

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Interpreter & Transliterator Licensing Board

RULE CITATION: All rules

DEADLINE FOR RECEIPT: March 12, 2024

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

The rules are not formatted correctly. Each line should be numbered.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

William W. Peaslee
Commission Counsel

Date submitted to agency: February 27, 2024

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Interpreter & Transliterator Licensing Board

RULE CITATION: 21 NCAC 25 .0502

DEADLINE FOR RECEIPT: March 12, 2024

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

*Item 1: You have struck both "studies". I don't think that was your intention.
Paragraph (e): Is Paragraph (e) necessary with the proposed amendment? If so, why?*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

William W. Peaslee
Commission Counsel

Date submitted to agency: February 27, 2024

21 NCAC 25 .0502 is amended as published in NC register 38:11 as follows:

21 NCAC 25 .0502 PRORATION OF CONTINUING EDUCATION REQUIREMENTS

The CEU requirements specified in Rule .0501 of this Chapter shall be prorated as follows during a licensee's initial licensure year:

- (1) If the licensee receives his or her initial license in the months of October, November or December, the licensee shall be required to earned at least 2.0 CEUs by the following October 1. At least 1.0 of those CEUs shall be earned in professional ~~studies studies. and at least 1.0 of those CEUs shall be earned in a traditional classroom setting;~~
- (2) If the licensee receives his or her initial license in the months of January, February, or March, the licensee shall be required to earned at least 1.5 CEUs by the following October 1. At least 1.0 of those CEUs shall be earned in professional ~~studies studies. and at least 1.0 of those CEUs shall be earned in a traditional classroom setting;~~
- (3) If the licensee receives his or her initial license in the months of April, May, or June, the licensee shall be required to earned at least 1.0 CEUs by the following October 1. At least 0.5 of those CEUs shall be earned in professional ~~studies studies. and at least 0.5 of those CEUs shall be earned in a traditional classroom setting;~~
- (4) If the licensee receives his or her initial license in the months of July, August, or September, the licensee shall be required to earned at least 0.5 CEUs by the following October 1. At least 0.5 of those CEUs shall be earned in professional ~~studies studies. and at least 0.5 of those CEUs shall be earned in a traditional classroom setting.~~

*History Note: Authority G.S. 90D-6; 90D-8; 90D-11;
Eff. August 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.
Amended Eff April 1, 2024*

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Interpreter & Transliterater Licensing Board

RULE CITATION: 21 NCAC 25 .0503

DEADLINE FOR RECEIPT: March 12, 2024

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The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

In Paragraph (b)(1): Define or delete "timely". You could also reference the rule that establishes the time.

In Paragraph (c): Change "may" to "shall."

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

William W. Peaslee
Commission Counsel

Date submitted to agency: February 27, 2024

21 NCAC 25 .0503 is amended as published in NC register 38:11 as follows:

21 NCAC 25 .0503 FAILURE TO MEET CONTINUING EDUCATION REQUIREMENTS

(a) A licensee who has not complied with the continuing education requirements in this Section shall be ineligible for license renewal. Any person whose license renewal application is denied on these grounds may reapply for licensure as soon as the person is able to demonstrate that:

- (1) the person has earned at least two CEUs within the 12 months next preceding the date of reapplication; and
- (2) at least 1.0 of those CEUs was earned in professional studies. ~~and~~
- ~~(3) at least 1.0 of those CEUs was earned in a traditional classroom setting.~~

(b) Notwithstanding the provisions of Paragraph (a) of this Rule, a licensee who has not complied with the continuing education requirements in this Section shall be eligible for license renewal if:

- (1) the licensee makes a timely application for renewal, including the payment of the required license fee; and
- (2) the licensee earns the required CEUs by no later than the 31st day of October in the new licensure year.

(c) CEUs earned in the current licensure year and used to cure a deficiency in the prior licensure year may not be used to meet the CEU requirements of the current year.

History Note: Authority G.S. 90D-6; 90D-8; 90D-11;

Eff. August 1, 2007;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

Amended Eff April 1, 2024

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Interpreter & Transliterator Licensing Board

RULE CITATION: 21 NCAC 25 .0505

DEADLINE FOR RECEIPT: March 12, 2024

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In reviewing this Rule, the staff recommends the following changes be made:

Change “must” to “shall” throughout the rule.

The use of the word “may” could be read to give discretion to the Board in whether to accept the CEUs. If the Board intends discretion, it must state the criteria it will consider in exercising its discretion. If “may” means “shall” then adjust the sentences to employ “shall”.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

William W. Peaslee
Commission Counsel

Date submitted to agency: February 27, 2024

21 NCAC 25 .0505 is amended as published in NC register 38:11 as follows:

21 NCAC 25 .0505 CEU CREDIT FOR WORKSHOPS, CONFERENCES, AND INDEPENDENT STUDY RECOGNIZED BY RID

(a) A licensee may earn CEUs by attending workshops and conferences recognized by The Registry of Interpreters for the Deaf, Inc. ("RID"). In order to receive CEU credit for attendance at a workshop or conference recognized by RID, the licensee must submit to the Board a copy of the licensee's RID CEU transcript. RID shall be the sole judge of the number of CEUs earned by attendance at the workshop or conference.

(b) A licensee who is either a certified member of RID or an associate member of RID participating in the Associate Continuing Education Tracking ("ACET") Program may earn CEUs by independently studying instructional materials in any format -- including, but not limited to, videotapes, audiotapes, web sites, DVDs, CDs, and books and other printed materials -- so long as the materials have been recognized by RID. In order to receive CEU credit for such independent study, the licensee must submit to the Board a copy of the licensee's RID CEU transcript. RID shall be the sole judge of the number of CEUs earned by the completion of any independent study recognized by RID.

(c) If a licensee does not have an RID CEU transcript because the licensee is neither a certified member of RID nor an associate member of RID participating in the ACET Program, the licensee may receive CEU credit for attendance at the workshop or conference by submitting to the Board a certificate of completion signed by the workshop or conference sponsor, provider, or presenter.

- ~~(1) a certificate of completion signed by the workshop or conference sponsor, provider, or presenter;~~
~~and~~
- ~~(2) a copy of the advertisement or flyer that shows that attendance at the workshop or conference qualifies for RID CEUs.~~

*History Note: Authority G.S. 90D-6; 90D-8; 90D-11;
Eff. August 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.
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