

**700 Finance and Personnel**

**764 Credentials for an Interpreter Tutor for the Deaf/Hard of Hearing**

**1.0 Purpose**

- 1.1 This regulation shall apply to the requirements for a Permit, pursuant to the authority provided in Title 14 of the Delaware Code, for Interpreter/Tutor for the Deaf/Hard of Hearing in public schools.
- 1.2 No person shall be employed by a public school as an Interpreter/Tutor for the Deaf/Hard of Hearing without obtaining a Permit under this section.

**14 DE Reg. 1222 (05/01/11)**

**2.0 Definitions**

The following words and terms, when used in this regulation, shall have the following meaning unless the context clearly indicates otherwise:

“**Department**” means the Delaware Department of Education.

“**EIPA**” means Educational Interpreter Performance Assessment. For purposes of this regulation, EIPA includes both the Written Test and video stimulus tapes evaluation.

“**Immorality**” means conduct which is inconsistent with the rules and principles of morality expected of the interpreter tutor and may reasonably be found to impair an individual’s effectiveness by reason of his or her unfitness or otherwise.

“**Permit**” means a document issued by the Department of Education that verifies an individual’s qualifications and training to serve as an Interpreter/Tutor for the Deaf/Hard of Hearing. A permit shall be valid for five (5) years.

“**RID**” means the National Registry of Interpreters for the Deaf.

“**Secretary**” means the Secretary of the Delaware Department of Education.

“**Unfit**” means immorality, misconduct in office, incompetence, neglect of duty, disloyalty, willful and persistent insubordination or falsification of credentials.

**14 DE Reg. 1222 (05/01/11)**

**3.0 Requirements for a Permit**

- 3.1 Subject to the provisions in 6.0 below, the Department shall issue a Permit as an Interpreter/Tutor for the Deaf/Hard of Hearing to an individual who has a minimum of a Bachelor’s degree in any field from a regionally accredited college or university and either:
- 3.2 Holds national certification as a Generalist by RID; or
- 3.3 Is a certified member of RID as an EIPA credentialed interpreter who achieved a level 4.0 or higher on the Elementary or Secondary American Sign Language video stimulus tapes evaluation.

**14 DE Reg. 1222 (05/01/11)**

**4.0 Application and Renewal Procedures**

- 4.1 Applicants for a Permit as an Interpreter/Tutor for the Deaf/Hard of Hearing shall submit to the Department:
  - 4.1.1 Official transcripts forwarded directly from the issuing institution or by the applicant in an unopened, unaltered envelope.
  - 4.1.2 Evidence of national certification as a Generalist from RID or evidence which documents that the applicant has met the requirements defined in Section 3.2.
- 4.2 The permit holder shall be required to renew the Permit every five (5) years by submitting documentation that the minimum standards in 3.0 of the regulation have been met.

**14 DE Reg. 1222 (05/01/11)**

**5.0 Criminal Conviction History**

An applicant shall disclose his or her criminal conviction history upon application for the Permit. Failure to disclose a criminal conviction history is grounds for denial or revocation of a Permit.

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**TITLE 14 EDUCATION**  
**DELAWARE ADMINISTRATIVE CODE**

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**6.0 Denial of Permit**

- 6.1 An applicant shall be denied a Permit for an Interpreter/Tutor for the Deaf/Hard of Hearing upon a finding that the applicant:
- 6.1.1 Failed to meet the requirements set forth herein; or
  - 6.1.2 Is Unfit; or
  - 6.1.3 Had a Permit, certificate or license revoked in another jurisdiction; or
  - 6.1.4 Is under official investigation by any state or local authority with the power to issue educator licenses, permits, or certifications, where the alleged conduct meets the definition of "Unfit" in 2.0 of this regulation, until the applicant provides evidence of the investigation's resolution.
- 6.2 The Secretary shall give written notice to the applicant of the denial and the reasons therefore. The notice of denial shall be sent by certified mail and shall give notice that a full and fair hearing may be requested before the Secretary or his or her designee within 10 days of the receipt of the notice of denial. The Secretary's decision shall be final.

**14 DE Reg. 1222 (05/01/11)**

**7.0 Revocation of Permit**

- 7.1 A Permit issued under the provisions of this regulation may be revoked upon a finding of conduct that meets the definition of "Unfit" in 2.0 of this regulation and must be revoked upon finding that the permit holder made a materially false or misleading statement in his or her permit application or upon finding that the permit holder failed to maintain the requirements for a Permit as designated in 3.0 herein.
- 7.2 The Secretary shall give written notice to the permit holder of the proposed revocation and the reasons therefore. The notice of revocation shall be sent by certified mail and shall give notice that a full and fair hearing may be requested before the Secretary, or his or her designee, within 10 days of the receipt of the notice of denial. The Secretary's decision shall be final.

**14 DE Reg. 1222 (05/01/11)**

**8.0 Effect on Current Certificate or Permit Holders**

- 8.1 This regulation shall be effective immediately.
- 8.2 Notwithstanding this provision, individuals who are employed as Interpreter/Tutors on May 11, 2011 shall be grandfathered for 5 years subsequent to May 11, 2011. After May 11, 2011, any Delaware Interpreter/Tutor shall meet the requirements of 3.0 herein.

**9 DE Reg. 113 (7/1/05)**

**14 DE Reg. 1222 (5/1/11)**