

This is an amendment to 16.26.2 NMAC, Sections 10-15 and adding Section 19, effective xx/xx/2016.

16.26.2.10 [APPLICATIONS FOR LICENSURE]: Application shall be made on forms prescribed by the board office.

- A. All applications for licensure must be accompanied by a check or money order payable to the board in the amount of the application and initial licensing fee. The licensing and renewal fee are set by the board and are non-refundable.
- B. All initial applications must be signed by the applicant.
- C. All applications must be accurate.
- D. All applications must be complete before they will be accepted by the board office.]

REQUIREMENTS FOR ALL APPLICANTS: An applicant for a license to practice under the Speech-Language Pathology, Audiology, and Hearing Aid Dispensing Practices Act must submit the following:

- A. a complete and signed application on a form prescribed by the board;
- B. a check or money order payable to the board for the applicable fee(s) outlined in 16.26.6.8 NMAC;
- C. documentation relevant to the license sought under 16.26.2 NMAC;
- D. certify that the applicant is not guilty of any activities listed in Section 61-14B-21 NMSA 1978.

[16.26.2.10 NMAC - Rp, 16 NMAC 26.3.8, 2/3/06; A, 11/29/08; A, xx/xx/16]

16.26.2.11 QUALIFICATIONS AND APPLICATION FOR LICENSURE AS A SPEECH-

LANGUAGE PATHOLOGIST: An application for licensure as a speech-language pathologist must be accompanied by the following documents:

- A. official transcripts verifying at least a master's degree in speech-language pathology, speech-language and hearing science, communication disorders or equivalent degree regardless of degree name; or
- B. a certification bearing an official seal and attesting to completion of degree requirements from the registrar, mailed directly to the board from the conferring institution; and
- C. a certified copy of a certificate of clinical competency from a board recognized national speech-language association or proof of completion of the clinical fellowship year or equivalent; and
- D. proof of having passed a nationally recognized standard examination in speech-language pathology;
- E. [passing] proof of having passed the jurisprudence examination with a grade of no less than [70%] seventy percent; and
- F. if currently or previously licensed in another state a verification of licensure must be sent directly to the board by the issuing jurisdiction.

[16.26.2.11 NMAC - Rp, 16 NMAC 26.2.11, 2/3/06; A, 11/29/08; A, xx/xx/16]

16.26.2.12 QUALIFICATIONS AND APPLICATION FOR LICENSURE AS AN AUDIOLOGIST:

Application for licensure as a audiologist must be accompanied by the following documents:

- A. official transcripts verifying at least a master's degree in audiology, or communication disorders or equivalent degree in audiology or communication disorders awarded prior to January 1, 2007; or a doctoral degree in audiology or equivalent degree regardless of degree name; or
- B. a certification bearing an official seal and attesting to completion of degree requirements from the registrar, mailed directly to the board from the conferring institution; and
- C. a certified copy of a certificate of clinical competency from a board recognized national speech-language association or proof of completion of the clinical fellowship year or equivalent; and
- D. proof of having passed a nationally recognized standard examination in audiology;
- E. passing the jurisprudence examination with a grade of no less than 70%; and
- F. if currently or previously licensed in another state a verification of licensure must be sent directly to the board by the issuing jurisdiction;
- G. physicians eligible for certification or certified by the American board of otolaryngology head and neck surgery, who wish to be licensed as a hearing aid dispenser, must provide the following documents:
 - (1) a certified copy of current New Mexico medical license; and
 - (2) a notarized letter from a qualified sponsor as specified in the act verifying work experience of at least six months in the fitting of the hearing aids, the initial three hundred twenty (320) hours of which must be under direct supervision of the sponsor.] A. official transcripts or certification from the registrar verifying the following:

- (1) a master's degree in audiology, communication disorders or equivalent degree in audiology or communication disorders awarded prior to January 1, 2007; or
- (2) a doctoral degree in audiology or equivalent degree regardless of degree name.
- B. proof of having earned certification in audiology from the American speech-language and hearing association (ASHA) or the American board of audiology (ABA);
- C. proof of having passed a nationally recognized standard examination in audiology;
- D. proof of having passed the jurisprudence examination with a grade of no less than seventy percent;
- E. if the applicant was awarded a master's degree in audiology or communication disorders or equivalent degree in audiology or communication disorders prior to January 1, 2007, the applicant must also provide proof of at least six months' experience in the dispensing of hearing aids or other evidence as determined by the board in either a graduate training program or in a work training experience;
- F. if currently or previously licensed in another state, a verification of the applicant's licensure must be sent directly to the board by the issuing jurisdiction.

