



**VIRTUAL/TELECONFERENCE
HEARING AND SPEECH EXAMINING BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Tom Ryan (608) 266-2112
October 8, 2025**

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.

AGENDA

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

A. Adoption of Agenda (1-3)

B. Approval of Minutes of July 23, 2025 (4-6)

C. Reminders: Conflicts of Interest, Scheduling Concerns

D. Introductions, Announcements, and Recognition

1. Recognition: Samantha Sikorski, Hearing Instrument Specialist Member (Resigned: 9/19/2025)

E. Administrative Matters – Discussion and Consideration

1. Department, Staff, and Section Updates
2. Board Members – Term Expiration Dates
 - a. Beyer, Todd M. – 7/1/2027
 - b. Harris, Michael S. – 7/1/2027
 - c. Kanter, Catherine D. – 7/1/2028
 - d. Kroll, Amy K. – 7/1/2027
 - e. Lapidakis, Jerry A. – 7/1/2028
 - f. Meyer, Jason J. – 7/1/2025
 - g. Pazak, Kathleen A. – 7/1/2027
 - h. Seligman, David H. – 7/1/2023
 - i. Willemon, Justen J. – 7/1/2029

F. 9:00 A.M. Preliminary Hearing on Statement of Scope – SS 054-25 on HAS 6, Relating to Audiologist Practical Examination (7-10)

1. Review Preliminary Hearing Comments

G. Administrative Rule Matters – Discussion and Consideration (11-36)

1. Final Rule Draft: HAS 1, 4, 5, and 9, Relating to Cerumen Management (12-22)
2. Drafting Proposals: HAS 1 and 6 to 8, Relating to Renewal and Reinstatement (23-35)
3. Pending or Possible Rulemaking Projects (36)

H. Audiology and Speech-Language Pathology Compact Matters – Discussion and Consideration

I. Legislative and Policy Matters – Discussion and Consideration

J. Discussion and Consideration on Items Added After Preparation of Agenda

1. Introductions, Introductions, Announcements and Recognition
2. Nominations, Elections, and Appointments
3. Administrative Matters
4. Election of Officers
5. Appointment of Liaisons and Alternates
6. Delegation of Authorities
7. Education and Examination Matters
8. Credentialing Matters
9. Practice Matters
10. Legislative and Policy Matters
11. Administrative Rule Matters
12. Liaison Reports
13. Board Liaison Training and Appointment of Mentors
14. Public Health Emergencies
15. Informational Items
16. Division of Legal Services and Compliance (DLSC) Matters
17. Presentations of Petitions for Summary Suspension
18. Petitions for Designation of Hearing Examiner
19. Presentation of Stipulations, Final Decisions and Orders
20. Presentation of Proposed Final Decisions and Orders
21. Presentation of Interim Orders
22. Petitions for Re-Hearing
23. Petitions for Assessments
24. Petitions to Vacate Orders
25. Requests for Disciplinary Proceeding Presentations
26. Motions
27. Petitions
28. Appearances from Requests Received or Renewed
29. Speaking Engagements, Travel, or Public Relation Requests, and Reports

K. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

L. Credentialing Matters

1. Application Review

- a. R.W. – Speech Language Pathologist (IA-627790) **(37-94)**

M. Deliberation of Items Added After Preparation of the Agenda

1. Education and Examination Matters
2. Credentialing Matters
3. DLSC Matters
4. Monitoring Matters
5. Professional Assistance Procedure (PAP) Matters
6. Petitions for Summary Suspensions
7. Petitions for Designation of Hearing Examiner
8. Proposed Stipulations, Final Decisions and Orders
9. Proposed Interim Orders
10. Administrative Warnings
11. Review of Administrative Warnings
12. Proposed Final Decisions and Orders
13. Matters Relating to Costs/Orders Fixing Costs
14. Case Closings
15. Board Liaison Training
16. Petitions for Assessments and Evaluations
17. Petitions to Vacate Orders
18. Remedial Education Cases
19. Motions
20. Petitions for Re-Hearing
21. Appearances from Requests Received or Renewed

N. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

O. Vote on Items Considered or Deliberated Upon in Closed Session if Voting is Appropriate

P. Open Session Items Noticed Above Not Completed in the Initial Open Session

Q. Examination Ratification – Discussion and Consideration

ADJOURNMENT

NEXT MEETING: TBD (2026)

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE. Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board's agenda, please visit the Department website at <https://dsps.wi.gov>. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of any agenda item may be changed by the board for the convenience of the parties. The person credentialed by the board has the right to demand that the meeting at

**VIRTUAL/TELECONFERENCE
HEARING AND SPEECH EXAMINING BOARD
MEETING MINUTES
JULY 23, 2025**

PRESENT: Todd Beyer, Amy Kroll, Jerry Lapidakis, Jason Meyer, Kathleen Pazak (*arrived 9:12 a.m.*), David Seligman, Samantha Sikorski, Justen Willemon

ABSENT: Catherine Kanter, Michael Harris

STAFF: Tom Ryan, Executive Director; Jameson Whitney, Legal Counsel; Nilajah Hardin, Administrative Rule Coordinator; Tracy Drinkwater, Board Administration Specialist; and other Department Staff

CALL TO ORDER

Justen Willemon, Chairperson, called the meeting to order at 9:07 a.m. A quorum was confirmed with seven (7) members present.

ADOPTION OF AGENDA

MOTION: David Seligman moved, seconded by Samantha Sikorski, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF APRIL 9, 2025

MOTION: Todd Beyer moved, seconded by Jason Meyer, to approve the Minutes of April 9, 2025, as published. Motion carried unanimously.

Kathleen Pazak arrived 9:12 a.m.

**PUBLIC HEARING: CLEARINGHOUSE RULE 25-044 ON HAS 1, 4, 5, AND 9,
RELATING TO CERUMEN MANAGEMENT**

Review Public Hearing Comments and Respond to Clearinghouse Report

MOTION: Samantha Sikorski moved, seconded by David Seligman, to accept all Clearinghouse comments for Clearinghouse Rule 25-044 (HAS 1, 4, 5, and 9), Relating to Cerumen Management. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Adoption Order: HAS 6 to 8, Relating to Implementation of the Audiology and Speech-Language Pathology Licensure Compact

MOTION: Amy Kroll moved, seconded by Kathleen Pazak, to approve the Adoption Order for Clearinghouse Rule 24-062 (HAS 6 to 8), relating to Implementation of the Audiology and Speech-language Pathology Licensure Compact. Motion carried unanimously.

CLOSED SESSION

MOTION: Kathleen Pazak moved, seconded by Todd Beyer, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Justen Willemon, Chairperson, read the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Todd Beyer-yes; Amy Kroll-yes; Jerry Lapidakis-yes; Jason Meyer-yes; Kathleen Pazak-yes; David Seligman-yes; Samantha Sikorski-yes; and Justen Willemon-yes. Motion carried unanimously.

The Board convened to Closed Session at 10:25 a.m.

CREDENTIALING MATTERS

Application Reviews

P.C. – Audiologist (IA-383033)

MOTION: Samantha Sikorski moved, seconded by Jason Meyer, to deny the application IA-383033 for an Audiologist license. **Reason for Denial:** Conviction of an exempt offense substantially related to the practice of audiology, Wis. Stats. ss. 111.321, 111.322, 111.335, and 459.34(2)(c). Motion carried unanimously.

T.M.M. – Speech-Language Pathologist (IA-636018)

MOTION: Kathleen Pazak moved, seconded by Justen Willemon, to deny the application IA-636018 for a Speech-Language Pathologist license. **Reason for Denial:** Failure to meet requirements for renewal after 5 years under Wis. Admin. Code s. HAS 7.03(3)(b). Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Justen Willemon moved, seconded by Kathleen Pazak, to reconvene to open session. Motion carried unanimously.

The Board reconvened into Open Session at 10:53 a.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: Kathleen Pazak moved, seconded by Samantha Sikorski, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the Closed Session motions stand for the purposes of the affirmation vote.)

**DELEGATION AND RATIFICATION OF EXAMINATIONS, LICENSES AND
CERTIFICATES**

MOTION: Kathleen Pazak moved, seconded by Justen Willemon, to delegate ratification of examination results to DSPS staff and to delegate and ratify all licenses and certificates as issued. Motion carried unanimously.

ADJOURNMENT

MOTION: David Seligman moved, seconded by Jerry Lapidakis, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:56 a.m.

DRAFT

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Nilajah Hardin Administrative Rules Coordinator		2) Date when request submitted: 09/25/25 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting									
3) Name of Board, Committee, Council, Sections: Hearing and Speech Examining Board											
4) Meeting Date: 10/08/25	5) Attachments: ☒ Yes ☐ No	6) How should the item be titled on the agenda page? 9:00 A.M. Preliminary Hearing on Statement of Scope – SS 054-25 on HAS 6, Relating to Audiologist Practical Examination 1. Review Preliminary Hearing Comments									
7) Place Item in: ☒ Open Session ☐ Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPP Staff)</i> ☐ Yes ☒ No	9) Name of Case Advisor(s), if required: N/A									
10) Describe the issue and action that should be addressed: The Board will hold a Preliminary Hearing on this scope statement as directed by the Joint Committee for Review of Administrative Rules.											
<table style="width: 100%;"> <tr> <td style="width: 60%;">11) Authorization</td> <td style="width: 40%;"></td> </tr> <tr> <td>  Signature of person making this request </td> <td style="text-align: right;"> 09/25/25 Date </td> </tr> <tr> <td>Supervisor (if required)</td> <td style="text-align: right;">Date</td> </tr> <tr> <td colspan="2">Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date</td> </tr> </table>				11) Authorization		 Signature of person making this request	09/25/25 Date	Supervisor (if required)	Date	Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date	
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Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.											

