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HOUSE BILL 48

**54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

INTRODUCED BY

Patricia Roybal Caballero

AN ACT

RELATING TO HEALTH; REQUIRING THE SPEECH-LANGUAGE PATHOLOGY,  
AUDIOLOGY AND HEARING AID DISPENSING PRACTICES BOARD TO ISSUE  
ETHICS RULES REQUIRING AUDIOLOGISTS AND HEARING AID DISPENSERS  
TO EDUCATE PURCHASERS ABOUT ASSISTIVE LISTENING TECHNOLOGY AND  
DESIGN OPTIONS THAT ARE IN ACCORDANCE WITH LATEST STANDARDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

**SECTION 1.** Section 61-14B-11 NMSA 1978 (being Laws 1996,  
Chapter 57, Section 11, as amended) is amended to read:

"61-14B-11. BOARD POWERS AND DUTIES.--The board shall:

A. adopt rules and regulations and establish policy  
necessary to carry out the provisions of the Speech-Language  
Pathology, Audiology and Hearing Aid Dispensing Practices Act  
in accordance with the Uniform Licensing Act;

B. adopt rules implementing continuing education

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1 requirements;

2 C. adopt a code of ethics that includes rules  
3 requiring audiologists and hearing aid dispensers, at the time  
4 of the initial examination for possible sale and fitting of a  
5 hearing aid if a hearing loss is determined, to inform each  
6 prospective purchaser about hearing aid options that can  
7 provide a direct connection between the hearing aid and  
8 assistive listening systems. These rules shall be in  
9 accordance with the latest standards for accessible design  
10 adopted by the United States department of justice in  
11 accordance with the federal Americans with Disabilities Act of  
12 1990, as amended;

13 D. conduct hearings upon charges relating to the  
14 discipline of licensees, including the denial, suspension or  
15 revocation of a license in accordance with the Uniform  
16 Licensing Act;

17 E. investigate complaints against licensees by  
18 issuing investigative subpoenas prior to the issuance of a  
19 notice of contemplated action;

20 F. establish fees for licensure;

21 G. provide for the licensing and renewal of  
22 licenses of applicants; and

23 H. adopt rules that provide for licensure by  
24 reciprocity, including temporary permits for speech-language  
25 pathologists, audiologists or hearing aid dispensers."

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