

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

400A0230

## SENATE BILL NO. 67

Introduced by: The Committee on Health and Human Services at the request of the Department of Human Services

1 FOR AN ACT ENTITLED, An Act to transfer the authority to certify sign language interpreters  
2 to the Department of Human Services.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 1-36A-10.1 be amended to read as follows:

5 1-36A-10.1. The ~~Board of Vocational Rehabilitation~~ Department of Human Services may  
6 examine, certify and renew the certificates of duly qualified applicants to be interpreters for the  
7 deaf.

8 Section 2. That § 1-36A-11 be amended to read as follows:

9 1-36A-11. The ~~board~~ Department of Human Services shall establish a review panel, which  
10 shall meet at least semiannually, to review and assign interpreter qualification levels based upon  
11 a performance review before the panel, a review of certification issued by another state or  
12 territory or a review of certification issued by a nationally administered examination. The ~~board~~  
13 department shall maintain and publish a registry of all interpreters and their respective levels of  
14 qualification.

15 Section 3. That § 1-36A-12 be amended to read as follows:

1 1-36A-12. The ~~Board of Vocational Rehabilitation~~ Department of Human Services may  
2 promulgate rules pursuant to chapter 1-26 to establish interpreter certificate qualifications,  
3 establish continuing education requirements, and may establish separate interpreter certification  
4 qualifications for provisional certification, as well as for interpreters serving in medical,  
5 educational, or legal settings.

6 Section 4. That § 1-36A-13 be amended to read as follows:

7 1-36A-13. The fund for certification of interpreters for the deaf is hereby created in the state  
8 treasury. All fees received by the ~~Board of Vocational Rehabilitation~~ Department of Human  
9 Services and money collected under § 1-36A-15 shall be deposited in the fund. Any money in  
10 the fund is continuously appropriated to the ~~Department of Human Services~~ department for  
11 expenses incurred in the certification of interpreters for the deaf and may be expended by the  
12 secretary of human services ~~as authorized by the board~~. The compensation and expenses of the  
13 interpreter review panel shall be paid from the fees received under the provisions of § 1-36A-15.  
14 The ~~board~~ department may require any applicant who is taking a nationally administered  
15 examination to remit the portion of the certification fee covering the cost of the examination  
16 directly to the organization administering the examination.

17 Section 5. That § 1-36A-14 be amended to read as follows:

18 1-36A-14. Any balance of fees received by the ~~board~~ Department of Human Services after  
19 payment of compensation and expenditures may be expended by the secretary of human services  
20 only in administering §§ 1-36A-10.1 to 1-36A-16, inclusive.

21 Section 6. That § 1-36A-15 be amended to read as follows:

22 1-36A-15. The ~~Board of Vocational Rehabilitation~~ Department of Human Services shall  
23 collect in advance the following nonrefundable fees for certification:

- 24 (1) For initial or provisional certification by examination or endorsement, not more than  
25 seventy-five dollars;

- 1       (2)   For re-examination, not more than the amount required for initial certification by  
2           examination or endorsement;
- 3       (3)   For renewal of certificate, not more than thirty-five dollars;
- 4       (4)   For effecting a name change upon the records of a certificate holder, not more than  
5           ten dollars;
- 6       (5)   For reinstatement of a lapsed certificate, the current fee for initial certification by  
7           examination or endorsement; and
- 8       (6)   For issuing a duplicate certificate, not more than ten dollars.