

REGISTRATION OF INTERPRETERS

NRS 656A.100 Application; waiver of requirements; identification of professional classification requested; registration.

1. A person who wishes to engage in the practice of interpreting in this State must submit to the Division:

- (a) Proof that the applicant is at least 18 years of age;
- (b) An application in the form prescribed by the Division;

(c) Proof that the applicant has complied with the requirements for education, training, experience and certification required for each professional classification of the practice of interpreting pursuant to this section or prescribed by a regulation of the Division pursuant to [NRS 656A.082](#);

(d) If the applicant wishes to practice interpreting in a community setting as an apprentice level interpreter, proof:

- (1) That the applicant possesses intermediate interpreting skills;
- (2) Of current participation in a program of mentoring or an agreement to participate in a program of mentoring with an interpreter in a community setting other than an apprentice level interpreter; and

(3) Of ongoing participation in a training program for the professional development of interpreters;

(e) If the applicant wishes to practice interpreting in a community setting as a skilled interpreter, proof:

- (1) That the applicant is certified as an interpreter by a nationally recognized public or private organization which is approved by the Division or possesses the skills necessary to practice interpreting at a skilled level in a community setting; and

(2) Of ongoing participation in a training program for the professional development of interpreters;

(f) If the applicant wishes to practice interpreting in a community setting as an advanced certified interpreter, proof:

- (1) That the applicant is certified as an interpreter at an advanced level by a nationally recognized public or private organization which is approved by the Division or possesses the skills necessary to practice interpreting at an advanced level in a community setting; and

(2) Of ongoing participation in a training program for the professional development of interpreters;

(g) If the applicant wishes to practice interpreting in an educational setting as an apprentice level interpreter, proof:

- (1) That the applicant has completed the Educational Interpreter Performance Assessment administered by a public or private organization which is approved by the Division and received a rating of his or her level of proficiency in providing interpreting services at least at level 3.0;

(2) Of current participation in a program of mentoring or an agreement to participate in a program of mentoring with an interpreter in an educational setting other than an apprentice level interpreter; and

(3) Of an individualized plan for professional development as an interpreter which includes, without limitation, specific goals for the applicant's professional development as an interpreter;

(h) If the applicant wishes to practice interpreting in an educational setting as an intermediate interpreter, proof:

- (1) That the applicant has completed the Educational Interpreter Performance Assessment administered by a public or private organization which is approved by the Division and received a rating of his or her level of proficiency in providing interpreting services at least at level 3.1; and

(2) Of an individualized plan for professional development as an interpreter which includes, without limitation, specific goals for the applicant's professional development as an interpreter;

(i) If the applicant wishes to practice interpreting in an educational setting as an advanced interpreter, proof:

(1) That the applicant has completed the Educational Interpreter Performance Assessment administered by a public or private organization which is approved by the Division and received a rating of his or her level of proficiency in providing interpreting services at least at level 4.0;

(2) That the applicant possesses at least 4 years of experience practicing as an interpreter in a classroom; and

(3) Of an individualized plan for professional development as an interpreter which includes, without limitation, specific goals for the applicant's professional development as an interpreter;

(j) If the applicant wishes to obtain a supplemental registration specifically to practice interpreting in a legal setting or medical setting in addition to obtaining registration pursuant to paragraphs (d) to (i), inclusive, any information or evidence as prescribed by a regulation of the Division pursuant to [NRS 656A.084](#); and

(k) Any other information or evidence the Division may require to determine whether the applicant has complied with the requirements to engage in the practice of interpreting.

2. The Division may, for good cause shown, waive any requirement set forth in subsection 1.

3. An applicant must identify each professional classification of the practice of interpreting for which he or she requests registration.

4. The Division shall:

(a) Register each applicant who complies with the applicable provisions of this section as an interpreter described in the applicable paragraph of subsection 1; and

(b) Issue to the applicant proof of registration.

(Added to NRS by [2001, 1772](#); A [2007, 163](#); [2009, 2402](#))

PRACTICE OF REALTIME CAPTIONING

NRS 656A.400 Application; registration.

1. A person who wishes to engage in the practice of realtime captioning in this State must submit to the Division:

(a) Proof that the applicant is at least 18 years of age;

(b) An application in the form prescribed by the Division;

(c) Proof that the applicant has complied with the requirements for education, training, experience and certification required for the practice of realtime captioning as prescribed by a regulation of the Division pursuant to [NRS 656A.084](#); and

(d) Any other information or evidence the Division may require to determine whether the applicant has complied with the requirements to engage in the practice of realtime captioning.

2. The Division shall register each applicant who complies with the provisions of this section and issue to the applicant proof of registration.