From: [Sen.Nass](#)
To: [Hereth, Daniel - DSPS](#); [DSPS](#); [DSPS Admin Rules](#)
Cc: [Tierney, Michael - DSPS](#); [Sen.Nass - LEGIS](#); [Rep.Neylon - LEGIS](#); [Grosz, Scott A - LEGIS](#); [Kauffman, Jill - LEGIS](#); [Duchek, Mike - LEGIS](#)
Subject: JCRAR Directive to Hold Preliminary Hearing on Scope Statement SS 054-25
Date: Tuesday, August 26, 2025 3:14:39 PM

**CAUTION: This email originated from outside the organization.
Do not click links or open attachments unless you recognize the sender and know the content is safe.**

August 26, 2025

Justen J. Willemon, Chairperson
Hearing and Speech Examining Board
Department of Safety & Professional Services
P.O. Box 8366
Madison, WI 53708-8366

RE: SS 054-25 – Audiologist practical examination

Dear Chairperson Willemon:

As co-chairperson of the Joint Committee for Review of Administrative Rules (JCRAR) and pursuant to s. 227.136 (1), Stats., I write to direct the Hearing and Speech Examining Board to hold a preliminary public hearing and comment period on Scope Statement SS 054-25 which was published in the Wisconsin Administrative Register on August 25, 2025

Additionally, pursuant to s. 227.135 (2), Stats., please note that a scope statement may not be approved by the Secretary, the Department of Safety & Professional Services (DSPS), or any of the agencies under DSPS until after the preliminary public hearing and comment period is held by the agency, and accordingly, no activity may be conducted in connection with the drafting of a proposed rule until after such hearing and approval have occurred.

Please confirm receipt of this letter directing a preliminary hearing and comment period on the above scope statement.

Sincerely,

Steve Nass

Senator Steve Nass
Co-Chair, JCRAR

Cc: Dan Hereth, Secretary-designee, DSPS

STATEMENT OF SCOPE

HEARING AND SPEECH EXAMINING BOARD

Rule No.: HAS 6

Relating to: Audiologist Practical Examination

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only): N/A

2. Detailed description of the objective of the proposed rule:

The objective of this rule is to review the practical examination requirement for Audiologists and make updates to align with current practice in the profession.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Wisconsin Administrative Code chapter HAS 6 currently includes requirements for Audiologist licensure, specifically a practical examination under s. HAS 6.04 (8). As written, all applicants are required to take the practical examination unless they have completed education or training that the board has determined is substantially equivalent to the completion of the examination. The Board will therefore establish requirements for an equivalency waiver of the examination for those applicants who qualify. The alternative to making changes to this Code chapter is that applicants will continue to be unclear about what requirements establish equivalency in Wisconsin.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats.: "Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession."

Section 459.12 (1), Stats.: "The examining board may make rules not inconsistent with the laws of this state which are necessary to carry out the intent of this chapter."

Section 459.24 (3) (e), Stats.: The examining board shall grant an audiologist license to an individual who "submits evidence satisfactory to the examining board that he or she has passed the examinations selected or approved by the examining board by rule under s. 459.26 (2) (am), or has completed education or training that the examining board determines is substantially equivalent to the examinations selected or approved by the examining board under s. 459.26 (2) (am)."

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

80 hours

6. List with description of all entities that may be affected by the proposed rule:

Those seeking Licensure as Audiologists in Wisconsin.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule: None.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

The proposed rule will have minimal to no economic impact on small businesses and the state's economy as a whole.

Contact Person: Nilajah Hardin, (608) 267-7139, DSPSAdminRules@wisconsin.gov

Approved for publication:



Authorized Signature

7/9/2025

Date Submitted

Approved for implementation:

Authorized Signature

Date Submitted

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

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4) Meeting Date: 10/08/25	5) Attachments: ☒ Yes ☐ No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Final Rule Draft: HAS 1, 4, 5, and 9, Relating to Cerumen Management 2. Drafting Proposals: HAS 1 and 6 to 8, Relating Renewal and Reinstatement 3. Pending or Possible Rulemaking Projects											
7) Place Item in: ☒ Open Session ☐ Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> ☐ Yes ☒ No	9) Name of Case Advisor(s), if required: N/A											
10) Describe the issue and action that should be addressed: Act on a Preliminary Rule Draft and Drafting of a New Rule; Review Board's Current Rule Projects Attachments: - HAS 1,4,5, and 9 – Legislative Report, Final Rule Draft, EIA - HAS 1 and 6 to 8 – Scope Statement, Administrative Code Chapters - Rule Projects Chart Copies of current Board Rule Projects Can be Viewed Here: https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx													
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**STATE OF WISCONSIN
HEARING AND SPEECH EXAMINING BOARD**

**IN THE MATTER OF RULEMAKING :
PROCEEDINGS BEFORE THE : REPORT TO THE LEGISLATURE
HEARING AND SPEECH EXAMINING :
BOARD : CR 25-044**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS: N/A

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA is attached.

IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:

The objective of the rule is to implement 2023 Wisconsin Act 82 by creating a new chapter of the Wisconsin Administrative Code, HAS 9, to outline requirements for Cerumen Management Certification for Hearing Instrument Specialists. Definitions for “cerumen management” and “significant pain” were also added to chapter HAS 1, and chapter HAS 5 was updated to include unprofessional conduct for an individual certified to practice cerumen management.

V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD’S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:

The Hearing and Speech Examining Board held a public hearing on July 23, 2025. No public comments were received.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

All of the recommendations suggested in the Clearinghouse Report have been accepted in whole.

VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS: N/A

STATE OF WISCONSIN
HEARING AND SPEECH EXAMINING BOARD

IN THE MATTER OF RULEMAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	HEARING AND SPEECH
HEARING AND SPEECH	:	EXAMINING BOARD
EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE 25-044)

PROPOSED ORDER

An order of the Hearing and Speech Examining Board to renumber HAS 1.01 (5m), amend HAS 1.005, 1.01 (intro.), and 5.02 (2) (a); and to create HAS 1.01 (1m) and (5h), 5.02 (2) (j), and ~~chapter~~ HAS 9; and to renumber HAS 1.01 (5m), relating to cerumen management.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: Section 459.115, Stats.

Statutory authority: Sections 15.08 (5) (b), 459.12 (1), and 459.115 (4) Stats.

Explanation of agency authority:

Section 15.08 (5) (b), Stats.: “Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.”

Section 459.12 (1), Stats.: “The examining board may make rules not inconsistent with the laws of this state which are necessary to carry out the intent of this chapter.”

Section 459.115 (4), Stats.: “The examining board shall promulgate rules necessary to administer this section, including rules for all of the following:

- (a) Defining the scope of cerumen management.
- (b) Establishing contraindications for which a person licensed under this subchapter shall refer a patient to an otolaryngologist or a physician for cerumen management.
- (c) Establishing proper infection control practices.”

Related statute or rule: 2023 Wisconsin Act 82

Plain language analysis:

The objective of the rule is to implement 2023 Wisconsin Act 82 by creating a new chapter of the Wisconsin Administrative Code, HAS 9, to outline requirements for Cerumen Management Certification for Hearing Instrument Specialists. Definitions for “cerumen management” and “significant pain” were also added to chapter HAS 1, and chapter HAS 5 was updated to include unprofessional conduct for an individual certified to practice cerumen management.

Summary of, and comparison with, existing or proposed federal regulation: None.

Comparison with rules in adjacent states:

Illinois: In the Illinois Compiled Statutes Chapter 225, the Hearing Instrument Consumer Protection Act outlines the requirements for licensure, continuing education, renewal, and discipline of Hearing Instrument Dispensers or Professionals. The practice of a Hearing Instrument Dispenser in Illinois includes the selling, practice of testing, fitting, selecting, recommending, adapting, dispensing, or servicing hearing aids. The practice of a Hearing Instrument Dispenser in Illinois does not include cerumen management [225 Illinois Compiled Statutes 50].

Iowa: Chapter 154A of the Iowa Code outlines the requirements for the licensure of Hearing Aid Specialists. Hearing Aid Specialists may perform hearing aid fitting which includes the sale of hearing aids and making earmold impressions as part of the fitting process [Iowa Code Chapter 154A]. Chapters 121 through 124 further elaborate on the requirements for the practice of Hearing Aid Specialists including licensure, supervision, continuing education, and dispensing of hearing aids. If a Hearing Aid Specialist observes cerumen impaction in a patient prior to fitting a hearing aid, they are required to suggest to the patient in writing that they consult a physician, preferably one with a specialization in diseases of the ear [Iowa Administrative Code Chapter 123 Section 123.2 (3) (f)].

Michigan: The Michigan Compiled Laws, Chapter 339, Act 299 includes requirements for licensure and regulation of Hearing Aid Dealers and Salespersons, as well as the Board of hearing aid dealers. In Michigan, licensed Hearing Aid Dealers perform the practice of selling or fitting a hearing aid, which includes audiometric testing and making ear mold impressions. Michigan does not appear to address Cerumen Management by Hearing Aid Dealers in their laws [Michigan Compiled Laws 333.1301 to 1309].

Minnesota: The Minnesota Statutes chapter 148 includes requirements for audiology, as well as the practice of hearing aid dispensing. The practice of hearing aid dispensing includes making ear mold impressions, prescribing a hearing aid, testing human hearing and helping a customer select a prescription hearing aid. In Minnesota, prescription hearing aids may be dispensed by Audiologists or Certified Hearing Dispensers. Minnesota does not appear to address Cerumen Management by Certified Hearing Dispensers in their laws [Minnesota Statutes ss.148.511 to 148.5198].

Summary of factual data and analytical methodologies:

While promulgating this rule, the Board reviewed recommendations from the Wisconsin Audiology Association, a “Clinical Practice Guideline (Update) on Earwax (Cerumen Impaction) Executive Summary” from the American Academy of Otolaryngology – Head and Neck Surgery Foundation published in 2017, language on cerumen management from Tennessee regulations, and the definition of “pain” from the International Association for the Study of Pain, among other resources.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:

The proposed rules was posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals. No comments were received.

Effect on small business:

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department’s Regulatory Review Coordinator may be contacted by email at Jennifer.Garrett@wisconsin.gov or phone at 608-266-2112.

Agency contact person:

Nilajah Hardin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, Wisconsin 53708-8306; email at DSPSAdminRules@wisconsin.gov.

TEXT OF RULE

SECTION 1. HAS 1.005 is amended to read:

HAS 1.005 Authority. The rules in chs. HAS 1 to 5 and 9 are adopted pursuant to ss. 15.08 (5) (b), 227.11 (2), ~~and~~ 459.12 (1), and 459.115 (4), Stats.

SECTION 2. HAS 1.01(intro.) is amended to read:

HAS 1.01 Definitions. As used in chs. HAS 1 to 5 and 9, unless the context otherwise requires:

SECTION 3. HAS 1.01 (1m) is created to read:

HAS 1.01 (1m) “Cerumen” has the meaning given in s. 459.01 (1b), Stats.

