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LEGISLATIVE ACTION

Senate

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House

The Committee on Health Policy (Rodriguez) recommended the following:

Senate Amendment (with title amendment)

Between lines 380 and 381

insert:

Section 11. Subsections (1) through (4) of section 468.1225, Florida Statutes, are amended to read:

468.1225 Procedures, equipment, and protocols.—

(1) The following minimal procedures must ~~shall~~ be used when a licensed audiologist fits and sells a hearing aid unless the client provides a medical clearance or a waiver of medical



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11 examination:

12 (a) Pure tone audiometric testing by air and bone to
13 determine the type and degree of hearing deficiency when
14 indicated.

15 (b) Effective masking when indicated.

16 (c) Appropriate testing to determine speech reception
17 thresholds, speech discrimination scores, the most comfortable
18 listening levels, uncomfortable loudness levels, and the
19 selection of the best fitting arrangement for maximum hearing
20 aid benefit when indicated.

21 (2) The following equipment must ~~shall~~ be used unless the
22 client provides a medical clearance or a waiver of medical
23 examination:

24 (a) A wide range audiometer that ~~which~~ meets the
25 specifications of the American National Standards Institute for
26 diagnostic audiometers when indicated.

27 (b) A speech audiometer or a master hearing aid in order to
28 determine the most comfortable listening level and speech
29 discrimination when indicated.

30 (3) A final fitting ensuring physical and operational
31 comfort of the hearing aid must ~~shall~~ be made when indicated.

32 (4) A licensed audiologist who fits and sells hearing aids
33 must ~~shall~~ obtain the following medical clearance: If, upon
34 inspection of the ear canal with an otoscope in the common
35 procedure of fitting a hearing aid or ~~and~~ upon interrogation of
36 the client, there is any recent history of infection or any
37 observable anomaly, the client must ~~shall~~ be instructed to see a
38 physician, and a hearing aid may ~~shall~~ not be fitted until
39 medical clearance is obtained for the condition noted. If, upon



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40 return, the condition noted is no longer observable and the
41 client signs a medical waiver, a hearing aid may be fitted. Any
42 person with a significant difference between bone conduction
43 hearing and air conduction hearing must be informed of the
44 possibility of medical or surgical correction.

45 Section 12. Subsections (1) through (4) of section
46 484.0501, Florida Statutes, are amended to read:

47 484.0501 Minimal procedures and equipment.—

48 (1) The following minimal procedures must ~~shall~~ be used in
49 the fitting and selling of hearing aids unless the client
50 provides a medical clearance or a waiver of medical examination:

51 (a) Pure tone audiometric testing by air and bone to
52 determine the type and degree of hearing deficiency.

53 (b) Effective masking when indicated.

54 (c) Appropriate testing to determine speech reception
55 thresholds, speech discrimination scores, the most comfortable
56 listening levels, uncomfortable loudness levels, and the
57 selection of the best fitting arrangement for maximum hearing
58 aid benefit.

59 (2) The following equipment must ~~shall~~ be used unless the
60 client provides a medical clearance or a waiver of medical
61 examination:

62 (a) A wide range audiometer that ~~which~~ meets the
63 specifications of the American National Standards Institute for
64 diagnostic audiometers.

65 (b) A speech audiometer or a master hearing aid in order to
66 determine the most comfortable listening level and speech
67 discrimination.

68 (3) A final fitting ensuring physical and operational



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69 comfort of the hearing aid must ~~shall~~ be made when indicated.

70 (4) The following medical clearance must ~~shall~~ be obtained:

71 If, upon inspection of the ear canal with an otoscope in the
72 common procedure of a hearing aid fitter or ~~and~~ upon
73 interrogation of the client, there is any recent history of
74 infection or any observable anomaly, the client must ~~shall~~ be
75 instructed to see a physician, and a hearing aid may ~~shall~~ not
76 be fitted until medical clearance is obtained for the condition
77 noted. If, upon return, the condition noted is no longer
78 observable and the client signs a medical waiver, a hearing aid
79 may be fitted. Any person with a significant difference between
80 bone conduction hearing and air conduction hearing must be
81 informed of the possibility of medical correction.

82 Section 13. Sections 468.1265 and 484.054, Florida
83 Statutes, are repealed.

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85 ===== T I T L E A M E N D M E N T =====

86 And the title is amended as follows:

87 Delete line 55

88 and insert:

89 F.S.; providing applicability; amending ss. 468.1225,
90 and 484.0501, F.S.; revising minimum procedures and
91 equipment requirements for fitting and selling hearing
92 aids; repealing ss. 468.1265 and 484.054, F.S.,
93 relating to the sale or distribution of hearing aids
94 through mail; amending s. 893.05,