

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #6

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE.**

AGENCY: WV Board of Examiners for Speech-Language Pathology and Audiology TITLE NUMBER: 29

AMENDMENT TO AN EXISTING RULE: YES , NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 1


TITLE OF RULE BEING PROPOSED: Rules Governing the Licensure of Speech-
Language Pathology and Audiology

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB 159

SECTION 64-9-38(a), PASSED ON March 12, 1994

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON
THE FOLLOWING DATE: May 1, 1994


BOARD CHAIRMAN
Authorized Signature

7.20

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help we can get)

FAX: (304) 558-0900

March 15, 1994

Joyce L. Earley
Speech-Language Pathology & Audio
P. O. Box 2136
Weirton, WV 26062

SB 159 authorizing, **Title 29, Series 1, Rules Governing the Licensure of Speech-Language Pathology & Audiology**, passed the Legislature on **March 12, 1994**. It is now awaiting the Governor's signature.

You have sixty (60) days after the Governor signs SB 159, to final file the legislative rule with the Secretary of State's office. To final file your legislative rule, fill in the blanks on the enclosed form #6, the "Final Filing" form and file the form with our office with a promulgation history of the rule. Authorization for your legislative rule is cited in **SB 159** section **64-9-38(a)**. The agency may set the effective date of the legislative rule up to ninety (90) days from the date the legislative rule is final filed with the Secretary of State's office. Please have an authorized signature on the bottom line.

*****IMPORTANT: IF YOUR AGENCY HAS COMPLETED THE LEGISLATIVE RULE ON A WORD PERFECT OR WORD PERFECT COMPATIBLE COMPUTER SYSTEM THAT USES A 3 1/2" OR 5 1/4" DISK, YOU MUST SUBMIT A CLEAN COPY, WITH ALL UNDERLINING AND STRIKE-THROUGHS TAKEN OUT, TO OUR OFFICE WHEN FINAL FILING THE RULE. STATE ON THE DISK THE FORMAT THE RULE IS IN AND THE TITLE IT IS FILED UNDER. THIS WILL MAKE IT QUICKER FOR US TO ENTER YOUR RULES ON THE LEGISLATIVE DATA BASE. REMEMBER THE TEXT OF THE COMPUTER FILED RULE MUST BE IDENTICAL - WORD FOR WORD, COMMA FOR COMMA, WITH ALL UNDERLINING AND STRIKE-THROUGHS TAKEN OUT, AS THE HARD COPY AUTHORIZED BY THE LEGISLATURE.**

After the final rule is entered into the legislative data base, the rule will be sent to the agency for review and proofing. Following confirmation or corrections, as the case may be, the Secretary of State shall submit to the agency a final version of the rule for their records.

If you have any questions or need any assistance, please do not hesitate to call our office.

Thank You
Administrative Law Division

West Virginia Board of Examiners for Speech-Language Pathology and Audiology
P. O. Box 2136
Weirton, WV 26062-1336

April 19, 1994

Administrative Law Division
State of West Virginia
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Promulgation History of SB 159 authorizing, Title 29, Series 1, Rules Governing the Licensure of Speech-Language Pathology & Audiology as passed in the Legislature on March 12, 1994.

The West Virginia Board of Examiners for Speech-Language Pathology and Audiology developed the above rule and filed it for public comment on June 7, 1993. Notifications that the above rule had been filed were sent to the West Virginia Speech and Hearing Association, the American Speech and Hearing Association, West Virginia University Speech Pathology and Audiology Department, Marshall University Speech and Hearing Department, and newspapers in Morgantown, Clarksburg, Charleston, Martinsburg, Beckley, Bluefield and Princeton. The public comment period ended on July 10, 1993 and an open advertised meeting was held for public comment at the Charleston Marriott Hotel on July 10, 1993 from 10:00am to 11:00am. The rule was then filed as an emergency rule with the LRMRC on July 14, 1993.

TITLE 29

LEGISLATIVE RULES

**WEST VIRGINIA BOARD OF EXAMINERS FOR SPEECH-LANGUAGE PATHOLOGY
AND AUDIOLOGY**

SERIES 1

**RULES GOVERNING THE LICENSURE OF SPEECH-LANGUAGE PATHOLOGY AND
AUDIOLOGY**

§29-1-1. General.

1.1. Scope -- This legislative rule establishes the qualifications necessary to obtain licensure as a speech-language pathologist or audiologist in the State of West Virginia. It also establishes the prerequisites for waiving requirements, provisional licensure, professional licensure renewal, reinstatement of expired licenses, and standards of conduct.

1.2. Authority. -- W. Va. Code §30-32-10

1.3. Filing Date. --

1.4. Effective Date. --

§29.1.2. Definitions.

2.1. "ASHA" means the American speech-language-hearing association.

