determine training and experience requirements prerequisite to taking the examination
28 and to supervise and administer qualifying examinations to test the knowledge and proficiency of
29 applicants for licensure.

30 (3) To provide for waivers of examinations by rule.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

- 1 (4) To license persons who apply to the office and who have qualified to deal in hearing aids.
2 (5) To purchase and maintain or rent audiometric equipment and facilities necessary to carry
3 out the examination of applicants for licensure.
4 (6) To issue and renew licenses and temporary licenses.
5 (7) To suspend or revoke licenses in the manner provided in ORS chapter 183.
6 (8) To appoint representatives to conduct or supervise the examination of applicants for
7 licensure.
8 (9) To designate the time and place for examining applicants for licensure.
9 (10) To adopt rules not inconsistent with the laws of this state which are necessary to carry out
10 the provisions of ORS 694.015 to 694.170, **including rules that require a person who is licensed**
11 **under this chapter to inform a prospective purchaser of hearing aids about hearing aids that**
12 **work with assistive listening systems that are compliant with the Americans with Disabili-**
13 **ties Act Standards for Accessible Design adopted by the United States Department of Justice**
14 **in accordance with the Americans with Disabilities Act of 1990, 42 U.S.C. 12101 et seq.**
15 (11) With the advice of the Advisory Council on Hearing Aids, to prescribe safety and sanitation
16 requirements, to require the periodic inspection of the audiometric testing equipment and to carry
17 out the periodic inspection of facilities of persons who deal in hearing aids.
18 (12) To appoint or employ subordinate employees.
19 (13) To adopt rules specifying exemptions relating to assistive listening devices.
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