

**KENTUCKY BOARD OF INTERPRETERS FOR THE DEAF AND HARD OF
HEARING MEETING MINUTE
October 3, 2024**

A meeting of the Kentucky Board of Licensure of Interpreters for the Deaf and Hard of Hearing was held virtually through Teams and/or in-person at 500 Mero Street. Frankfort, KY on October 3, 2024.

MEMBERS PRESENT

Marva Johnson [*CPI*] **Chair**
Rebecca Kreutzer [Citizen at Large]
Edie Ryan [*CPI*] **Secretary-Treasurer**
Hunter Bryant [*CPI*]

DEPARTMENT OF PROFESSIONAL LICENSING

April Alsbrook, Admin. Section Supervisor
Kristen Lawson, Commissioner

LEGAL

Sara Janes, Board Counsel

GUESTS (2 working interpreters present at each meeting)

Sonja Smith, Russell Anderson, Anna Beard, Derek Drury, CHD Henderson, Denise (no last name), Amy Hatzel, Dennis Wheeler, Linda Bozeman, Megan Hunt, Hadassah Ponder, Kenya Shaw, Denise Lautenschleger, Renee Montecinos, Guest Unverified, Shelby Champlin, Shannon Cunver, Vicki Brown, Tiler Deaton, Carrie Stelmach, Cindy Harris, Rachel Morgan, Michael Wilson, KCDHH Access, Blake Campbell, Artie Grassman, Emily Kimbell

CALL TO ORDER

Marva Johnson called the special meeting to order at 1:03 p.m.

NEW BUSINESS

This meeting is a continuation of the September 5 and September 11 meetings that were not valid due to lack of quorum. A recap was provided by Board counsel. The Board started the consideration of public written comments.

201 KAR 39:040 – Comments were reviewed by board counsel and the reason for the increase in fees was stated. There was no motion made to amend the proposed fee increase after comments.

201 KAR 39:050 – Comments were reviewed by board counsel. There was no motion made to amend after comments.

201 KAR 39:070 – Comments were reviewed by board counsel. There was discussion relating to EIPA scores for temporary licensure. Reb Kreutzer moved to propose amended after comments motion to include language in 201 KAR 39:070 to provide for board

discretion to approve an additional 1-year extension beyond 5 years for extenuating circumstances, as determined appropriate by the board. Motion, seconded by Edie Ryan. Marva Johnson opposed, carried.

Motion brought forth after discussion to raise the score for temporary licensure from 3.5 to 4.0 or better. Motion by Marva Johnson and second by Reb Kruetzer. Edie Ryan and Hunter Bryant opposed; motion failed. This will leave the score for temporary licensure at 3.5 or better.

Board counsel brought up a technical change to the wording of the statutes to allow the board to recognize any Nationally recognized certification and give discretion to board to recognize without amending regulations to do so. Edie Ryan made a motion, seconded by Hunter Bryant. Motion carried.

201 KAR 39:075 – Board counsel shared comments and concerns relating to increased responsibility for supervisors, formerly called mentors. Counsel explained KRS 309.312(3) requires that a temporary licensee be under supervision and use of the term “mentor” is improper since it is a more relaxed standard, and the statute requires supervision.

There was no motion made to amend after comments.

The Board took a break and called the meeting to order at 2:28pm.

201 KAR 39:090 – Board counsel reviewed the comment made on this regulation by an individual asking that CEUs for power, privilege, and oppression (PPO) be approved as fulfilling the ethics requirement, which aligns with RID standards for ethics, and that the Board consider aligning its CEU requirements with RID’s CEU requirements.

There was no motion made to amend after comments.

201 KAR 39:120 – Board counsel advised there was only one comment on this regulation relating to the Code of Ethics relating to elimination of language in Section 1.(5) relating to deaf interpreters. Counsel then explained the board’s rationale for striking the language was to eliminate the restrictions in the former version relating to “regional sign dialects, nonstandard signs, foreign sign languages, and those with emerging language use” as the only basis for the need for a deaf interpreter; and had added the following new language to replace it:

(5) A licensee shall accept a request for services[assignments] using discretion with regard to skill, setting, and the consumers involved.

