



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
State Board of Medical Examiners  
Hearing Aid Dispensers Examining Committee  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



JEFFREY S. CHIESA  
Attorney General

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Acting Director

### BOARD OF MEDICAL EXAMINERS HEARING AID DISPENSERS EXAMINING COMMITTEE PUBLIC SESSION MINUTES APRIL 20, 2012

*Mailing Address:*  
P.O. Box 45038  
Newark, NJ 07101  
(973) 504-6331

#### ROLL CALL

**PRESENT** Jack Ivey, Jennifer Schaal, David Weesner and Charles Herb

**ABSENT** Bruce Romanczuk

**ALSO PRESENT** Renee P. Clark, Executive Director  
Debra Levine, DAG  
Sonia Claudino, Administrative Staff

**CALL TO ORDER** The regular bimonthly meeting of the Hearing Aid Dispensers Examining Committee was called to order at 124 Halsey Street, at 10:00a.m., all members having been notified of the time, date and, place and materials pertinent hereto having been provided.

**SUNSHINE LAW** In compliance with Chapter 231 the Public Law of 1975, notice of this was sent to the Courier-Post, Star Ledger and the Record.

#### **I APPROVAL OF EXECUTIVE SESSION MINUTES**

##### **February 3, 2012**

A motion was made by Charles Herb, seconded by David Weesner to approve the minutes as written. The motion carried by unanimous vote.

## II CORRESPONDENCE

- a. After review chair directed for staff to send Ms. Mugnaio's correspondence in response to her questions. 1. Does your state regulate the sale of hearing aid? Yes, the State of New Jersey regulates the sale of hearing aids; 2. Does your state regulate the internet sale of hearing aids? No, the State of New Jersey does not regulate the internet sale of hearing aids. 3. Does your state prosecute violations regarding internet sales? No, the State of New Jersey does not prosecute violations regarding internet sales unless they are manufactured in New Jersey and the person is a licensee of our state. 4. Has our state's authority to do so been challenged by internet sellers? No, the State of New Jersey has not been challenged by internet sellers. 5. Have you been granted, or are you in the process of seeking an exemption from any applicable federal pre-emption on this issue? No, the State of New Jersey has not been granted, or is not in process of seeking an exemption from any applicable federal pre-emption on this issue. The motion carried by unanimous vote.
- b. The Committee reviewed letter from the FDA submitted by Granville Brady in regards to HealthInnovations online hearing testing. After review chair directed that this matter be discussed with Regulatory Analyst Charles Manning at the next scheduled Committee meeting.

## III NEW BUSINESS

- a. Committee Member David Weesner to draft a letter of consumer alerts to be posted on the Committee's website.
- b. Committee Members to review packet that goes out to examination applicants for possible changes. Chair directed that this matter be discussed at the next scheduled Committee meeting.

## ADJOURNMENT

A motion for adjournment was made by David Weesner, seconded by Charles Herb at 10:30a.m. The motion carried by unanimous vote.

Respectfully submitted  
HEARING AID DISPENSERS EXAMINING COMMITTEE

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Renee P. Clark, Executive Director