SECTION 4. HAS 1.01 (5m) is renumbered to (5e).

SECTION 5. HAS 1.01 (5h) is created to read:

HAS 1.01 (5h) “Significant pain” means an unpleasant sensory and emotional experience associated with, or resembling association with actual or potential

tissue damage that is so bothersome that a patient cannot continue to verbalize consent, communicate symptoms with a health care practitioner, remain conscious and alert, or any combination of the above.

SECTION 6. HAS 5.02 (2) (a) is amended to read:

HAS 5.02 (2) (a) After a request by the board, failing to cooperate in a timely manner with the board's investigation of complaints filed against the applicant, or licensee, or certified individual. There is a rebuttable presumption that ~~a licensee, or applicant, the applicant, or licensee, or certified individual~~ who takes longer than 30 days to respond to a request of the board has not acted in a timely manner under this subsection.

SECTION 7. HAS 5.02 (2) (j) is created to read:

HAS 5.02 (2) (j) If the licensee maintains a cerumen management certificate under s.459.115, Stats, and ch. HAS 9, failure to do any of the following:

1. Safely engage in the practice of cerumen management.
2. Refer a patient for cerumen management under s. HAS 9.04 when appropriate.
3. Follow proper infection control procedures under s. HAS 9.05.
4. Maintain the required amount malpractice liability insurance under s. HAS 9.06.

SECTION 8. Chapter HAS 9 is created to read:

Chapter HAS 9

CERUMEN MANAGEMENT CERTIFICATION

HAS 9.01 Applicability and Scope. (1) Pursuant to s. 459.115 (1) and (2), Stats., the standards of practice for cerumen management in this chapter apply to all licensees who maintain a certification in cerumen management. An audiologist licensed under s. 459.24 (3), Stats. is not required to maintain a cerumen management certification.

(2) The practice of cerumen management may include any of the following services:

- (a) Conducting ~~Audiometric~~audiometric testing.
- (b) Making ear impressions.
- (c) Monitoring use of hearing aids.
- (d) Fitting ~~Hearing Protection~~hearing protection or prosthetic devices.
- (e) Conducting a thorough case history including medication list, surgical history, hospitalizations, and chronic health conditions.
- (f) Other services approved by the board.

(3) When performing cerumen management, the certified individual ~~shall~~may only remove cerumen within the lateral external auditory canal or beyond the second bend using the following instruments:

- (a) Cerumen loop.
- (b) Cerumenolytic fluid.

- (c) Irrigation for patients with all of the following:
 - 1. Intact tympanic membranes.
 - 2. Closed mastoid cavity.
 - 3. No prior mastoid surgery.
 - 4. No tympanostomy tubes.
 - 5. No recent ear surgery.
 - 6. No recent dizziness.
- (d) Suction used lateral to the bony canal limited to a suction tip in size 5 on the French scale for patients with all of the following:
 - 1. No recent ear surgery.
 - 2. Intact tympanic membranes.
 - 3. No clear otorrhea.
- (4) Cerumen management shall always be performed under otoscopy or micro-otoscopy.

HAS 9.02 Certification. (1) An applicant for cerumen management certification shall ~~complete~~submit all of the following:

- (a) ~~Submit a~~ A completed application form as specified by the ~~Department~~department.

Note: Instructions for applications are available on the department of safety and professional services' website at <http://dsps.wi.gov>.

- (b) ~~Pay the~~ The fee as required by s. 440.05 (1), Stats.
- (c) ~~Submit proof~~ Proof of completion of the education requirements under s. HAS 9.03.
- (d) ~~Submit evidence~~ Evidence satisfactory to the board that the licensee is in compliance with s. HAS 9.06.

(2) Pursuant to s. 459.115 (5), Stats., once granted, a certification to practice cerumen management is permanent unless revoked and is not subject to periodic renewal.

HAS 9.03 Education Requirements. (1) The board accepts education courses for cerumen management that satisfy all of the following criteria:

- (a) The course provides at least 6 hours of instruction.
- (b) The subject matter of the course relates to removal of cerumen from the ear canal using safe techniques.
- (c) The course ~~must~~ includes a final practical examination on proper cerumen management procedures.
- (d) The course is one of the following:
 - 1. Sponsored or recognized by a local, state, regional, national, or international association of hearing instrument specialists or audiology.
 - 2. A course preapproved by the Board or its designee as sufficient.

(2) In place of a course that satisfies the requirements under sub. (1), an applicant may submit evidence of completion of approved practical or occupational training, with a licensed supervising otolaryngologist or licensed audiologist, in cerumen management that has been approved by the board. Approved practical or occupational training in cerumen management shall be at least 6 hours in duration and include practical training in proper cerumen management procedures.

Note: Requests for board approval of practical or occupational training in cerumen management may be sent to the department of safety and professional services at dsps@wi.gov or 4822 Madison Yards Way Madison, WI 53705.

(3) For the duration of their cerumen management certification, an individual shall complete at least two of the 20 hours required under s. HAS 8.03 on the topic of diseases of the ear or a similar topic approved by the board.

HAS 9.04 Referrals. (1) An individual certified to perform cerumen management shall refer a patient to an otolaryngologist or licensed physician for cerumen management when the patient presents with any of the following:

- (a) ~~They are~~ less than 18 years of age.
 - (b) A perforated tympanic membrane.
 - (c) History of pain, active drainage, or bleeding from the ear.
 - (d) Evidence of congenital or traumatic deformity of the ear.
 - (e) On anticoagulant therapy.
 - (f) Are immunocompromised.
 - (g) Have ~~Diabetes~~diabetes mellitus.
 - (h) History of prior radiation therapy to the head and neck.
 - (i) History of ear canal stenosis or exostoses.
 - (j) A nonintact tympanic membrane.
 - (k) ~~Had Ear~~ear surgery within the last six months.
 - (l) Tympanostomy tubes, such that irrigation should not be used.
 - (m) A bleeding disorder.
 - (n) ~~An Actual~~actual or suspected foreign body in the ear.
 - (o) Stenosis or bony exostosis of the ear canal.
 - (p) Cerumen impaction that totally occludes the ear canal.
 - (q) Cerumen located medial to the cartilaginous external auditory canal or beyond the second bend.
 - (r) A tympanic membrane that the certified individual is unable to see.
 - (s) Vertigo.
- (2) The certified individual shall immediately stop the procedure and refer a patient to an otolaryngologist or a licensed physician if any of the following occur while performing cerumen management:
- (a) Significant pain.
 - (b) Uncontrolled bleeding.
 - (c) Laceration of the external auditory canal or beyond the second bend.
 - (d) Acute onset of dizziness or vertigo.
 - (e) Sudden hearing loss.

HAS 9.05 Infection Control. An individual certified to perform cerumen management under this chapter shall establish a written protocol to comply with all of the following infection control procedures:

- (1) Standard precautions for all health care providers.
- (2) Cleaning, disinfection, and sterilization based on manufacturer instructions, where appropriate, of multiple use equipment.
- (3) Universal precautions for prevention of the transmission of human immunodeficiency virus, hepatitis B virus, and other blood borne pathogens as defined by the occupational safety and health standards in 29 CFR 1910.1030.

HAS 9.06 Malpractice Liability Coverage. An individual applying for cerumen management certification shall obtain and maintain malpractice liability insurance for the duration of their certification. The insurance policy shall provide professional liability coverage of at least \$1,000,000 for each incident or claim.

SECTION 8. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)

This Proposed Order of the Hearing and Speech Examining Board is approved for submission to the Governor and Legislature.

Dated _____

Agency _____
Chairperson
Hearing and Speech Examining Board

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis ☒ Original ☐ Updated ☐ Corrected	2. Date 05/29/25								
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) HAS 1, 4, 5, and 9									
4. Subject Cerumen Management									
5. Fund Sources Affected ☐ GPR ☐ FED ☒ PRO ☐ PRS ☐ SEG ☐ SEG-S	6. Chapter 20, Stats. Appropriations Affected 20.165 (1) (g)								
7. Fiscal Effect of Implementing the Rule <table style="width: 100%;"><tr><td>☐ No Fiscal Effect</td><td>☐ Increase Existing Revenues</td><td>☒ Increase Costs</td><td>☐ Decrease Costs</td></tr><tr><td>☐ Indeterminate</td><td>☐ Decrease Existing Revenues</td><td colspan="2">☐ Could Absorb Within Agency's Budget</td></tr></table>		☐ No Fiscal Effect	☐ Increase Existing Revenues	☒ Increase Costs	☐ Decrease Costs	☐ Indeterminate	☐ Decrease Existing Revenues	☐ Could Absorb Within Agency's Budget	
☐ No Fiscal Effect	☐ Increase Existing Revenues	☒ Increase Costs	☐ Decrease Costs						
☐ Indeterminate	☐ Decrease Existing Revenues	☐ Could Absorb Within Agency's Budget							
8. The Rule Will Impact the Following (Check All That Apply) <table style="width: 100%;"><tr><td>☐ State's Economy</td><td>☐ Specific Businesses/Sectors</td></tr><tr><td>☐ Local Government Units</td><td>☐ Public Utility Rate Payers</td></tr><tr><td colspan="2">☒ Small Businesses (if checked, complete Attachment A)</td></tr></table>		☐ State's Economy	☐ Specific Businesses/Sectors	☐ Local Government Units	☐ Public Utility Rate Payers	☒ Small Businesses (if checked, complete Attachment A)			
☐ State's Economy	☐ Specific Businesses/Sectors								
☐ Local Government Units	☐ Public Utility Rate Payers								
☒ Small Businesses (if checked, complete Attachment A)									
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0									
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? ☐ Yes ☒ No									
11. Policy Problem Addressed by the Rule The objective of the rule is to implement 2023 Wisconsin Act 82 by creating a new chapter of the Wisconsin Administrative Code, HAS 9, to outline requirements for Cerumen Management Certification for Hearing Instrument Specialists. Definitions for "cerumen management" and "significant pain" were also added to chapter HAS 1, and chapter HAS 5 was updated to include unprofessional conduct for an individual certified to practice cerumen management.									
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments. The rule was posted on the Department's website for 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals. No comments were received.									
13. Identify the Local Governmental Units that Participated in the Development of this EIA. None.									
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) DSPS estimates a total of \$13,355.00 in one-time and \$13,200.00 in ongoing staffing costs to implement the rule. The estimated need for 0.3 limited term employee (LTE) is for review, new form creation, internal consultation, training and website updates. The estimated annual staffing need for a 0.1 full time employee (FTE) is for application processing and customer service, and investigating complaints. The one-time and annual estimated costs cannot be absorbed in the currently appropriated agency budget.									
15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule The benefits of implementing this rule are that the Hearing and Speech Examining Board's section of the Administrative Code will be aligned with Wisconsin State Statutes.									
16. Long Range Implications of Implementing the Rule									

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

The Long range implications of this rule are consistent and safe practice regarding Cerumen Management by Certified Hearing Instrument Specialists.

