

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257,
2 Line 4, by inserting after all of said section and line the following:

3
4 "345.015. As used in sections 345.010 to 345.080, the following terms mean:

5 (1) "Audiologist", a person who is licensed as an audiologist pursuant to sections 345.010 to
6 345.080 to practice audiology;

7 (2) "Audiology aide", a person who is registered as an audiology aide by the board, who
8 does not act independently but works under the direction and supervision of a licensed audiologist.
9 Such person assists the audiologist with activities which require an understanding of audiology but
10 do not require formal training in the relevant academics. To be eligible for registration by the board,
11 each applicant shall submit a registration fee and:

12 (a) Be at least eighteen years of age;

13 (b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

14 a. Certification of graduation from an accredited high school or its equivalent; and

15 b. On-the-job training;

16 (c) Be employed in a setting in which direct and indirect supervision are provided on a
17 regular and systematic basis by a licensed audiologist.

18 However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or
19 dispense hearing instruments, make ear impressions, make diagnostic statements, determine case
20 selection, present written reports to anyone other than the supervisor without the signature of the
21 supervisor, make referrals to other professionals or agencies, use a title other than audiology aide,
22 develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose
23 clinical information, either orally or in writing, to anyone other than the supervising audiologist, or
24 perform any procedure for which he or she is not qualified, has not been adequately trained or both;

25 (3) "Board", the state board of registration for the healing arts;

26 (4) "Clinical fellowship", the supervised professional employment period following
27 completion of the academic and practicum requirements of an accredited training program as
28 described in sections 345.010 to 345.080;

29 (5) "Commission", the advisory commission for speech-language pathologists and
30 audiologists;

Action Taken _____ Date _____

1 ~~[(5)]~~ (6) "Hearing instrument" or "hearing aid", any wearable device or instrument designed
2 for or offered for the purpose of aiding or compensating for impaired human hearing and any parts,
3 attachments or accessories, including ear molds, but excluding batteries, cords, receivers and
4 repairs;

5 ~~[(6)]~~ (7) "Person", any individual, organization, or corporate body, except that only
6 individuals may be licensed pursuant to sections 345.010 to 345.080;

7 ~~[(7)]~~ (8) "Practice of audiology":

8 (a) The application of accepted audiologic principles, methods and procedures for the
9 measurement, testing, interpretation, appraisal and prediction related to disorders of the auditory
10 system, balance system or related structures and systems;

11 (b) Provides consultation or counseling to the patient, client, student, their family or
12 interested parties;

13 (c) Provides academic, social and medical referrals when appropriate;

14 (d) Provides for establishing goals, implementing strategies, methods and techniques, for
15 habilitation, rehabilitation or aural rehabilitation, related to disorders of the auditory system, balance
16 system or related structures and systems;

17 (e) Provides for involvement in related research, teaching or public education;

18 (f) Provides for rendering of services or participates in the planning, directing or conducting
19 of programs which are designed to modify audition, communicative, balance or cognitive disorder,
20 which may involve speech and language or education issues;

21 (g) Provides and interprets behavioral and neurophysiologic measurements of auditory
22 balance, cognitive processing and related functions, including intraoperative monitoring;

23 (h) Provides involvement in any tasks, procedures, acts or practices that are necessary for
24 evaluation of audition, hearing, training in the use of amplification or assistive listening devices;

25 (i) Provides selection, assessment, fitting, programming, and dispensing of hearing
26 instruments, assistive listening devices, and other amplification systems;

27 (j) Provides for taking impressions of the ear, making custom ear molds, ear plugs, swim
28 molds and industrial noise protectors;

29 (k) Provides assessment of external ear and cerumen management;

30 (l) Provides advising, fitting, mapping assessment of implantable devices such as cochlear
31 or auditory brain stem devices;

32 (m) Provides information in noise control and hearing conservation including education,
33 equipment selection, equipment calibration, site evaluation and employee evaluation;

34 (n) Provides performing basic speech-language screening test;

35 (o) Provides involvement in social aspects of communication, including challenging
36 behavior and ineffective social skills, lack of communication opportunities;

37 (p) Provides support and training of family members and other communication partners for
38 the individual with auditory balance, cognitive and communication disorders;

39 (q) Provides aural rehabilitation and related services to individuals with hearing loss and

1 their families;

2 (r) Evaluates, collaborates and manages audition problems in the assessment of the central
3 auditory processing disorders and providing intervention for individuals with central auditory
4 processing disorders;

5 (s) Develops and manages academic and clinical problems in communication sciences and
6 disorders;

7 (t) Conducts, disseminates and applies research in communication sciences and disorders;

8 [(8)] (9) "Practice of speech-language pathology":

9 (a) Provides screening, identification, assessment, diagnosis, treatment, intervention,
10 including but not limited to prevention, restoration, amelioration and compensation, and follow-up
11 services for disorders of:

12 a. Speech: articulation, fluency, voice, including respiration, phonation and resonance;

13 b. Language, involving the parameters of phonology, morphology, syntax, semantics and
14 pragmatic; and including disorders of receptive and expressive communication in oral, written,
15 graphic and manual modalities;

16 c. Oral, pharyngeal, cervical esophageal and related functions, such as dysphagia, including
17 disorders of swallowing and oral functions for feeding; orofacial myofunctional disorders;

18 d. Cognitive aspects of communication, including communication disability and other
19 functional disabilities associated with cognitive impairment;

20 e. Social aspects of communication, including challenging behavior, ineffective social skills,
21 lack of communication opportunities;

22 (b) Provides consultation and counseling and makes referrals when appropriate;

23 (c) Trains and supports family members and other communication partners of individuals
24 with speech, voice, language, communication and swallowing disabilities;

25 (d) Develops and establishes effective augmentative and alternative communication
26 techniques and strategies, including selecting, prescribing and dispensing of augmentative aids and
27 devices; and the training of individuals, their families and other communication partners in their use;

28 (e) Selects, fits and establishes effective use of appropriate prosthetic/adaptive devices for
29 speaking and swallowing, such as tracheoesophageal valves, electrolarynges, or speaking valves;

30 (f) Uses instrumental technology to diagnose and treat disorders of communication and
31 swallowing, such as videofluoroscopy, nasendoscopy, ultrasonography and stroboscopy;

32 (g) Provides aural rehabilitative and related counseling services to individuals with hearing
33 loss and to their families;

34 (h) Collaborates in the assessment of central auditory processing disorders in cases in which
35 there is evidence of speech, language or other cognitive communication disorders; provides
36 intervention for individuals with central auditory processing disorders;

37 (i) Conducts pure-tone air conduction hearing screening and screening tympanometry for
38 the purpose of the initial identification or referral;

