Department of Rehabilitation Services

Summary of 2023 Administrative Rule Amendments

Chapter 10. Vocational Rehabilitation and Services for the Blind and Visually Impaired

Subchapter 1. General Provisions

612:10-1-2. Definitions [AMENDED] – amended language in definition, Post-employment services. Removed section (D) in Supported employment services.

612:10-1-7. Purchase of services and goods for individuals with disabilities [AMENDED] – amended punctuation in (k) (3). Removed cited rule 612:10-7-220 and add “agency administrative rule” terminology. This rule will be cited under Instructions to Staff (ITS).

SUBCHAPTER 3. CLIENT PARTICIPATION IN COST OF SERVICES

612:10-3-2. Consideration of comparable services and benefits [AMENDED] Correction of spelling error, (d) line 44 and (e) line 54.

612:10-3-3. Participation of individuals in cost of services based on financial need [AMENDED] – Language clarification ‘Family’ revised to ‘Household’ (f) line 64 and 68.

SUBCHAPTER 7. VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND AND VISUALLY IMPAIRED

PART 1. SCOPE OF VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND AND VISUALLY IMPAIRED

612:10-7-1. Overview of Vocational Rehabilitation and Services for the Blind and Visually Impaired [AMENDED] – Language clarification ‘retain, regain, or advance’ revised to ‘maintain’ (b) (21) line 72. Rule is revised to be consistent with RSA FAQ 22-03 guidance document that was published in March 2022.

612:10-7-3. Client responsibilities [AMENDED] – Added section (13) basic responsibility to assist counselors in obtaining employment earnings from clients. This will help with WIOA requirements with 2nd and 4th earnings.

PART 3. CASE PROCESSING REQUIREMENTS

612:10-7-24.1. Basic eligibility requirements for vocational rehabilitation services [AMENDED] – Language clarification to section (h) (3) line 68 revising Deafness and Hearing Loss procedures. Section (ii) (I) Line 133 add review by RCD and line 117 (II) is removed regarding speech reception threshold measurement.

PART 5. CASE STATUS AND CLASSIFICATION SYSTEM

612:10-7-45. Electronic Case Management System Progression [AMENDED] – Language clarification amending rule to be consistent with the RSA FAQ 22-03 guidance document published March 2022.

612:10-7-58. Closed Rehabilitated [AMENDED] – Language clarification amending rule to be consistent with the RSA FAQ 22-03 guidance document published March 2022. Section (f) line 48 provides counselor with the ability to provide correspondence to the client in their preferred format.

612:10-7-62. Post-Employment services [AMENDED] – Language clarification 'retain, regain, or advance' revised to 'maintain' under section (a). Section (a) (4) revised language to state Post-employment services are to be provided under an amended IPE and a eligibility -re-determination is not required. Section (b) (3) is revoked. Section (c) is being revoked and rule is renumbered accordingly.

612:10-7-63. Post-Employment services completed [AMENDED] – Revised 'status' to 'services' under section (b).

PART 15. TRAINING

612:10-7-142. General guidelines for training services [AMENDED] – Language revision under section (f).

PART 17. SUPPORTED EMPLOYMENT SERVICES

612:10-7-185. Provision of supported employment services [AMENDED] – Removed section (c) (4).

612:10-7-185.1. Customized Employment [NEW] – New rule for customized employment.

PART 21. PURCHASE OF EQUIPMENT, OCCUPATIONAL LICENSES AND CERTIFICATIONS

612:10-7-220. Vehicle modification services [AMENDED] – Revised OMES language to read OMES-DCAM. Administrative rule listed within the rule body is being relocated to the Instructions to Staff section.

612:10-7-221. Housing Modification [AMENDED] – Revised OMES language to read OMES-DCAM.

SUBCHAPTER 13. SPECIAL SERVICES FOR THE DEAF AND HARD OF HEARING

PART 3. CERTIFICATION OF INTERPRETERS

612:10-13-16. Evaluation [AMENDED] – Language revision replaces 'maintenance' with 'renewal', 'Oklahoma QAST Ethical Standards with 'NAD-RID Code of Professional Conduct' under section (a).

612:10-13-18. Fees [AMENDED] – Language revision to incorporate 'renewal' relating to yearly certification maintenance fees.

612:10-13-20. Certification maintenance [AMENDED] – Language clean-up, removed section (3) and added section (4) under (a), added section (f).

612:10-13-22. Grievance procedures [AMENDED] – Added language to define procedures: regarding NAD-RID Code of Professional Conduct, ICRC Level of

Limitations, or state and federal laws that is required to file a possible violation against an interpreter. Defined function of the merit panel which is to assist the Department in determining if there is merit to a formal grievance, which is based on facts and parties are anonymous.

612:10-13-23. Formal hearing [AMENDED] – Added language to define and clarify who the Department is, expanded what is needed from parties, defined and clarified what 'Revocation' is considered – must be determined and proven there was a severe violation against CPC, Limitations, or a malicious intent to harm.

CHAPTER 25. BUSINESS ENTERPRISE PROGRAM

SUBCHAPTER 2. GENERAL PROVISIONS

612:25-2-5. Definitions [AMENDED] – Language correction of 'Visual Services' to 'Services to the Blind and Visually Impaired'.

SUBCHAPTER 4. THE STATE LICENSING AGENCY

PART 1. ORGANIZATION AND GENERAL OPERATION STANDARDS

612:25-4-1. Organization of the State Licensing Agency [AMENDED] – Language correction of 'Visual Services' to 'Services to the Blind and Visually Impaired'.

PART 3. BUSINESS ENTERPRISE PROGRAM TRAINING

612:25-4-14. Training for new or potential licensed managers – Language correction of 'DVS/DVR' to 'DVR/DSBVI'.