

DEPARTMENT OF CONSUMER AFFAIRS
**TITLE 16. SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY
AND HEARING AID DISPENSERS BOARD**

**PROPOSED MODIFIED TEXT
Notice to Consumers**

Legend: Added text is indicated with an underline.
Deleted text is indicated by ~~strikethrough~~.
Added modified text is indicated with double underline.
Deleted modified text is indicated by ~~double strikethrough~~.
Modifications are also shown in yellow highlighting

Adopt section 1399.129 of Article 5 of Division 13.3 of Title 16 of the California Code of Regulations to read as follows:

§ 1399.129. ~~Application and Certificate Fees.~~ Notice to Consumers.

(a) A licensee engaged in the practice of fitting or selling hearing aids shall provide notice to each client or patient of the fact that the licensee is licensed and regulated by the Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board. The notice shall include the following statement:

“NOTICE TO CONSUMERS
Hearing Aid Dispensers, Hearing Aid Temporary Licensees,
Hearing Aid Trainees, and Dispensing Audiologists
are licensed and regulated by the
Speech-Language Pathology & Audiology &
Hearing Aid Dispensers Board
(916) 287-7915
www.speechandhearing.ca.gov”

(b) The notice required by this section shall be provided by one of the following methods:

(1) Prominently posting the notice in each of the practice locations the licensee provides services. The notice shall be in a conspicuous location and accessible to public view. It shall be in at least ~~48~~36-point type in Arial font.

(2) Providing the client or patient, or the client’s or patient’s representative, with the notice in a written statement in at least 12-point type. An acknowledgement, stating the client or patient, or the client’s or patient’s representative, received the

notice shall be signed and dated by the client or patient or the client's or patient's representative. The acknowledgment shall be retained in the client's or patient's records demonstrating receipt.

(3) Providing the notice on a written receipt where the notice is placed immediately above the signature line for the client or patient, or the client's or patient's representative, in at least 14-point type.

NOTE: Authority cited: ~~Section 3328~~Sections 2531.06 and 2531.95, Business and Professions Code. Reference: ~~Section 3456138~~, Business and Professions Code.

Adopt section 1399.157.1 of Article 8 of Division 13.4 of Title 16 of the California Code of Regulations to read as follows:

§ 1399.157.1. Professional Corporation Fees. [Renumbered]Notice to Consumers.

(a) A licensed Speech-Language Pathologist, Speech-Language Pathology Assistant, Required Professional Experience Licensee, or Speech-Language Pathology Aide shall provide notice to each patient of the fact that the licensee is licensed and regulated by the Speech-Language Pathology & Audiology & Hearing Aid Board. The notice shall include the following statement:

“NOTICE TO CONSUMERS
Speech-Language Pathologists, Speech-Language Pathology Assistants,
Required Professional Experience Licensees, and Speech-Language Pathology Aides
are licensed and regulated by the
Speech-Language Pathology & Audiology &
Hearing Aid Dispensers Board
(916) 287-7915
www.speechandhearing.ca.gov”

(b) A licensed Audiologist, Required Professional Experience Licensee, and Audiology Aide shall provide notice to each patient of the fact that the licensee is licensed and regulated by the Speech-Language Pathology & Audiology & Hearing Aid Board. The notice shall include the following statement:

“NOTICE TO CONSUMERS
Audiologists, Required Professional Experience Licensees,
and Audiology Aides
are licensed and regulated by the
Speech-Language Pathology & Audiology &
Hearing Aid Dispensers Board
(916) 287-7915
www.speechandhearing.ca.gov”

(c) The notice required by this section shall be provided by one of the following methods:

(1) Prominently posting the notice in each of the practice locations the licensee provides services. The notice shall be in a conspicuous location and accessible to public view. It shall be in at least ~~48~~36-point type in Arial font.

(2) Providing the client or patient, or the client's or patient's representative, with the notice in a written statement in at least 12-point type. An acknowledgement, stating the client or patient, or the client's or patient's representative, received the notice shall be signed and dated by the client or patient or the client's or patient's representative. The acknowledgment shall be retained in the client's or patient's records demonstrating receipt.

(3) Providing the notice on a written receipt where the notice is placed immediately above the signature line for the client or patient, or the client's or patient's representative, in at least 14-point type.

Note: Authority cited: ~~Sections 2531.25, 2536.7 and 2537.7~~Section 2531.95, Business and Professions Code. Reference: ~~Sections 2536.1, 2536.3, 2536.4, 2537.1, 2537.3 and 2537.4~~Section 138, Business and Professions Code.