39 (j) Enhances speech and language proficiency and communication effectiveness, including

but not limited to accent reduction, collaboration with teachers of English as a second language and improvement of voice, performance and singing;

(k) Trains and supervises support personnel;

(l) Develops and manages academic and clinical programs in communication sciences and disorders;

(m) Conducts, disseminates and applies research in communication sciences and disorders;

(n) Measures outcomes of treatment and conducts continuous evaluation of the effectiveness of practices and programs to improve and maintain quality of services;

~~[(9)]~~ (10) "Speech-language pathologist", a person who is licensed as a speech-language pathologist pursuant to sections 345.010 to 345.080; who engages in the practice of speech-language pathology as defined in sections 345.010 to 345.080;

~~[(10)]~~ (11) "Speech-language pathology aide", a person who is registered as a speech-language aide by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist. Such person assists the speech-language pathologist with activities which require an understanding of speech-language pathology but do not require formal training in the relevant academics. To be eligible for registration by the board, each applicant shall submit a registration fee and:

(a) Be at least eighteen years of age;

(b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

a. Certification of graduation from an accredited high school or its equivalent; and

b. On-the-job training;

(c) Be employed in a setting in which direct and indirect supervision is provided on a regular and systematic basis by a licensed speech-language pathologist.

However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear impressions, make diagnostic statements, determine case selection, present written reports to anyone other than the supervisor without the signature of the supervisor, make referrals to other professionals or agencies, use a title other than speech-language pathology aide, develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose clinical information, either orally or in writing, to anyone other than the supervising speech-language pathologist, or perform any procedure for which he or she is not qualified, has not been adequately trained or both;

~~[(11)]~~ (12) "Speech-language pathology assistant", a person who is registered as a speech-language pathology assistant by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist practicing for at least one year or speech-language pathologist practicing under subdivision (1) or (6) of subsection 1 of section 345.025 for at least one year and whose activities require both academic and practical training in the field of speech-language pathology although less training than those established by sections 345.010 to 345.080 as necessary for licensing as a speech-language pathologist. To be eligible for

1 registration by the board, each applicant shall submit the registration fee, supervising speech-
2 language pathologist information if employment is confirmed, if not such information shall be
3 provided after registration, and furnish evidence of the person's educational qualifications which
4 meet the following:

5 (a) Hold a bachelor's level degree from an institution accredited or approved by a regional
6 accrediting body recognized by the United States Department of Education or its equivalent; and

7 (b) Submit official transcripts from one or more accredited colleges or universities
8 presenting evidence of the completion of bachelor's level course work and requirements in the field
9 of speech-language pathology as established by the board through rules and regulations;

10 (c) Submit proof of completion of the number and type of clinical hours as established by
11 the board through rules and regulations.

12 345.022. 1. Any person in the person's clinical fellowship as defined in sections 345.010 to
13 345.080 shall hold a provisional license to practice speech-language pathology or audiology. The
14 board may issue a provisional license to an applicant who:

15 (1) Has met the requirements for practicum and academic requirements from an accredited
16 training program as defined in sections 345.010 to 345.080;

17 (2) Submits an application to the board on a form prescribed by the board. Such form shall
18 include a plan for the content and supervision of the clinical fellowship, as well as evidence of good
19 moral and ethical character; and

20 (3) Submits to the board an application fee, as set by the board, for the provisional license.

21 2. A provisional license is effective for one year. A provisional license may be extended for
22 an additional twelve months only for purposes of completing the postgraduate clinical experience
23 portion of the clinical fellowship; provided that, the applicant has passed the national examination
24 and shall hold a master's degree from an approved training program in his or her area of application.

25 3. Within twelve months of issuance of the provisional license, the applicant shall pass an
26 examination promulgated or approved by the board.

27 4. Within twelve months of issuance of a provisional license, the applicant shall complete
28 the requirements for the master's or doctoral degree from a program accredited by the Council on
29 Academic Accreditation of the American Speech-Language-Hearing Association or other
30 accrediting agency approved by the board in the area in which licensure is sought.

31 345.025. 1. The provisions of sections 345.010 to 345.080 do not apply to:

32 (1) The activities, services, and the use of an official title on the part of a person in the
33 employ of a federal agency insofar as such services are part of the duties of the person's office or
34 position with such agency;

35 (2) The activities and services of certified teachers of the deaf;

36 (3) The activities and services of a student in speech-language pathology or audiology
37 pursuing a course of study at a university or college that has been approved by its regional
38 accrediting association, or working in a recognized training center, if these activities and services
39 constitute a part of the person's course of study supervised by a licensed speech-language

1 pathologist or audiologist as provided in section 345.050;

2 (4) The activities and services of physicians and surgeons licensed pursuant to chapter 334;

3 (5) Audiometric technicians who are certified by the council for accreditation of
4 occupational hearing conservationists when conducting pure tone air conduction audiometric tests
5 for purposes of industrial hearing conservation and comply with requirements of the federal
6 Occupational Safety and Health Administration;

7 (6) A person who holds a current valid certificate as a speech-language pathologist issued
8 before January 1, 2016, by the Missouri department of elementary and secondary education and who
9 is an employee of a public school while providing speech-language pathology services in such
10 school system;

11 (7) Any person completing the required number and type of clinical hours required by
12 paragraph (c) of subdivision ~~[(11)]~~ (12) of section 345.015 as long as such person is under the direct
13 supervision of a licensed speech-language pathologist and has not completed more than the number
14 of clinical hours required by rule.

15 2. No one shall be exempt pursuant to subdivision (1) or (6) of subsection 1 of this section if
16 the person does any work as a speech-language pathologist or audiologist outside of the exempted
17 areas outlined in this section for which a fee or compensation may be paid by the recipient of the
18 service. When college or university clinics charge a fee, supervisors of student clinicians shall be
19 licensed.

20 345.050. ~~[(1)]~~ To be eligible for licensure by the board by examination, each applicant shall
21 submit the application fee and shall furnish evidence of such person's current competence and shall:

22 (1) Hold a master's or a doctoral degree from a program that was awarded "accreditation
23 candidate" status or is accredited by the Council on Academic Accreditation of the American
24 Speech-Language-Hearing Association or other accrediting agency approved by the board in the
25 area in which licensure is sought;

26 (2) Submit official transcripts from one or more accredited colleges or universities
27 presenting evidence of the completion of course work and clinical practicum requirements
28 equivalent to that required by the Council on Academic Accreditation of the American Speech-
29 Language-Hearing Association or other accrediting agency approved by the board; ~~[and]~~

30 (3) Present written evidence of completion of a clinical fellowship from supervisors. The
31 experience required by this subdivision shall follow the completion of the requirements of
32 subdivisions (1) and (2) of this section. This period of employment shall be under the direct
33 supervision of a person who is licensed by the state of Missouri in the profession in which the
34 applicant seeks to be licensed. Persons applying with an audiology clinical doctoral degree are
35 exempt from this provision; and

36 (4) Pass an examination promulgated or approved by the board. The board shall determine
37 the subject and scope of the examinations.

