



**Scott Walker, Governor**  
**Dave Ross, Secretary**

**HEARING AND SPEECH EXAMINING BOARD**  
**Room 121A, 1400 E. Washington Avenue, Madison**  
**Contact: Tom Ryan (608) 266-2112**  
**July 11, 2016**

*The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions of the Board.*

**AGENDA**

**1:00 P.M.**

**OPEN SESSION – CALL TO ORDER – ROLL CALL**

**A. Adoption of Agenda (1-2)**

**B. Approval of Minutes of April 11, 2016 (3-4)**

**C. Administrative Updates**

- 1) Board and Staff Updates
- 2) Board Member – Term Expiration Date
  - a. Barbara Johnson – 07/01/2017
  - b. Steven Klapperich – 07/01/2015
  - c. Thomas Krier – 07/01/2017
  - d. Scott Larson – 07/01/2017
  - e. Thomas Sather – 07/01/2015
  - f. Patricia Willis – 07/01/2018

**D. Legislative and Administrative Rule Matters – Discussion and Consideration (5-19)**

- 1) Adopt Clearinghouse Rule 15-096 Relating to Licensure of Speech-Language Pathologists, Audiologists, Temporary Licenses and Renewal and Reinstatement of Credentials Granted by the Board
- 2) Adopt Clearinghouse Rule 15-097 Relating to Designating a Written Examination for Hearing Instrument Specialists
- 3) Proposals Amending HAS 3 Relating to Hearing Instrument Specialist Examinations
- 4) Update on Legislation and Pending or Possible Rulemaking Projects

**E. Items Added After Preparation of Agenda**

- 1) Election of Board Officers
- 2) Appointment of Liaisons
- 3) Introductions, Announcements and Recognition
- 4) Presentations of Petition(s) for Summary Suspension
- 5) Presentation of Proposed Stipulation(s), Final Decision(s) and Order(s)
- 6) Presentation of Final Decisions
- 7) Disciplinary Matters
- 8) Executive Director Matters

- 9) Education and Examination Matters
- 10) Credentialing Matters
- 11) Practice Matters
- 12) Legislation/Administrative Rule Matters
- 13) Liaison Report(s)
- 14) Informational Item(s)
- 15) Speaking Engagement(s), Travel or Public Relation Request(s)

**F. Public Comments**

**CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.)**

**G. Deliberation on Division of Legal Services and Compliance (DLSC) Matters**

- 1) **Administrative Warning(s)**
  - a. 15 HAD 019 - L.S.V. **(20-21)**
  - b. 16 HAD 004 – T.J.V. **(22-23)**
- 2) **Case Closures**
  - a. 15 HAD 019 – A.R. **(24-26)**

**H. Deliberation on Credentialing Matters**

- 1) Application Review
  - a. Krista Durnin – Hearing Instrument Specialist Application **(27-69)**

**I. Deliberation of Items Received After Preparation of the Agenda**

- 1) Disciplinary Matters
- 2) Education and Examination Matters
- 3) Credentialing Matters
- 4) Application Matters
- 5) Monitoring Matters
- 6) Professional Assistance Procedure (PAP) Matters
- 7) Petition(s) for Summary Suspensions
- 8) Petition(s) for Extension of Time
- 9) Proposed Stipulations, Final Decisions and Orders
- 10) Administrative Warnings
- 11) Proposed Decisions
- 12) Matters Relating to Costs
- 13) Motions
- 14) Petitions for Rehearing
- 15) Case Closings
- 16) Appearances from Requests Received or Renewed
- 17) License Ratification

**J. Consulting with Legal Counsel**

**RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

**K. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate**

**ADJOURNMENT**

The Next Scheduled Meeting is October 10, 2016.

**HEARING AND SPEECH EXAMINING BOARD  
MEETING MINUTES  
APRIL 11, 2016**

**PRESENT:** Doreen Jensen, Barbara Johnson, Steven Klapperich, Thomas Krier, Scott Larson, Thomas Sather, Patricia Willis

**STAFF:** Tom Ryan, Executive Director; Sharon Henes, Administrative Rules Coordinator; Nilajah Hardin, Bureau Assistant; and other Department Staff

**CALL TO ORDER**

Thomas Sather, Chair, called the meeting to order at 1:17 p.m. A quorum of seven (7) members was confirmed.

**ADOPTION OF AGENDA**

**MOTION:** Doreen Jensen moved, seconded by Patricia Willis, to adopt the agenda as published. Motion carried unanimously.

**APPROVAL OF MINUTES OF JANUARY 11, 2016**

**MOTION:** Doreen Jensen moved, seconded by Steven Klapperich, to approve the minutes of January 11, 2016 as published. Motion carried unanimously.