2.2. "The practice of audiology" means:

(a) Facilitating the conservation of auditory system function and developing and implementing environmental and occupational hearing conservation programs;

(b) screening, identifying, assessing, interpreting, preventing and rehabilitating peripheral and central auditory system dysfunctions;

(c) providing and interpreting behavioral and (electro) physiological measurements of auditory functions;

(d) providing vestibular assessment and balance system rehabilitation;
(e) providing neurophysiologic intraoperative monitoring;
(f) selecting, fitting and dispensing of amplification, assistive listening and alerting devices and providing training in their use;

(g) establishing candidacy, fitting and providing training in the use of implantable devices;

(h) providing aural rehabilitation and related counseling services to hearing impaired individuals and their families;

(i) screening speech-language and other factors affecting communication function for the purposes of an audiological evaluation and/or initial identification of individuals with other communication disorders.

2.3. The "practice of speech-language pathology" means:

(a) screening, identifying, assessing, interpreting, diagnosing, preventing, and rehabilitating disorders of speech (e.g., articulation, fluency, and language);

(b) screening, identifying, assessing, interpreting, evaluating and rehabilitating disorders of oral-pharyngeal function (e.g., dysphasia);

(c) screening, identifying, assessing, interpreting, diagnosing and rehabilitating cognitive/communication disorders;

(d) assessing, selecting and developing augmentative and alternative communication systems and providing training in their use;

(e) providing aural rehabilitation and related counseling services to hearing impaired individuals and their families;

(f) enhancing speech-language proficiency and communication effectiveness (e.g., accent reduction);

(g) screening of hearing and other factors affecting communication functions for the purposes of speech-language evaluation and/or initial identification of individuals with other communication disorders.

§29-1-3. Qualifications.

3.1. To be eligible for licensure by the Board as a speech-language pathologist or audiologist, the applicant shall:

(a) Make application to the Board on the license application form approved by the Board;

(b) Pay to the Board the appropriate application fee as required under appendix one;

(c) Possess at least a master's degree or equivalent in speech-language pathology or audiology which consists of coursework approved by the American speech-language-hearing association as described in appendix six;

(d) Complete supervised clinical practicum experience requirements as defined in appendix two;

(e) Complete a post-graduate professional experience as described in appendix three;

(g) Authenticate post-graduate professional experience requirements by submitting verification of the certificate of clinical competence issued by ASHA. Applicants not seeking the certificate of clinical competence shall submit a completed clinical fellowship year report on a form prescribed by the Board and related documentation as described in appendix three; and

(h) Pass the national examination in speech-language pathology or audiology which is approved by the American speech-language hearing association.

§29-1-4. Waiver of requirements.

4.1. The Board shall waive the national examination in speech-language pathology or audiology for applicants who either:

(a) Present proof of current licensure in a state that has standards that are at least equivalent to those of this state; or

(b) Hold a certificate of clinical competence in speech-language pathology or audiology from ASHA in the area for which they are applying for licensure.

4.2. The Board shall allow an individual who holds current licensure from another state with equivalent standards or who holds the certificate of clinical competence from ASHA to practice speech-language pathology or audiology in this state pending Board disposition of their applications, if he or she:

(a) Is practicing in the area of speech-language pathology or audiology, in which the licensure or a certificate of clinical competence was granted;

(b) Has filed an application with the Board and paid the appropriate application fee as specified in appendix one.

§29-1-5. Provisional License.

5.1. The Board shall issue a provisional license to an applicant who:

(a) Except for post-graduate professional experience, meets the academic, practicum, and examination requirements of West Virginia Code §30-32-12;

(b) Submits an application to the Board on the application form approved by the Board, and includes the plan for the post-graduate professional experience on the clinical fellowship year plan form approved by the Board; and

(c) Pays to the Board the provisional license application fee as listed in appendix one.

5.2. The purpose of the provisional license is to permit an individual to practice speech-language pathology or audiology while completing the post-graduate professional experience as required by West Virginia Code §30-32-14. A person holding a provisional license is authorized to practice speech-language pathology or audiology only while working under the supervision of a person fully licensed by this state in accordance with West Virginia Code §30-32-14.

5.3. The Board shall issue the provisional license for a period of one year.

5.4. The provisional license is renewable for one additional year upon proof of the completion of a minimum of 5 hours of continuing education in the previous one year licensing period, the completion of the provisional license renewal application form, and the payment of the provisional license renewal fee as prescribed in

appendix one.

§29-1-6. Renewal.

6.1. Licenses first issued under West Virginia Code §30-32-12 expire on the January 1, 1995, and subsequent licenses expire every two years thereafter.

6.2. Every person licensed under West Virginia Code §30-32-12 of the West Virginia Code, requesting renewal of a license shall:

(a) Pay to the Board the professional license renewal fees listed in appendix one;

(b) Submit an application for renewal on the professional license renewal form prescribed by the Board;

(c) Complete a minimum of ten hours of continuing education activities during the two-year licensing period for each license held. Content of the activities shall be directly related to the professional growth and development of speech-language pathologists and audiologists as defined in appendix four.

6.3. The Board shall grant a grace period of thirty days after the expiration of a license in which a licensee may retroactively renew his or her license as long as the licensee is entitled to have his or her license renewed. Licensees renewing during this thirty (30) day grace period shall pay the professional license renewal fee and professional license renewal late fee as listed in appendix one.