38 ~~[(2.) To be eligible for licensure by the board without examination, each applicant shall make~~
39 ~~application on forms prescribed by the board, submit the application fee, submit an activity~~

statement and meet one of the following requirements:

(1) ~~The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another country and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a country whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or~~

(2) ~~Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought.~~]

345.052. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, accreditation, or military occupational specialty that enables a person to legally practice an occupation or profession in a particular jurisdiction;

(2) "Military", the Armed Forces of the United States, including the Air Force, Army, Coast Guard, Marine Corps, Navy, Space Force, National Guard, and any other military branch that is designated by Congress as part of the Armed Forces of the United States, and all reserve components and auxiliaries. The term "military" also includes the military reserves and militia of any United States territory or state;

(3) "Nonresident military spouse", a nonresident spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri, or who has been transferred or is scheduled to be transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has moved to the state of Missouri on a permanent change-of-station basis;

(4) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses;

(5) "Resident military spouse", a spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri or an adjacent state and who is a permanent resident of the state of Missouri, who is domiciled in the state of Missouri, or who has Missouri as his or her home of record.

2. Any person who holds a valid current speech-language pathologist or audiologist license issued by another state, a branch or unit of the military, a territory of the United States, or the District of Columbia, and who has been licensed for at least one year in such other jurisdiction, may submit an application for a speech-language pathologist or audiologist license in Missouri along with proof of current licensure and proof of licensure for at least one year in the other jurisdiction to the board.

3. The board shall:

(1) Within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that there were minimum education requirements and, if applicable, work experience and clinical supervision requirements in effect and the other jurisdiction verifies that the

1 person met those requirements in order to be licensed or certified in that jurisdiction. The board
2 may require an applicant to take and pass an examination specific to the laws of this state; or

3 (2) Within thirty days of receiving an application described in subsection 2 of this section
4 from a nonresident military spouse or a resident military spouse, waive any examination,
5 educational, or experience requirements for licensure in this state for the applicant and issue such
6 applicant a license under this section if such applicant otherwise meets the requirements of this
7 section.

8 4. (1) The board shall not waive any examination, educational, or experience requirements
9 for any applicant who has had his or her license revoked by an oversight body outside the state; who
10 is currently under investigation, who has a complaint pending, or who is currently under disciplinary
11 action, except as provided in subdivision (2) of this subsection, with an oversight body outside the
12 state; who does not hold a license in good standing with an oversight body outside the state; who has
13 a criminal record that would disqualify him or her for licensure in Missouri; or who does not hold a
14 valid current license in the other jurisdiction on the date the board receives his or her application
15 under this section.

16 (2) If another jurisdiction has taken disciplinary action against an applicant, the board shall
17 determine if the cause for the action was corrected and the matter resolved. If the matter has not
18 been resolved by that jurisdiction, the board may deny a license until the matter is resolved.

19 5. Nothing in this section shall prohibit the board from denying a license to an applicant
20 under this section for any reason described in section 345.065.

21 6. Any person who is licensed under the provisions of this section shall be subject to the
22 board's jurisdiction and all rules and regulations pertaining to the practice as a speech-language
23 pathologist or audiologist in this state.

24 7. This section shall not be construed to waive any requirement for an applicant to pay any
25 fees.

26 345.170. Sections 345.170 to 345.240 shall be known and may be cited as the "Audiology
27 and Speech-Language Pathology Interstate Compact".

28 345.175. 1. The purpose of this Compact is to facilitate interstate practice of audiology and
29 speech-language pathology with the goal of improving public access to audiology and speech-
30 language pathology services. The practice of audiology and speech-language pathology occurs in
31 the state where the patient/client/student is located at the time of the patient/client/student encounter.
32 The Compact preserves the regulatory authority of states to protect public health and safety through
33 the current system of state licensure.

34 2. This Compact is designed to achieve the following objectives:

35 (1) Increase public access to audiology and speech-language pathology services by
36 providing for the mutual recognition of other member state licenses;

37 (2) Enhance the states' ability to protect the public's health and safety;

38 (3) Encourage the cooperation of member states in regulating multistate audiology and
39 speech-language pathology practice;

1 (4) Support spouses of relocating active duty military personnel;

2 (5) Enhance the exchange of licensure, investigative and disciplinary information between
3 member states;

4 (6) Allow a remote state to hold a provider of services with a compact privilege in that state
5 accountable to that state's practice standards; and

6 (7) Allow for the use of telehealth technology to facilitate increased access to audiology and
7 speech-language pathology services.

8 345.180. As used in this Compact, and except as otherwise provided, the following
9 definitions shall apply:

10 (1) "Active duty military" means full-time duty status in the active uniformed service of the
11 United States, including members of the National Guard and Reserve on active duty orders pursuant
12 to 10 U.S.C. Chapter 1209 and 1211.

13 (2) "Adverse action" means any administrative, civil, equitable or criminal action permitted
14 by a state's laws which is imposed by a licensing board or other authority against an audiologist or
15 speech-language pathologist, including actions against an individual's license or privilege to practice
16 such as revocation, suspension, probation, monitoring of the licensee, or restriction on the licensee's
17 practice.

18 (3) "Alternative program" means a non-disciplinary monitoring process approved by an
19 audiology or speech-language pathology licensing board to address impaired practitioners.

20 (4) "Audiologist" means an individual who is licensed by a state to practice audiology.

21 (5) "Audiology" means the care and services provided by a licensed audiologist as set forth
22 in the member state's statutes and rules.

23 (6) "Audiology and Speech-Language Pathology Compact Commission" or "Commission"
24 means the national administrative body whose membership consists of all states that have enacted
25 the Compact.

26 (7) "Audiology and speech-language pathology licensing board," "audiology licensing
27 board," "speech-language pathology licensing board," or "licensing board" means the agency of a
28 state that is responsible for the licensing and regulation of audiologists and/or speech-language
29 pathologists.

30 (8) "Compact privilege" means the authorization granted by a remote state to allow a
31 licensee from another member state to practice as an audiologist or speech-language pathologist in
32 the remote state under its laws and rules. The practice of audiology or speech-language pathology
33 occurs in the member state where the patient/client/student is located at the time of the
34 patient/client/student encounter.

