

Rehabilitation Services for the Blind
Policy and Procedure Manual
For the Vocational Rehabilitation Program
Version 1.8

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Chapter 1 - The status system and case processing

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.41](#) – Processing Referrals and Applications

[34 CFR 361.43](#) – Procedures for ineligibility determination

[34 CFR 361.44](#) – Closure without eligibility determination

[34 CFR 361.56](#) - Requirements for closing record of services of a client who has achieved an employment outcome

State Rules

[13 CSR 40-91.020](#)

Case Processing

Case actions and supporting documentation should be recorded and processed in the case management system or filed within the paper case record as soon as feasible. Ideally, the information should be recorded and paperwork processed the same day as the action. For any status changes, this means that a case note should be present in the case management system to document the reason for each status change. See [Chapter 5](#) for further information on requirements and best practices for case documentation.

The Status System

RSB uses a status system for tracking and processing cases from referral to case closure. Below is a chart with the numbered status, a brief description of that status (including the name used within the case management system), any applicable timeframes for that status, and the allowable next statuses (which statuses the case can move into next), followed by more detailed information on each status.

Status	Description	Timeframe in status (if any)	Next Statuses
00	Referral	45 days	02, 08
02	Application	60 days – can be extended	06, 08, 10
06	Application – T (Trial Work Plan)		08, 10
08	Closed from referral or application status		
10	Eligible (Assessment - Plan Development)	90 days – can be extended	18, 30
18	Service (inclusive of Service – E for clients who have a job but are not yet stable in their employment)		20, 22, 24, 28
20	Service – J (Training complete – job ready)	90 days	18, 22, 24, 28
22	Employed	At least 90 days for status 26 closure	18, 20, 24, 26, 28
24	Service – I (Services Interrupted)	90 days	18, 20, 22, 28
26	Closed –Rehab, successful		
28	Closed – Other, after plan implementation		
30	Closed – Other, prior to plan implementation		
32	PES (Post Employment Services) Discontinued		33
33	Closed PES (Closed from Post Employment) Discontinued		

Active Case Statuses

Referral (Status 00)

- Move a client into this status when an individual potentially in need of services comes to the attention of the agency.
- No Services are to be purchased in status 00
 - Should interpreting services be required for an initial meeting, contact head of bill paying unit in State Office

- Can proceed to statuses
 - Application (02) with signed application, or
 - Closed From Referral Status (08) if the application for VR services is not pursued

Application (Status 02)

- Move a client into Application status (02) as soon as the individual signs an application for VR services
- This status is used to gather information to make a determination of eligibility/ineligibility
 - [See Chapter 2](#) for further information on determining eligibility
 - [See Chapter 4](#) for further information on authorizing services
- Timeline for determining eligibility is 60 days from the date of application, but this can be extended with client agreement (see [Chapter 3](#))
- Can proceed to statuses
 - Application-T (06) for a Trial Work period (see [Chapter 7](#))
 - Closed (08) if determined ineligible or closed for other reasons
 - Eligible (10) if determined eligible

Application-T (Trial Work Plan, Status 06)

- Move to this status when further information is needed to determine if the client is able to benefit from VR services in terms of an employment outcome (see [Chapter 7](#) for more information)
- To be used prior to determining that a client is too severely disabled to achieve an employment outcome
- District Supervisors must sign off on any Trial Work Plans
- Can move to statuses
 - Closed-Other (08) if determined ineligible or closed for other reasons
 - See [Chapter 18](#) for further information on follow up requirements for closures after a Trial Work Plan
 - 10 if determined eligible

Eligible (Assessment, Plan Development, Status 10)

- Move to this status when the client is determined eligible for VR services
- Signed Certification of Eligibility letter sent to client and copied for case record
- Eligible Status (10) is used to develop the Individualized Plan for Employment with the client to determine the vocational goal as well as the nature and scope of services (see [Chapter 10](#) for further detail on vocational planning)
- Timeline for plan development is 90 days, but this can be extended to a specific date with client agreement
- Can move to statuses
 - Service (18) - Plan is developed and signed by client
 - Closed-Other (30) - prior to plan implementation