[16.26.2.12 NMAC - Rp, 16 NMAC 26.3.9, 2/3/06; A, 11/29/08; A, 6/7/10; A, 1/29/15; A, xx/xx/16]

16.26.2.13 QUALIFICATIONS AND APPLICATION FOR ENDORSEMENT TO DISPENSE HEARING AIDS [BY AUDIOLOGIST OR] AS AN OTOLARYNGOLOGIST: [A licensed audiologist or otolaryngologist may apply for hearing aid dispensing endorsement by providing evidence satisfactory to the board of:

- A. six months experience in the dispensing of hearing aids through practical examination, a notarized letter from an employer, graduate training program, or a clinical fellow supervisor verifying the required six months;
- B. maintains or occupies in New Mexico a business location, hospital, clinical medical practice or other facility where hearing aids are regularly dispensed and records may be examined;
- C. passes the jurisprudence examination, with a grade of no less than 70%; and
- D. certifies that the applicant is not guilty of any activities listed in Section 61-14B-21 NMSA 1978.]

The board shall grant an endorsement to dispense hearing aids to a physician certified, or eligible for certification, by the American board of otolaryngology, upon submission of the following:

- A. verification that the applicant maintains or occupies a business location, hospital, clinical medical practice or other facility in New Mexico where hearing aids are regularly dispensed;
- B. a license verification from the New Mexico medical board;
- C. proof of six months' experience in the dispensing of hearing aids as evidenced by a notarized letter from an employer, a graduate training program supervisor or a clinical fellow supervisor, the 320 hours of which must be under the direct supervision of a person licensed to dispense hearing aids; and
- D. proof of having passed the jurisprudence examination, with a grade of no less than seventy percent.

[16.26.2.13 NMAC - Rp, 16 NMAC 26.3.10, 2/3/06; A, 11/29/08; A, xx/xx/16]

16.26.2.14 QUALIFICATIONS AND APPLICATION FOR LICENSURE FOR A HEARING AID DISPENSER:

A. An application for licensure as a hearing aid dispenser must be accompanied by documentation of the following:

- (1) applicant is [eighteen] 18 years of age or older;
- (2) has a high school education or the equivalent; and
- (3) has a business location in New Mexico and can provide satisfactory evidence of the following:

- (a) a notarized letter from an employer verifying completion of the training requirements as outlined for the temporary hearing aid dispensing trainee permit;
- (b) written examination: the board will require each candidate to pass the international hearing society (IHS), or the national board for certification in hearing instruments sciences (NBC-HIS) hearing aid written examination, or a nationally recognized hearing aid dispensers examination approved by the board; the examination must have occurred within [forty eight] 48 months prior to the application;
- (c) practical examination: the board will require each candidate to pass the hearing aid practical examination or other exams approved by the board with an overall score of no less than [70%] seventy percent; and
- (d) [passing] proof of having passed the jurisprudence examination with an overall score of no less than [70%] seventy percent;

(4) any applicant who fails any portion of the licensing examination two [2] times may not reapply until he/she has waited six [6] months and repeated the training and application requirements; at that time the entire exam must be repeated.

B. If currently or previously licensed in another state a verification of licensure must be sent directly to the board by the issuing jurisdiction.

[C. A physician certified by the American board of otolaryngology head and neck surgery, applying for a hearing aid dispenser license, must provide the following documents to the board:

(1) a certified copy of the physician's current New Mexico medical license; and
(2) a notarized letter from a qualified sponsor as specified in the act verifying work experience of at least six (6) months in the fitting of the hearing aids, the initial three hundred twenty 320 hours of which must be under direct supervision of the sponsor.]

[16.26.2.14 NMAC - Rp, 16 NMAC 26.3.11, 02/03/06; A, 6/7/10; A, 1/29/15; A, xx/xx/16]

16.26.2.15 QUALIFICATION AND APPLICATION FOR TEMPORARY HEARING AID

DISPENSING TRAINEE PERMIT: Individuals who meet all requirements for a hearing aid dispenser's license but do not have the required practical experience in dispensing of hearing aids shall apply for a temporary hearing aid dispensing permit.

A. A trainee permit may be issued at any time and will be valid for one [1] year.

B. Upon expiration, another training permit may not be issued for one calendar year following expiration of the previous permit or if the applicant has failed the examination twice within a five year period.