**CLOSED SESSION**

**MOTION:** Barbara Johnson moved, seconded by Thomas Krier, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Thomas Sather, Vice Chair; read the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Doreen Jensen-yes; Barbara Johnson-yes; Steven Klapperich-yes; Thomas Krier-yes; Scott Larson-yes; Thomas Sather-yes; Patricia Willis-yes. Motion carried unanimously.

The Board convened to Closed Session at 1:29 p.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Thomas Krier moved, seconded by Steven Klapperich, to reconvene to open session. Motion carried unanimously.

The Board reconvened into Open Session at 1:58 p.m.

## VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

**MOTION:** Steven Klapperich moved, seconded by Patricia Willis, to affirm all votes made in closed session. Motion carried unanimously.

### DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

#### Proposed Stipulations, Final Decisions and Orders

##### *14 HAD 014 – Kathryn Camilotto*

**MOTION:** Barbara Johnson moved, seconded by Doreen Jensen, to adopt the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Kathryn Camilotto, Respondent, DLSC case number 14 HAD 014. Motion carried unanimously.

##### *15 HAD 007 – Timothy Lippold*

**MOTION:** Scott Larson moved, seconded by Doreen Jensen, to adopt the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Timothy Lippold, Respondent, DLSC case number 15 HAD 007. Motion carried unanimously.

#### Case Closures

##### *14 HAD 011*

**MOTION:** Steven Klapperich moved, seconded by Thomas Krier, to close DLSC case number 14 HAD 011 (J.A.P.), for No Violation. Motion carried unanimously.

### LICENSE RATIFICATION

**MOTION:** Barbara Johnson moved, seconded by Doreen Jensen, to authorize Steven Klapperich and Scott Larson as alternate to ratify the scores from the April 11, 2016 exams and grant the licenses once requirements are met. Motion carried unanimously.

### ADJOURNMENT

**MOTION:** Steven Klapperich moved, seconded by Scott Larson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:31 p.m.

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

|   |  |   |  |
|---|--|---|--|
| 1) Name and Title of Person Submitting the Request:<br><br><b>Sharon Henes<br/>Administrative Rules Coordinator</b>                               |  | 2) Date When Request Submitted:<br><br><b>27 June 2016</b><br><br>Items will be considered late if submitted after 12:00 p.m. on the deadline date:<br>▪ 8 business days before the meeting   |  |
| 3) Name of Board, Committee, Council, Sections:<br><br><b>Hearing and Speech Examining Board</b>  |  |   |  |
| 4) Meeting Date:<br><br><b>11 July 2016</b>   | 5) Attachments:<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No   | 6) How should the item be titled on the agenda page?<br><b>Legislation and Rule Matters – Discussion and Consideration</b><br><b>1. Adopt CR 15-096 Relating to Licensure of Speech-Language Pathologists, Audiologists, Temporary Licenses and Renewal and Reinstatement of Credentials Granted by the Board</b><br><b>2. Adopt CR 15-097 Relating to Designating a Written Examination for Hearing Instrument Specialists.</b><br><b>3. Proposals Amending HAS 3 Relating to hearing Instrument Specialist Examinations</b><br><b>4. Update on Pending and Possible Rulemaking Projects</b> |  |
| 7) Place Item in:<br><input checked="" type="checkbox"/> Open Session<br><input type="checkbox"/> Closed Session<br><input type="checkbox"/> Both | 8) Is an appearance before the Board being scheduled?<br><br><input type="checkbox"/> Yes ( <a href="#">Fill out Board Appearance Request</a> )<br><input type="checkbox"/> No | 9) Name of Case Advisor(s), if required:  |  |
| 10) Describe the issue and action that should be addressed:   |  |   |  |
| 11) Authorization   |  |   |  |
| <i><b>Sharon Henes</b></i>  |  | <i><b>27 June 2016</b></i>  |  |
| Signature of person making this request   |  | Date  |  |
| Supervisor (if required)  |  | Date  |  |
| Executive Director signature (indicates approval to add post agenda deadline item to agenda)  |  | Date  |  |

STATE OF WISCONSIN  
HEARING AND SPEECH EXAMINING BOARD

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|                              |   |                             |
|------------------------------|---|-----------------------------|
| IN THE MATTER OF RULE-MAKING | : | ORDER OF THE                |
| PROCEEDINGS BEFORE THE       | : | HEARING AND SPEECH          |
| HEARING AND SPEECH EXAMINING | : | EXAMINING BOARD             |
| BOARD                        | : | ADOPTING RULES              |
|                              | : | (CLEARINGHOUSE RULE 15-096) |

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ORDER

An order of the Hearing and Speech Examining Board to repeal HAS 6.02 (1m) and (5), 6.04 (6) (b) 2., 6.04 (7), 6.05, 6.09 (3), 6.11 and 7.05; to consolidate, renumber and amend HAS 6.04 (6) (b) (intro) and 1; to amend HAS 6.02 (6) and (9), 6.03 (6) (intro) and (a), 6.04 (5), 6.04 (6) (intro) and (a) and 7.04; to repeal and recreate HAS 6.07, 6.08, 6.10 and 7.03; and to create HAS 7.06 relating to licensure of speech-language pathologists, audiologists and temporary licenses and requirements for renewal and reinstatement of credentials granted by the hearing and speech examining board.