Service (Status 18)

- Move to status when IPE is signed
 - see [Chapter 9](#) for descriptions of available VR services
- VRC must review IPE with client at least annually
- Can move to statuses
 - Service-J (Job Ready, 20) - training is complete
 - Service-E (18) on start date of employment
 - Service-I (Service Interrupted, 24) - should services be interrupted

- Employed (22) when the client has begun employment and training is complete
- Closed-Other (28) – unsuccessful closure

Service-E (status 18)

- This status is used within the case management system to flag clients as employed, but not yet stable
- These clients are still receiving training or other services under an IPE
- VRC must review the IPE with client at least annually
- Can move to statuses
 - Service-J (Job Ready, 20) - training is complete Service-I
 - (Service Interrupted, 24) - should services be interrupted
 - Employed (22) if the client has begun employment and needs no further significant services
 - Closed-Other (28) – unsuccessful closure

Service-J (Job Ready, Status 20)

- Move to Service-J status (20) when
 - training is complete, and
 - client is ready for job placement, or
 - has been offered a job and has not begun employment yet
- 90 day limit on this status
 - If the client has/is expected to exceed 90 days in Service-J status, staff should document in the case record the actions being taken to secure employment and that the client continues to have no further training needs.
- Move to status
 - Service (18) should further training be required
 - Service-E (18) on start date of employment
 - Employed (22) if the client has begun employment and needs no further significant services
 - Service-I (24) if the client is currently not able to participate in the VR program
 - Closed-Other (28) if it is determined the case should be closed unsuccessfully

Employed (Status 22)

- Move to status when the client has begun employment and training is complete
 - Ensure the client is notified of the availability of post-employment services at this time
 - Unforeseen and/or minor post-employment services can be authorized while the client is in Employed status
 - If significant services are required, the case should be moved back to Service status
- Move to status
 - Service-E (18) should further training or other significant services be required
 - Service-J (20) should the client lose their job, but not require further services in order to be job ready
 - Service-I (24) if the client loses their job and is not able to participate in the VR program
 - Closed-Rehab (26) if the client has maintained employment for 90 days
 - Closed-Other (28) – unsuccessful closure

Service-I (Service Interrupted, Status 24)

- Move into this status if the client has experienced a significant change in circumstances such that they are no longer able to participate in the VR program
- Should not exceed 90 days in this status

- If the client's situation prevents them from returning to full participation in their VR plan past 90 days, document in the case record the reason for the extended break in service and a new agreed upon target date to begin services
- Move to status
 - Service (18) if the client is able to participate in the VR program again and requires further training
 - Service-J (20) if the client is able to participate in the VR program again and is job ready
 - Employed (22) if the client has begun employment and needs no further significant services
 - Closed-Other (28) if it is determined to close the case as unsuccessful

Closure Statuses

For all closures

- Refer to [Chapter 18](#) for further info
- Notify client of closure, per [Chapter 8](#)
- Complete federal reporting requirements in the case management system
- Review record, ensuring all pertinent records are present
 - Signed application
 - Certification of eligibility for VR services and ineligibility if now appropriate
 - Authorizations for services must be paid or the remaining balance canceled
 - All signed IPEs are present

Closure from Referral (00), Application (02), or Application-T (06) statuses (08 closure status)

- Move to this status when determination is made that client is not accepted for VR services

Closed-rehab (Successful Closure, Status 26)

- Move client into this status when they have obtained employment consistent with their vocational goal and have maintained that employment for 90 days

Closed-Other (Unsuccessful Closure after plan implementation, status 28)

- Move a client into this status if they have signed an IPE (i.e. achieved Service status or beyond, but there is some reason/circumstance that prevents attainment of a vocation)

Closed-Other (Unsuccessful Closure prior to plan implementation, status 30)

- Move client into this status if the client has not yet achieved status 18 and it is determined that circumstances prevent the client from participating in VR services

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Chapter 2 – Referral, Intake and Eligibility for Vocational Rehabilitation Services

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.42](#) – Assessment for Determining Eligibility and Priority for Services