(a) Licensees shall approach requests for services with respect and cultural sensitivity towards all participants.

(b) When a request for services demands an additional deaf or hearing licensee, a licensee shall not accept the request, or continue with the services if it has been initially accepted, until the additional deaf or hearing licensee is included in the professional interpreting team.

There was no motion made to amend after comments.

201 KAR 39:130 – Board counsel advised there were two (2) comments on this regulation relating to imposition of a Out-of-State Interpreter Registry and reporting requirements. The individuals making comments included questions about the “less than 20 days” language and their understanding there was a limit of 20 days. Additionally, they asked about equity for in-state interpreters and why there was no parity for those in-state to be able to interpret an equal amount of time without a license.

Counsel advised KRS 309.301(2)(a) states nonresident interpreters working in the Commonwealth less than 20 days per year are not subject to the provisions of KRS 309.300 to 309.319, and therefore the actual limit is 19 days. Further, the Board has no legal authority over these individuals. However, the Board does have duty to enforce the 19 day limitation and the registry is its effort to add some type of accountability, and understands this will be an “honor” system of sorts, and will also give those using services the ability to report offenders, who would then be ordered to cease and desist by the board upon any reporting of a violation. .

There was no motion made to amend after comments.

201 KAR 39:030 – Board counsel advised there were more than 120 comments on this regulation and the board members had the opportunity to review all comments, and further, many of the comments were identical or nearly identical. Therefore, in the interest of time and efficiency, counsel would pull up recent comments received to ensure the Board had fully reviewed and considered all written comments.

Many of the comments related to the 21 fully licensed individuals with an EIPA-only qualification and the grandfathering in of those licensees with the requirement they acquire a national certification by July 1, 2030.

A motion was made by Edie Ryan to keep anyone as an EIPA 4 as fully licensed in Kentucky, seconded by Hunter Bryant. Reb Kreutzer and Marva Johnson opposed; motion fails.

A motion was made by Hunter Bryant to amend the regulation after comments to grandfather in the 21 fully licensed licensees (and any applicants issued a license prior to the regulation going into effect) without condition. Motion, seconded by Edie Ryan. All were in favor and the motion carries.

Board counsel initiated conversation about the Rausch comment re: DPL-KBI-001: Removal of the CASLI Knowledge Exam option from page 5 of 6 on the revised form for application for full licensure (“CGKE- CASLI Generalist Knowledge Exam”). Listing this can be confusing and redundant because you cannot earn the RID NIC or CDI certification based on that exam alone and the fact that you cannot take the performance portion of the NIC or CDI without having first passed the Knowledge Exam. I recommend removing the “CGKE- CASLI Generalist Knowledge Exam” option. As this is a technical change, no vote was needed.

The Board started review of Public Statement – Board counsel read the prepared public statement and based on the Board’s amended after comments actions from the 9/5, 9/11 meeting, and today, the statement was no longer correct.

A motion made by Marva Johnson to give Edie Ryan the authority to work with Board counsel and the Public Information Officer at PPC to develop a public statement. Motion seconded by, Hunter Bryant, carried.

Per Board's counsel's staff-suggested amendments that need to be made that are not substantive but will be required. Reb Kruetzer motions to allow Board counsel to consult and work with Marva Johnson to answer any Board related questions. Seconded by Hunter Bryant. Motion carried.

ADJOURN

A motion made by Hunter Bryant to adjourn the meeting at 3:45 p.m. Motion, seconded by Reb Kreutzer, carried.

A handwritten signature in black ink, appearing to read 'Marva Johnson', written in a cursive style.

Marva Johnson, Chair

NEXT BOARD MEETING: November 5, 2024