17. Compare With Approaches Being Used by Federal Government
None.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois: In the Illinois Compiled Statutes Chapter 225, the Hearing Instrument Consumer Protection Act outlines the requirements for licensure, continuing education, renewal, and discipline of Hearing Instrument Dispensers or Professionals. The practice of a Hearing Instrument Dispenser in Illinois includes the selling, practice of testing, fitting, selecting, recommending, adapting, dispensing, or servicing hearing aids. The practice of a Hearing Instrument Dispenser in Illinois does not include cerumen management [225 Illinois Compiled Statutes 50].

Iowa: Chapter 154A of the Iowa Code outlines the requirements for the licensure of Hearing Aid Specialists. Hearing Aid Specialists may perform hearing aid fitting which includes the sale of hearing aids and making earmold impressions as part of the fitting process [Iowa Code Chapter 154A]. Chapters 121 through 124 further elaborate on the requirements for the practice of Hearing Aid Specialists including licensure, supervision, continuing education, and dispensing of hearing aids. If a Hearing Aid Specialist observes cerumen impaction in a patient prior to fitting a hearing aid, they are required to suggest to the patient in writing that they consult a physician, preferably one with a specialization in diseases of the ear [Iowa Administrative Code Chapter 123 Section 123.2 (3) (f)].

Michigan: The Michigan Compiled Laws, Chapter 339, Act 299 includes requirements for licensure and regulation of Hearing Aid Dealers and Salespersons, as well as the Board of hearing aid dealers. In Michigan, licensed Hearing Aid Dealers perform the practice of selling or fitting a hearing aid, which includes audiometric testing and making ear mold impressions. Michigan does not appear to address Cerumen Management by Hearing Aid Dealers in their laws [Michigan Compiled Laws 333.1301 to 1309].

Minnesota: The Minnesota Statutes chapter 148 includes requirements for audiology, as well as the practice of hearing aid dispensing. The practice of hearing aid dispensing includes making ear mold impressions, prescribing a hearing aid, testing human hearing and helping a customer select a prescription hearing aid. In Minnesota, prescription hearing aids may be dispensed by Audiologists or Certified Hearing Dispensers. Minnesota does not appear to address Cerumen Management by Certified Hearing Dispensers in their laws [Minnesota Statutes ss.148.511 to 148.5198].

19. Contact Name

Nilajah Hardin, Administrative Rules Coordinator

20. Contact Phone Number

608-267-7139

This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- ☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☐ No

STATEMENT OF SCOPE

HEARING AND SPEECH EXAMINING BOARD

Rule No.: HAS 1 and 6 to 8

Relating to: Renewal and Reinstatement

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only): N/A

2. Detailed description of the objective of the proposed rule:

The objective of this rule is to review and revise renewal and reinstatement requirements to determine whether they need to be updated to include different requirements that more accurately account for the practice and experience of licensees. Additionally, the Board will review Speech-language Pathologists who hold a credential with the Wisconsin Department of Instruction to determine if it is appropriate for them to have separate renewal and reinstatement requirements for their credential from the Wisconsin Department of Safety and Professional Services.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Wisconsin Administrative Code chapters HAS 1 and 6 to 8 currently include requirements for licensure, renewal and continuing education requirements for Speech-language Pathologists, Audiologists, and Hearing Instrument Specialists. If a licensee completes their renewal within 5 years of expiration of their license, they are required to submit certification of continuing education. However, if a licensee completes a renewal after 5 years or applies for reinstatement, they are required to complete the initial licensure examination for their profession. The alternative to making changes to these Code chapters is that current renewal and reinstatement requirements will continue to apply.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats.: "Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession."

Section 459.12 (1), Stats.: "The examining board may make rules not inconsistent with the laws of this state which are necessary to carry out the intent of this chapter."

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

80 hours

6. List with description of all entities that may be affected by the proposed rule:

Hearing Instrument Specialists, Audiologists, and Speech-language Pathologists credentialed in Wisconsin.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule: None.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

The proposed rule will have minimal to no economic impact on small businesses and the state's economy as a whole.

Contact Person: Nilajah Hardin, (608) 267-7139, DSPSAdminRules@wisconsin.gov

Approved for publication:

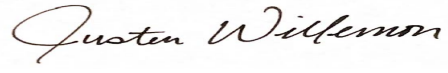


Authorized Signature

3/17/2025

Date Submitted

Approved for implementation:



Authorized Signature

5/28/2025

Date Submitted

Chapter HAS 1

LICENSURE OF HEARING INSTRUMENT SPECIALISTS

HAS 1.005 Authority.

HAS 1.01 Definitions.

Note: Chapter Had 1 was renumbered Chapter HAS 1 under s. 13.93 (2m) (b) 1, Stats., Register, April, 1992, No. 436.

HAS 1.005 Authority. The rules in chs. HAS 1 to 5 are adopted pursuant to ss. 15.08 (5) (b), 227.11 (2) and 459.12 (1), Stats.

History: Cr. Register, July, 1998, No. 511, eff. 8-1-98.

HAS 1.01 Definitions. As used in chs. HAS 1 to 5, unless the context otherwise requires:

(1a) “Board” means the hearing and speech examining board.

(2) “Department” means the department of safety and professional services.

(2a) “Direct supervision” means being physically present at the time the trainee makes ear impressions or measurements of human hearing for the purpose of fitting or selling a hearing instrument or fits or sells a hearing instrument.

(2m) “Full terms of sale” means the conditions of a sale agreed to by a hearing instrument specialist and the purchaser of a hearing instrument.

(2n) “Hearing instrument” means a hearing aid, as defined in s. 459.01 (2), Stats.

(3) “License” means a license issued by the department under s. 459.05, Stats., to hearing instrument specialists.

(5) “Practice” means the practice of fitting and dealing in hearing instruments, as defined in s. 459.01 (5), Stats.

(5m) “Seller’s guarantee” means a promise made by a hearing instrument specialist to a hearing instrument purchaser to provide the minimum product warranty offered by a manufacturer.

(5n) “Sufficient cause” means illness or other hardship.

(6) “Trainee” means the holder of a permit.

(7) “Trainee permit” has the meaning given in s. 459.01 (7), Stats.

History: Cr. Register, March, 1975, No. 231, eff. 4-1-75; correction in (1) made under s. 13.93 (2m) (b) 6., Stats., Register, April, 1992, No. 436; am. (intro.), (2) to (5), Register, July, 1992, No. 439, eff. 8-1-92; am. (intro.), Register, January, 1994, No. 457, eff. 2-1-94; cr. (2m), (5m), Register, January, 1995, No. 469, eff. 2-1-95; renum. (1) to be (1a), cr. (1) and (2a), Register, August, 1995, No. 476, eff. 9-1-95; am. (1), (2a) (a), (b), (2m), (3) and (5m), cr. (2n) and (5n), renum. (4) to be (7) and am., Register, July, 1998, No. 511, eff. 8-1-98; r. (1), (2a) (b), renum. and am. (2a) (intro.) and (a) to be (2a) and am. (5n), Register, February, 1999, No. 518, eff. 3-1-99; correction in (2) made under s. 13.92 (4) (b) 6., Stats., Register February 2012 No. 674.

Chapter HAS 6

LICENSURE OF SPEECH-LANGUAGE PATHOLOGISTS, AUDIOLOGISTS AND TEMPORARY LICENSEES

Subchapter I — Speech-Language Pathologists and Audiologists

HAS 6.01	Authority and purpose.
HAS 6.015	Scope.
HAS 6.02	Definitions.
HAS 6.03	Applications for licensure; speech-language pathologist.
HAS 6.04	Applications for licensure; audiologist.
HAS 6.07	Reciprocal license.
HAS 6.08	Limited permit.
HAS 6.085	Accommodations relating to a disability.

Subchapter II — Temporary Licensees

HAS 6.09	Definitions.
HAS 6.10	Temporary licenses.

HAS 6.12	Use of titles.
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HAS 6.13	Discipline.
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Subchapter III — Unlicensed Individuals

HAS 6.14	Definitions.
HAS 6.15	Direct supervision.
HAS 6.16	Prohibited practice and use of titles.
HAS 6.17	Discipline.

Subchapter IV — Discipline

HAS 6.175	Definitions.
HAS 6.18	Grounds for discipline.

Note: Chapter HAS 6 as it existed on May 31, 1993, was repealed and a new chapter HAS 6 was created effective June 1, 1993.

Subchapter I — Speech-Language Pathologists and Audiologists

HAS 6.01 Authority and purpose. The rules in this chapter are adopted by the hearing and speech examining board under the authority of ss. 227.11 (2) and 459.24 to 459.34, Stats., to govern the licensure of speech-language pathologists, audiologists and temporary licensees.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; CR 01-043: am. Register October 2001 No. 550, eff. 11-1-01.

HAS 6.015 Scope. The licensure and conduct rules in this chapter and ch. 459, Stats., apply to any person providing services to patients located in this state without regard to whether services are provided in person or via telehealth.

History: CR 22-058: cr. Register January 2024 No. 817, eff. 2-1-24.

HAS 6.02 Definitions. In this chapter and in ch. 459, Stats.:

(1) “ASHA” means the American speech-language hearing association.

(2) “Audiologist” has the meaning given in s. 459.20 (1), Stats.

(3) “Audiology” has the meaning given in s. 459.20 (2), Stats.

(4) “Board” means the hearing and speech examining board.

(4t) “Hearing aid” has the meaning given in s. 459.20 (3g), Stats.

(6) “Postgraduate clinical fellowship” means a program approved by the board consisting of a minimum of 9 months of supervised clinical practice in speech-language pathology provided in the work setting to which an applicant is seeking licensure.