35 (9) "Current significant investigative information" means investigative information that a
36 licensing board, after an inquiry or investigation that includes notification and an opportunity for the
37 audiologist or speech-language pathologist to respond, if required by state law, has reason to believe
38 is not groundless and, if proved true, would indicate more than a minor infraction.

39 (10) "Data system" means a repository of information about licensees, including, but not

1 limited to, continuing education, examination, licensure, investigative, compact privilege and
 2 adverse action.

3 (11) "Encumbered license" means a license in which an adverse action restricts the practice
 4 of audiology or speech-language pathology by the licensee and said adverse action has been
 5 reported to the National Practitioners Data Bank (NPDB).

6 (12) "Executive Committee" means a group of directors elected or appointed to act on
 7 behalf of, and within the powers granted to them by, the Commission.

8 (13) "Home state" means the member state that is the licensee's primary state of residence.

9 (14) "Impaired practitioner" means individuals whose professional practice is adversely
 10 affected by substance abuse, addiction, or other health-related conditions.

11 (15) "Licensee" means an individual who currently holds an authorization from the state
 12 licensing board to practice as an audiologist or speech-language pathologist.

13 (16) "Member state" means a state that has enacted the Compact.

14 (17) "Privilege to practice" means a legal authorization permitting the practice of audiology
 15 or speech-language pathology in a remote state.

16 (18) "Remote state" means a member state other than the home state where a licensee is
 17 exercising or seeking to exercise the compact privilege.

18 (19) "Rule" means a regulation, principle or directive promulgated by the Commission that
 19 has the force of law.

20 (20) "Single-state license" means an audiology or speech-language pathology license issued
 21 by a member state that authorizes practice only within the issuing state and does not include a
 22 privilege to practice in any other member state.

23 (21) "Speech-language pathologist" means an individual who is licensed by a state to
 24 practice speech-language pathology.

25 (22) "Speech-language pathology" means the care and services provided by a licensed
 26 speech-language pathologist as set forth in the member state's statutes and rules.

27 (23) "State" means any state, commonwealth, district or territory of the United States of
 28 America that regulates the practice of audiology and speech-language pathology.

29 (24) "State practice laws" means a member state's laws, rules and regulations that govern the
 30 practice of audiology or speech-language pathology, define the scope of audiology or speech-
 31 language pathology practice, and create the methods and grounds for imposing discipline.

32 (25) "Telehealth" means the application of telecommunication technology to deliver
 33 audiology or speech-language pathology services at a distance for assessment, intervention and/or
 34 consultation.

35 345.185. 1. A license issued to an audiologist or speech-language pathologist by a home
 36 state to a resident in that state shall be recognized by each member state as authorizing an
 37 audiologist or speech-language pathologist to practice audiology or speech-language pathology,
 38 under a privilege to practice, in each member state.

39 2. A state must implement or utilize procedures for considering the criminal history records

1 of applicants for initial privilege to practice. These procedures shall include the submission of
2 fingerprints or other biometric-based information by applicants for the purpose of obtaining an
3 applicant's criminal history record information from the Federal Bureau of Investigation and the
4 agency responsible for retaining that state's criminal records.

5 (1) A member state must fully implement a criminal background check requirement, within
6 a time frame established by rule, by receiving the results of the Federal Bureau of Investigation
7 record search on criminal background checks and use the results in making licensure decisions.

8 (2) Communication between a member state, the Commission and among member states
9 regarding the verification of eligibility for licensure through the Compact shall not include any
10 information received from the Federal Bureau of Investigation relating to a federal criminal records
11 check performed by a member state under Public Law 92-544.

12 3. Upon application for a privilege to practice, the licensing board in the issuing remote
13 state shall ascertain, through the data system, whether the applicant has ever held, or is the holder of,
14 a license issued by any other state, whether there are any encumbrances on any license or privilege
15 to practice held by the applicant, whether any adverse action has been taken against any license or
16 privilege to practice held by the applicant.

17 4. Each member state shall require an applicant to obtain or retain a license in the home
18 state and meet the home state's qualifications for licensure or renewal of licensure, as well as, all
19 other applicable state laws.

20 5. For an audiologist:

21 (1) Must meet one of the following educational requirements:

22 (a) On or before, Dec. 31, 2007, has graduated with a master's degree or doctorate in
23 audiology, or equivalent degree regardless of degree name, from a program that is accredited by an
24 accrediting agency recognized by the Council for Higher Education Accreditation, or its successor,
25 or by the United States Department of Education and operated by a college or university accredited
26 by a regional or national accrediting organization recognized by the board; or

27 (b) On or after, Jan. 1, 2008, has graduated with a Doctoral degree in audiology, or
28 equivalent degree, regardless of degree name, from a program that is accredited by an accrediting
29 agency recognized by the Council for Higher Education Accreditation, or its successor, or by the
30 United States Department of Education and operated by a college or university accredited by a
31 regional or national accrediting organization recognized by the board; or

32 (c) Has graduated from an audiology program that is housed in an institution of higher
33 education outside of the United States a. for which the program and institution have been approved
34 by the authorized accrediting body in the applicable country and b. the degree program has been
35 verified by an independent credentials review agency to be comparable to a state licensing board-
36 approved program.

37 (2) Has completed a supervised clinical practicum experience from an accredited
38 educational institution or its cooperating programs as required by the Commission;

39 (3) Has successfully passed a national examination approved by the Commission;

1 (4) Holds an active, unencumbered license;

2 (5) Has not been convicted or found guilty, and has not entered into an agreed disposition,
3 of a felony related to the practice of audiology, under applicable state or federal criminal law;

4 (6) Has a valid United States Social Security or National Practitioner Identification number.

5 6. For a speech-language pathologist:

6 (1) Must meet one of the following educational requirements:

7 (a) Has graduated with a master's degree from a speech-language pathology program that is
8 accredited by an organization recognized by the United States Department of Education and
9 operated by a college or university accredited by a regional or national accrediting organization
10 recognized by the board; or

11 (b) Has graduated from a speech-language pathology program that is housed in an
12 institution of higher education outside of the United States a. for which the program and institution
13 have been approved by the authorized accrediting body in the applicable country and b. the degree
14 program has been verified by an independent credentials review agency to be comparable to a state
15 licensing board-approved program.

16 (2) Has completed a supervised clinical practicum experience from an educational
17 institution or its cooperating programs as required by the Commission;

18 (3) Has completed a supervised postgraduate professional experience as required by the
19 Commission;

20 (4) Has successfully passed a national examination approved by the Commission;

21 (5) Holds an active, unencumbered license;

22 (6) Has not been convicted or found guilty, and has not entered into an agreed disposition,
23 of a felony related to the practice of speech-language pathology, under applicable state or federal
24 criminal law;

25 (7) Has a valid United States Social Security or National Practitioner Identification number.