C. The trainee must identify a qualified sponsor as specified in the act.

D. Each trainee shall receive intensive training working under the direct supervision of his/her sponsor for a minimum of [three hundred twenty] 320 hours within a three [3] month period.

E. Following completion of 320 hours, an additional five [5] continuous months of full time work is required. All activities of the trainee during this time must be reviewed and approved by the sponsor and may include dispensing hearing aids, making adjustments in fitting and modifying and repairing hearing aids and earmolds. All sales receipts must have some evidence of the sponsor's approval of the sale.

F. [Passing] Proof of having passed the jurisprudence examination with a grade of no less than [70%] seventy percent.

[16.26.2.15 NMAC - Rp, 16 NMAC 26.3.12, 2/3/06; A, 6/7/10; A, xx/xx/16]

16.26.2.19 BILINGUAL MULTICULTURAL ENDORSEMENT:

A. Prerequisites for an endorsement: Any person applying for bilingual-multicultural endorsement shall:

(1) file a completed application;
(2) pay the fees required under 16.26.6 NMAC;
(3) submit required documentation as outlined in Subsections B through D below; and
(4) certify that the applicant is not guilty of any of the any of the activities listed in Section 61-14B-21 NMSA 1978.

B. Eligibility of non-licensed speech language pathology applicants: A speech-language pathology applicant who applies for a bilingual-multicultural endorsement must submit the following documentation:

(1) a copy of a board-approved application for a license to practice as a New Mexico speech language pathologist;

(2) proof of language(s) proficiency and experience as evidenced by:
(a) an official transcript from a university's bilingual or multicultural speech-language pathology certificate program with a minimum eighty percent score in courses taken, and proof that the applicant has passed a board-approved language proficiency assessment; or

(b) if a university transcript and a language proficiency assessment are not available, a letter of verification from a university, tribe or other recognized official entity documenting successful completion of a language proficiency rubric with a minimum of seventy percent in all domains/areas that apply to the specified language, and proof of five years of experience; or

(c) in the event that an applicant cannot provide the documentation required in Subparagraphs (a) or (b) of Paragraph (2) of Subsection B of 16.26.2.19 NMAC, the board may consider other evidence of proficiency and experience on a case-by-case basis.

C. Eligibility of currently licensed New Mexico speech-language pathology applicants: A New Mexico licensed speech-language pathologist who applies for a bilingual-multicultural endorsement must submit the following documentation:

- (1) proof that the applicant has a New Mexico license to practice as a speech-language pathologist that is in good standing; and
- (2) proof that the applicant is proficient in the specified language(s) as evidenced by:
 - (a) having passed a board-approved language proficiency assessment; or
 - (b) a letter of verification from a university, tribe or other recognized official entity documenting successful completion of a language proficiency rubric with a minimum of seventy percent in all domains/areas that apply to the specified language; or
- (c) in the event that an applicant cannot provide the documentation required in Subparagraphs (a) or (b) of Paragraph (2) of Subsection C of 16.26.2.19 NMAC, the board may consider other evidence of proficiency on a case-by-case basis; and
- (3) proof that the applicant has a current bilingual endorsement from the New Mexico public education department; or
- (4) proof that the applicant has a minimum of five years practicing with clients who utilize a language other than English as evidenced by a sworn and notarized affidavit from the applicant.

D. Eligibility of licensees from other jurisdictions: A speech-language pathologist licensed by another jurisdiction who applies for a bilingual-multicultural endorsement must submit the following:

- (1) proof that the applicant has a license to practice as a speech-language pathologist in good standing in another jurisdiction;
- (2) a copy of a board-approved application for a license to practice as a New Mexico speech language pathologist;
- (3) proof that the applicant has a minimum of five years practicing with clients who utilize a language other than English as evidenced by a sworn and notarized affidavit from the applicant; and
- (4) proof that the applicant is proficient in the specified language(s) as evidenced by:
 - (a) a current bilingual endorsement issued by a state public education department; or
 - (b) having passed a board-approved language proficiency assessment; or
 - (c) a letter of verification from a university, tribe or other recognized official entity documenting successful completion of a language proficiency rubric with a minimum of seventy percent in all domains/areas that apply to the specified language; or
- (d) in the event that an applicant cannot provide the documentation required in Subparagraphs (a), (b) or (c) of Paragraph (4) of Subsection D of 16.26.2.19 NMAC, the board may consider other evidence of proficiency on a case-by-case basis.

[16.26.2.19 NMAC - N, xx/xx/16]