[34 CFR 361.43](#) – Procedures for ineligibility determination

[34 CFR 361.44](#) – Closure without eligibility Determination

State Rule

[13 CSR 40-91.020](#)

(A) Referrals

1. When an individual potentially in need of services comes to the attention of the agency, a referral is initiated. Staff shall:
 - i. Enter the referral information into the case management system
 - ii. If the individual is calling in the referral themselves, provide the individual with the name and contact information of the staff who will be handling the referral as well as a timeframe in which they can expect to be contacted.
2. The VRC should make every effort to contact the individual as soon as practical to schedule an initial interview. The [Client Handbook](#) can be provided to the individual at this time (an electronic version of the [Client Handbook can be found here](#) or physical copies can be ordered from CBNP).
3. VRCs should ensure referrals do not exceed 45 days in referral status without sufficient justification documented in the case management system as to why the client is not available.

(B) Initial Interview

1. During the initial interview, the VRC will
 - i. Discuss the VR program, and explain that competitive integrated employment is the goal of VR service provision.
 - ii. Determine with the individual if competitive integrated employment is the individual's goal.
 - iii. Based on this information, either:
 1. Close the VR referral and refer to other RSB programs as appropriate if the individual is not interested in pursuing employment, or
 2. Complete the VR application packet during the initial interview

(C) Signed Application

1. The client, parent (for clients under age 18) or guardian must sign the application and other required paperwork.
2. The signed application must be received before the case can be entered into Application status in the case management system.
3. Should the client submit their application later than the date they signed the application, RSB shall consider the date RSB received the application as the Application Date.
4. The VRC must make a determination of eligibility within 60 days of the Application Date, unless the counselor and client agree to an extension of this timeframe. See [paragraph \(G\)1.](#) within this chapter for more information on eligibility determination extensions.

(D) Extended Employment

1. Should the individual express interest in extended employment (defined as work in a "non-integrated or sheltered setting for which compensation is in accordance with the Fair Labor Standards Act"), the VRC should work in coordination with state office on all such referrals or cases.

2. Refer to [Chapter 17](#) for more information on Extended Employment

(E) Basic Conditions of Eligibility - An individual's eligibility for vocational rehabilitation for the blind services is based only upon the following criteria: [361.42\(a\)](#)

1. A determination by qualified personnel that the applicant has a physical or mental impairment and the individual meets the visual disability requirements of RSB
 - A. Visual disability means that an individual with a non-progressive disease or defect of the visual system that results in a central visual acuity of twenty/two hundred (20/200) or less in the better eye with best correction; or, if the central visual acuity with best correction is more than twenty/two hundred (20/200) in the better eye, there is a visual field defect in which the widest diameter of the visual field subtends an angle distance no greater than twenty degrees (20°); or has a visual efficiency **(see visual efficiency resources below)** that does not exceed twenty percent (20%); [361.5\(c\)\(27\)](#), [Sec.7\(20\)](#), [361.5\(c\)\(26\)](#)
 - B. Visual disability means than an individual with a progressive disease or defect of the visual system that results in a central visual acuity of twenty/seventy (20/70) or worse in the better eye with best correction, or has a visual efficiency **(see visual efficiency resources below)** that does not exceed sixty four percent (64%), or has near vision that is decreased to the extent that the individual cannot read print that is smaller than Jaeger nine (J9) with best correction.
Visual Efficiency Resources: [Visual Efficiency Worksheet and Charts](#)
2. A determination by qualified personnel that the applicant's physical or mental impairment constitutes or results in a substantial impediment to employment for the applicant. [361.5\(b\)\(52\)](#)
3. A determination by a qualified vocational rehabilitation counselor employed by the designated State unit that the applicant requires vocational rehabilitation services to prepare for, secure, retain, advance in, or regain competitive integrated employment consistent with the applicant's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice.
4. A presumption, in accordance with 361.42(a)(2) of the final regulations for the Rehabilitation Act as amended, that the applicant can benefit in terms of an employment outcome from the provision of vocational rehabilitation services. [361.42\(a\)\(2\)](#)

