

**As Introduced**

**127th General Assembly  
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**H. B. No. 180**

**Representative Setzer**

**Cosponsors: Representatives Combs, Lundy, McGregor, J., Evans, Seitz,  
Peterson, Stebelton, Webster, Brady, Mandel, Hite, Bulp, Adams, Bolon,  
Garrison, Collier, White, Letson, Yuko, Harwood**

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**A B I L L**

To amend sections 4753.02, 4753.05, and 4753.11 and 1  
to enact sections 4753.073 and 4753.101 of the 2  
Revised Code to establish a limited student permit 3  
category for speech language pathology interns, 4  
and to declare an emergency. 5

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4753.02, 4753.05, and 4753.11 be 6  
amended and sections 4753.073 and 4753.101 of the Revised Code be 7  
enacted to read as follows: 8

**Sec. 4753.02.** No person shall practice, offer to practice, or 9  
aid and abet the practice of the profession of speech-language 10  
pathology or audiology, or use in connection with ~~his~~ the person's 11  
name, or otherwise assume, use, or advertise any title or 12  
description tending to convey the impression that ~~he~~ the person is 13  
a speech-language pathologist or audiologist unless the person is 14  
licensed or permitted under this chapter. 15

**Sec. 4753.05.** (A) The board of speech-language pathology and 16

audiology may make reasonable rules necessary for the 17  
administration of this chapter. The board shall adopt rules to 18  
ensure ethical standards of practice by speech-language 19  
pathologists and audiologists licensed or permitted pursuant to 20  
this chapter. All rules adopted under this chapter shall be 21  
adopted in accordance with Chapter 119. of the Revised Code. 22

(B) The board shall determine the nature and scope of 23  
examinations to be administered to applicants for licensure 24  
pursuant to this chapter in the practices of speech-language 25  
pathology and audiology, and shall evaluate the qualifications of 26  
all applicants. Written examinations may be supplemented by such 27  
practical and oral examinations as the board shall determine by 28  
rule. The board shall determine by rule the minimum examination 29  
score for licensure. Licensure shall be granted independently in 30  
speech-language pathology and audiology. The board shall maintain 31  
a current public record of all persons licensed, to be made 32  
available upon request. 33

(C) The board shall publish and make available, upon request, 34  
the licensure and permit standards prescribed by this chapter and 35  
rules adopted pursuant thereto. 36

(D) The board shall submit to the governor each year a report 37  
of all its official actions during the preceding year together 38  
with any recommendations and findings with regard to the 39  
improvement of the professions of audiology and speech-language 40  
pathology. 41

(E) The board shall investigate all alleged irregularities in 42  
the practices of speech-language pathology and audiology by 43  
persons licensed or permitted pursuant to this chapter and any 44  
violations of this chapter or rules adopted by the board. The 45  
board shall not investigate the practice of any person 46  
specifically exempted from licensure under this chapter by section 47  
4753.12 of the Revised Code, as long as the person is practicing 48

within the scope of the person's license or is carrying out 49  
responsibilities as described in division (G) or (H) of section 50  
4753.12 of the Revised Code and does not claim to be a 51  
speech-language pathologist or audiologist. 52

In conducting investigations under this division, the board 53  
may administer oaths, order the taking of depositions, issue 54  
subpoenas, and compel the attendance of witnesses and the 55  
production of books, accounts, papers, records, documents, and 56  
testimony. In any case of disobedience or neglect of any subpoena 57  
served on any person or the refusal of any witness to testify to 58  
any matter regarding which the witness may lawfully be 59  
interrogated, the court of common pleas of any county where such 60  
disobedience, neglect, or refusal occurs or any judge thereof, on 61  
application by the board, shall compel obedience by attachment 62  
proceedings for contempt, as in the case of disobedience of the 63  
requirements of a subpoena issued from such court, or a refusal to 64  
testify therein. 65