6.4. A suspended license is subject to expiration and may be renewed as provided in this section. A suspended license renewal shall not entitle the licensee, while the license remains suspended and until it is reinstated, to engage in the licensed activity, or in any other conduct or activity in violation of the order of judgment by which the license was suspended.

6.5. A license revoked on disciplinary grounds will be expired. The Board shall reinstate a revoked license after its expiration when the licensee, as a condition of reinstatement, pays a reinstatement fee that equals the renewal fee in effect on the last regular renewal date immediately preceding the date of reinstatement, plus a

professional license reinstatement fee as required in appendix one.

§29-1-7. Reinstatement of Expired Licenses.

7.1. The Board shall reinstate the licenses of licensees who fail to renew their licenses by the end of the thirty (30) day grace period if they:

(a) Submit a written request for reinstatement of their professional license to the Board within five years after the expiration date of their license;

(b) Complete five hours of approved continuing education per year up to but not exceeding five years; and

(c) Pay to the Board a reinstatement fee equal to the renewal fee in effect on the last regular renewal date immediately preceding the date of reinstatement, and the professional license reinstatement fee required in appendix one.

7.2. A licensee who fails to renew or reinstate their license within five years after the expiration date may not have their license renewed, and the license may not be restored, reissued, or reinstated thereafter, although he or she may apply for and obtain a new license if he or she meets the requirements of West Virginia Code §30-32-12 and pays to the Board the license application fees in effect at that time.

§29-1-8. Standards of Conduct.

8.1. Licensees shall abide by the West Virginia Board of examiners for speech-language pathology and audiology Code of Ethics described in appendix five. Failure to do so will be considered grounds for disciplinary action as described in West Virginia Code §30-32-17.

APPENDIX ONE

FEES

1. Initial application - provisional or professional (non-refundable)	\$50.00
2. Licensure in speech-language pathology (two years)	\$100.00
3. Licensure in audiology (two years)	\$100.00
4. Licensure in speech-language pathology and audiology (two years)	\$150.00
5. Renewal in speech-language pathology (two years)	\$75.00
6. Renewal in audiology (two years)	\$75.00
7. Renewal for speech-language pathology and audiology (two years)	\$100.00
8. Renewal late fee	\$25.00
9. Reinstatement fee	\$50.00
10. Provisional license in speech-language pathology (one year)	\$50.00
11. Provisional license in audiology (one year)	\$50.00
12. Professional license fee for applications received during the first quarter of the two year licensure period	\$100.00
13. Professional license fee for applications received during the second quarter of the two year licensure period	\$75.00
14. Professional license fee for applications received during the third quarter of the two year licensure period	\$50.00
15. Professional license fee for applications received during the fourth quarter of the two year licensure period	\$25.00

APPENDIX TWO
ACADEMIC CLINICAL PRACTICUM REQUIREMENTS

I. This appendix defines the academic clinical practicum requirements for licensure in speech-language pathology or audiology for applicants applying after January 1, 1993. 350 clock hours will be required in the following manner:

(A) At least 250 of these hours must be in the area for which licensure is requested;

(B) At least 50 hours must be in each of three different types of clinical settings (i.e.: medical offices, rehabilitation clinics, hospitals, etc.).

A. For licensure in speech-language pathology the applicant must obtain at least 20 hours in each of the following eight categories:

1. Evaluation of speech disorders in children;
2. Evaluation of speech disorders in adults;
3. Evaluation of language disorders in children;
4. Evaluation of language disorders in adults;
5. Treatment of speech disorders in children;
6. Treatment of speech disorders in adults;
7. Treatment of language disorders in children; and
8. Treatment of language disorders in adults.

Up to 20 clock hours in the major professional area may be in related disorders and at least 35 of the 350 hours must be in audiology divided into the following two categories:

1. At least 15 of these hours must involve the evaluation or screening of hearing; and
2. At least 15 of these hours must involve the habilitation/rehabilitation of individuals who have hearing impairment.

B. For licensure in audiology the applicant must obtain at least 40 hours in the following two categories:

1. Evaluation of hearing in children; and
2. Evaluation of hearing in adults.

At least 80 hours must be obtained in the following two categories:

3. Selection and use of amplification and assistive listening devices for children; and
4. Selection and use of amplification and assistive listening devices for adults.

At least 10 additional hours must be completed in any of categories 1 through 4.

At least 20 of the 250 hours must be obtained in the following category:

5. Treatment of hearing disorders in children and adults.

Up to 20 hours in the major area may be in related disorders and at least 35 of the 350 clock hours must be in speech-language pathology divided into the following two categories:

1. At least 15 of those hours must involve the evaluation or screening of individuals for speech and language disorders unrelated to hearing; and
2. At least 15 of those hours must involve the treatment of speech and language disorders unrelated to hearing impairment.

APPENDIX THREE
POSTGRADUATE PROFESSIONAL EXPERIENCE

A. The post-graduate professional experience may be obtained in any one of a number of diverse employment settings. The determination of whether a given setting is appropriate for the clinical fellow is made by applying first the criterion of whether the particular program is designed to evaluate, habilitate, or rehabilitate the communicative functioning of speech, language, and hearing handicapped persons. Second, the program must afford the possibility that the clinical fellowship year supervisory requirements can be met.