(F) Prohibited factors

1. RSB shall not apply any durational or other residence requirement that would exclude from services any applicant or eligible individual who is present in the state.
 - Note: Citizenship status may affect a client's eligibility for service, as the individual must be available to achieve a competitive integrated employment outcome in order to receive services. Therefore, in order to be considered eligible for vocational rehabilitation services (including assessment to determine eligibility), an individual must be either a U.S. citizen or possess a Green Card (officially known as a Permanent Resident Card), which verifies their right to live and work permanently in the United States. Individuals who have entered the country under a student or temporary worker visa who wish to apply for vocational rehabilitation services must apply for and receive a Green Card from the U.S. Citizenship and Immigration Services in order to be considered eligible for vocational rehabilitation services.
 - **Note:** Standard for residency shall be "Present in the state." [361.42\(c\)\(1\)](#), [Sec.101\(a\)\(12\)](#)
2. RSB shall not exclude any applicant or group of applicants from services solely on the basis of the type of disability.
3. The eligibility requirements are applied without regard to the applicant's
 - age, sex, race, color or national origin;
 - type of expected employment outcome;
 - source of referral;
 - anticipated service needs and/or associated case costs;
 - employment history or current employment status;
 - educational status or current education level.

(G) Assessment for Determining Eligibility for Services - RSB shall carry out a comprehensive diagnostic study of each applicant for vocational rehabilitation services. The purposes of the comprehensive diagnostic study are to determine whether the applicant meets the basic conditions of eligibility stated in [subsection \(A\) of this chapter](#)

1. Eligibility should be determined soon as possible, but not later than 60 days after the date of application, unless the VRC and the eligible individual agree to an extension of that deadline. For the purpose of determining timely case movement from applicant status to eligibility, RSB will consider the date the application is received in the district office as the start date of eligibility.

(H) Presumptive Eligibility

1. Any applicant who has been determined eligible for Social Security benefits under Title II or Title XVI of the Social Security Act (SSI/SSDI) as a result of visual impairment is presumed to be eligible for vocational rehabilitation services and is considered to be an individual with a significant disability (in satisfaction of the eligibility criteria in [paragraph \(A\)1.](#) above). Documentation must be present in every case record detailing that presumptive eligibility has been considered and whether or not presumptive eligibility applies. [361.42\(a\)\(3\)\(i\)\(A-B\)](#)
2. Any eligible individual, including an individual whose eligibility for vocational rehabilitation services is based on the individual being eligible for Social Security benefits, must intend to achieve an employment outcome that is consistent with the applicant's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice. RSB's application for vocational rehabilitation services specifies that individuals who receive services under the program must intend to achieve an employment outcome; therefore the applicant's completion of the application for vocational rehabilitation services is sufficient evidence of the individual's intent to achieve an employment outcome. [361.42\(a\)\(4\)\(ii\)](#)
3. An individual whose eligibility for vocational rehabilitation services is being considered based on their receipt of Social Security benefits under Title II or Title XVI of the Social Security Act will be considered to be capable of benefiting in terms of an employment outcome unless RSB can demonstrate by clear and convincing evidence that the individual cannot benefit due to the severity of their disability. [Sec.102\(a\)\(3\)\(A\)\(ii\)](#)
4. If an applicant for vocational rehabilitation services asserts that he or she is eligible for Social Security benefits under Title II or Title XVI of the Social Security Act, they must verify their eligibility by providing appropriate evidence such as an award letter. [361.42\(a\)\(3\)\(ii\)](#) If this document is not available, the RSB staff member should request verification of eligibility for Social Security benefits under Title II or Title XVI of the Social Security Act based on blindness from RSB's Central office.

(I) Consultation with Missouri Division of Vocational Rehabilitation - The Missouri Division of Vocational Rehabilitation provides vocational rehabilitation services to individuals who do not meet visual disability requirements stated in this rule but who are visually impaired and who meet all eligibility requirements of the Missouri Division of Vocational Rehabilitation. RSB and the Missouri Division of Vocational Rehabilitation consult regarding individuals for whom there is a question as to which agency should provide vocational rehabilitation services to the individuals. For Deaf-Blind individuals, RSB has developed an agreement with Missouri Division of Vocational Rehabilitation outlining how both agencies can work together to best serve the client.