26 7. The privilege to practice is derived from the home state license.

27 8. An audiologist or speech-language pathologist practicing in a member state must comply
28 with the state practice laws of the state in which the client is located at the time service is provided.
29 The practice of audiology and speech-language pathology shall include all audiology and speech-
30 language pathology practice as defined by the state practice laws of the member state in which the
31 client is located. The practice of audiology and speech-language pathology in a member state under
32 a privilege to practice shall subject an audiologist or speech-language pathologist to the jurisdiction
33 of the licensing board, the courts and the laws of the member state in which the client is located at
34 the time service is provided.

35 9. Individuals not residing in a member state shall continue to be able to apply for a member
36 state's single-state license as provided under the laws of each member state. However, the single-
37 state license granted to these individuals shall not be recognized as granting the privilege to practice
38 audiology or speech-language pathology in any other member state. Nothing in this Compact shall
39 affect the requirements established by a member state for the issuance of a single-state license.

1 10. Member states may charge a fee for granting a compact privilege.

2 11. Member states must comply with the bylaws and rules and regulations of the
3 Commission.

4 345.190. 1. To exercise the compact privilege under the terms and provisions of the
5 Compact, the audiologist or speech-language pathologist shall:

6 (1) Hold an active license in the home state;

7 (2) Have no encumbrance on any state license;

8 (3) Be eligible for a compact privilege in any member state in accordance with section
9 345.185;

10 (4) Have not had any adverse action against any license or compact privilege within the
11 previous 2 years from date of application;

12 (5) Notify the Commission that the licensee is seeking the compact privilege within a
13 remote state or states;

14 (6) Pay any applicable fees, including any state fee, for the compact privilege;

15 (7) Report to the Commission adverse action taken by any non-member state within 30 days
16 from the date the adverse action is taken.

17 2. For the purposes of the compact privilege, an audiologist or speech-language pathologist
18 shall only hold one home state license at a time.

19 3. Except as provided in section 345.200, if an audiologist or speech-language pathologist
20 changes primary state of residence by moving between two-member states, the audiologist or
21 speech-language pathologist must apply for licensure in the new home state, and the license issued
22 by the prior home state shall be deactivated in accordance with applicable rules adopted by the
23 Commission.

24 4. The audiologist or speech-language pathologist may apply for licensure in advance of a
25 change in primary state of residence.

26 5. A license shall not be issued by the new home state until the audiologist or speech-
27 language pathologist provides satisfactory evidence of a change in primary state of residence to the
28 new home state and satisfies all applicable requirements to obtain a license from the new home
29 state.

30 6. If an audiologist or speech-language pathologist changes primary state of residence by
31 moving from a member state to a non-member state, the license issued by the prior home state shall
32 convert to a single-state license, valid only in the former home state.

33 7. The compact privilege is valid until the expiration date of the home state license. The
34 licensee must comply with the requirements of subsection 1 of this section to maintain the compact
35 privilege in the remote state.

36 8. A licensee providing audiology or speech-language pathology services in a remote state
37 under the compact privilege shall function within the laws and regulations of the remote state.

38 9. A licensee providing audiology or speech-language pathology services in a remote state is
39 subject to that state's regulatory authority. A remote state may, in accordance with due process and

1 that state's laws, remove a licensee's compact privilege in the remote state for a specific period of
2 time, impose fines, and/or take any other necessary actions to protect the health and safety of its
3 citizens.

4 10. If a home state license is encumbered, the licensee shall lose the compact privilege in
5 any remote state until the following occur:

6 (1) The home state license is no longer encumbered; and

7 (2) Two years have elapsed from the date of the adverse action.

8 11. Once an encumbered license in the home state is restored to good standing, the licensee
9 must meet the requirements of subsection 1 of this section to obtain a compact privilege in any
10 remote state.

11 12. Once the requirements of subsection 10 of this section have been met, the licensee must
12 meet the requirements in subsection 1 of this section to obtain a compact privilege in a remote state.

13 345.195. Member states shall recognize the right of an audiologist or speech-language
14 pathologist, licensed by a home state in accordance with section 345.185 and under rules
15 promulgated by the Commission, to practice audiology or speech-language pathology in any
16 member state via telehealth under a privilege to practice as provided in the Compact and rules
17 promulgated by the Commission.

18 345.200. Active duty military personnel, or their spouse, shall designate a home state where
19 the individual has a current license in good standing. The individual may retain the home state
20 designation during the period the service member is on active duty. Subsequent to designating a
21 home state, the individual shall only change their home state through application for licensure in the
22 new state.

23 345.205. 1. In addition to the other powers conferred by state law, a remote state shall have
24 the authority, in accordance with existing state due process law, to:

25 (1) Take adverse action against an audiologist's or speech-language pathologist's privilege to
26 practice within that member state.

27 (2) Issue subpoenas for both hearings and investigations that require the attendance and
28 testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing
29 board in a member state for the attendance and testimony of witnesses or the production of evidence
30 from another member state shall be enforced in the latter state by any court of competent
31 jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in
32 proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses,
33 mileage and other fees required by the service statutes of the state in which the witnesses or
34 evidence are located.

35 (3) Only the home state shall have the power to take adverse action against an audiologist's
36 or speech-language pathologist's license issued by the home state.

37 2. For purposes of taking adverse action, the home state shall give the same priority and
38 effect to reported conduct received from a member state as it would if the conduct had occurred
39 within the home state. In so doing, the home state shall apply its own state laws to determine

1 appropriate action.

2 3. The home state shall complete any pending investigations of an audiologist or speech-
3 language pathologist who changes primary state of residence during the course of the investigations.
4 The home state shall also have the authority to take appropriate action or actions and shall promptly
5 report the conclusions of the investigations to the administrator of the data system. The
6 administrator of the coordinated licensure information system shall promptly notify the new home
7 state of any adverse actions.

8 4. If otherwise permitted by state law, the member state may recover from the affected
9 audiologist or speech-language pathologist the costs of investigations and disposition of cases
10 resulting from any adverse action taken against that audiologist or speech-language pathologist.

11 5. The member state may take adverse action based on the factual findings of the remote
12 state, provided that the member state follows the member state's own procedures for taking the
13 adverse action.

14 6. (1) In addition to the authority granted to a member state by its respective audiology or
15 speech-language pathology practice act or other applicable state law, any member state may
16 participate with other member states in joint investigations of licensees.