(Added to NRS by [2005, 965](#); A [2007, 166](#); [2009, 2404](#))

DISCIPLINARY ACTION

NRS 656A.500 Acts constituting cause for disciplinary action. The following acts, among others, constitute cause for disciplinary action:

1. Engaging in behavior that is contrary to the ethical standards set forth in the regulations of the Division.

2. Violation by an interpreter or realtime captioning provider of any of the provisions of this chapter or of any other law of this State or of the standards and other regulations adopted thereunder.
3. Aiding, abetting or permitting the commission of any illegal act.
4. Conduct inimical to the public health, morals, welfare and safety of the people of the State of Nevada while discharging duties as an interpreter or realtime captioning provider.
5. Engaging in the practice of interpreting or the practice of realtime captioning without the skills required to meet the communication needs of the recipient of the service.
6. Engaging in unprofessional conduct as defined by the Division by regulation.
(Added to NRS by [2007, 162](#); A [2009, 2404](#))

NRS 656A.510 Authorized disciplinary action; regulations.

1. If an interpreter or realtime captioning provider has committed any act set forth in [NRS 656A.500](#), the Division may:
 - (a) Suspend or revoke the registration of the interpreter or realtime captioning provider;
 - (b) Refuse to renew the registration of the interpreter or realtime captioning provider;
 - (c) Impose upon the interpreter or realtime captioning provider a fine of not more than \$5,000 for each violation of this chapter;
 - (d) Require the interpreter or realtime captioning provider to pay restitution; or
 - (e) Take such other disciplinary action as the Division deems appropriate.
2. The Division may adopt regulations setting forth a schedule of fines for the purposes of paragraph (c) of subsection 1.
3. The Division shall adopt regulations setting forth a schedule of penalties for engaging in unprofessional conduct. The schedule of penalties must not exceed the penalties set forth in this section.
(Added to NRS by [2007, 162](#); A [2009, 2404](#))

NRS 656A.520 Investigation of complaint; action by Division.

1. When a complaint is filed with the Division, it must be considered by a person designated by the Division. If it appears to the person designated by the Division that further proceedings are warranted, the person shall report the results of his or her investigation together with his or her recommendation to the Division in a manner which does not violate the right of the person charged in the complaint to due process in any later hearing on the complaint.
2. The Division shall promptly make a determination with respect to each complaint reported to it by the person designated by the Division and shall dismiss the complaint or proceed with disciplinary action pursuant to [chapter 622A](#) of NRS.
(Added to NRS by [2007, 162](#); A [2009, 2405](#))

NRS 656A.530 Limitations on filing complaints.

1. Except as otherwise provided in subsection 2, a complaint must not be filed against an interpreter or realtime captioning provider if 2 years or more have elapsed since the occurrence of the act or omission alleged as the ground for disciplinary action.
2. If the act or omission alleges fraud or misrepresentation, the complaint must be filed within 2 years after the discovery of the fraud or misrepresentation.
(Added to NRS by [2007, 162](#))

UNLAWFUL ACTS

NRS 656A.800 Prohibited acts; penalties; action for enforcement; report of violation to district attorney or Attorney General.

1. Except as otherwise provided by specific statute, it is unlawful for a person to:

- (a) Engage in the practice of interpreting in this State;
 - (b) Hold himself or herself out as certified or qualified to engage in the practice of interpreting in this State; or
 - (c) Use in connection with his or her name any title, words, letters or other designation intended to imply or designate that the person is an interpreter,
 - ↪ unless the person is registered with the Division pursuant to [NRS 656A.100](#).
 - 2. It is unlawful for a person to:
 - (a) Engage in the practice of realtime captioning in this State;
 - (b) Hold himself or herself out as certified or qualified to engage in the practice of realtime captioning in this State; or
 - (c) Use in connection with his or her name any title, words, letters or other designation intended to imply or designate that he or she is a realtime captioning provider,
 - ↪ unless the person is registered with the Division pursuant to [NRS 656A.400](#).
 - 3. A person who violates the provisions of subsection 1 or 2:
 - (a) Is guilty of a misdemeanor; and
 - (b) May be assessed a civil penalty of not more than \$5,000.
 - 4. An action for the enforcement of a civil penalty assessed pursuant to this section may be brought in any court of competent jurisdiction by the district attorney of the appropriate county or the Attorney General.
 - 5. Any civil penalty recovered pursuant to this section must be deposited with the State Treasurer for credit to the Account for Services for Persons with Impaired Speech or Hearing created by [NRS 427A.797](#).
 - 6. The Division shall report a violation of a provision of subsection 1 or 2 to the district attorney of the county in which the violation occurred or the Attorney General.
- (Added to NRS by [2001, 1774](#); A [2005, 966](#); [2007, 167](#); [2009, 2405](#))