B. The type and amount of experience which will be acceptable during the clinical fellowship year is defined as no less than nine months of full time professional employment (a minimum of 30 hours per week).

C. This requirement can also be met by less than full-time employment as follows:

1. work of 15-19 hours per week over 18 months;
2. work of 20-24 hours per week over 15 months; or
3. work of 25-29 hours per week over 12 months.

D. In the event that part-time employment is used to fulfill a part of the clinical fellowship year, 100% of the minimum hours of the part-time work per week requirement must be spent in direct professional experience as defined in paragraph C, sections 1, 2, and 3.. Professional employment of less than 15 hours per week will not fulfill any part of this requirement. If the clinical fellowship year is not initiated within two years of the date the academic and practicum education is completed, the clinical fellow must meet the academic and practicum requirements current when the clinical fellowship year is begun. The clinical fellowship year must be completed

within a maximum of 36 months.

E. It is the interpretation of the West Virginia Board of examiners for speech-language pathology and audiology that at least 80% of the clinical fellowship year work week, must be in direct client contact (assessment, diagnosis, evaluation, screening, habilitation, or rehabilitation) and activities related to client management.

F. Only individuals holding current West Virginia licensure in speech-language pathology or audiology are eligible to supervise applicants during the postgraduate professional experience. Names of qualified individuals can be obtained from the Board.

G. Supervision of the clinical fellow must include direct observation of diagnostic and therapeutic procedures. Other supervisory activities include:

1. Conferring with the clinical fellow concerning clinical treatment strategies;
2. Monitoring changes in patients' communication behaviors;
3. Evaluating the clinical fellow's clinical records, including:
 - a. Diagnostic reports;
 - b. Treatment records;
 - c. Correspondence;
 - d. Plans of treatment; and
 - e. Summaries of clinical conferences;
4. Monitoring the clinical fellow's participation in case conferences;
5. Monitoring the clinical fellow's work by professional colleagues' evaluation of the clinical fellow;
6. Monitoring the clinical fellow's work by patients and their parent's

evaluation of the clinical fellow; and

7. Monitoring the clinical fellow's contributions to professional meetings and publications, as well as participation in other professional growth opportunities.

H. The supervisor may conduct items 3,4,5,6 and 7 by correspondence. Clinical fellowship year supervision must entail the personal and direct involvement of the supervisor in any and all ways that will permit the clinical fellowship year supervisor to monitor, improve and evaluate the clinical fellow's performance in the professional employment. The clinical fellowship year supervisor must base the total evaluation on no less than 36 direct supervisory activities and/or observations during the clinical fellowship year. The supervisor must include 18 on-site observations of the clinical fellow in the following manner:

1. 1 hour = one on-site observation (up to 6 hours may be accrued in one day); and
2. at least 6 on-site observations must be accrued during each third of the experience.

The clinical fellowship year supervisor must complete 18 other monitoring activities (at least one per month).

I. Since one purpose of the clinical fellowship year is to improve the clinical effectiveness of the clinical fellow, supervisors must share and discuss their evaluations with the clinical fellow throughout the clinical fellowship year. The Board recommends that written evaluations be used during these discussions. Where multiple supervisors are utilized, it is the responsibility of the clinical fellow to collate the evaluations and clinical fellowship year reports from all supervisors and be responsible for certifying that all state licensure requirements are met. All supervisors must hold West Virginia licensure in the appropriate area.

J. The clinical fellowship year report must be submitted to the Board within 30 days of the completion of the clinical fellowship year, on the form prescribed by the Board.

APPENDIX FOUR
CONTINUING EDUCATION

A. In order to renew professional or provisional licenses, an applicant must complete continuing education units that relate directly to professional growth and development.

B. Professional licensees must obtain a minimum of ten clock hours of continuing education during every two year licensure period. These continuing education hours may only be credited if they are acquired during the two year licensure period. Those applicants who were granted initial licenses active from October 1, 1992 to December 31, 1994, will be allowed to submit continuing education hours acquired during that same period. Provisional licensees must obtain five hours of continuing education during their provisional license year in order to renew their provisional license. Individuals with professional licenses in both speech-language pathology and audiology must obtain 10 hours of continuing education credits in each area during the two year license period.

C. The Board will accept credits issued by the following organizations:

- The American Speech-Language-Hearing Association,
- The West Virginia Speech-Language-Hearing Association,
- The West Virginia Hearing Society,
- The National Institute for Hearing Instrument Studies, and
- The American Academy of Audiology.

D. A licensee shall submit verification of continuing education credits earned from

the above organizations on the licensure renewal application supplied by the Board. The Board will mail renewal applications to all licensees during the fourth (4th) quarter of the year the license expires.

