

"PROVIDE HEARING AID SERVICES" MEANS TO:

- (1) FIT HEARING AIDS; OR
- (2) SELL HEARING AIDS AT RETAIL.

REVISOR'S NOTE: This subsection is new language added to provide a single term to refer to those activities that constitute the practice or business of a hearing aid dealer. See the General Revisor's Note to this title.

In item (2) of this subsection, the reference to "retail" sales clarifies, e.g., that, for purposes of this title, a wholesaler of hearing aids does not provide hearing aid services.

Defined terms: "Fit hearing aids" § 8-101
"Hearing aid" § 8-101

8-102. SCOPE OF TITLE.

THIS TITLE DOES NOT:

(1) LIMIT THE RIGHT OF A PHYSICIAN WHO IS AUTHORIZED TO PRACTICE MEDICINE UNDER THE LAWS OF THE STATE TO TREAT THE HUMAN EAR OR FIT HEARING AIDS; OR

(2) PROHIBIT THE FITTING OF HEARING AIDS BY AN AUDIOLOGIST WHO HOLDS A CERTIFICATE OF CLINICAL COMPETENCE FROM THE AMERICAN SPEECH-LANGUAGE-HEARING ASSOCIATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 512(b).

In item (1) of this section, the reference to a physician who is "authorized to practice medicine under the laws of the State" is substituted for the former reference to a physician "licensed to practice by the State Board of Physician Quality Assurance" because Title 14 of the Health Occupations Article authorizes some physicians who are not licensed by the State nevertheless to practice medicine in the State.

Item (2) of this section is revised to set forth the intended application of former Art. 56, § 512(b) to audiologists by stating that this title does not limit the right of an audiologist to fit hearing aids. The revision avoids the erroneous implication in former § 512(b) that an audiologist also is authorized to treat the human ear medically.