

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 12, 2016
Date

Committee on Public Health Care & Human Services.

After consideration on the merits, the Committee recommends the following:

HB16-1366 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend the printed bill.
- 2 Page 2, strike line 3 and substitute "(a) (I) and **add** (1) (c.5) and(2)(m) as
3 follows:".
- 4 Page 2, line 5, strike "(2)" and substitute "(1) As used in this section,
5 unless the context otherwise requires:
6 (c.5) "LOCKED", IN REFERENCE TO A HEARING AID, MEANS THAT
7 THE HEARING AID HAS BEEN PROGRAMMED OR OTHERWISE CONFIGURED TO
8 PREVENT ADJUSTMENTS OR REPAIR BY ANYONE OTHER THAN THE SELLER
9 OR A MEMBER OF THE SELLER'S NETWORK.
10 (2)".
- 11 Page 2, strike lines 8 through 12.
- 12 Page 3, strike lines 1 through 3 and substitute:
13 (a) Fails to deliver to each person to whom the dispenser
14 dispenses a hearing aid a receipt that:
15 (I) Bears the business address of the dispenser together with
16 specifications as to the make, MANUFACTURER'S MODEL NUMBER OR
17 NAME, OR BOTH, and serial number of the hearing aid furnished and the
18 full terms of the sale clearly stated. If the dispenser dispenses a hearing

1 aid that is not new, the dispenser shall clearly mark on the hearing aid
2 container and the receipt the term "used" or "reconditioned", whichever
3 is applicable, within the terms of the guarantee, if any.
4 (m) IF THE HEARING AID IS LOCKED:
5 (I) FAILS TO SO INFORM A PROSPECTIVE PURCHASER, ORALLY AND
6 IN WRITING, BEFORE THE PROSPECTIVE PURCHASER AGREES TO PURCHASE
7 THE HEARING AID; OR
8 (II) FAILS TO PROVIDE THE PURCHASER WITH:
9 (A) A LISTING OF SELLERS OR OTHER PERSONS OR ENTITIES IN
10 COLORADO WHO CAN PROVIDE SERVICE ON THE HEARING AID; AND
11 (B) STEPS THE PURCHASER CAN TAKE TO GET THE HEARING AID
12 UNLOCKED."

13 Page 3, strike lines 8 through 12 and substitute "HEARING AID PRICING,
14 INCLUDING THE PRICE FOR THE HEARING AID AND AN ITEMIZED LIST OF
15 ATTACHMENTS, ACCESSORIES, AND SERVICES INCLUDED WITH THE SALE OF
16 THE HEARING AID. THE RULES MUST ALSO ADDRESS DISCLOSURE OF THOSE
17 ITEMS OR SERVICES THAT REQUIRE AN ADDITIONAL EXPENDITURE."

18 Page 3, line 15, after "COMMUNICATION" insert "AND CONNECTIVITY".

19 Page 3, strike lines 22 through 26 and substitute "HEARING AID PRICING,
20 INCLUDING THE PRICE FOR THE HEARING AID AND AN ITEMIZED LIST OF
21 ATTACHMENTS, ACCESSORIES, AND SERVICES INCLUDED WITH THE SALE OF
22 THE HEARING AID. THE RULES MUST ALSO ADDRESS DISCLOSURE OF THOSE
23 ITEMS OR SERVICES THAT REQUIRE AN ADDITIONAL EXPENDITURE."

24 Page 1, strike lines 102 through 112 and substitute "AIDS."

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