Analysis prepared by the Department of Safety and Professional Services.

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ANALYSIS

**Statutes interpreted:** ss. 459.09, 459.24 (2), (3), (5), and (6), 459.28, 459.32 and 459.34 (2m) (b), Stats.

**Statutory authority:** ss. 15.08 (5) (b), 459.12 (1), and 459.24 (6) (c), Stats.

**Explanation of agency authority:**

Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession. s. 15.08 (5)(b)

The examining board may make rules not inconsistent with the laws of the this state which are necessary to carry out the intent of this chapter. s. 459.12 (1)

A temporary license granted under this subsection is valid for a period designated in rules promulgated by the examining board. The rules may designate a period that terminates if an applicant fails to take the next available examination under s. 459.26 (2) (a) or (b) for reasons other than inaction by the examining board or hardship. s. 459.24 (6) (c).

**Related statute or rule:** n/a

## **Plain language analysis:**

Section 1 repeals definitions no longer used in the rule.

Section 2 amends the definition of “postgraduate clinical fellowship” to not include audiology and clarifies the sentence and references the updated degree requirements.

Section 3 amends the examination required for speech-language pathologist applicants from the National Examination for Speech-language Pathology and Audiology (NESPA) to the Praxis Speech Language Pathology examination.

Section 4 amends the supervised clinical practicum and doctoral degree to align with the statutory change resulting from 2009 Act 356. It also amends the examination required for audiologist applicants from the National Examination for Speech-language Pathology and Audiology (NESPA) to the Praxis Audiology examination.

Sections 5 and 6 change the examination to the Praxis Audiology examination and eliminates the doctoral options as being equivalent education to the exam. 2009 Act 356 changed the educational requirement from a master’s degree to a doctoral degree, therefore, the higher degree is no longer a replacement for the examination. This section eliminates the postgraduate clinical fellowship in audiology as that requirement was removed in 2009 Act 356.

Section 7 repeals HAS 6.05 due to redundancy. The previous sections address the required examinations as part of the application process.

Section 8 repeals and recreates the reciprocal license section. A speech-language pathologist holding an active license in good standing in another state is granted a Wisconsin license if the requirements for licensure are substantially equivalent to the Wisconsin requirements. An audiologist holding an active license in good standing in another state is granted a Wisconsin license if the requirements are substantially equivalent to the Wisconsin requirements or the applicant holds a master’s degree and completed a supervised clinical practicum.

Section 9 repeals and recreates the limited permit section to clarify the requirements and align the requirements with the statute. A non-resident applicant meeting the Wisconsin education requirements who does not have an arrest or conviction record related to the practice may obtain a limited permit to practice in association with a licensed speech-language pathologist or licensed audiologist up to 10 days in a calendar year. A non-resident applicant who holds a license as a speech-language pathologist or audiologist in another state which has licensure requirements substantially equal to Wisconsin’s licensure requirements may obtain a limited permit for a period of 45 days in a calendar year.

Section 10 repeals the definition of temporary license as the definition is incorrect and not necessary.

Section 11 repeals and recreates the section on temporary licenses in order to clarify and align with statutes. An applicant for a speech-language pathology temporary license shall file an

application, pay the fee, provide evidence of not having an arrest or conviction record related to the practice of speech-language pathology, evidence of having completed a master's degree in speech-language pathology and be registered to take the next available examination. The temporary license is valid for 18 months and may be renewed once by the board. While practicing under a speech-language pathology license, the person shall be supervised and the supervisor shall approve of the services provided in the client files. An applicant for a temporary license to practice audiology shall file an application, fee, provide evidence of not having an arrest or conviction record related to the practice of audiology, evidence of having completed a doctoral degree and has passed the Praxis Audiology examination. The temporary license is valid for 6 months and may be renewed once to allow time for the applicant to take the next available practical examination if the applicant fails the practical exam and signs up for the next exam or can show hardship.

Section 125 repeals the section on supervision as it is now addressed in the new recreated HAS 6.10.