(J) Dual VR Cases – If the RSB staff member has knowledge of or reason to believe a client has a previous or current VR case with another VR agency, the staff member should obtain a signed disclosure from the client to allow for coordination of services and to secure case records from the other state VR agency. If the client has an active case with the other state VR agency, RSB staff should coordinate services in conjunction with their counterpart in the other state VR agency. RSB shall not supplant services already being provided by the other state VR agency.

Chapter 3 - Informed Client Choice

Federal Regulations

[34 CFR 361.52](#) – Informed Choice

Those persons who apply for, or who are eligible to receive vocational rehabilitation services from Rehabilitation Services for the Blind (RSB), have the opportunity as well as the responsibility to make appropriate informed choices during the vocational rehabilitation process. RSB views these persons as clients of its services and throughout its policies refer to these persons as clients. RSB will strive to assist clients in an even-handed, fair and objective manner to acquire the information needed to exercise informed choice. The vocational rehabilitation process includes, among other things, the selection of: assessment services; an employment outcome; the specific vocational rehabilitation services that will assist the client achieving this outcome; the entity or source that will provide these services; and the location where the services will be provided.

(A) Client Responsibilities in relation to Informed Choice - It is the client's responsibility to ask questions, engage in realistic self-evaluation, seek out information, take initiative, follow through on tasks, gain experience in the world of work, and commit to an employment outcome and to challenge the system when necessary.

(B) RSB Philosophy and Responsibilities in relation to Informed Choice

1. **RSB philosophy** is that the client has the ultimate responsibility for making his or her own life choices and living with the consequences of those choices. RSB's goal is to develop the client's own ability to make informed choices and to take effective charge of their life so that they can achieve a successful employment outcome. RSB's efforts to facilitate the client's exercise of informed choice includes providing encouragement, offering even-handed, fair, objective and factual information, and assisting the client to explore their potential and range of possibilities.
2. **Notification of Informed Choice** - the VRC shall inform each applicant and eligible individual (including transition students), through appropriate modes of communication, about the availability of, and opportunities to exercise, informed choice, including availability of support services for individuals with cognitive or other disabilities who require assistance in exercising informed choice, throughout the vocational rehabilitation process. The VRC will provide information regarding [Informed Choice](#) to every client
 - at time of application,
 - during Individualized Plan for Employment (IPE) development, and
 - at any other time questions surrounding choice arise.

(C) Conflict Resolution - Informed choice does not mean unfettered choice, but rather refers to choices that facilitate a successful employment outcome and that are consistent with client's strengths, resources, priorities, concerns, abilities, and capabilities. If clients and the RSB disagree during the vocational rehabilitation process, the client has the right and obligation to question decisions that appear unclear or unfair. Staff should refer to [Chapter 23 – Review Procedures](#) within this manual for more information on these procedures.