17 (2) Member states shall share any investigative, litigation, or compliance materials in
18 furtherance of any joint or individual investigation initiated under the Compact.

19 7. If adverse action is taken by the home state against an audiologist's or speech language
20 pathologist's license, the audiologist's or speech-language pathologist's privilege to practice in all
21 other member states shall be deactivated until all encumbrances have been removed from the state
22 license. All home state disciplinary orders that impose adverse action against an audiologist's or
23 speech language pathologist's license shall include a statement that the audiologist's or speech-
24 language pathologist's privilege to practice is deactivated in all member states during the pendency
25 of the order.

26 8. If a member state takes adverse action, it shall promptly notify the administrator of the
27 data system. The administrator of the data system shall promptly notify the home state of any
28 adverse actions by remote states.

29 9. Nothing in this Compact shall override a member state's decision that participation in an
30 alternative program may be used in lieu of adverse action.

31 345.210. 1. The Compact member states hereby create and establish a joint public agency
32 known as the Audiology and Speech-Language Pathology Compact Commission:

33 (1) The Commission is an instrumentality of the Compact states.

34 (2) Venue is proper and judicial proceedings by or against the Commission shall be brought
35 solely and exclusively in a court of competent jurisdiction where the principal office of the
36 Commission is located. The Commission may waive venue and jurisdictional defenses to the extent
37 it adopts or consents to participate in alternative dispute resolution proceedings.

38 (3) Nothing in this Compact shall be construed to be a waiver of sovereign immunity.

39 2. (1) Each member state shall have two (2) delegates selected by that member state's

1 licensing board. The delegates shall be current members of the licensing board. One shall be an
2 audiologist and one shall be a speech-language pathologist.

3 (2) An additional five (5) delegates, who are either a public member or board administrator
4 from a state licensing board, shall be chosen by the Executive Committee from a pool of nominees
5 provided by the Commission at Large.

6 (3) Any delegate may be removed or suspended from office as provided by the law of the
7 state from which the delegate is appointed.

8 (4) The member state board shall fill any vacancy occurring on the Commission, within 90
9 days.

10 (5) Each delegate shall be entitled to one (1) vote with regard to the promulgation of rules
11 and creation of bylaws and shall otherwise have an opportunity to participate in the business and
12 affairs of the Commission.

13 (6) A delegate shall vote in person or by other means as provided in the bylaws. The bylaws
14 may provide for delegates' participation in meetings by telephone or other means of communication.

15 (7) The Commission shall meet at least once during each calendar year. Additional
16 meetings shall be held as set forth in the bylaws.

17 3. The Commission shall have the following powers and duties:

18 (1) Establish the fiscal year of the Commission;

19 (2) Establish bylaws;

20 (3) Establish a Code of Ethics;

21 (4) Maintain its financial records in accordance with the bylaws;

22 (5) Meet and take actions as are consistent with the provisions of this Compact and the
23 bylaws;

24 (6) Promulgate uniform rules to facilitate and coordinate implementation and administration
25 of this Compact. The rules shall have the force and effect of law and shall be binding in all member
26 states;

27 (7) Bring and prosecute legal proceedings or actions in the name of the Commission,
28 provided that the standing of any state audiology or speech-language pathology licensing board to
29 sue or be sued under applicable law shall not be affected;

30 (8) Purchase and maintain insurance and bonds;

31 (9) Borrow, accept, or contract for services of personnel, including, but not limited to,
32 employees of a member state;

33 (10) Hire employees, elect or appoint officers, fix compensation, define duties, grant
34 individuals appropriate authority to carry out the purposes of the Compact, and to establish the
35 Commission's personnel policies and programs relating to conflicts of interest, qualifications of
36 personnel, and other related personnel matters;

37 (11) Accept any and all appropriate donations and grants of money, equipment, supplies,
38 materials and services, and to receive, utilize and dispose of the same; provided that at all times the
39 Commission shall avoid any appearance of impropriety and/or conflict of interest;

1 (12) Lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold,
2 improve or use, any property, real, personal or mixed; provided that at all times the Commission
3 shall avoid any appearance of impropriety;

4 (13) Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any
5 property real, personal, or mixed;

6 (14) Establish a budget and make expenditures;

7 (15) Borrow money;

8 (16) Appoint committees, including standing committees composed of members, and other
9 interested persons as may be designated in this Compact and the bylaws;

10 (17) Provide and receive information from, and cooperate with, law enforcement agencies;

11 (18) Establish and elect an Executive Committee; and

12 (19) Perform other functions as may be necessary or appropriate to achieve the purposes of
13 this Compact consistent with the state regulation of audiology and speech-language pathology
14 licensure and practice.

15 4. The Executive Committee shall have the power to act on behalf of the Commission
16 according to the terms of this Compact:

17 (1) The Executive Committee shall be composed of ten (10) members:

18 (a) Seven (7) voting members who are elected by the Commission from the current
19 membership of the Commission;

20 (b) Two (2) ex-officios, consisting of one nonvoting member from a recognized national
21 audiology professional association and one nonvoting member from a recognized national speech-
22 language pathology association; and

23 (c) One (1) ex-officio, nonvoting member from the recognized membership organization of
24 the audiology and speech-language pathology licensing boards.

25 5. The ex-officio members shall be selected by their respective organizations.

26 (1) The Commission may remove any member of the Executive Committee as provided in
27 bylaws.

28 (2) The Executive Committee shall meet at least annually.

29 (3) The Executive Committee shall have the following duties and responsibilities:

30 (a) Recommend to the entire Commission changes to the rules or bylaws, changes to this
31 Compact legislation, fees paid by Compact member states such as annual dues, and any commission
32 Compact fee charged to licensees for the compact privilege;

33 (b) Ensure Compact administration services are appropriately provided, contractual or
34 otherwise;

35 (c) Prepare and recommend the budget;

36 (d) Maintain financial records on behalf of the Commission;

37 (e) Monitor Compact compliance of member states and provide compliance reports to the
38 Commission;

39 (f) Establish additional committees as necessary; and

1 (g) Other duties as provided in rules or bylaws.

2 (4) All meetings shall be open to the public, and public notice of meetings shall be given in
3 the same manner as required under the rulemaking provisions in section 345.220.