Section 13 repeals and recreates the section on renewal of license. A licensee renewing within 5 years pays the fee, any applicable late renewal fee and certifies completion of continuing education. After 5 years the license may be renewed by paying the fee, the late fee, and if the person is not holding an active license in another state, completes and passes the written examination required for initial licensure.

Section 14 removes the reference to HAS 7.05.

Section 15 repeals the section on late renewal as it now addressed in the new HAS 7.03.

Section 16 creates a section on reinstatement of a license. A person who has not renewed their license within 5 years and has not completed disciplinary requirements or a person whose license was surrendered or revoked may apply to have that license restored by completion of any unmet disciplinary requirements and provide evidence of rehabilitation or change in circumstances warranting a reinstatement of the license. In addition, if the license has not been active within the previous 5 years, the person would have to meet the requirements for renewing a license after 5 years.

**Summary of, and comparison with, existing or proposed federal regulation:** None

**Comparison with rules in adjacent states:**

**Illinois:** Speech-language pathology applicants are required to complete a master's degree, pass the Praxis Speech-Language Pathology examination and complete 9 months of supervised experience. Audiology applicants are required to complete a doctoral degree, pass the Praxis Audiology examination and complete 9 months of supervised experience. A speech-language pathologist shall obtain a temporary license upon complete of education and exam in order to complete the supervised professional experience. In order to renew a credential, a license holder must pay fee and submit proof of continuing education. Renewal after 5 years requires evidence

of holding a license in another state or successful completion of the initial credentialing examination within 1 year of the renewal.

**Iowa:** Speech-language pathology applicants are required to complete a master's degree in speech pathology which includes a supervised clinical training, pass the Praxis Speech-Language Pathology examination and 9 months of supervised clinical experience. American Speech-Language Hearing Association certificate of clinical competence is proof of meeting the requirements. Audiology applications are required to complete a master's or doctoral degree in audiology which includes a supervised clinical training, pass the Praxis Audiology examination and 9 months of supervised clinical experience. American Speech-Language Hearing Association certificate of clinical competence is proof of meeting the requirements. A temporary license is required for speech-language pathology and audiology applicants to complete their supervised clinical training. A non-resident may obtain a temporary permit to practice speech pathology or audiology by demonstrating the applicant meets the same standards as Iowa and documenting the need for a permit. The temporary permit is for a period to not exceed 3 months. In order to renew a credential, a license holder must pay fee and submit proof of continuing education. Renewal after 5 years requires verification of licensure in another state or completion of 60 hours of continuing education and passage of the initial credentialing exam.

**Michigan:** Speech-language pathology applicants are required to complete a master's degree in speech pathology which includes a supervised clinical training, pass the Praxis Speech-Language Pathology examination and 1,260 hours of supervised clinical experience. Audiology applicants are required to complete a master's or doctoral degree in audiology, Praxis Audiology exam and complete 9 months of supervised clinical experience. In order to renew a credential, a license holder must pay fee and submit proof of continuing education. Renewal after 3 years requires proof of licensure in another state or passage of the initial credentialing exam within the last 2 years.

**Minnesota:** Speech-language pathology applicants are required to complete a master's degree in speech pathology which includes a supervised clinical training, and pass the national examination. Audiology applicants are required to complete a master's or doctoral degree in audiology, which includes a supervised clinical training and pass the national examination. Temporary license may be obtained by a person who is credentialed in another state or territory or has a current certificate of clinical competence issued by American Speech-Language Hearing Association and is valid for 90 days. In order to renew a credential, a license holder must pay fee and submit proof of continuing education.

### **Summary of factual data and analytical methodologies:**

The Board reviewed and updated the chapters to bring them into compliance with 09 Act 356, 13 Act 114 and current practices.

### **Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:**

This rule was posted for economic comments for 14 days and none were received.

**Fiscal Estimate and Economic Impact Analysis:**

The Fiscal Estimate and Economic Impact Analysis is attached.

**Effect on small business:**

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department’s Regulatory Review Coordinator may be contacted by email at Eric.Esser@wisconsin.gov, or by calling (608) 267-2435.

**Agency contact person:**

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Board Services, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-2377; email at Sharon.Henes@wisconsin.gov.

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TEXT OF RULE

SECTION 1. HAS 6.02 (1m) and (5) are repealed.

SECTION 2. HAS 6.02 (6) and (9) is amended to read:

HAS 6.02 (6) “Postgraduate clinical fellowship” means a program approved by the board consisting of a minimum of 9 months of supervised clinical practice in speech-language pathology ~~or audiology~~ provided in the work setting to which an applicant is seeking licensure.

(9) “Supervised clinical practicum” means a program required by a college or university for completion of a master’s degree ~~that consists of supervised applications of in~~ speech-language pathology or a doctoral degree in audiology.