Chapter 4 - Authorization of Services

Federal Regulations

[34 CFR 361.5](#) – Definitions

State Rules

13 CSR 40-91.020

- (A) RSB shall not pay for any vocational rehabilitation service unless RSB has issued an authorization and dated the authorization for services on/before the initiation of services.
1. In cases of emergency medical services, where prior authorization is needed by the provider, but due to the urgent nature of the emergency the authorization cannot be issued immediately, the VRC/DS may provide their approval.
 2. In all cases, the record must reflect the justification for the authorization for services prior to issuing the authorization.
- (B) Authorizations may be "backdated" within the following time limits:
1. A counselor may sign an authorization prepared up to 15 calendar days following the service start date.
 2. Any authorization prepared in excess of 15 calendar days following the service start date will require an approval signature by the Deputy Director or his designee and must go through the exception process outlined in [Chapter 24](#) of the VR Policy Manual.
- (C) A request for payment for services provided without prior approval may not be approved at the district office. In order to authorize a service that was begun without prior approval, the authorization must go through the exception process outlined in [Chapter 24](#) of the VR Policy Manual. Such an exception must contain information that shows:
1. the service requested is a planned IPE service; and
 2. that the case manager agrees that the service would have been provided if they were informed by the client in a timely manner.
- (D) Staff should authorize therapy by both psychologists and psychiatrists at UCR. Psychiatrists will be paid based on the CPT code submitted on the invoice and psychologists will be paid at our current established rate.
- (E) A vendor who provides services that are authorized by RSB must agree not to charge or accept any payment from an applicant or eligible individual or from a member of the applicant's or eligible individual's family unit unless the amount of the charge or payment is previously known to and approved by RSB. [361.50\(e\)](#)
- (F) Expenditure Approvals
1. Authorized expenditures must be tracked so that when expenditure thresholds are reached the appropriate approvals are obtained.
 2. Purchase of equipment in support of full VR services are subject to the limitations outlined in [Chapter 13, paragraph \(C\)1](#).
 3. Physical and Mental Restoration services are subject to the limitations outlined in [Chapter 12, paragraph \(C\)5](#).

[See policy 13\(C\)4.-6. regarding Equipment Ownership, Equipment Inventory and Equipment Disposition policies](#)

EXPENDITURE APPROVAL TABLE		
Service	Case Manager Approval Limits	Exceptions Authorized by
VR-Equipment for Training and Placement	-major items \$5,000 and more require DS signature -items \$5,000 and more require bids -\$10,000 for life of case	\$10-\$17,000 by DS Over \$17,000 by Assistant Deputy Director
VR-Physical/Mental Restoration Services and Equipment	\$25,000 life of case	Over \$25,000 by Assistant Deputy Director

Chapter 5: The Case Record

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.47](#) - Record of services

State Rules

[13 CSR 40-91.020](#)

RSB must maintain for each applicant and eligible individual a record of services that includes, to the extent pertinent, the following documentation:

NOTE: Click on the following link for guidance on [Good Practices in Case Narration](#).

Potentially Eligible Students with Disabilities

- (A) Prior to providing Pre-Employment Transition Services to Potentially Eligible Students with a Disabilities, RSB must obtain documentation of the student's disability. Acceptable forms of documentation are an IEP or 504 plan indicating the client is receiving vision services or accommodations as a result of vision loss, eye reports demonstrating vision loss that meets RSB's eligibility criteria, a benefit statement from SSA indicating the disability is based on blindness, or simply a case note documenting your observations that the student appears to qualify for services.

Eligibility/Ineligibility Determinations

- (B) If an applicant has been determined to be an eligible individual, the comprehensive diagnostic study supporting that determination in accordance with the requirements under [361.42 - Assessment for determining eligibility and priority for services](#), and as outlined within [Chapter 2, subsection \(G\)](#) of this policy manual.
- (C) If an applicant or eligible individual receiving services under an individualized plan for employment has been determined to be ineligible, documentation of the reason for the ineligibility determination as well as the documentation supporting that determination in accordance with the requirements under [361.43- Procedures for ineligibility determination](#), as outlined within [Chapter 18 subsections \(B\)](#) and [\(C\)](#) of this policy manual.
- (D) Documentation that describes the justification for closing an applicant's or eligible individual's case if that closure is based on reasons other than ineligibility. This documentation must be detailed and inclusive in support of [361.44 - Closure without eligibility determination](#). As outlined within [Chapter 18 subsection \(A\)](#)

Significance of Disability

- (E) If an individual has been determined to be an individual with a significant disability or an individual with a most significant disability, documentation supporting that determination, as outlined within [Chapter 22 subsections \(11\)](#) and [\(12\)](#).
- (F) If an individual with a significant disability requires an exploration of abilities, capabilities, and capacity to perform in realistic work situations through the use of trial work experiences to determine whether the individual is an eligible individual, documentation supporting the need for, and the plan relating to, that exploration and documentation regarding the periodic assessments carried out during the trial work experiences in accordance with the requirements under [361.42\(e\)- Trial work experiences for individuals with significant disabilities](#), as outlined in [Chapter 7](#).
- (G) For each eligible individual to whom physical and mental restoration services are provided, documentation that supports RSB's determination that the eligible individual's clinical status is stable or slowly progressive, as provided for within [Chapter 12](#) of this policy manual.

