

Article 43 - Health  
 Section 748(9)  
 Annotated Code of Maryland  
 (1971 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 748(9) be and it is hereby added to Article 43 - Health, of the Annotated Code of Maryland (1971 Replacement Volume and 1976 Supplement) to read as follows:

Article 43 - Health

748.

Any person registered under this subtitle may have his certificate revoked or suspended for a fixed period by the Board for any of the following causes:

(9) SELLING A HEARING AID TO ANY PERSON UNLESS WITHIN THE PRECEDING THREE MONTHS 90 DAYS SIX MONTHS THAT PERSON HAS BEEN EXAMINED BY AN OTOLARYNGOLOGIST, OR AN AUCOLOGIST, ANY LICENSED PHYSICIAN, OR A LICENSED AUDIOLOGIST, AND A WRITTEN RECOMMENDATION FOR A HEARING AID HAS BEEN MADE BY THE PHYSICIAN OR BY AN AUDIOLOGIST LICENSED BY THE BOARD OF EXAMINERS OF AUDIOLOGY, OR AUTHORIZED TO PRACTICE AUDIOLOGY IN MARYLAND AND EXEMPT FROM LICENSURE BY THE BOARD OF EXAMINERS OF AUDIOLOGY. AN EXCEPTION TO THIS PROVISION MAY BE GRANTED WHERE QUALIFIED HEARING HEALTH PROFESSIONALS ARE NOT AVAILABLE TO PROVIDE HEARING EVALUATION. THIS PARAGRAPH DOES NOT APPLY TO REPLACEMENT OF A HEARING AID OR TO THE SALE TO ANY PERSON 18 YEARS OF AGE OR OLDER WHO WAIVES IN WRITING SUCH EXAMINATION.

(10) SELLING A HEARING AID TO A PERSON BY DOOR-TO-DOOR SOLICITATION. THIS DOES NOT APPLY TO A SOLICITATION MADE AT THE REQUEST OF THE PROSPECTIVE PURCHASER, OR IF THE SELLER HAS BEEN REFERRED BY A THIRD PARTY, OR IN RESPONSE TO AN INQUIRY FROM THE PROSPECTIVE PURCHASER OR A HEARING AID USER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 26, 1977.

CHAPTER 770

(House Bill 429)

AN ACT concerning