SECTION 3. HAS 6.03 (6) (intro) and (a) are amended to read:

HAS 6.03 (6) ~~Written verification forwarded directly to the board by the NESPA examination administrator, ASHA, course providers or trainers, as appropriate, stating that~~ Verification the applicant has satisfied one of the following:

(a) Passed the ~~NESPA~~ Praxis Speech-Language Pathologist examination ~~required under s. HAS 6.05.~~

SECTION 4. HAS 6.04 (5) and (6) (intro) and (a) are amended to read:

**HAS 6.04 (5)** Evidence satisfactory to the board that the applicant has completed a supervised clinical practicum and satisfied one of the following:

~~(a) Completed a supervised clinical practicum and received a master's~~ Possesses a doctoral degree in audiology from a college or university approved by the board in an accredited academic program. The doctoral degree program shall consist of not less than 3 years of educational course work and not less than 12 months of clinical rotation or externship.

~~(b) Completed~~ Evidence satisfactory to the examining board that the applicant has completed education or training that the board determines is substantially equivalent to the requirements for licensure requirement under par. (a); that may include evidence that the applicant has been granted an Au.D. degree from a college or university approved by the board.

~~(6) Written verification forwarded directly to the board by the NESPA examination administrator, ASHA, course providers or trainers, as appropriate, stating that~~ Verification the applicant has satisfied one of the following:

~~(a) Passed the NESPA Praxis Audiology examination required under s. HAS-6.05.~~

SECTION 5. HAS 6.04 (6) (b) (intro) and 1. are consolidated, renumbered 6.04 (b) and amended to read:

**HAS 6.04 (6) (b)** Completed education or training that the board determines is substantially equivalent to passing the NESPA-Praxis Audiology examination that may include evidence satisfactory to the board that the applicant has received one of the following: . A certificate of clinical competence in audiology granted by ASHA is considered equivalent.

SECTION 6. HAS 6.04 (6) (b) 2. and (7) are repealed.

SECTION 7. HAS 6.05 is repealed.

SECTION 8. HAS 6.07 is repealed and recreated to read:

**HAS 6.07 Reciprocal license (1) SPEECH-LANGUAGE PATHOLOGY.** The board shall grant a license to practice speech-language pathology to an applicant who pays the fee required by 440.05 (2), Stats., and provides evidence of all the following:

(a) The applicant has a current license to practice speech-language pathology in good standing in another state or territory of the United States.

(b) The requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (2), Stats.

**(2) AUDIOLOGY.** The board shall grant a license to practice audiology to an applicant who pays the fee required by 440.05 (2), Stats., and provides evidence of one of the following:

(a) The applicant has a current license to practice audiology in good standing in another state or territory of the United States and the requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24(3), Stats.

(b) The applicant has a current license to practice audiology in good standing in another state or territory of the United States and provides evidence of all the following:

1. The requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (3)(c), (e), and (em), Stats.

2. The applicant has completed a supervised clinical practicum and received a master's degree in audiology from a college or university approved by the

examining board or has completed education or training that the examining board determines is substantially equivalent to the completion of those requirements.

(3) **RECIPROCAL AGREEMENTS.** A license to practice speech-language pathology or audiology may be granted to applicants according to the terms of a reciprocal agreement the board has entered into with another state or territory.

SECTION 9. HAS 6.08 is repealed and recreated to read:

**HAS 6.08 Limited permit (1)** A non-resident applicant for a limited permit to practice in association with a licensed speech-language pathologist or licensed audiologist for a period not to exceed 10 days in any calendar year shall submit the application, pay the fee specified in 440.05(6), Stats., and provide evidence of all of the following:

(a) The applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, Stats.

(b) Completion of one of the following:

1. The requirements in s. HAS 6.03(5) for the practice of speech-language pathology.

2. The requirements in s. HAS 6.04(5) for the practice of audiology.

(2) A non-resident applicant for a limited permit to practice speech-language pathology or audiology, who holds a current speech-language pathologist or audiologist license in another state or territory of the United States which has requirements determined by the board to be substantially equivalent to the requirements under s. 459.24 (2) or (3), Stats., shall submit the application, pay the fee specified in 440.05(6), Stats. and provide evidence the applicant holds a current license in good standing. The limited permit shall be valid for a period not to exceed 45 days in any calendar year.

SECTION 10. HAS 6.09 (3) is repealed.

