

SENATE BILL No. 963

December 13, 2001, Introduced by Senators SCHWARZ, EMERSON, HAMMERSTROM, MC MANUS, STILLE, BYRUM, JOHNSON, YOUNG, SCOTT and GARCIA referred to the Committee on Health Policy.

A bill to amend 1980 PA 299, entitled
"Occupational code,"
by amending section 1302 (MCL 339.1302).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1302. (1) This article ~~shall~~ DOES not prohibit a
2 person from engaging in the business of selling or offering for
3 sale a hearing aid at retail without a license, if the person
4 employs only licensed hearing aid dealers and salespersons in the
5 direct sale and fitting of the product. Each person shall file
6 annually with the department a list of each licensed hearing aid
7 dealer or salesperson directly or indirectly employed by the
8 person and a statement on a form approved by the department that
9 the person will submit to the rules promulgated under this
10 article and the provisions of this article ~~which~~ THAT the
11 department considers applicable. A person engaging in the

SENATE BILL No. 963

1 business of selling or offering for sale a hearing aid at retail
2 shall maintain a place of business in this state which is an
3 actual, established physical location from which the person con-
4 ducts business and where each applicable book or record is
5 maintained. A branch office of the person shall be under the
6 personal direct supervision of a hearing aid dealer or hearing
7 aid salesperson as qualified in section 1305.

8 (2) THIS ARTICLE DOES NOT PROHIBIT A PERSON LICENSED AS AN
9 AUDIOLOGIST UNDER PART 168 OF THE PUBLIC HEALTH CODE, 1978 PA
10 368, MCL 333.16801 TO 333.16811, FROM ENGAGING IN THE PRACTICE OF
11 SELLING OR FITTING A HEARING AID.

12 Enacting section 1. This amendatory act does not take
13 effect unless Senate Bill No. 964
14 of the 91st Legislature is enacted into
15 law.