E. Continuing Education activities from other organizations must directly relate to the professional growth and development of speech-language pathologists and audiologists, and requires prior approval of the Board for credit. In order to request credit for continuing education hours from organizations other than those listed in paragraph C, the applicant must submit the following information prior to the continuing education event:

1. The name of the activity;
2. The name and credentials of the speaker/presenter;
3. The date and hours of the activity (include the agenda);
4. The location of the sponsoring agency;
5. The contact person and/or coordinator of the activity and their telephone number;
6. The goals of the activity;
7. The methods and materials used in the presentation;
8. The target group for the activity; and
9. The total continuing education credit hours requested for the activity.

The licensee will be required to provide proof of attendance at all activities for which credit is requested.

APPENDIX FIVE

WEST VIRGINIA BOARD OF EXAMINERS FOR SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY CODE OF ETHICS AS ADOPTED AND AMENDED FROM THE AMERICAN SPEECH-LANGUAGE-HEARING ASSOCIATION

Preamble

The preservation of the highest standards of integrity and ethical principles is vital to the successful discharge of the professional responsibilities of all speech-language pathologists and audiologists. This Code of Ethics has been promulgated by the American Speech-Language-Hearing Association in an effort to stress the fundamental rules considered essential to this basic purpose. Any action that is in violation of the spirit and purpose of this Code shall be considered unethical. Failure to specify any particular responsibility or practice in this Code of Ethics should not be construed as denial of the existence of other responsibilities or practices.

The fundamental rules of ethical conduct are described in three categories: Principles of Ethics, Ethical Proscriptions, Matters of Professional Propriety.

1. **Principles of Ethics.** Five Principles serve as a basis for the ethical evaluation of professional conduct and form the underlying moral basis for the Code of Ethics. All speech-language pathologists and audiologists subscribing to this Code shall observe these principles as affirmative obligations under all conditions of professional activity.

2. **Ethical Proscriptions.** Ethical Proscriptions are formal statements of

prohibitions that are derived from the Principles of Ethics.

3. Matters of Professional Propriety. Matters of Professional Propriety represent guidelines of conduct designed to promote the public interest and thereby better inform the public and particularly the persons in need of speech-language pathology and audiology services as to the availability and rules regarding the delivery of those services.

Principle of Ethics I

Speech-language pathologists and audiologists shall hold paramount the welfare of persons served professionally.

- A. Speech-language pathologists and audiologists shall use every resource available, including referral to other specialists as needed, to provide the best service possible.
- B. Speech-language pathologists and audiologists shall fully inform persons served of the nature and possible effects of these services.
- C. Speech-language pathologists and audiologists shall fully inform subjects participating in research or teaching activities of the nature and possible effects of these activities.
- D. Speech-language pathologists' and audiologists' fees shall be commensurate with services rendered.
- E. Speech-language pathologists and audiologists shall provide appropriate access to records of persons served professionally.

F. Speech-language pathologists and audiologists shall take all reasonable precautions to avoid injuring persons in the delivery of professional services.

G. Speech-language pathologists and audiologists shall evaluate services rendered and products dispensed to determine effectiveness.

Ethical Proscriptions

1. Speech-language pathologists and audiologists must not exploit persons in the delivery of professional services, including accepting persons for treatment when benefit cannot reasonably be expected or continuing treatment unnecessarily.

2. Speech-language pathologists and audiologists must not guarantee the results of any therapeutic procedures, directly or by implication. A reasonable statement of prognosis may be made, but caution must be exercised not to mislead persons served professionally to expect results that cannot be predicted from sound evidence.

3. Speech-language pathologists and audiologists must not use persons for teaching or research in a manner that constitutes invasion of privacy or fails to afford informed free choice to participate.

4. Speech-language pathologists and audiologists must not evaluate or treat speech, language or hearing disorders except in a professional relationship. They must not evaluate or treat solely by correspondence. This does not preclude follow-up correspondence with persons previously seen, nor providing them with general information of an educational nature.

5. Speech-language pathologists and audiologists must not reveal to unauthorized persons any professional or personal information obtained from the person served professionally, unless required by law or unless necessary to protect the welfare of the person or the community.

6. Speech-language pathologists and audiologists must not discriminate in the delivery of professional services on any basis that is unjustifiable or irrelevant to the need for and potential benefit from such services, such as race, age, religion, national origin, sexual orientation, or handicapping condition.

7. Speech-language pathologists and audiologists must not charge for services not rendered.

Principle of Ethics II

Speech-language pathologists and audiologists shall maintain high standards of professional competence.

A. Speech-language pathologists and audiologists engaging in clinical practice or supervision thereof shall hold the appropriate license for the area(s) in which they are providing or supervising professional services.

B. Speech-language pathologists and audiologists shall continue their professional development throughout their careers.

C. Speech-language pathologists and audiologists shall identify competent, dependable referral sources for persons served professionally.

D. Speech-language pathologists and audiologists shall maintain adequate records of professional services rendered.

Ethical Proscriptions

1. Speech-language pathologists and audiologists must neither provide services nor supervision of services for which they have not been properly prepared, nor permit services to be provided by any of their staff who are not properly prepared.

2. Speech-language pathologists and audiologists must not delegate any service requiring the professional competence of a licensing clinician to any unqualified person.