SECTION 11. HAS 6.10 is repealed and recreated to read:

**HAS 6.10 Temporary Licenses (1) SPEECH-LANGUAGE PATHOLOGY.** (a) Before commencing a postgraduate clinical fellowship in speech-language pathology an applicant shall obtain a temporary license to practice under the supervision of a licensed speech-language pathologist by submitting all the following:

1. An application and fee specified in s. 440.05(6), Stats.

2. Evidence the applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, Stats.

3. Evidence the applicant has completed one of the following:

a. A supervised clinical practicum and received a master's degree in speech-language pathology from a college or university approved by the board.

b. Education or training that the board determines is substantially equivalent to the completion of the supervised clinical practicum and master's degree in speech-language pathology.

4. Evidence of the applicant is registered to take the next available Praxis Speech-Language Pathology examination or has passed the Praxis Speech-Language Pathology

examination or has completed education or training that the board determines is substantially equivalent to passing the examination.

(b) A temporary license to practice speech-language pathology is valid for 18 months. A temporary license may be renewed once by the board.

(c) Notwithstanding par. (b), a temporary license to practice speech-language pathology shall terminate in 90 days if an applicant fails to take the next available examination for reasons other than inaction by the examining board or hardship.

(d) A person holding a temporary license to practice speech-language pathology shall be supervised face-to-face, at least monthly, by a licensed speech-language pathologist. The person holding the temporary license shall have the supervisor, once a month, provide written approval in the client files of the clinical services provided.

(2) **AUDIOLOGY.** (a) A temporary license to practice audiologist may be granted by submitting of all of the following:

1. An application and fee specified in s. 440.05(6), Stats.
2. Evidence the applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, Stats.
3. Evidence the applicant has completed a supervised clinical practicum and one of the following:

a. Possesses a doctoral degree in audiology from an accredited academic institution approved by the board. The doctoral degree program shall consist of not less than 3 years of educational course work and not less than 12 months of clinical rotation or externship.

b. Education or training that the board determines is substantially equivalent to the completion of the requirement under subd. 3.a.

4. Evidence the applicant has passed the Praxis Audiologist examination.

(b) A temporary license to practice audiology is valid for 6 months. A temporary license may be renewed once by the board, for a time period to allow the applicant time to take the next available examination and receive the results of the examination, if one of the following occurs:

1. The applicant fails the practical exam required under s. 459.26(2)(b), Stats. and applies to take the next available examination.
2. The applicant shows to the satisfaction of the examining board sufficient cause for the renewal.

SECTION 12. HAS 6.11 is repealed.

SECTION 13. HAS 7.03 is repealed and recreated to read:

**HAS 7.03 Late renewal of License.** (1) **EXPIRED LICENSE.** A person who fails to renew a license holds an expired license and may not reapply for the license using the initial application process.

(2) **RENEWAL WITHIN 5 YEARS.** A hearing instrument specialist license, speech-language pathologist or audiologist license shall be renewed within 5 years after expiration by paying the renewal fee determined by the department under s. 440.03(9)(a), Stats., any applicable late renewal fee and certification of the continuing education required under s. HAS 8.03.

(3) RENEWAL AFTER 5 YEARS. This subsection does not apply to license holders who have unmet disciplinary requirements or whose license has been surrendered or revoked. A license may be renewed after 5 years after expiration by complying with all of the following:

- (a) Payment of the renewal fee determined under s. 440.03(9)(a), Stats. and the late renewal fee.
- (b) Evidence of one of the following:
  - 1. Holding an active license in good standing in another state.
  - 2. If hearing instrument specialist renewal, passed the examination required under s. HAS 3.02 within the previous 12 months of application for renewal.
  - 3. If speech-language pathologist renewal, passed the Praxis Speech-Language Pathologist exam within the previous 12 months of application for renewal.
  - 4. If audiologist renewal, passed the Praxis Audiologist exam within the previous 12 months of application for renewal.

SECTION 14. HAS 7.04 is amended to read:

**HAS 7.04 Failure to renew.** A licensee who fails to renew a license by the applicable renewal date shall not practice as a hearing instrument specialist, speech-language pathologist or audiologist ~~until the license is restored under s. HAS 7.05.~~

SECTION 15. HAS 7.05 is repealed.

SECTION 16. HAS 7.06 is created to read:

**HAS 7.06 Reinstatement.** A license holder who has unmet disciplinary requirements and failed to renew the certificate of registration within 5 years after expiration or whose license has been surrendered or revoked may apply to have the license reinstated in accordance with all of the following:

- (1) Evidence of completion of the requirements in s. HAS 7.03 (3) if the license has not been active within 5 years.
- (2) Evidence of completion of the disciplinary requirements, if applicable.
- (3) Evidence of rehabilitation or change in circumstances, warranting reinstatement.