(6a) “Practice of fitting and dealing in hearing aids” has the meaning given in s. 459.20 (3p), Stats.

(7) “Speech-language pathologist” has the meaning given in s. 459.20 (4), Stats.

(8) “Speech-language pathology” has the meaning given in s. 459.20 (5), Stats.

(9) “Supervised clinical practicum” means a program required by a college or university for completion of a master’s

degree in speech-language pathology or a doctoral degree in audiology.

(9m) “Telehealth” has the meaning given in s. 440.01 (1) (hm), Stats.

(10) “Verification of clinical competence” means written confirmation submitted directly to the board by ASHA stating that an applicant holds a certificate of clinical competence in speech-language pathology or audiology.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; cr. (4m), Register, August, 1995, No. 476, eff. 9-1-95; cr. (4r), Register, July, 1997, No. 499, eff. 8-1-97; cr. (10), Register, July, 1998, No. 511, eff. 8-1-98; am. (intro.), (2) and (3), cr. (4o), (4t), (6a), (6b) and (8a), Register, February, 1999, No. 518, eff. 3-1-99; CR 01-043: cr. (1m), r. (4o), (4r) and (8a), am. (7) to (9), Register October 2001 No. 550, eff. 11-1-01; CR 03-025: cr. (4g) and (5g) Register January 2004 No. 577, eff. 2-1-04; CR 05-026: am. (1m), r. (4g), (4m), (5g) and (6b) Register September 2005 No. 597, eff. 10-1-05; CR 15-096: r. (1m), (5), am. (6), (9) Register August 2016 No. 728, eff. 9-1-16; CR 22-058: cr. (9m) Register January 2024 No. 817, eff. 2-1-24.

HAS 6.03 Applications for licensure; speech-language pathologist. Every applicant for licensure as a speech-language pathologist shall submit:

(1) An application on a form provided by the board.

Note: Applications are available on the website at dps.wi.gov or by calling (608) 266 - 2112.

(2) The fee specified in s. 440.05 (1), Stats.

(4) Subject to ss. 111.321, 111.322, and 111.335, Stats., evidence satisfactory to the board that the applicant does not have a conviction record.

(5) Evidence satisfactory to the board that the applicant has satisfied one of the following:

(a) Completed a supervised clinical practicum and received a master’s degree in speech-language pathology from a college or university approved by the board.

(b) Completed education or training that the board determines is substantially equivalent to the requirements under par. (a).

(6) Verification the applicant has satisfied one of the following:

(a) Passed the Praxis Speech-Language Pathologist examination.

(b) Completed education or training that the board determines is substantially equivalent to passing the NESPA examination that may include verification that the applicant has been granted a certificate of clinical competence in speech-language pathology by ASHA.

(7) Evidence satisfactory to the board that the applicant has satisfied one of the following:

(a) Completed a postgraduate clinical fellowship in speech-language pathology approved by the board.

(b) Completed education or training that the board determines is substantially equivalent to the completion of a postgraduate clinical fellowship in speech-language pathology.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; emerg. am. (6), eff. 12-6-93; am. (6), Register, April, 1994, No. 460, eff. 5-1-94, r. (3), Register, July, 1998, No. 511, eff. 8-1-98; CR 01-043: am. (5), r. and recr. (6), Register October 2001 No. 550, eff. 11-1-01; CR 05-026: renum. (7) to be (7) (intro.), cr. (7) (a) and (b) Register September 2005 No. 597, eff. 10-1-05; CR 15-096: am. (6) (intro.), (a) Register August 2016 No. 728, eff. 9-1-16.

HAS 6.04 Applications for licensure; audiologist.

Every applicant for licensure as an audiologist shall submit:

(1) An application on a form provided by the board.

Note: Applications are available on the website at dps.wi.gov or by calling (608) 266-2112.

(2) The fee specified in s. 440.05 (1), Stats.

(4) Subject to ss. 111.321, 111.322 and 111.335, Stats., evidence satisfactory to the board that the applicant does not have a conviction record.

(5) Evidence satisfactory to the board that the applicant has completed a supervised clinical practicum and satisfied one of the following:

(a) Possesses a doctoral degree in audiology from a college or university in an accredited academic program. The doctoral degree program shall consist of not less than 3 years of educational course work and not less than 12 months of clinical rotation or externship.

(b) Evidence satisfactory to the examining board that the applicant has completed education or training that the board determines is substantially equivalent to the requirement under par. (a).

(6) Verification the applicant has satisfied one of the following:

(a) Passed the Praxis Audiology examination.

(b) Completed education or training that the board determines is substantially equivalent to passing the Praxis Audiology examination.

(8) Evidence satisfactory to the board that the applicant has passed the practical examination required under s. 459.26 (2) (b), Stats., or has completed education or training that the board determines is substantially equivalent to the completion of the examination.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; r. (3), am. (7), Register, July, 1998, No. 511, eff. 8-1-98; cr. (8), Register, February, 1999, No. 518, eff. 3-1-99; CR 01-043: am. (5) and (8), r. and recr. (6) and (7), Register October 2001 No. 550, eff. 11-1-01; CR 15-096: am. (5), (6) (intro.), (a), consol. (6) (b) (intro.) and 1. and renum. (6) (b) and am., r. (6) (b) 2., (7) Register August 2016 No. 728, eff. 9-1-16; CR 22-059: am. (6) (b) Register March 2024 No. 819, eff. 4-1-24.

HAS 6.07 Reciprocal license. (1) RECIPROCAL

LICENSES GENERALLY. (a) *Speech-language pathology.* The board shall grant a license to practice speech-language pathology to an applicant who pays the fee required by s. 440.05 (2), Stats., and provides evidence of all the following:

1. The applicant has a current license to practice speech-language pathology in good standing in another state or territory of the United States.

2. The requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (2), Stats.

(b) *Audiology.* The board shall grant a license to practice audiology to an applicant who pays the fee required by s. 440.05 (2), Stats., and provides evidence of one of the following:

1. The applicant has a current license to practice audiology in good standing in another state or territory of the United States and the requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (3), Stats.

2. The applicant has a current license to practice audiology in good standing in another state or territory of the United States and provides evidence of all the following:

a. The requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (3) (c), (e), and (em), Stats.

b. The applicant has completed a supervised clinical practicum and received a master's degree in audiology from a college or university approved by the examining board or has completed education or training that the examining board determines is substantially equivalent to the completion of those requirements.

(c) *Reciprocal agreements.* A license to practice speech-language pathology or audiology may be granted to applicants according to the terms of a reciprocal agreement the board has entered into with another state or territory.

(2) **RECIPROCAL LICENSES FOR SERVICE MEMBERS, FORMER SERVICE MEMBERS, AND THEIR SPOUSES.** (a) *Speech-language pathology.* Notwithstanding the requirements in sub. (1) (a), the board shall grant a license to practice speech-language pathology to an applicant who is a service member, former service member, or the spouse of a service member or former service member, as defined in s. 440.09 (1), Stats., who submits all the following:

1. A completed application form with the signature of the applicant and date of signature.

Note: Applications are available on the website at dps.wi.gov or by calling (608) 266-2112.

2. Fees as determined by the department under s. 440.05 (2), Stats.

3. A statement that the applicant resides in this state.

4. Documentation that the applicant is a service member, former service member, or the spouse of a service member or former service member. If an applicant is unable to provide the documentation, the applicant may submit an affidavit to the board stating that the applicant is a service member, former service member, or the spouse of a service member or former service member.

5. Evidence that the individual holds a license, certification, registration, or permit that was granted by a governmental authority in a jurisdiction outside this state that qualifies the individual to perform the acts authorized under the appropriate credential granted by the department or credentialing board.

6. Evidence that the applicant is in good standing with the governmental authorities in every jurisdiction outside this state that have granted the applicant a license, certification, registration, or permit that qualifies the individual to perform acts authorized under a speech-language pathology license granted by the board.

(b) *Audiology.* Notwithstanding the requirements in sub. (1) (b), the board shall grant a license to practice audiology to an applicant who is a service member, former service member, or the spouse of a service member or former service member, as defined in s. 440.09 (1), Stats., who pays the fee required by s. 440.05 (2), Stats., and submits all the following:

1. A completed application form with the signature of the applicant and date of signature.

Note: Applications are available on the website at dsps.wi.gov or by calling (608) 266-2112.

2. Fees as determined by the department under s. 440.05 (2), Stats.

3. A statement that the applicant resides in this state.

4. Documentation that the applicant is a service member, former service member, or the spouse of a service member or former service member. If an applicant is unable to provide the documentation, the applicant may submit an affidavit to the board stating that the applicant is a service member, former service member, or the spouse of a service member or former service member.

5. Evidence that the individual holds a license, certification, registration, or permit that was granted by a governmental authority in a jurisdiction outside this state that qualifies the individual to perform the acts authorized under the appropriate credential granted by the department or credentialing board.

6. Evidence that the applicant is in good standing with the governmental authorities in every jurisdiction outside this state that have granted the applicant a license, certification, registration, or permit that qualifies the individual to perform acts authorized under an audiology license granted by the board.

(c) **Renewal.** 1. A license granted under this subsection expires on the renewal date specified in s. 440.08 (2) (a), Stats., except that if the first renewal date specified in s. 440.08 (2) (a), Stats., after the date on which the license is granted is within 180 days of the date on which the license is granted, the license expires on the 2nd renewal date specified in s. 440.08 (2) (a), Stats., after the date on which the license is granted.

2. The credentialing board shall grant a renewed reciprocal credential to an applicant who pays the renewal fee specified under s. 440.05 (2) and satisfies the requirements that apply for renewing that credential.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; CR 01-043: am. (1) (intro) and (c), Register October 2001 No. 550, eff. 11-1-01; CR 15-096: r. and recr. Register August 2016 No. 728, eff. 9-1-16; correction in (1) (intro.), (2) (intro.) made under s. 35.17, Stats., Register August 2016 No. 728, eff. 9-1-16; CR 22-059: r. and recr. Register March 2024 No. 819, eff. 4-1-24; correction in (2) (a) (intro.), (b) (intro.) made under s. 35.17, Stats., Register March 2024 No. 819.

HAS 6.08 Limited permit. (1) A non-resident applicant for a limited permit to practice in association with a licensed speech-language pathologist or licensed audiologist for a period not to exceed 10 days in any calendar year shall submit the application, pay the fee specified in s. 440.05 (6), Stats., and provide evidence of all of the following:

(a) The applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322, and 111.335, Stats.