3. Speech-language pathologists and audiologists must not offer clinical services by supportive personnel for whom they do not provide appropriate supervision and assume full responsibility.

4. Speech-language pathologists and audiologists must not require anyone under their supervision to engage in any practice that is a violation of the Code of Ethics.

Principle of Ethics III

Speech-language pathologists' and audiologists' statements to persons served professionally and to the public shall provide accurate information about the nature and management of communicative disorders, and about the professional services rendered by its practitioners.

Ethical Proscriptions

1. Speech-language pathologists and audiologists must not misrepresent their training or competence.
2. Speech-language pathologists' and audiologists' public statements providing information about professional services and products must not contain representations of claims that are false, deceptive or misleading.
3. Speech-language pathologists and audiologists must not use professional or commercial affiliations in any way that would mislead or limit services to persons served professionally.

Matters of Professional Propriety

1. Speech-language pathologists and audiologists should announce services in a manner consonant with highest professional standards in the community.

Principle of Ethics IV

Speech-language pathologists and audiologists shall honor their responsibilities to the public, their profession, and their relationships with colleagues and members of allied professions.

Ethical Proscriptions

1. Speech-language pathologists and audiologists must not participate in activities that constitute a conflict of professional interest.

Matters of Professional Propriety

1. Speech-language pathologists and audiologists should seek to provide and expand services to persons with speech, language and hearing handicaps as well as to assist in establishing high professional standards for such programs.
2. Speech-language pathologists and audiologists should educate the public about speech, language and hearing processes, speech, language and hearing problems, and matters related to professional competence.
3. Speech-language pathologists and audiologists should strive to increase knowledge within the profession and share research with colleagues.
4. Speech-language pathologists and audiologists should establish harmonious relations with colleagues and members to other professions, and endeavor to inform members of related professions of services provided by speech-language pathologists and audiologists, as well as information from them.
5. Speech-language pathologists and audiologists should assign credit to those who have contributed to a publication in proportion to their contribution.
6. Speech-language pathologists and audiologists should not accept compensation for supervision or sponsorship from the clinical fellow being supervised or sponsored beyond reasonable reimbursement for direct expenses.
7. Speech-language pathologists and audiologists should present products they have developed to their colleagues in a manner consonant with highest professional

standards.

Principle of Ethics V

Speech-language pathologists and audiologists shall uphold the dignity of the profession and freely accept the profession's self-imposed standards.

A. Speech-language pathologists and audiologists shall inform the Ethical Practice Board when they have reason to believe that a member or certificate holder may have violated the Code of Ethics.

B. Speech-language pathologists and audiologists shall cooperate fully with the Ethical Practice Board concerning matters of professional conduct related to this Code of Ethics.

Ethical Proscriptions

1. Speech-language pathologists and audiologists shall not engage in violations of the Principles of Ethics or in any attempt to circumvent any of them.

2. Speech-language pathologists and audiologists shall not engage in dishonesty, fraud, deceit, misrepresentation, or other forms of illegal conduct that adversely reflect on the profession or the speech-language pathologists' and audiologists' fitness for membership in the profession.

APPENDIX SIX
COURSEWORK REQUIREMENT FOR MASTER'S EQUIVALENCY

OUTLINE OF THE ACADEMIC COURSES REQUIRED FOR THE BASIS OF THE
MASTER'S DEGREE EQUIVALENCY

A. Equivalent is defined as holding a bachelor's degree from an accredited college or university, and at least 42 post-baccalaureate semester hours acceptable toward a master's degree, of which at least 30 semester hours must be in the areas of speech-language pathology, audiology, or speech-language and hearing science. At least 21 of these 42 semester hours must be obtained from a single college or university, none may have been completed more than 10 years prior to the date of application and no more than six semester hours may be credit offered for clinical practicum.

B. In evaluation of credits, one quarter hour will be considered the equivalent of two-thirds of a semester hour. Transcripts that do not report credit in terms of semester or quarter hours should be submitted to the Board for special evaluation.

C. A total of 60 semester hours of academic credit must be accumulated from accredited colleges or universities that demonstrate that the applicant has obtained a well-integrated program or course study dealing with the normal aspects of human communication, development thereof, disorders thereof, and clinical techniques for evaluation and management of such disorders.

D. Twelve of these 60 semester hours must be obtained in courses that provide information that pertains to normal development and use in speech, language and hearing, hereafter referred to as basic communication processes area. These 12 hours

should give the applicant a wide exposure to the diverse kinds of information suggested by the following areas:

1. anatomic and physiological bases for the normal development and use of speech, language and hearing such as anatomy, neurology, and physiology of speech, language and hearing mechanisms;
2. physical bases and processes of the production and perception of speech, language and hearing, such as:
 - a. acoustics or physics of sound,
 - b. phonology,
 - c. physiologic and acoustic phonetics,
 - d. perceptual processes, and
 - e. psychoacoustics, and
3. linguistic and psycholinguistic variables related to normal development and use of speech, language and hearing, such as:
 - a. linguistics (historical, descriptive, sociolinguistics, urban language),
 - b. psychology of language,
 - c. psycholinguistics,
 - d. language and speech acquisition, and
 - e. verbal learning or verbal behavior.