SECTION 17. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

-----  
(END OF TEXT OF RULE)  
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Dated \_\_\_\_\_

Agency \_\_\_\_\_

Board Member  
Hearing and Speech Examining Board

STATE OF WISCONSIN  
HEARING AND SPEECH EXAMINING BOARD

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|                              |   |                             |
|------------------------------|---|-----------------------------|
| IN THE MATTER OF RULE-MAKING | : | ORDER OF THE                |
| PROCEEDINGS BEFORE THE       | : | HEARING AND SPEECH          |
| HEARING AND SPEECH EXAMINING | : | EXAMINING BOARD             |
| BOARD                        | : | ADOPTING RULES              |
|                              | : | (CLEARINGHOUSE RULE 15-097) |

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ORDER

An order of the Hearing and Speech Examining Board to repeal HAS 3.02; and to amend HAS 3.01(1) relating to a designation of a written examination for hearing instrument specialists.

Analysis prepared by the Department of Safety and Professional Services.

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ANALYSIS

**Statutes interpreted:** s. 459.06 (2) (a), Stats.

**Statutory authority:** ss. 15.08 (5) (b) and 459.12 (1)

**Explanation of agency authority:**

Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession. s. 15.08 (5)(b), Stats.

The examining board may make rules not inconsistent with the laws of this state which are necessary to carry out the intent of this chapter. s. 459.12 (1), Stats.

**Related statute or rule:** n/a

**Plain language analysis:**

This rule designates the International Licensing Examination for Hearing Healthcare Professionals by the International Hearing Society as the written examination for hearing instruments specialists and deletes the provisions specifying the content areas of the written test.

**Summary of, and comparison with, existing or proposed federal regulation:** None

**Comparison with rules in adjacent states:**

**Illinois:** Illinois requires the written and practical International Licensing Examination for Hearing Healthcare Professions or an examination approved, developed or sanctioned by the Department of Public Health.

**Iowa:** Iowa requires the national standardized licensing examination [International Licensing Examination for Hearing Healthcare Professionals] by the International Hearing Society.

**Michigan:** Michigan requires examination prescribed by the Department of Licensing and Regulatory Affairs.

**Minnesota:** Written examination approved by the commissioner of the Department of Health or a designee citing topic areas to cover.

**Summary of factual data and analytical methodologies:**

The Board received a presentation from the International Hearing Society and considered other state's approach to examination.

**Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:**

This rule was posted for economic comments and none were received.

**Fiscal Estimate and Economic Impact Analysis:**

The Fiscal Estimate and Economic Impact Analysis is attached.

**Effect on small business:**

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted by email at [Jeff.Weigand@wisconsin.gov](mailto:Jeff.Weigand@wisconsin.gov), or by calling (608) 267-2435.

**Agency contact person:**

Sharon Henes, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Board Services, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-2377; email at [Sharon.Henes@wisconsin.gov](mailto:Sharon.Henes@wisconsin.gov).

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TEXT OF RULE

SECTION 1. HAS 3.01 is amended to read:

HAS 3.01 Examinations. (1) Written Examination. An applicant for a hearing instrument specialist license shall pass a ~~written examination designed to test the applicant's knowledge in the subject areas described in s. HAS 3.02~~ the International Licensing Examination for Hearing Healthcare Professionals.

SECTION 2. HAS 3.02 is repealed.

SECTION 3. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

-----  
(END OF TEXT OF RULE)  
-----

Dated \_\_\_\_\_

Agency \_\_\_\_\_

Board Member  
Hearing and Speech Examining Board

## Chapter HAS 3

### HEARING INSTRUMENT SPECIALISTS EXAMINATIONS

|          |                         |          |                             |
|----------|-------------------------|----------|-----------------------------|
| HAS 3.01 | Examinations.           | HAS 3.06 | Rules of conduct.           |
| HAS 3.02 | Written examination.    | HAS 3.07 | Time limits.                |
| HAS 3.03 | Practical examination.  | HAS 3.08 | Passing grades.             |
| HAS 3.04 | Identifying marks.      | HAS 3.09 | Failure and review.         |
| HAS 3.05 | Removal of examination. | HAS 3.10 | Claim of examination error. |

**Note:** Chapter Had 3 was renumbered Chapter HAS 3 under s. 13.93 (2m) (b) 1, Stats., Register, April, 1992, No. 436. Chapter HAS 3 as it existed on July 31, 1998 was repealed and new Chapter HAS 3 was created effective August 1, 1998.

**HAS 3.01 Examinations.** (1) WRITTEN EXAMINATION. An applicant for a hearing instrument specialist license shall pass a written examination designed to test the applicant's knowledge in the subject areas described in s. HAS 3.02.