(b) Completion of one of the following:

1. The requirements in s. HAS 6.03 (5) for the practice of speech-language pathology.

2. The requirements in s. HAS 6.04 (5) for the practice of audiology.

(2) A non-resident applicant for a limited permit to practice speech-language pathology or audiology, who holds a current speech-language pathologist or audiologist license in another state or territory of the United States which has requirements determined by the board to be substantially equivalent to the requirements under s. 459.24 (2) or (3), Stats., shall submit the application, pay the fee specified in s. 440.05 (6), Stats., and provide evidence the applicant holds a current license in good

standing. The limited permit shall be valid for a period not to exceed 45 days in any calendar year.

History: Cr. Register, May, 1993, No. 449, eff. 6-1-93; am. (1) (b) and (2) (b), Register, January, 1994, No. 457, eff. 2-1-94; r. (1) (c), cr. (1) (d) and (e), am. (2) (b) and (3), Register, July, 1998, No. 511, eff. 8-1-98; am. (2) (b), Register, February, 1999, No. 518, eff. 3-1-99; CR 01-043: r. and recr. (1) (e) 2., am. (2) (b), (c) and (3), Register October 2001 No. 550, eff. 11-1-01; CR 15-096: r. and recr. Register August 2016 No. 728, eff. 9-1-16; correction in (1) (intro.), (2) made under s. 35.17, Stats., Register August 2016 No. 728.

HAS 6.085 Accommodations relating to a disability. A qualified applicant with a disability shall be provided with reasonable accommodations requested in connection with the completion of an application for a credential.

History: Cr. Register, July, 1998, No. 511, eff. 8-1-98.

Subchapter II — Temporary Licensees

HAS 6.09 Definitions. In this subchapter and in ch. 459, Stats.:

(1) “Hardship” means serious illness or some other personal adversity, as determined by the board.

(1m) “Sufficient cause” means illness or other hardship.

(2) “Supervision” means any of the following:

(a) A face-to-face meeting, at least monthly, between the supervisor and the temporary licensee and other on-going communications by mail, telephone, pager, e-mail or other electronic means.

(b) On-site, in-view observation and guidance by the supervisor while an assigned activity is performed by the temporary licensee.

History: CR 01-043: Cr. Register October 2001 No. 550, eff. 11-1-01; CR 05-026: renum. (1) to be (1m), cr. (1) Register September 2005 No. 597, eff. 10-1-05; CR 15-096: r. (3) Register August 2016 No. 728, eff. 9-1-16.

HAS 6.10 Temporary licenses. (1) **SPEECH-LANGUAGE PATHOLOGY.** (a) Before commencing a postgraduate clinical fellowship in speech-language pathology an applicant shall obtain a temporary license to practice under the supervision of a licensed speech-language pathologist by submitting all the following:

1. An application and fee specified in s. 440.05 (6), Stats.

2. Evidence the applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322, and 111.335, Stats.

3. Evidence the applicant has completed one of the following:

a. A supervised clinical practicum and received a master’s degree in speech-language pathology from a college or university approved by the board.

b. Education or training that the board determines is substantially equivalent to the completion of the supervised clinical practicum and master’s degree in speech-language pathology.

4. Evidence of the applicant is registered to take the next available Praxis Speech-Language Pathology examination or has passed the Praxis Speech-Language Pathology examination or has completed education or training that the board determines is substantially equivalent to passing the examination.

(b) A temporary license to practice speech-language pathology is valid for 18 months. A temporary license may be renewed once by the board.

(c) Notwithstanding par. (b), a temporary license to practice speech-language pathology shall terminate in 90 days if an

applicant fails to take the next available examination for reasons other than inaction by the examining board or hardship.

(d) A person holding a temporary license to practice speech-language pathology shall be supervised face-to-face, at least monthly, by a licensed speech-language pathologist. The person holding the temporary license shall have the supervisor, once a month, provide written approval in the client files of the clinical services provided.

(2) AUDIOLOGY. (a) A temporary license to practice audiologist may be granted by submitting of all of the following:

1. An application and fee specified in s. 440.05 (6), Stats.
2. Evidence the applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322, and 111.335, Stats.

3. Evidence the applicant has completed a supervised clinical practicum and one of the following:

- a. Possesses a doctoral degree in audiology from an accredited academic institution approved by the board. The doctoral degree program shall consist of not less than 3 years of educational course work and not less than 12 months of clinical rotation or externship.

- b. Education or training that the board determines is substantially equivalent to the completion of the requirement under subd. 3. a.

4. Evidence the applicant has passed the Praxis Audiologist examination.

(b) A temporary license to practice audiology is valid for 6 months. A temporary license may be renewed once by the board, for a time period to allow the applicant time to take the next available examination and receive the results of the examination, if one of the following occurs:

1. The applicant fails the practical exam required under s. 459.26 (2) (b), Stats., and applies to take the next available examination.

2. The applicant shows to the satisfaction of the examining board sufficient cause for the renewal.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01; CR 05-026: am. (1) (intro.) and (2), renum. (3) to be (6), cr. (3) to (5) Register September 2005 No. 597, eff. 10-1-05; CR 15-096: r. and recr. Register August 2016 No. 728, eff. 9-1-16.

HAS 6.12 Use of titles. An individual who holds a temporary license under s. 459.24 (6), Stats., may use the title “audiology intern,” “speech-language pathology intern,” “clinical fellow in audiology,” or “clinical fellow in speech-language pathology.”

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01.

HAS 6.13 Discipline. Temporary licensees and speech-language pathologists and audiologists who supervise temporary licensees may be subject to discipline under s. HAS 6.18.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01.

Subchapter III — Unlicensed Individuals

HAS 6.14 Definitions. In this chapter and in ch. 459, Stats.:

(1) (a) “Assist in the practice of speech-language pathology” means providing speech-language pathology services, while under direct supervision, that include any of the following:

1. Assisting the speech-language pathologists with speech-language screenings.

2. While in the presence of the speech-language pathologist, providing assistance during client evaluations.

3. Helping with informal documentation such as taking a written language sample; organizing test materials; preparing treatment materials; developing communication boards and performing assigned clerical duties.

4. Scheduling activities, preparing charts, records, graphs or displaying data related to client performance.

5. Performing calibration and regular maintenance of equipment.

6. Participating in research projects, in-service training and public relations programs.

7. While in the presence of the speech-language pathologist, providing assistance during a treatment session conducted by the speech-language pathologist that may include any of the following:

- a. Structured speech-language drills; oral motor exercises; practice and reinforcement of established speech-language skills and applications to communication activities of daily living.

- b. Informal documentation of the client’s response to treatment.

8. Providing treatment to clients selected by the speech-language pathologist by adhering to the treatment plans established by the speech-language pathologist who is available on site for consultation, as needed.

(b) “Assist in the practice of speech-language pathology” does not include any of the following:

1. Performing formal or informal speech-language pathology evaluations.

2. Interpreting screening or test results.

3. Participating in client conferences or interdisciplinary team meetings or communicating with a client’s family or other individuals outside of the presence of the supervising speech-language pathologist unless authorized by the speech-language pathologist.

4. Writing evaluation consultation reports.

5. Counseling or consulting with the client, the client’s family or other individuals regarding the client’s status or service.

6. Writing, developing or modifying a client’s individualized treatment plan.

7. Deviating from the treatment plan.

8. Working with clients without direct supervision by the speech-language pathologist.

9. Signing formal client documents such as evaluations or progress notes.

10. Selecting clients for service or discharging clients from service.

11. Disclosing confidential client information to anyone other than the supervising speech-language pathologist unless authorized by the supervising speech-language pathologist.

12. Referring a client to another health care provider.

13. Representing himself or herself as a speech-language pathologist.

14. Using a checklist to tabulate results of feeding or swallowing evaluations.

15. Demonstrating swallowing strategies or precautions to a client, the family of a client or staff.

(2) (a) “Assist in the practice of audiology” means providing audiology services that include any of the following:

1. Conducting hearing screenings including pure tone thresholds.

2. Servicing hearing instruments including applying lubrication, making tube changes on ear molds, cleaning and repairing cases or ear mold surfaces, checking battery status and returning hearing instruments to clients after servicing.

3. Preparing informal documentation of clients' responses to treatment or service.

4. Performing biological checks, calibrations and regular maintenance of equipment.

5. Preparing charts and records, scheduling activities and performing assigned clerical duties.

(b) "Assist in the practice of audiology" does not mean any of the following:

1. Performing diagnostic audiological evaluations.
2. Interpreting screening or test results.
3. Writing evaluation consultation reports.
4. Providing counseling to the client or the client's family.
5. Signing formal client documents including evaluations and progress notes.
6. Disclosing confidential client information unless authorized by the supervising audiologist.
7. Referring a client to another health care provider.

(3) "Direct supervision of unlicensed individuals" means:

(a) For purposes of monitoring unlicensed individuals who assist in the practice of speech-language pathology, providing direct observation and supervision of the clinical services provided by the individual to clients at least 50% of client contact time during the first 90 days of employment and no less than 10% thereafter. Direct supervision shall be scheduled and documented. Documentation of direct supervision shall include all of the following:

1. Identifying specific roles and tasks for the individual.
2. Ensuring that the tasks performed by the individual do not require the exercise of professional judgment or entail interpretation of results or the development or modification of treatment plans.
3. Providing appropriate training that is competency-based and specific to job performance.
4. Maintaining a record of direct supervision provided by the speech-language pathologist over the unlicensed individual who assists in the practice of speech-language pathology.

(b) For purposes of monitoring unlicensed individuals who assist in the practice of audiology, providing comprehensive, periodic and documented supervision that includes:

1. Identifying specific roles and tasks for the individual.
2. Ensuring that the tasks performed by the individual do not require the exercise of professional judgment or entail interpretation of results or the development or modification of treatment plans.

3. Providing appropriate training that is competency-based and specific to job performance.

(4) "Full-time equivalent individual" means an unlicensed individual who, alone or in conjunction with other unlicensed individuals, assists in the practice of speech-language pathology or audiology for a combined total of 40 hours per week.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01; CR 03-025: am. (1) (a) 1. and 2., (b) 5. and 7., (2) (a) 2., (3) (a) (intro.), and 4., renum. (1) (a) 2. a. to d. and 3. (intro.) to be (1) (a) 3., 4., 5., 6. and 7., renum. and am. (1) (a) 4. to be (1) (a) 8., cr. (1) (b) 13., 14. and 15. Register January 2004 No. 577, eff. 2-1-04.

