

APA-1
07/04

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. _____ Department or Agency Board of Hearing Instrument Dealers
Rule No. 445-X-1-.04
Rule Title: Examination For Licensure
New XX Amend _____ Repeal _____ Adopt by Reference _____

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NA

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Marilyn Fletcher

Date 8/14/14

(DATE FILED)
(STAMP)

Alabama Board of Hearing Instrument Dealers

NOTICE OF INTENDED ACTION

AGENCY NAME: The Alabama Board of Hearing Instrument Dealers

RULE NO. & TITLE: 445-X-1-.04 Examination for Licensure
445-X-1-.05 Continuing Education

INTENDED ACTION: The Alabama Board of Hearing Instrument Dealers proposes to amend rule 445-X-1-.04 Examination for Licensure and 445-X-1-.05 Continuing Education

SUBSTANCE OF PROPOSED ACTION:

The proposed action of rule 445-X-1-.04 Examination for Licensure is to update the rule to the procedures currently in place for licensure of individuals in the State of Alabama. We have adopted the International Hearing Instrument Studies exam in-lieu of an exam written and administered by board members. Our current procedures outlines procedures used in 1975 rather than current procedures.

The proposed actions of rule 445-X-1-.05 Continuing Education is to change the requirements for continuing education to reflect the changes that have surfaced in the hearing instrument industry that didn't exist in 1975 when this rule was originally written. It also increases the amount of continuing education requirements from 8 hours annually to 10 hours annually. Six hours of training are directed by the Board and must be taken through resident training, rather than through distance learning means.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

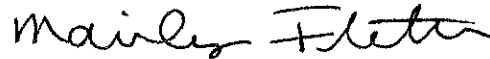
Comments may be submitted in writing or orally at Alabama Board of Hearing Instrument Dealers, 400 S. Union St. #445, Montgomery, AL 36104, (334)242-1925.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

October 9, 2014

CONTACT PERSON AT AGENCY:

Marilyn Fletcher
Executive Secretary
334-242-1925



Marilyn Fletcher
Executive Secretary

445-X-1.04 -X Examination for Licensure

(1) An application for examination shall be accompanied by a check or money order covering the application fee and practical examination fee. In no case, shall these examination fees be refunded.

(2) Failure to complete all forms and provide all requested information may be cause for the application to be rejected.

(3) Furnishing false information or omitting pertinent information shall be cause for denial to sit for the examination. If the applicant has been licensed before such information becomes known to the board, the license shall be subject to revocation or suspension.

(4) Examinations of applicants for licensure shall be conducted a minimum of three times a year, at such times and places as the board may direct.

(5) The examination shall consist of written and practical tests as determined by the board. Test may be based on national examinations, be national examinations, or be designed and promulgated by the board.

(6) The board shall prepare and administer the practical examination to each applicant at the time and place specified for the examination. The examination must be completed within the time allotted. The board, excluding the consumer member, shall examine and grade practical examinations.

(7) The board shall be responsible for inspection and reviewing the grades grading of written the practical examinations. ~~Each member of the board shall be entitled to examine and grade the written examinations of each applicant. Board members may waive the right to examine any applicant's examination.~~

(8) The applicant shall perform the tests of practical skills, within the allotted time, and under the supervision of any board member except the consumer board member.

(9) The applicant shall be notified, in writing, of the test results.

(10) Applicants may, within 30 days after the date of a state-designed exam, request a review of their practical examinations. The review shall be done in the presence of a monitor. The applicant may not take notes nor copy any portion of the examination.

(11) The board shall issue a license to each applicant who has been certified by the board as having passed all licensing examinations and has met all licensure requirements, and when the applicant has completed the appropriate forms and has paid the licensure fee. Such license shall be effective from the date of issue until January 30 of the succeeding year.

Statutory Authority: Code of Alabama, 1975, § 34-14-11 (4)

Author: Hearing Instrument Dealers Board

History: Filed July 22, 1994; Amend August 14, 2014