4 (5) The Commission or the Executive Committee or other committees of the Commission
5 may convene in a closed, non-public meeting if the Commission or Executive Committee or other
6 committees of the Commission must discuss:

7 (a) Non-compliance of a member state with its obligations under the Compact;

8 (b) The employment, compensation, discipline or other matters, practices or procedures
9 related to specific employees or other matters related to the Commission's internal personnel
10 practices and procedures;

11 (c) Current, threatened, or reasonably anticipated litigation;

12 (d) Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;

13 (e) Accusing any person of a crime or formally censuring any person;

14 (f) Disclosure of trade secrets or commercial or financial information that is privileged or
15 confidential;

16 (g) Disclosure of information of a personal nature where disclosure would constitute a
17 clearly unwarranted invasion of personal privacy;

18 (h) Disclosure of investigative records compiled for law enforcement purposes;

19 (i) Disclosure of information related to any investigative reports prepared by or on behalf of
20 or for use of the Commission or other committee charged with responsibility of investigation or
21 determination of compliance issues pursuant to the Compact; or

22 (j) Matters specifically exempted from disclosure by federal or member state statute.

23 (6) If a meeting, or portion of a meeting, is closed pursuant to this provision, the
24 Commission's legal counsel or designee shall certify that the meeting may be closed and shall
25 reference each relevant exempting provision.

26 (7) The Commission shall keep minutes that fully and clearly describe all matters discussed
27 in a meeting and shall provide a full and accurate summary of actions taken, and the reasons
28 therefore, including a description of the views expressed. All documents considered in connection
29 with an action shall be identified in minutes. All minutes and documents of a closed meeting shall
30 remain under seal, subject to release by a majority vote of the Commission or order of a court of
31 competent jurisdiction.

32 (8) (a) The Commission shall pay, or provide for the payment of, the reasonable expenses
33 of its establishment, organization, and ongoing activities.

34 (b) The Commission may accept any and all appropriate revenue sources, donations, and
35 grants of money, equipment, supplies, materials, and services.

36 (c) The Commission may levy on and collect an annual assessment from each member state
37 or impose fees on other parties to cover the cost of the operations and activities of the Commission
38 and its staff, which must be in a total amount sufficient to cover its annual budget as approved each
39 year for which revenue is not provided by other sources. The aggregate annual assessment amount

1 shall be allocated based upon a formula to be determined by the Commission, which shall
2 promulgate a rule binding upon all member states.

3 (9) The Commission shall not incur obligations of any kind prior to securing the funds
4 adequate to meet the same; nor shall the Commission pledge the credit of any of the member states,
5 except by and with the authority of the member state.

6 (10) The Commission shall keep accurate accounts of all receipts and disbursements. The
7 receipts and disbursements of the Commission shall be subject to the audit and accounting
8 procedures established under its bylaws. However, all receipts and disbursements of funds handled
9 by the Commission shall be audited yearly by a certified or licensed public accountant, and the
10 report of the audit shall be included in and become part of the annual report of the Commission.

11 6. (1) The members, officers, executive director, employees and representatives of the
12 Commission shall be immune from suit and liability, either personally or in their official capacity,
13 for any claim for damage to or loss of property or personal injury or other civil liability caused by or
14 arising out of any actual or alleged act, error or omission that occurred, or that the person against
15 whom the claim is made had a reasonable basis for believing occurred within the scope of
16 Commission employment, duties or responsibilities; provided that nothing in this subdivision shall
17 be construed to protect any person from suit and/or liability for any damage, loss, injury, or liability
18 caused by the intentional or willful or wanton misconduct of that person.

19 (2) The Commission shall defend any member, officer, executive director, employee or
20 representative of the Commission in any civil action seeking to impose liability arising out of any
21 actual or alleged act, error, or omission that occurred within the scope of Commission employment,
22 duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis
23 for believing occurred within the scope of Commission employment, duties, or responsibilities;
24 provided that nothing herein shall be construed to prohibit that person from retaining his or her own
25 counsel; and provided further, that the actual or alleged act, error, or omission did not result from
26 that person's intentional or willful or wanton misconduct.

27 (3) The Commission shall indemnify and hold harmless any member, officer, executive
28 director, employee, or representative of the Commission for the amount of any settlement or
29 judgment obtained against that person arising out of any actual or alleged act, error or omission that
30 occurred within the scope of Commission employment, duties, or responsibilities, or that person had
31 a reasonable basis for believing occurred within the scope of Commission employment, duties, or
32 responsibilities, provided that the actual or alleged act, error, or omission did not result from the
33 intentional or willful or wanton misconduct of that person.

34 345.215. 1. The Commission shall provide for the development, maintenance, and
35 utilization of a coordinated database and reporting system containing licensure, adverse action, and
36 investigative information on all licensed individuals in member states.

37 2. Notwithstanding any other provision of state law to the contrary, a member state shall
38 submit a uniform data set to the data system on all individuals to whom this Compact is applicable
39 as required by the rules of the Commission, including:

1 (1) Identifying information;
2 (2) Licensure data;
3 (3) Adverse actions against a license or compact privilege;
4 (4) Non-confidential information related to alternative program participation;
5 (5) Any denial of application for licensure, and the reason or reasons for denial; and
6 (6) Other information that may facilitate the administration of this Compact, as determined
7 by the rules of the Commission.

8 3. Investigative information pertaining to a licensee in any member state shall only be
9 available to other member states.

10 4. The Commission shall promptly notify all member states of any adverse action taken
11 against a licensee or an individual applying for a license. Adverse action information pertaining to a
12 licensee in any member state shall be available to any other member state.

13 5. Member states contributing information to the data system may designate information
14 that may not be shared with the public without the express permission of the contributing state.

15 6. Any information submitted to the data system that is subsequently required to be
16 expunged by the laws of the member state contributing the information shall be removed from the
17 data system.

18 345.220. 1. The Commission shall exercise its rulemaking powers pursuant to the criteria
19 set forth in this Section and the rules adopted thereunder. Rules and amendments shall become
20 binding as of the date specified in each rule or amendment.

21 2. If a majority of the legislatures of the member states rejects a rule, by enactment of a
22 statute or resolution in the same manner used to adopt the Compact within 4 years of the date of
23 adoption of the rule, the rule shall have no further force and effect in any member state.

24 3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the
25 Commission.

26 4. Prior to promulgation and adoption of a final rule or rules by the Commission, and at least
27 thirty (30) days in advance of the meeting at which the rule shall be considered and voted upon, the
28 Commission shall file a Notice of Proposed Rulemaking:

29 (1) On the website of the Commission or other publicly accessible platform; and

30 (2) On the website of each member state audiology or speech-language pathology licensing
31 board or other publicly accessible platform or the publication in which each state would otherwise
32 publish proposed rules.

33 5. The Notice of Proposed Rulemaking shall include:

34 (1) The proposed time, date, and location of the meeting in which the rule shall be
35 considered and voted upon;

36 (2) The text of the proposed rule or amendment and the reason for the proposed rule;

37 (3) A request for comments on the proposed rule from any interested person; and

38 (4) The manner in which interested persons may submit notice to the Commission of their
39 intention to attend the public hearing and any written comments.

