




I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN  
2006 (SECOND) Regular Session

Bill No. 273 (EC)

Introduced by:

Mike Cruz, MD   
L. A. Leon Guerrero   
L. F. Kasperbauer 

AN ACT TO AMEND SECTION 12802, ARTICLE 8,  
CHAPTER 12, PART 1, DIVISION 1, TITLE 10 OF  
THE GUAM CODE ANNOTATED, AMEND  
SECTION 12101, ARTICLE 1, CHAPTER 12, PART 1,  
DIVISION 1, TITLE 10 OF THE GUAM CODE  
ANNOTATED, AND AMEND ARTICLE 10,  
CHAPTER 12, PART 1, DIVISION 1, TITLE 10 OF  
THE GUAM CODE ANNOTATED, RELATIVE TO  
THE AUDIOLOGY PROFESSION OF THE GUAM  
ALLIED HEALTH PRACTICE ACT.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Statement. *I Liheslaturan Guåhan* finds that the  
3 current statute of the licensure of Audiologists needs to be updated to meet  
4 national standards of the profession, as well as acted upon as a companion bill  
5 to Article 8, Chapter 12, Division 1, Part 1, Title 10 of the Guam Code  
6 Annotated, relative to the Allied Health Practice Act.

7 Section 2. Subsection 12802(ii), Section 12802, Article 8, Chapter 12, Part 1,  
8 Division 1, Title 10 of the Guam Code Annotated is hereby *amended* to read as  
9 follows:

10 "§ 12802. Definitions.

1           (a) **Licensed Allied Health Professions.** For purposes of this Act, the  
2 following Allied Health professions shall be licensed under the *Guam Board of*  
3 *Allied Health Examiners*:

4           (ii) ~~'Audiology' shall mean the application of principles, methods and~~  
5 ~~procedures for measurement, testing, evaluation, prediction,~~  
6 ~~counseling, selling, instruction, habilitation or rehabilitation~~  
7 ~~related to hearing aids or ear molds, including the fitting of such~~  
8 ~~devices, or disorders of hearing for the purpose of evaluation,~~  
9 ~~identifying preventing, rehabilitating, ameliorating or modifying~~  
10 ~~such disorders and conditions in individuals.~~

11           (2) 'Audiology' shall mean the measuring, testing, examining,  
12 interpreting, diagnosing, predicting, prescribing, treating and  
13 evaluation, including audiologic and electrophysiological  
14 measures relating to hearing and vestibular systems for the  
15 purpose of preventing and modifying disorders related to loss of  
16 hearing and vestibular function, conducting programs of  
17 habilitation and rehabilitating including hearing conservation,  
18 ceriman removal, vestibular rehabilitation, non-medical  
19 evaluation and treatment of tinnitus and the evaluation,  
20 prescription and fitting of hearing aids."

21           Section 3. Subsections 12101(q) and 12101(r), Section 12101, Article 1,  
22 Chapter 12, Part 1, Division 1, Title 10 of the Guam Code Annotated is hereby  
23 *amended* and all following subsections are *renumbered* accordingly to read as  
24 follows:



1                   §121003.            Exceptions to Licensure Requirements.

2                   §121004.            Scope of Practice.

3           § 121001. **Definitions.** For purposes of this Article, the following  
4 words and phrases have been defined to mean:

5           (a) '*ASHA*' means the American Speech, Language and Hearing  
6 Association who is the national credentialing association for Speech,  
7 Language Pathologists and Audiologists, which issues the "Certificate of  
8 Clinical Competence in Audiology" (CCC-A).

9           (b) '*Audiologist*' means a person duly licensed by the Board to practice  
10 in the field of Audiology.

11           (c) '*Audiology*' means the ~~application of principles, methods and~~  
12 ~~procedures for measurement, testing, evaluation, prediction, counseling,~~  
13 ~~selling, instruction, habilitation or rehabilitation related to hearing aids or ear~~  
14 ~~molds, including the fitting of such devices, or disorders of hearing for the~~  
15 ~~purpose of evaluation, identifying, preventing, rehabilitating, ameliorating or~~  
16 ~~modifying such disorders and conditions in individuals.~~ measuring, testing,  
17 examining, interpreting, diagnosing, predicting, prescribing, treating and  
18 evaluation, including audiologic and electrophysiological measures relating to  
19 hearing and vestibular systems for the purpose of preventing and modifying  
20 disorders related to loss of hearing and vestibular function, conducting  
21 programs of habilitation and rehabilitating including hearing conservation,  
22 cerumen removal, vestibular rehabilitation, non-medical evaluation and  
23 treatment of tinnitus and the evaluation, prescription and fitting of hearing  
24 aids.

