

Effective 10/1/2016

35A-13-604 Powers and duties of the board.

- (1) The board shall function as an advisory board to the director and under the director's direction shall perform the following duties concerning the certification of interpreters:
 - (a) make recommendations to the director regarding:
 - (i) appropriate rules;
 - (ii) policy and budgetary matters;
 - (iii) the appropriate passing score for applicant examinations; and
 - (iv) standards of supervision for individuals in training to become certified interpreters;
 - (b) screen applicants for certification and make written recommendations to the director regarding certification, renewal, reinstatement, and recertification actions; and
 - (c) act as the presiding officer in conducting hearings associated with adjudicative proceedings and in issuing recommended orders as designated by the director.
- (2) The director, with the collaboration and assistance of the advisory board, shall:
 - (a) prescribe certification qualifications;
 - (b) prescribe rules governing applications for certification;
 - (c) provide for a fair and impartial method for the examination of applicants;
 - (d) define unprofessional conduct, by rule, to supplement the definition under this part; and
 - (e) establish conditions for reinstatement and renewal of certification.
- (3)
 - (a) The advisory board shall designate one of its members on a permanent or rotating basis to:
 - (i) assist the director in reviewing complaints involving the unlawful or unprofessional conduct of a certified interpreter; and
 - (ii) advise the director when investigating complaints.
 - (b) An advisory board member who has, under Subsection (3)(a), reviewed or investigated a complaint is disqualified from participating with the advisory board if the board serves as a presiding officer of an administrative proceeding concerning the complaint.

Renumbered and Amended by Chapter 271, 2016 General Session