1 6. Prior to the adoption of a proposed rule, the Commission shall allow persons to submit
2 written data, facts, opinions and arguments, which shall be made available to the public.

3 7. The Commission shall grant an opportunity for a public hearing before it adopts a rule or
4 amendment if a hearing is requested by:

5 (1) At least twenty-five (25) persons;

6 (2) A state or federal governmental subdivision or agency; or

7 (3) An association having at least twenty-five (25) members.

8 8. If a hearing is held on the proposed rule or amendment, the Commission shall publish the
9 place, time, and date of the scheduled public hearing. If the hearing is held via electronic means, the
10 Commission shall publish the mechanism for access to the electronic hearing.

11 (1) All persons wishing to be heard at the hearing shall notify the executive director of the
12 Commission or other designated member in writing of their desire to appear and testify at the
13 hearing not less than five (5) business days before the scheduled date of the hearing.

14 (2) Hearings shall be conducted in a manner providing each person who wishes to comment
15 a fair and reasonable opportunity to comment orally or in writing.

16 (3) All hearings shall be recorded. A copy of the recording shall be made available on
17 request.

18 (4) Nothing in this section shall be construed as requiring a separate hearing on each rule.
19 Rules may be grouped for the convenience of the Commission at hearings required by this section.

20 9. Following the scheduled hearing date, or by the close of business on the scheduled
21 hearing date if the hearing was not held, the Commission shall consider all written and oral
22 comments received.

23 10. If no written notice of intent to attend the public hearing by interested parties is
24 received, the Commission may proceed with promulgation of the proposed rule without a public
25 hearing.

26 11. The Commission shall, by majority vote of all members, take final action on the
27 proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking
28 record and the full text of the rule.

29 12. Upon determination that an emergency exists, the Commission may consider and adopt
30 an emergency rule without prior notice, opportunity for comment, or hearing, provided that the
31 usual rulemaking procedures provided in the Compact and in this section shall be retroactively
32 applied to the rule as soon as reasonably possible, in no event later than ninety (90) days after the
33 effective date of the rule. For the purposes of this provision, an emergency rule is one that must be
34 adopted immediately in order to:

35 (1) Meet an imminent threat to public health, safety, or welfare;

36 (2) Prevent a loss of Commission or member state funds; or

37 (3) Meet a deadline for the promulgation of an administrative rule that is established by
38 federal law or rule.

39 13. The Commission or an authorized committee of the Commission may direct revisions to

1 a previously adopted rule or amendment for purposes of correcting typographical errors, errors in
2 format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted
3 on the website of the Commission. The revision shall be subject to challenge by any person for a
4 period of thirty (30) days after posting. The revision may be challenged only on grounds that the
5 revision results in a material change to a rule. A challenge shall be made in writing and delivered to
6 the chair of the Commission prior to the end of the notice period. If no challenge is made, the
7 revision shall take effect without further action. If the revision is challenged, the revision may not
8 take effect without the approval of the Commission.

9 345.225. 1. (1) Upon request by a member state, the Commission shall attempt to resolve
10 disputes related to the Compact that arise among member states and between member and non-
11 member states.

12 (2) The Commission shall promulgate a rule providing for both mediation and binding
13 dispute resolution for disputes as appropriate.

14 2. (1) The Commission, in the reasonable exercise of its discretion, shall enforce the
15 provisions and rules of this Compact.

16 (2) By majority vote, the Commission may initiate legal action in the United States District
17 Court for the District of Columbia or the federal district where the Commission has its principal
18 offices against a member state in default to enforce compliance with the provisions of the Compact
19 and its promulgated rules and bylaws. The relief sought may include both injunctive relief and
20 damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all
21 costs of litigation, including reasonable attorney's fees.

22 (3) The remedies herein shall not be the exclusive remedies of the Commission. The
23 Commission may pursue any other remedies available under federal or state law.

24 345.230. 1. The Compact shall come into effect on the date on which the Compact statute is
25 enacted into law in the 10th member state. The provisions, which become effective at that time,
26 shall be limited to the powers granted to the Commission relating to assembly and the promulgation
27 of rules. Thereafter, the Commission shall meet and exercise rulemaking powers necessary to the
28 implementation and administration of the Compact.

29 2. Any state that joins the Compact subsequent to the Commission's initial adoption of the
30 rules shall be subject to the rules as they exist on the date on which the Compact becomes law in
31 that state. Any rule that has been previously adopted by the Commission shall have the full force
32 and effect of law on the day the Compact becomes law in that state.

33 3. Any member state may withdraw from this Compact by enacting a statute repealing the
34 same.

35 (1) A member state's withdrawal shall not take effect until six (6) months after enactment of
36 the repealing statute.

37 (2) Withdrawal shall not affect the continuing requirement of the withdrawing state's
38 audiology or speech-language pathology licensing board to comply with the investigative and
39 adverse action reporting requirements of this act prior to the effective date of withdrawal.

1 4. Nothing contained in this Compact shall be construed to invalidate or prevent any
2 audiology or speech-language pathology licensure agreement or other cooperative arrangement
3 between a member state and a non-member state that does not conflict with the provisions of this
4 Compact.

5 5. This Compact may be amended by the member states. No amendment to this Compact
6 shall become effective and binding upon any member state until it is enacted into the laws of all
7 member states.

8 345.235. This Compact shall be liberally construed so as to effectuate the purposes thereof.
9 The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of
10 this Compact is declared to be contrary to the constitution of any member state or of the United
11 States or the applicability thereof to any government, agency, person or circumstance is held invalid,
12 the validity of the remainder of this Compact and the applicability thereof to any government,
13 agency, person or circumstance shall not be affected thereby. If this Compact shall be held contrary
14 to the constitution of any member state, the Compact shall remain in full force and effect as to the
15 remaining member states and in full force and effect as to the member state affected as to all
16 severable matters.

17 345.240. 1. Nothing herein prevents the enforcement of any other law of a member state
18 that is not inconsistent with the Compact.

19 2. All laws in a member state in conflict with the Compact are superseded to the extent of
20 the conflict.

21 3. All lawful actions of the Commission, including all rules and bylaws promulgated by the
22 Commission, are binding upon the member states.

23 4. All agreements between the Commission and the member states are binding in
24 accordance with their terms.

25 5. In the event any provision of the Compact exceeds the constitutional limits imposed on
26 the legislature of any member state, the provision shall be ineffective to the extent of the conflict
27 with the constitutional provision in question in that member state."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.