HAS 6.15 Direct supervision. (1) An unlicensed individual may assist in the practice of speech-language pathology or audiology only under the direct supervision of a speech-language pathologist or audiologist, as appropriate.

(2) For purposes of supervising unlicensed individuals who assist in the practice of speech-language pathology or audiology:

(a) A speech-language pathologist may supervise up to 2 full-time equivalent individuals at any given time.

(b) Except as provided in par. (c), an audiologist may supervise up to 5 full-time equivalent individuals at any given time.

(c) In industrial settings, an audiologist may supervise up to 10 full-time equivalent individuals at any given time.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01.

HAS 6.16 Prohibited practice and use of titles. No person may engage in the practice of speech-language pathology or use the title "speech-language pathologist" or any similar title or engage in the practice of audiology or use the title "audiologist", "clinical audiologist" or any similar title, unless the person holds a current speech-language pathologist or audiologist license, as appropriate, granted by the board.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01.

HAS 6.17 Discipline. A speech-language pathologist or audiologist who supervises an unlicensed individual may be subject to discipline under s. HAS 6.18.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01.

Subchapter IV — Discipline

HAS 6.175 Definitions. In this subchapter and in subchapter II of ch. 459, Stats.:

(1) "Cerumen management" means the removal of cerumen from the external auditory canal by the utilization of methods and techniques performed in accordance with minimum standards and procedures established in the audiological profession.

(1m) "Deceptive advertising" means creating, using, or promoting the use of any advertising material, promotional literature, testimonial, guarantee, warranty, label, brand, insignia, or other representation, however disseminated or published, which is misleading, false, or untruthful.

(2) "Full terms of sale" means the conditions of a sale agreed to by an audiologist and the purchaser of a hearing instrument.

(3) "Personal guarantee" means a promise made by an audiologist to a hearing instrument purchaser to provide the minimum product warranty offered by a manufacturer.

(4) "Sell" or "sale" has the meaning given in s. 459.20 (3t), Stats.

(5) "Unprofessional conduct" means the violation of any standard of professional behavior, which through experience, state statute or administrative rule has become established in the practice of speech-language pathology or audiology.

History: CR 05-026: cr. Register September 2005 No. 597, eff. 10-1-05; CR 12-050: cr. (1m) Register August 2013 No. 692, eff. 9-1-13.

HAS 6.18 Grounds for discipline. (1) The board may reprimand a speech-language pathologist, audiologist, temporary licensee or a permittee, or deny, limit, suspend or revoke a license or permit, if it finds that the applicant, licensee or permittee has done any of the following:

(a) Made a material misstatement in an application for a license or permit or for renewal of a license.

(b) Engaged in conduct in the practice of speech-language pathology or audiology which evidences a lack of knowledge or ability to apply professional principles or skills.

(c) Subject to ss. 111.321, 111.322 and 111.335, Stats., been convicted of an offense the circumstances of which substantially relate to the practice of speech-language pathology or audiology.

(d) Engaged in deceptive advertising.

(e) Advertised, practiced, or attempted to practice under another individual's name.

(f) Subject to ss. 111.321, 111.322 and 111.34, Stats., practiced speech-language pathology or audiology while the person's ability to practice was impaired by alcohol or other drugs.

(g) Violated ch. 459, Stats., subchapter II, or any rule promulgated by the board under that subchapter.

(h) Engaged in unprofessional conduct.

(2) In this subchapter and in s. 459.34 (2) (h), Stats., the following, without limitation because of enumeration, are violations of standards of professional behavior that constitute unprofessional conduct:

(a) Subject to ss. 111.321, 111.322 and 111.34, Stats., practicing or attempting to practice speech-language pathology or audiology while the person's ability to practice is impaired by a mental or emotional disorder.

(b) Using the title "speech-language pathologist," "audiologist" or any similar title unless the individual holds a current speech-language pathologist or audiologist license granted under s. 459.24 (2) or (3), Stats.

(c) Violating the conditions or limitations placed upon a license or permit by the board.

(d) Engaging in conduct likely to deceive, defraud, or harm an individual or the public in the course of the practice of speech-language pathology or audiology.

(e) Having a license, certificate, permit or registration issued by another jurisdiction to practice as a speech-language pathologist or audiologist limited, suspended or revoked.

(f) Aiding or abetting an unlicensed person, knowingly conspiring with an unlicensed person, or allowing one's license to be used by an unlicensed person to evade the use of a title prohibited under s. 459.24 (1) or (1m), Stats.

(g) Engaging in sexual intimacies in connection with the practice of speech-language pathology or audiology.

(h) Failing to fully inform persons served of the nature and possible adverse effects of services rendered and products dispensed.

(i) Failing to evaluate the effectiveness of services rendered or products dispensed.

(j) Providing services or dispensing products when benefits cannot reasonably be expected.

(k) Guaranteeing the results of any treatment or procedure, directly or by implication, except that a reasonable statement of prognosis may be made.

(L) Evaluating or treating speech, language, or hearing disorders except in a professional relationship.

(m) Treating solely by correspondence.

(n) Failing to maintain adequate records of professional services rendered and products dispensed for a period of 5 years.

Note: Speech-language pathologists and audiologists are also required to maintain patient health care records in accordance with ss. 146.81 to 146.84, Stats.

(o) Failing to provide access to records of professional services rendered and products dispensed when requested by the board or its representative in connection with an investigation of a complaint filed against the applicant, licensee or permittee.

(p) Failing to record all of the following information in each client record:

1. The name of the licensee.

2. The date of entry of pertinent information.

3. Information sufficiently legible to allow interpretation by other individuals for the benefit of the client.

(q) Misrepresenting diagnostic information, services rendered, or products dispensed or engaging in any scheme to defraud in connection with obtaining reimbursement.

(r) Using persons in research or as the subject of a teaching demonstration without obtaining their informed consent.

(s) Failing to practice speech-language pathology or audiology within the scope of the licensee's competence, education, training and experience.

(t) Delegating the provision of clinical services to an unlicensed individual for whom the licensee does not provide direct supervision.

(u) Delegating the provision of clinical services to a temporary licensee for whom the licensee does not provide supervision.

(v) Knowingly permitting any professional staff or unlicensed individual to provide clinical services that exceed that person's competence, education, training and experience.

(w) Failing to assign credit to persons who have contributed to clinical services, a publication, presentation or product in proportion to their contribution.

(x) Violating any federal or state statute, rule or regulation that relates to the practice of speech-language pathology or audiology, as appropriate.

(3) In addition to the bases for unprofessional conduct set forth under sub. (2), the board may reprimand an audiologist, or deny, limit, suspend or revoke a license or permit, if it finds that the applicant, licensee or permittee has engaged in the following unprofessional conduct:

(a) Violated any federal or state statute, rule or regulation that relates to the practice of fitting and dealing in hearing aids.

(b) Failed to conduct a direct observation of the ear canal of a person for whom a hearing aid is purchased.

(c) Sold a hearing aid for use by a person who was not given tests by a hearing instrument specialist or an audiologist licensed under ch. 459, Stats., or in another state using appropriate procedures and instrumentation or without proper measurement of the functional intensity and range of the person's hearing.

(d) Failed to calibrate audiometric equipment at least once every 12 months.

(e) Failed to maintain adequate records of certification of calibrations of audiometric equipment for a period of 5 years or failed to provide access to those records when requested by the board or its representative.

(f) Failed to clearly state the full terms of sale on a receipt, as required in s. 459.30 (2), Stats., or failed to comply with those terms. The full terms of sale shall include all of the following:

1. The amount and method of payment.

2. The date and place of delivery.

3. The terms of any personal guarantee.

4. The nature and duration of the trial period and extension, if any.

5. The refund policy and amount, if any.

6. The product return and exchange policy, if any.

7. The product repair policy, if any.

(g) Failed to perform cerumen management in a competent manner.

History: CR 01-043: cr. Register October 2001 No. 550, eff. 11-1-01; CR 03-025: cr. (1) (h), (2) (d), (e) and (f) Register January 2004 No. 577, eff. 2-1-04; CR 05-026: renum. (2) and (3) to be (3) and (2) and am. Register September 2005 No. 597, eff. 10-1-05; CR 112-050: am. (1) (d) Register August 2013 No. 692, eff. 9-1-13; **correction in (3) (f) made under s. 13.92 (4) (b) 7., Stats., Register January 2025 No. 829.**

Chapter HAS 7

REQUIREMENTS FOR RENEWAL

HAS 7.01 Definitions.
HAS 7.02 Licenses.
HAS 7.03 Late Renewal of license.

HAS 7.04 Failure to renew.
HAS 7.06 Reinstatement.

HAS 7.01 Definitions. As used in this chapter:

- (1) “Board” means the hearing and speech examining board.
- (2) “Department” means the department of safety and professional services.

History: Cr. Register, January, 1994, No. 457, eff. 2-1-94; correction in (2) made under s. 13.92 (4) (b) 6., Stats., Register February 2012 No. 674.

HAS 7.02 Licenses. Hearing instrument specialist licenses granted under ss. 459.05 and 459.06, Stats., expire on February 1 of each odd-numbered year. Except as provided in s. 459.24 (6), Stats., speech-language pathologist and audiologist licenses granted under ss. 459.24 and 459.28, Stats., expire on February 1 of each odd-numbered year.

History: Cr. Register, January, 1994, No. 457, eff. 2-1-94; CR 05-026: am. Register September 2005 No. 597, eff. 10-1-05.

HAS 7.03 Late Renewal of license. (1) EXPIRED LICENSE. A person who fails to renew a license holds an expired license and may not reapply for the license using the initial application process.

(2) RENEWAL WITHIN 5 YEARS. A hearing instrument specialist license, speech-language pathologist or audiologist license shall be renewed within 5 years after expiration by paying the renewal fee determined by the department under s. 440.03 (9) (a), Stats., any applicable late renewal fee and certification of the continuing education required under s. HAS 8.03.

(3) RENEWAL AFTER 5 YEARS. This subsection does not apply to license holders who have unmet disciplinary requirements or whose license has been surrendered or revoked. A license may be renewed after 5 years after expiration by complying with all of the following:

(a) Payment of the renewal fee determined under s. 440.03 (9) (a), Stats., and the late renewal fee.