(F) The board shall conduct such hearings and keep such 66  
records and minutes as are necessary to carry out this chapter. 67

(G) The board shall adopt a seal by which it shall 68  
authenticate its proceedings. Copies of the proceedings, records, 69  
and acts signed by the chairperson or executive director and 70  
authenticated by such seal shall be prima-facie evidence thereof 71  
in all courts of this state. 72

Sec. 4753.073. (A) The board of speech-language pathology and 73  
audiology shall issue under its seal a speech-language pathology 74  
student permit to any applicant who submits a plan that has been 75  
approved by the applicant's university graduate program in 76  
speech-language pathology and that conforms to requirements 77  
determined by the board by rule and who meets all of the following 78  
requirements: 79

(1) Is enrolled in a graduate program at an educational institution located in this state that is accredited by the council on academic accreditation in audiology and speech-language pathology of the American speech-language-hearing association; 80  
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(2) Has completed at least one year of postgraduate training in speech-language pathology, or equivalent coursework as determined by the board, and any student clinical experience the board may require by rule; 84  
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(B) The speech-language pathology student permit authorizes the holder to practice speech-language pathology within limits determined by the board by rule, which shall include the following: 88  
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(1) The permit holder's caseload shall be limited in a manner to be determined by the board by rule. 92  
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(2) The permit holder's authorized scope of practice shall be limited in a manner to be determined by the board by rule. The rule shall consider the coursework and clinical experience that has been completed by the permit holder and the recommendation of the applicant's university graduate program in speech-language pathology. 94  
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(3) The permit holder shall practice only when under the supervision of a speech-language pathologist who is licensed by the board and acting under the approval and direction of the applicant's university graduate program in speech-language pathology. The board shall determine by rule the manner of supervision. 100  
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(C) A permit issued under this section shall expire two years after the date of issuance. Student permits may be renewed in a manner to be determined by the board by rule. 106  
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(D) Each permit holder shall display the permit or an official duplicate in a conspicuous place where the permit holder 109  
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practices speech-language pathology. 111

Sec. 4753.101. The board of speech-language pathology and 112  
audiology, in accordance with Chapter 119. of the Revised Code, 113  
may establish rules to govern any disciplinary action to be taken 114  
against a student issued a permit under section 4753.073 of the 115  
Revised Code. The rules established by the board are not subject 116  
to the adjudication procedure requirements of sections 119.06 to 117  
119.13 of the Revised Code. 118

**Sec. 4753.11.** (A) For all types of licenses and permits, the 119  
board of speech-language pathology and audiology shall charge a 120  
nonrefundable licensure or permit fee, to be determined by board 121  
rule, which shall be paid at the time the application is filed 122  
with the board. 123

(B) On or before the thirty-first day of January of every 124  
other year, the board shall charge a biennial licensure renewal 125  
fee which shall be determined by board rule and used to defray 126  
costs of the board. 127

(C) The board may, by rule, provide for the waiver of all or 128  
part of such fees when the license is issued less than one hundred 129  
days before the date on which it will expire. 130

(D) After the last day of the month designated by the board 131  
for renewal, the board shall charge a late fee to be determined by 132  
board rule in addition to the biennial licensure renewal fee. 133

(E) No municipal corporation shall levy an occupational or 134  
similar excise tax on any person licensed under this chapter. 135

(F) All fees collected under this section and section 4753.09 136  
of the Revised Code shall be paid into the state treasury to the 137  
credit of the occupational licensing and regulatory fund. 138

**Section 2.** That existing sections 4753.02, 4753.05, and 139

4753.11 of the Revised Code are hereby repealed. 140

**Section 3.** This act is hereby declared to be an emergency 141  
measure necessary for the immediate preservation of the public 142  
peace, health, and safety. The reason for the necessity lies in 143  
the fact that the state of Ohio is experiencing a serious shortage 144  
of licensed speech-language pathologists. Therefore, this act 145  
shall go into immediate effect. 146