(2) PRACTICAL EXAMINATION. An applicant shall pass a practical examination that shall consist of 2 parts, audiometric and ear mold. The practical examination is designed to test the applicant's proficiency in the techniques and procedures described in s. HAS 3.03.

(3) CONTENT. Examinations may include objective questions, practical demonstrations, or a combination of the foregoing, in any of the subject areas in which an applicant is to be examined.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.02 Written examination.** The written examination shall cover the following subjects:

(1) Basic physics of sound and the anatomy and physiology of the ear.

(2) The function of hearing instruments, including assistive listening devices.

(3) Chapter 459, Stats.

(4) Techniques of fitting hearing instruments.

(5) Chapters HAS 1 to 8.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98; am. (5), Register, February, 1999, No. 518, eff. 3-1-99.

**HAS 3.03 Practical examination.** (1) Subjects covered in the practical portions of the examination shall include tests of proficiency in the following techniques as they pertain to the fitting of hearing instruments:

(a) Pure tone audiometry, including air conduction testing and bone conduction testing.

(b) Live voice or recorded voice speech audiometry including speech reception threshold testing and most comfortable loudness measurements and measurements of tolerance thresholds.

(c) Masking when indicated.

(d) Recording and evaluation of audiograms and speech audiometry to determine proper selection and adaption of a hearing instrument.

(e) Taking ear mold impressions.

(2) In addition to the topics listed under sub. (1), the board may examine an applicant as to his or her proficiency in the following procedures and use of equipment commonly employed in the fitting and selling of hearing instruments and taking of ear mold impressions:

(a) Otoloscope or equivalent illuminator for the visual observation of the entire ear canal.

(b) Pure tone discrete or sweep frequency threshold type audiometer with air and bone conduction and appropriate masking.

(c) Appropriate equipment for establishing speech reception threshold and speech discrimination scores through headphones or sound field media by recorded or live voice.

(d) Use of a master hearing instrument.

(e) Equipment designed for the evaluation and testing of hearing instrument performance.

(f) Post fitting care and problem solving.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.04 Identifying marks.** An applicant may not place any marks upon his or her examination papers which reveals his or her identity.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.05 Removal of examination.** An applicant may not take any records of the examination questions from the examination room.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.06 Rules of conduct.** The board may deny release of scores or issuance of a hearing instrument specialist license if the board determines that an applicant violated the rules of conduct of the examination or otherwise acted dishonestly.

**Note:** The rules of conduct of an examination are provided to candidates prior to the administration of an examination.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.07 Time limits.** The board may set time limits for completion of each part of the examination.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.08 Passing grades.** (1) To pass the written and practical examinations, each applicant shall receive a grade determined by the board to represent minimum competence to practice. The board shall determine the passing grade after consultation with subject matter experts who have reviewed a representative sample of the examination questions and available candidate performance statistics.

(2) A passing grade is required on each of the 3 parts of the examination in order to successfully complete the examination. If an applicant fails to receive a passing grade on one part, he or she may retake only the part failed. If an applicant fails to receive a passing grade on more than one part, upon reapplication, he or she shall be required to retake the entire 3-part examination.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.09 Failure and review.** (1) An applicant who fails all or part of the examination may review those parts of the examination failed according to the following procedures and within the following limitations:

(a) The applicant shall file a written request for review with the board within 30 days from the date that notice of examination results have been sent to the applicant.

(b) At the arranged time at the board office, the applicant shall be provided an opportunity to review those parts of the examination failed.

(c) The applicant may not take notes and may not copy the examination in any manner.

(d) No person other than the applicant and a board representative may be present during review of an examination.

(e) The time for review shall be limited and shall not exceed one hour.

(f) An applicant may not review an examination more than once.

**(2)** An applicant may request that the board review the grading of one or more examination questions by completing a form which will be provided to the applicant by the board representative. The form must be completed and returned to the board representative at the time of review.

**(3)** Any comments or claims of error regarding specific questions or procedures in the examination may be placed in writing on the form provided. These comments shall be retained by the board and made available to the board for review.

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.

**HAS 3.10 Claim of examination error. (1)** An applicant wishing to claim examination error shall file a written request for board review in the board office within 30 days of the date the examination was reviewed. The request shall include all of the following:

(a) The applicant's name and address.

(b) The type of license applied for.

(c) A description of the perceived error, including specific questions or procedures claimed to be in error.

(d) The facts which the applicant intends to prove, including reference text citations or other supporting evidence for the applicant's claim.

**(2)** The board shall review the claim and notify the applicant in writing of the board's decision and any resulting grade change.

**(3)** If the board's decision does not result in the applicant passing the examination, the applicant may retake the examination, as provided under s. HAS 3.08 (2).

**History:** Cr. Register, July, 1998, No. 511, eff. 8-1-98.