Individualized Plan of Employment

- (H) The individualized plan for employment, and any amendments to the individualized plan for employment, consistent with the requirements under [361.46- Content of the individualized written rehabilitation program](#), as outlined in [Chapter 10](#) of this policy manual.

- (I) Documentation describing the extent to which the applicant or eligible individual exercised informed choice regarding the provision of assessment services and the extent to which the eligible individual exercised informed choice in the development of the individualized plan for employment. This documentation is in respect to the selection of the specific employment outcome, the specific vocational rehabilitation services needed to achieve the employment outcome, the entity to provide the services, the employment setting, the settings in which the services will be provided, and the methods to procure the services, as provided for within [Chapter 3](#) of this policy manual.
- (J) In the event that an individual's individualized plan for employment provides for vocational rehabilitation services in a non-integrated setting leading toward competitive integrated employment, a justification to support the need for the non-integrated setting, as outlined in [Chapter 14](#) within this policy manual.
- (K) Decision to provide post-employment services after the eligible individual achieves his/her employment objective, the basis upon which RSB develops the post-employment plan, a description of the services RSB provides and the outcome of the services.

Measurable Skill Gain and Credential Attainment

- (L) In the event an individual attains a credential, verification of such attainment. Credentials include either a recognized postsecondary credential, or a secondary school diploma or its recognized equivalent. A recognized postsecondary credential is defined as a credential consisting of an industry-recognized certificate or certification, a certificate of completion of an apprenticeship, a license recognized by the State involved or Federal government, or an associate or baccalaureate degree, as well as graduate degrees. Acceptable forms of documentation of credential attainment are as below:
 - a. a copy of the credential,
 - b. records from the school, or
 - c. a case note documenting the verification of the achievement from the education or training provider or the individual.
- (M) Measurable skill gains are used to measure the interim progress of clients who are enrolled in education or training services. Depending upon the type of education or training program in which a participant is enrolled, documentation verifying the client's progress is outlined below:
 - a. Educational Functioning Level (EFL)
 - i. Adult High School transcript showing EFL gain through the awarding of credits or Carnegie units
 - ii. Enrollment records or case note documenting postsecondary education or training enrollment
 - b. Postsecondary Education progression
 - i. Transcript
 - ii. Report Card
 - c. Secondary Education Progression
 - i. Transcript
 - ii. Report Card
 - d. Training Milestone (such as OJT or Registered Apprenticeship program)
 - i. Positive evaluation from employer or training provider
 - ii. Record of successful completion of OJT or Registered Apprenticeship
 - e. Skills progression (Occupation Specific Skills)
 - i. Results of knowledge-based exam or certification of completion.
 - ii. Documentation demonstrating progress in attaining technical or occupational skills
 - iii. Documentation from training provider or employer
 - iv. Copy of a credential that is required for a particular occupation and only is earned after the passage of an exam

Case Closure

- (N) In the event that an individual obtains competitive employment, verification that the individual is compensated at or above the minimum wage and that the individual's wage and level of benefits are not less than that

customarily paid by the employer for the same or similar work performed by non-disabled individuals in accordance with [361.5\(c\)\(9\)\(i\)- Definition of competitive integrated employment](#), and as outlined within [Chapter 18 subsection \(E\)](#) of this policy manual.

- (O) In the event an individual achieves an employment outcome in which the individual is compensated in accordance with 14(c) the Fair Labor Standards Act or RSB closes the case of an individual in extended employment on the basis that the individual is unable to achieve an employment outcome or that an eligible individual through informed choice chooses to remain in extended employment, documentation will be produced including the results of the semi-annual and annual reviews required under [361.55 - Semi-annual and annual review of individuals in extended employment and other employment under special certificate provisions of the Fair Labor Standards Act](#), including the individual's input into those reviews, and if appropriate, the individual's representative's acknowledgment that those reviews were conducted, as provided for within [Chapter 17](#) of this policy manual.
- (P) In the event that a client's case is closed successfully under [361.56- Requirements for closing the record of services of an individual who has achieved an employment outcome](#), documentation that demonstrates the services provided under the individual's individualized plan for employment contributed to the achievement of the employment outcome.

