

North Dakota

# State Board of Examiners

## Audiology and Speech-Language Pathology

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1. The rules did not result from statutory changes made by the Legislative Assembly.
2. The rules are not related to any federal statute or regulation.
3. Board Rulemaking Subcommittee completed rulemaking process over several months as outlined per legal counsel. A Notice of Intent to Amend Administrative Rules was sent to Code Revisor regarding public hearing. Public notice of hearing was also published in all North Dakota county newspapers. One public hearing was held on January 5, 2016; no one from the public attended the hearing, nor were written comments received regarding proposed rule changes.
4. No oral or written comments were received on the rules.
5. No cost was involved of giving public notice and holding any hearing on the rules and the approximate cost (not including staff time) of developing and adopting the rules.
6. See attached regarding subject matter of the rules and the reasons for adopting the rules.
7. No regulatory analysis was required as the proposed rules are not expected to have an impact on the regulated community in excess of \$50,000, and neither the Governor nor any member of the Legislative Assembly requested a regulatory analysis.
8. No small entity economic impact statement was required because the agency is exempt from the requirement to prepare one. None of the proposed rules will have an adverse economic impact on small entities.
9. A fiscal note was not required because these rules have no fiscal effect.
10. A takings assessment was not required because the rules do not limit the uses of real property.
11. These are not emergency rules.

Dated this 11<sup>th</sup> day of March, 2016.

Doug Schauer, Rules Subcommittee  
Sarah Ring, Rules Subcommittee

## Board explanation for rule changes.

1. 11-01-01-01 #2 (Page 27) Board members changed to be consistent to state law 43-37
2. 11-01-01-01 #4 (Page 27) Mailing address and contact addresses changed to reflect current board contact information.
3. 11-02-01-01 #1C (Page 28) Changed to reflect current National test.
4. 11-02-01-01 #5 (Page 28) Change is in reference to century code 43-37-04.1. This rule is to clarify the board intentions on reciprocity.
5. 11-02-01-04 (Pages 28 &29) This change is to clarify the different between Renewal of licensure (A license holder renewing their current license) and Re-licensure (A person requesting a license after their license has expired.)
6. 11-02-01-05 #5 (Page 30) Board changed the date and fee to encourage license holders not to let their license expire.
7. 11-02-01-06 (Page 30) Continuing Education. Board changed to better define continuing education.
8. 11-02-01-07 (Page 30) Passing Score. Changed to reflect current National test.
9. 11-02-02-02 (Page 32) Code of ethics. Changed to reflect current ASHA code of ethics.
10. 11-02-03-02 ( Page 34) Complaint procedures. The board sought language revising this entire section to better define the board complaint process. These rules are now consistent with current ND century code 43-37-13.