

## Chapter SPS 202

### SIGN LANGUAGE INTERPRETERS; STATE RESIDENCY EXEMPTION

SPS 202.01 Type of request.

SPS 202.02 Requirements for request.

**Note:** Chapter RL 202 was renumbered chapter SPS 202 under s. 13.92 (4) (b) 1., Stats., Register November 2011 No. 671.

**SPS 202.01 Type of request.** State residents may request an exemption from the sign language interpreter licensure requirement pursuant to s. 440.032 (2) (c) 2., Stats., for one of the following purposes:

(1) To provide services to a specific consumer. Unlicensed interpreters applying for a temporary or permanent exemption under this subsection shall demonstrate that the individual to whom services will be provided and for which the exemption is being requested cannot reasonably obtain services from an interpreter licensed under s. 440.032 (3), Stats., to meet his or her needs due to specific language requirements, cultural requirements, or physical, mental, or emotional conditions.

(2) To provide services for a specific period of time. Unlicensed interpreters applying for a temporary or permanent exemption under this subsection shall demonstrate that it is not possible to obtain a sign language interpreter licensed under s. 440.032 (3), Stats., and the existence of a need to provide sign language interpretation services.

**History:** CR 11-018: cr. Register September 2011 No. 669, eff. 10-1-11; (title) created under s. 13.92 (4) (b) 2., Stats., Register September 2011 No. 669.

**SPS 202.02 Requirements for request.** (1) Unlicensed interpreters requesting an exemption under either s. SPS 202.01 (1) or (2) shall submit a written request to the council stating the rationale for such request, and provide any documentation that supports the request.

(2) A request submitted pursuant to s. SPS 202.01 (1) shall specify all of the following:

- (a) Information to support that the criteria stated in s. SPS 202.01 (1) has been met.
- (b) The identity of the individual to whom services will be provided.
- (c) The duration of the exemption being requested.
- (d) The setting for which the exemption is requested.
- (e) The unlicensed interpreter's educational and training background.
- (f) Where, when, and from whom the unlicensed interpreter learned sign language.
- (g) The unlicensed interpreter's knowledge of sign language and deaf culture.
- (h) Any other special training or experience of the requestor in working with persons who are deaf, deaf-blind, or hard of hearing, or with persons with other disabilities.
- (i) The unlicensed interpreter's experience with interpreting.
- (j) The unlicensed interpreter's knowledge of the code of ethics for DSPS-licensed sign language interpreters.

(k) The unlicensed interpreter's relationship to and how long the unlicensed interpreter has known the consumer for whom services will be provided.

(L) Where, if applicable, the unlicensed interpreter is employed.

(3) A request submitted pursuant to s. SPS 202.01 (2) shall specify all of the following:

- (a) Information to support that the criteria stated in s. SPS 202.01 (2) has been met.
- (b) The identity of the consumer to whom services will be provided.
- (c) The duration of the exemption being requested.
- (d) The setting for which the exemption is requested.
- (e) The unlicensed interpreter's educational and training background.
- (f) Where, when, and from whom the unlicensed interpreter learned sign language.
- (g) The unlicensed interpreter's knowledge of sign language and deaf culture.
- (h) Any other special training or experience of the unlicensed interpreter in working with persons who are deaf, deaf-blind, or hard of hearing, or with persons with other disabilities.
- (i) The unlicensed interpreter's experience with interpreting.
- (j) The unlicensed interpreter's knowledge of the code of ethics for sign language interpreters.

(k) Where, if applicable, the unlicensed interpreter is employed.

(4) Documentation to support the request for exemption may include, if appropriate, any of the following:

- (a) Letter of support from the individual receiving services or their legal guardian.
- (b) Medical documentation for the individual receiving services.
- (c) Letter of support from a teacher or other school personnel.

(5) The council may, in its discretion, request an appearance before the council by the unlicensed interpreter requesting the exemption to provide further information in support of the request.

(6) The council may not grant an exemption under s. SPS 202.01 for individuals who are waiting to take a test for the National Association for the Deaf, Inc., or for test results, or for certification by the Registry of Interpreters for the Deaf, or for verification from the Wisconsin Interpreting and Transliterating Assessment, or for other certification or verification required for licensure under s. 440.032 (3), Stats.

**History:** CR 11-018: cr. Register September 2011 No. 669, eff. 10-1-11; (title) created under s. 13.92 (4) (b) 2., Stats., Register September 2011 No. 669; correction in (1), (2) (intro.), (a), (j), (3) (intro.), (a), (6) made under s. 13.92 (4) (b) 6., 7., Stats., Register November 2011 No. 671.