At least two semester hours of credit must be earned in each of the three categories.

E. It is emphasized that the three broad categories of required education in this appendix, and the examples of areas of study within these classifications, are not meant to be analogous to, or imply, specific course titles. Neither are the examples of areas of study within these categories meant to be exhaustive. Some of these 12 semester hours may be obtained in courses that are taught in departments other than those offering speech-language pathology and audiology programs. Courses

designed to improve the speaking and writing ability of the student will not be credited.

F. Thirty of these 60 semester hours must be obtained in courses that provide:

1. information relative to communication disorders, and
2. information about and training in evaluation and management of speech, language and hearing disorders.

At least 24 of these 30 semester hours must be in courses in the major professional area (speech-language pathology or audiology) for which licensure is requested, and at least 6 must be in audiology for licensure in speech-language pathology and in speech-language pathology for licensure in audiology, hereafter referred to as the minor professional area. Moreover, no more than 6 hours may be in courses that provide credit for clinical practicum obtained during academic training.

G. The 24 semester hours of professional education required for licensure in speech-language pathology should be in the broad, but not necessarily exclusive, categories of study as follows:

1. understanding of speech and language disorders, such as:
 - a. various types of disorders of communication,
 - b. their manifestations, and
 - c. their classifications and causes;
2. evaluation skills such as procedures, techniques, and instrumentation used to assess:
 - a. the speech and language status of children and adults, and
 - b. the bases of disorders of speech and language, and
3. management procedures, such as principles in remedial methods used in habilitation and rehabilitation for children and adults with various disorders of communication.

At least 6 semester hours must deal with speech disorders and at least 6 semester hours must deal with language disorders.

The remaining 6 semester hours of the 30 must be in the minor professional area of audiology. Of these 6 semester hours, three semester hours must be in habilitative/rehabilitative procedures with speech and language problems associated with hearing impairment, and three semester hours must be in study of the pathologies of the auditory system and assessment of auditory disorders. However, when more than the minimum 6 semester hours is met, study of habilitative/rehabilitative procedures may be counted in the major professional area.

H. The 24 semester hours of professional education required for licensure in audiology should be in the broad, but not necessarily exclusive, categories of study as follows:

1. auditory disorders, such as:
 - a. pathologies of the auditory system, and
 - b. assessment of auditory disorders and their effect on communication;
2. habilitative/rehabilitative procedures, such as:
 - a. selection and use of appropriate amplification instrumentation for the hearing impaired, both wearable and group,
 - b. evaluation of speech and language problems of the hearing impaired, and
 - c. management procedures for speech and language habilitation and/or rehabilitation of the hearing impaired (that may include manual communication);
3. conservation of hearing, such as:
 - a. environmental noise control, and

- b. identification audiometry (school, military, industry); and
- 4. instrumentation, such as:
 - a. electronics,
 - b. calibration techniques, and
 - c. characteristics of amplifying systems.

At least 6 semester hours must deal with auditory pathology and at least 6 semester hours must deal with habilitation/rehabilitation.

The remaining 6 semester hours of the 30 must be in the minor professional area of speech-language pathology. Of these 6 semester hours, three semester hours must be in speech pathology, and three semester hours must be in language pathology. It is suggested that where only this minimum requirement of 6 semester hours is met, such study be in the areas of evaluation procedures and management of speech and language problems that are not associated with hearing impairment.

I. In addition to the 12 semester hours of course study in basic communication processes, the 24 semester hours in the major professional area and the 6 semester hours in the minor professional area, credit for study of information pertaining to related fields that augment the work of the clinical practitioner of speech-language pathology and /or audiology may also apply toward the total 60 semester hours, hereafter referred to as related areas. Such study should pertain to the understanding of human behavior, both normal and abnormal, as well as services available from related professions, and in general should augment the background for a professional career. Examples of such areas of study are as follows:

1. theories of learning and behavior;
2. services available from related professions that also deal with persons who

have disorders of communication; and

3. information from these professions about the sensory, physical, emotional, social, and/or intellectual status of a child or an adult.

Academic credit that is obtained from practice teaching or practicum work in other professions will not be counted toward the minimum requirements.

In order that the future applicant for one of the professional licenses will be capable of critically reviewing scientific matters dealing with clinical issues relative to speech-language pathology and audiology, credit for study in the area of statistics, beyond an introductory course, will be allowed to a maximum of 3 semester hours. Academic study of the administrative organization of speech-language pathology and audiology programs also may be applied to a maximum of 3 semester hours.

J. Certain types of course work may be acceptable among more than one of the areas of study specified above, depending on the emphasis. For example, courses that provide an overview of research, e.g., introduction to graduate study or introduction to research in communication sciences, disorders or management thereof, and/or a more general presentation of research procedures and techniques that will permit the clinician to read and evaluate literature critically will be acceptable to a maximum of 3 semester hours. Such courses may be credited to the basic communication process area, or one of the professional areas or related area, if substantive content of the course(s) covers material in those areas. Academic credit for a thesis or dissertation may be acceptable to a maximum of 3 semester hours in the appropriate area. An abstract of the study must be submitted with the application if such credit is requested. In order to be acceptable, the thesis or dissertation must have been an experiment of descriptive investigation in the areas of speech, language and hearing science, speech-language pathology or audiology; that is, credit will not be allowed if

the project was a survey of opinions, a study of professional issues, an annotated bibliography, biography, or a study of curricular design.