1           (d) 'Certificate of Clinical Competence in Audiology (CCC-A)' means the  
2 nationally recognized certification issued by ASHA as evidence of  
3 professional knowledge and clinical experience in Audiology.

4           ~~(d)~~(e) *'Habilitation' and 'Rehabilitation,'* as used in this Article,  
5 include, but are not limited to, hearing aid evaluation, prescription and fitting  
6 of hearing aid devices.

7           **§ 121002. Qualifications for Licensure.**

8           (a) Applicants for licensure must possess a *"Certificate of Clinical*  
9 *Competence in Audiology (CCC-A)"* issued by ASHA as evidence of professional  
10 training and experience.

11           (b) Applicants shall have an official statement from ASHA sent  
12 directly to the board reporting ~~applicant's present ASHA certification~~ the  
13 validity of CCC-A.

14           **§ 121003. Exceptions to Licensure Requirements.** The provisions  
15 contained herein shall *not* be construed to prevent or restrict the following:

16           (a) any person licensed on Guam, under any other law, from  
17 engaging in the profession or occupation for which the person is licensed;

18           (b) the activities and services of persons pursuing a course of study  
19 leading to a degree in audiology at an accredited college or university, *if* such  
20 activities and services constitute a part of an approved supervised course of  
21 study and such person is designated an audiologist intern or trainee;

22           (c) the activities and services of persons presently working on their  
23 Clinical Fellowship Year ('CFY') and such persons are designated as 'CFY-  
24 Audiologist.'

1           § 121004. Scope of Practice. The practice of audiology includes:

2           (a) identifying, including screening, assessing, interpreting,  
3 diagnosing, counseling, preventing, and rehabilitating peripheral and central  
4 auditory system dysfunctions;

5           (b) providing and interpreting behavior and (electro) physiological  
6 measurements of auditory and vestibular functions;

7           (c) tests for vestibular functions, including the  
8 electronystagmography ('ENG') test battery consisting of the gaze,  
9 optokinetic, positional, Hallpike and bithermal caloric test;

10          ~~(d) selecting, fitting, dispensing, and selling of hearing aids, assistive~~  
11 ~~listening and amplification devices, including alerting devices and other~~  
12 ~~systems (e.g. implantable devices), taking earmold impressions, providing~~  
13 ~~earmolds, and providing training in the use of hearing aids and amplification~~  
14 ~~devices; selecting, fitting, dispensing and selling of hearing aids, assistive~~  
15 listening devices, and non-medical tinnitus treatment products including  
16 tinnitus maskers. The taking of earmold impressions, removal of cerumen,  
17 and providing earmolds, noise protectors, and training in the use of hearing  
18 aids, and tinnitus treatment devices;

19          ~~(e) providing aural rehabilitation and related counseling services to~~  
20 ~~hearing impaired individuals and their families; providing aural and~~  
21 vestibular rehabilitation, and related counseling services;

22          ~~(f) removal of cerumen only for the purpose of providing auditory,~~  
23 ~~vestibular functions measurements and for taking earmold impressions;~~

1 administering tests of central auditory function, evoked potential evaluation,  
2 and providing related interpretation and counseling services;

3 (g) screening of speech-language and other factors affecting  
4 communication function for the purposes of audiologic evaluation or initial  
5 identification of individuals with other communication disorders;

6 (h) facilitating the conservation of auditory system function; *and*

7 (i) developing and implementing environmental and occupational  
8 hearing conservation programs."

9 **Section 5. Severability.** *If any provision of this Law or its application*  
10 *to any person or circumstance is found to be invalid or contrary to law, such*  
11 *invalidity shall not affect other provisions or applications of this Law, which*  
12 *can be given effect without the invalid provisions or application, and to this*  
13 *end the provisions of this Law are severable.*

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