

# Hearing Instrument Fitters and Dispensers Advisory Board

Meeting of March 21, 2018

North Campus, 1<sup>st</sup> Floor Public Meeting Room

1106 Clayton Lane, Austin, Texas

## Summary of Minutes

Presiding Officer Ben Norris called the meeting to order at 10:26 a.m.

Presiding Officer Ben Norris moved to agenda item B., Roll Call, Certification of Quorum, and Introductions. Board Members Ben Norris, Jesus Rangel, Detra Stewart, Jackie Cooper, Richard Davila, Gary Haun, and Amy Trost were present. Board members TJ McDow and James Fowler were absent. A quorum was present.

Presiding Officer Ben Norris moved to agenda item C., Approval of the Minutes – January 10, 2018. Board member Amy Trost, seconded by Detra Stewart, made a motion to accept the minutes as presented. Motion passed by a unanimous vote.

Presiding Officer Ben Norris moved to agenda item D., Public Comment. The Board heard a public comment from Scott Pospisil of the Texas Hearing Aid Association.

Presiding Officer Ben Norris moved to agenda item E., Staff Reports – Mary Winston, Advisory Board Attorney, provided the Licensing Division staff report. Karen Cox, Prosecutor, provided the Enforcement Division staff report. Fanny Pringle, Program Specialist, provided the Education and Examination Division staff report. Katie Brice, Program Specialist, provided the Regulatory Program Management Division staff report. Tuan Nguyen, Customer Service Representative, provided the Customer Service Department staff report. Nick Voinis, Chief of Staff, provided the Executive Office staff report.

Presiding Officer Ben Norris moved to agenda item F., Discussion and possible action regarding proposed rules under 16 Texas Administrative Code (TAC), Chapter 112, by amending existing rules under Subchapter A, §112.2; Subchapter B, §112.10; Subchapter C, §§112.21, 112.22, 112.23, 112.24, and 112.26; Subchapter D, §§112.30, 112.32, and 112.33; Subchapter E, §112.40 and §112.42; Subchapter F, §§112.50, 112.52, and 112.53; Subchapter H, §112.70; Subchapter I, §112.80; Subchapter J, §112.92 and §112.95; Subchapter L, §112.110; Subchapter M, §112.120; and Subchapter N, §112.130; and by repealing existing rules under Subchapter N, §112.133, related to the Hearing Instrument Fitters and Dispensers program. The proposed rules implement H.B. 4007 and S.B. 1543, 85<sup>th</sup> Legislature, Regular Session (2017), and make other clean-up changes. This agenda item includes discussion of the public comments received on the proposed rules. Wendy Pellow, Assistant General Counsel, reviewed the public comments received on the proposed rules. Based on public comments received, the Department recommended withdrawing proposed rules §§112.50, 112.52, and 112.53, related to temporary training permits. The Department will propose changes to these rule sections in a future rulemaking once the Licensing Workgroup completes its study and recommendations. Board Member Jesus Rangel, seconded by Jackie Cooper, made a motion to recommend that the Commission adopt the proposed rules as published, with the exception of proposed rules §§112.50, 112.52, and 112.53, which are being withdrawn. Motion passed by unanimous vote.

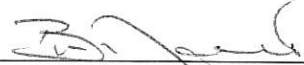
Presiding Officer Ben Norris moved to agenda item G., Update from workgroups and possible recommendations:

1. Licensing Workgroup – Review and study of Texas Occupations Code §402.251(b) and rule 16 TAC §112.50, regarding issuing subsequent temporary training permits when the first one expires. Board member, Richard Davila, provided an update of items discussed during a Licensing Workgroup telephone conference call regarding stakeholder concerns. Items discussed were: Advisory Board concerns regarding temporary training permit; issuing multiple permits; possible issues that could arise; a few solutions; and TDLR staff recommended researching other state’s Licensing Acts and Rules to look for possible proposed language changes. The Licensing Workgroup members will explore concerns that were brought up further, meet again, and hopefully have something to present to the Advisory Board at the next meeting.

Presiding Officer Ben Norris moved to agenda item H., Recommendations for Agenda Items for Next Meeting. The Department will bring the Licensing Workgroup’s recommended proposed rules related to the temporary training permits to the Advisory Board for discussion.

Presiding Officer Ben Norris moved to agenda item I., Discussion of Date, Time, and location of next Board meeting. The next Board meeting was scheduled for Wednesday, May 30, 2018, at 10:00 a.m.

Presiding Officer Ben Norris moved to agenda item K., Adjournment. Presiding Officer Ben Norris adjourned the meeting at 10:58 a.m.



Ben Norris, Presiding Officer  
Hearing Instrument Fitters and Dispensers Advisory Board

I HEREBY CERTIFY THAT THIS IS  
A TRUE COPY OF THE ORIGINAL  
THIS 30 DAY May 20 18  
BY Chadwick