K. As set forth in subsection I., the academic credit hours obtained from one course or one enrollment may, and should be in some instances, divided among the basic communication processes area and one of the professional areas, and/or the related area. In such cases, a description of the content of that course should accompany the application. This description should be extensive enough to provide the Board with information necessary to evaluate the validity of the request to apply the content to more than one of the areas.

L. Study in the area of understanding, evaluation, and management of speech and language disorders associated with hearing impairment may apply to the 24 semester hours in the major professional area associated with either license (speech-language pathology or audiology). However, no more than 6 semester hours of that study will be allowed in that manner for the license in speech-language pathology.

M. Thirty of the total 60 semester hours that are required for licensure must be in courses that are acceptable toward a graduate degree by the college or university in which they are taken. This requirement may be met by courses completed as an undergraduate providing the college or university in which they are taken specifies that these courses would be acceptable toward a graduate degree if they were taken at the graduate level. Moreover, 21 of these 30 semester hours must be within the 24 semester hours required in the professional area (speech-language pathology or audiology) for which licensure is requested or within the 6 semester hours required in the other area as specified in this appendix, paragraph E.



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STATE OF WEST VIRGINIA

SECRETARY OF STATE

Building 1, Suite 157-K
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Charleston, WV 25305-0770

TO: Richard L. Squires

AGENCY: Speech, Language, Pathology

FROM: JUDY COOPER, DIRECTOR, ADMINISTRATIVE LAW DIVISION

DATE: March 21, 1995

OFFICE OF THE SECRETARY OF STATE

MAR 30 9 29 AM '95

FILED

THE ATTACHED RULE FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF THE RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 1 TITLE: 29 Speech, Language, Pathology

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: Richard L. Squires

TITLE OF PERSON SIGNING: BOARD CHAIRMAN

DATE: 3-27-95

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____

TITLE OF PERSON SIGNING: _____

DATE: _____

NOTE: IF YOU ARE NOT THE PERSON WHO HANDLES THIS RULE, PLEASE FORWARD TO THE CORRECT PERSON.

SENATE BILL NO. 211

(By Senators Manchin, Anderson, Grubb, Macnaughton
and Minard)

[Introduced January 31, 1994; referred to the
Committee on

HEALTH AND HUMAN RESOURCES;

Judiciary

A BILL to amend article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section thirty-six, relating to authorizing the board of examiners for speech-language pathology and audiology to promulgate legislative rules relating to the licensure of speech-language pathology and audiology.

Be it enacted by the Legislature of West Virginia:

That article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section thirty-six, to read as follows:

ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS
TO PROMULGATE LEGISLATIVE RULES.

1 §64-9-36. Board of examiners for speech-language pathology and
2 audiology.

3 The legislative rules filed in the state register on the
4 fourteenth day of July, one thousand nine hundred ninety-three,
5 modified by the board of examiners for speech-language pathology
6 and audiology to meet the objections of the legislative rule-
7 making review committee and refiled in the state register on the
8 first day of September, one thousand nine hundred ninety-three,
9 relating to the board of examiners for speech-language pathology
10 and audiology (licensure of speech-language pathology and
11 audiology), are authorized.

12
13 NOTE: The purpose of this bill is to authorize the Board of
14 Examiners for Speech-Language Pathology and Audiology to
15 promulgate legislative rules relating to the licensure of speech-
16 language pathology and audiology.

17
18 This section is new; therefore, strike-throughs and
19 underscoring have been omitted.

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H. B. 4290

(By Delegates Gallagher, Douglas, Compton,
Huntwork, Burk and Faircloth)
(Introduced January 31, 1994 ; referred to the
Committee on Health and Human Resources then the
Judiciary)

A BILL to amend article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section thirty-six, relating to authorizing the board of examiners for speech-language pathology and audiology to promulgate legislative rules relating to the licensure of speech-language pathology and audiology assistants.

Be it enacted by the Legislature of West Virginia:
That article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section thirty-six, to read as follows:

ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS
TO PROMULGATE LEGISLATIVE RULES.

4290

1 §64-9-36. Board of examiners for speech-language pathology and
2 audiology.

3 The legislative rules filed in the state register on the
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5 modified by the board of examiners for speech-language pathology
6 and audiology to meet the objections of the legislative rule-
7 making review committee and refiled in the state register on the
8 first day of September, one thousand nine hundred ninety-three,
9 relating to the board of examiners for speech-language pathology
10 and audiology (licensure of speech-language pathology and
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13 NOTE: The purpose of this bill is to authorize the Board of
14 Examiners for Speech-Language Pathology and Audiology to
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18 This section is new; therefore, strike-throughs and
19 underscoring have been omitted.