(b) Evidence of one of the following:

1. Holding an active license in good standing in another state.

2. If hearing instrument specialist renewal, passed the examination required under s. HAS 3.01 (1) within the previous 12 months of application for renewal.

3. If speech-language pathologist renewal, passed the Praxis Speech-Language Pathologist exam within the previous 12 months of application for renewal.

4. If audiologist renewal, passed the Praxis Audiologist exam within the previous 12 months of application for renewal.

History: Cr. Register, January, 1994, No. 457, eff. 2-1-94; am. (1) (intro.), (2) (intro.) and (b), Register, July, 1998, No. 511, eff. 8-1-98; cr. (1) (d) and (2) (c), Register, February, 1999, No. 518, eff. 3-1-99; CR 05-026: am. (1) (d) and (2) (c), cr. (1) (e) and (2) (d) Register September 2005 No. 597, eff. 10-1-06; CR 15-096: r. and recr. Register August 2016 No. 728, eff. 9-1-16; CR 20-036: am. (3) (b) 2. Register August 2021 No. 788, eff. 9-1-21.

HAS 7.04 Failure to renew. A licensee who fails to renew a license by the applicable renewal date shall not practice as a hearing instrument specialist, speech-language pathologist or audiologist.

History: Cr. Register, January, 1994, No. 457, eff. 2-1-94; CR 15-096; am. Register August 2016 No. 728, eff. 9-1-16.

HAS 7.06 Reinstatement. A license holder who has unmet disciplinary requirements and failed to renew the certificate of registration within 5 years after expiration or whose license has been surrendered or revoked may apply to have the license reinstated in accordance with all of the following:

(1) Evidence of completion of the requirements in s. HAS 7.03 (3) if the license has not been active within 5 years.

(2) Evidence of completion of the disciplinary requirements, if applicable.

(3) Evidence of rehabilitation or change in circumstances, warranting reinstatement.

History: CR 15-096: cr. Register August 2016 No. 728, eff. 9-1-16.

Chapter HAS 8

CONTINUING EDUCATION REQUIREMENTS

HAS 8.01 Authority.
HAS 8.02 Definitions.
HAS 8.03 Continuing education.

HAS 8.04 Approval of continuing education programs and courses of study.
HAS 8.05 Special continuing education requirements.

HAS 8.01 Authority. The rules in this chapter are adopted by the hearing and speech examining board under the authority of ss. 227.11 (2), 459.095, 459.12 (1) and 459.24 (5m), Stats.

History: Cr. Register, February, 1999, No. 518, eff. 3-1-99.

HAS 8.02 Definitions. In this chapter:

(1) “Accredited university” means an institution which is accredited by a regional or national accrediting agency recognized by the U.S. department of education.

(2) “Course of study” means course work completed while enrolled as a student at a college or university accredited by a regional or national accrediting agency recognized by the U.S. department of education.

(3) “Hour” means 60 minutes.

(4) “Licensee” means a hearing instrument specialist, audiologist or speech-language pathologist licensed by the board under ch. 459, Stats.

(5) “Program” means a seminar or course other than a course of study offered by a sponsor approved by the board.

History: Cr. Register, February, 1999, No. 518, eff. 3-1-99.

HAS 8.03 Continuing education. (1) Except as provided in sub. (6), hearing instrument specialists, audiologists and speech-language pathologists shall complete at least 20 hours of board approved continuing education programs or courses of study which pertain to the practice of fitting and dealing in hearing instruments, audiology or speech-language pathology, as appropriate, in each biennial renewal period. Of the 20 required hours, at least 2 hours shall relate to ethics.

(2) Except as provided under s. HAS 7.03 (2), continuing education hours may be applied only to the biennial registration period in which the continuing education hours are acquired.

(3) To obtain credit for completion of continuing education hours, a licensee shall, at the time of each renewal, sign a statement certifying that he or she has completed, within the 2 years immediately preceding the date of his or her application, 20 hours of continuing education programs or courses of study approved by the board, including at least 2 hours of ethics credits.

(4) A licensee who fails to meet the continuing education requirements by the renewal date shall not practice as a hearing instrument specialist, audiologist or speech-language pathologist, as appropriate, until his or her license is renewed or reinstated under ch. HAS 7.

(5) For auditing purposes, every licensee shall maintain records of continuing education hours for at least 5 years from the date the certification statement required under sub. (3) is signed.

(6) A new licensee is not required to report continuing education hours until the second renewal date following the

initial grant of his or her license. A new licensee is not required to take or report continuing education prior to or at the time of the first renewal of the license after initial licensure. A licensee is required to take continuing education during the second 2-year period following licensure and report full compliance with the continuing education requirements at the time of the second renewal following licensure and every subsequent biennium.

History: Cr. Register, February, 1999, No. 518, eff. 3-1-99; CR 05-026: am. (1) and cr. (6) Register September 2005 No. 597, eff. 10-1-05; CR 11-017: am. (1), (3), (6) Register August 2011 No. 668, eff. 9-1-11; CR 20-036: am. (2), (4) Register August 2021 No. 788, eff. 9-1-21.

HAS 8.04 Approval of continuing education programs and courses of study. (1) Except as provided

in subs. (6) and (7), to apply for approval of a continuing education program or course of study, a sponsor shall submit to the board office, at least 30 calendar days prior to the first date the program or course of study is offered, an application on forms provided by the board and shall include the name of the sponsor, the program or course title, general description and an outline of the program or course, the dates, the location, the name and qualifications of each instructor.

Note: Applications are available on the website at dps.wi.gov or by calling (608) 266 - 2112.

(2) The following criteria shall be utilized in the approval process:

(a) The subject matter of the program or course shall pertain to an area or topic approved or required by the board which relates to the practice of fitting and dealing in hearing instruments, audiology or speech-language pathology.

(b) The program or course sponsor shall be approved by the board.

(c) The program or course sponsor agrees to monitor the attendance, furnish a certificate of attendance to each participant and maintain records verifying attendance for at least 5 years.

(3) If a continuing education course includes subject matter other than the subject matter areas identified under sub. (2) (a), only the board approved portions of the course which relate to the areas identified under sub. (2) (a), qualify as continuing education required under this chapter.

(4) Continuing education programs or courses of study offered by alternative delivery methods such as home-study courses, self-study packages, computer courses, television conferencing and other methods may be approved by the board.

(5) A program or course sponsor may repeat a previously approved program or course without application, if the subject matter and instructor has not changed.

(6) Subject to compliance with the requirements set forth in subs. (2) to (5), the board may accept attendance at and completion of one or more continuing education programs or courses of study approved by the American Academy of

Audiology, American Speech-Language-Hearing Association, Wisconsin Department of Public Instruction, International Hearing Society, or the National Board for Certification in Hearing Instrument Sciences as fulfilling the continuing education hours required under this chapter. Other acceptable continuing education activities include employer-sponsored in-service training programs, other professional organizations' continuing education programs, college or university course work from an institution that holds regional accreditation or its equivalent, and courses offered by any provider authorized by the International Association for Continuing Education and Training. Prior approval is not required for activities related to professional development or practice, which are completed during the biennial renewal period, and for which the licensee has obtained acceptable documentation of attendance and completion.

(7) The board may accept attendance at and completion of graduate courses of study from an accredited university which pertain to the practice of fitting and dealing in hearing instruments, to audiology, or to speech-language pathology, as appropriate, as fulfilling one or more continuing education hours required under this chapter. Each clock hour of a course shall be equivalent to one hour of continuing education.

Note: The following entities may be contacted by writing to the: American Academy of Audiology (AAA), 8201 Greensboro Drive, Suite 300, McLean, Virginia, 22102; American Speech-Language-Hearing Association (ASHA), 10801 Rockville Pike, Rockville, Maryland 20852; Wisconsin Department of Public Instruction (DPI), 125 South Webster, Madison, Wisconsin 53702; and the International Hearing Society (IHS) and National Board for Certification in Hearing Instrument Sciences (NBC-HIS), 16880 Middlebelt Road, Suite 4, Livonia, Michigan 48154-3367.

History: Cr. Register, February, 1999, No. 518, eff. 3-1-99; CR 05-026: am. (1) Register September 2005 No. 597, eff. 10-1-05; CR 11-017: am. (6) Register August 2011 No. 668, eff. 9-1-11.

HAS 8.05 Special continuing education requirements.

(1) If a licensee is required to complete a specified continuing education program or course of study pursuant to s. 459.095 (3) or 459.24 (5m) (a) 3., Stats., the board shall administer an examination on the matter that is the subject of the continuing education program or course of study prior to the date the continuing education program or course of study is offered.

(2) A licensee who passes the examination administered by the board, as provided under sub. (1), is not required to complete the continuing education hours approved by the board for the specified continuing education program or course of study.

(3) A licensee who takes the examination specified under sub. (1), shall pay the fee required under s. 440.05 (1) (b), Stats.

(4) The criteria established under s. HAS 8.04 shall apply to determinations involving the approval of a specified continuing education program or course of study and to the approval of sponsors and cosponsors of a specified continuing education program or course of study.

History: Cr. Register, February, 1999, No. 518, eff. 3-1-99.

**Hearing and Speech Examining Board
Rule Projects (updated 9/25/25)**

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Current Stage	Next Step
25-044	020-24	08/12/2026	HAS 1, 4, 5, and 9	Cerumen Management	Final Rule Draft and Legislative Report Reviewed at 10/8/25 Meeting	Submission for Governor's office Approval and Notification to the Legislature
24-093	078-24	1/22/2027	HAS 1 and 4 to 6	Hearing Aids	Rule Effective 10/1/25	N/A
Not Assigned Yet	022-25	10/14/2027	HAS 1 and 6 to 8	Renewal and Reinstatement	Drafting	Board approval of Preliminary Rule Draft
Not Assigned Yet	054-25	02/25/2028	HAS 6	Audiologist Practical Examination	Preliminary Hearing on Statement of Scope Held at 10/8/25 Meeting	Scope Statement Implementation
24-062	021-24	08/12/2026	HAS 6 to 8	Implementation of the Audiology and Speech-Language Pathology Licensure Compact	Emergency Rule: Paused Permanent Rule: Effective 10/125	Emergency Rule: N/A Permanent Rule: N/A