Post-Exit

- (Q) Post-Exit employment information, as provided for within [Chapter 18](#) of this policy manual.

Client Requests

- (R) Documentation concerning any action or decision resulting from a request by an individual under [361.57- Review of determinations made by designated State unit personnel](#), as provided for within [Chapter 23](#) in this policy manual.
- (S) In the event that an applicant or eligible individual requests under [361.38\(c\)\(4\)- Protection, use, and release of personal information](#), that information in their case record be amended, the documentation in question, within the case record, shall be amended and if the documentation is not amended, documentation will be produced of the request and the reason for inaction, [per Department policy 5-103](#).

Client Referrals

- (T) In the event an individual is referred to another program by RSB, documentation shall be maintained within the case record of the referral, consistent with the requirements of [361.37- Information and referral programs](#).

Additional Documentation Items

- (U) Documentation of the determination of maintenance, using the Maintenance Rate form, found on the [RSB Forms and Documents site](#), and as outlined in [Chapter 13](#) within this policy manual.
- (V) Eligible individual's use of any comparable service or benefit.
- (W) RSB advised the eligible individual or applicant of the confidentiality of all information pertaining to the eligible individual's case, see [Chapter 25](#) of this policy manual.

Chapter 6 - Comparable Services and Benefits

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.53](#) – Comparable Services and Benefits

State Rules

[13 CSR 40-91.020](#)

- (A)** Before RSB provides any vocational rehabilitation service to an eligible individual or members of the eligible individual's family, RSB shall determine whether comparable services and benefits are available under any other program, except when RSB is providing the following services: [361.5\(c\)\(8\)](#); [361.53\(b\)](#)
1. Assessment for determining eligibility and vocational rehabilitation needs;
 2. Counseling and guidance;
 3. Information and Referral Services;
 4. Vocational and other training services, including personal and vocational adjustment, books, tools and other training materials, that are not provided in institutions of higher education;
 5. Job search and placement; and
 6. Rehabilitation Technology services and devices.
- (B)** RSB shall require that if comparable services and benefits are available to an eligible individual, the eligible individual must utilize the comparable services and benefits to meet, in whole or in part, the cost of the eligible individual's vocational rehabilitation services, except in the situations stated in [Subsections \(C\)](#) and [\(D\)](#) below.
1. Eligible individuals whose IPE includes college-level academic study must apply for Pell Grant assistance regardless of eligibility and annually provide a copy of the Student Aid Report (SAR) in order to satisfy this requirement. (Per the Client Responsibilities portion of the [RSB College Handbook](#))
 - Pell, and any other applicable comparable service and benefit for Tuition, Fees, Books and Supplies (see [B2](#) below), is to be applied to the amount RSB would otherwise pay if that assistance were not available (see [Chapter 11](#)). For example, if a student exercises informed choice to attend a private or out of state college or university and the cost of Tuition, Fees Books and Supplies were more than the rate referenced in [Chapter 11, subsection A3](#), the scholarship/grant would be applied to reduce RSB's allowable cost, not the client's cost.
 2. RSB does not consider as comparable benefits those awards and scholarships based on merit, or those which are not restricted to specific college-related expenses (tuition, books, college expenses). (Per [Sec. 101\(a\)\(8\)\(A\)\(ii\)](#) Rehabilitation Act Amendments, [RSA-PAC-90-7](#))
 - Ex. A student has been awarded a Bright Flight (merit) scholarship. This scholarship, as it is merit-based, will not be considered a comparable benefit.
 - Ex. A student receives an unrestricted scholarship through the National Eagle Scout Association which is based on membership in the NESA and community involvement. This scholarship, though it is a non-merit scholarship, should not be considered a comparable benefit as it is unrestricted as to its use.
 3. The following list represents the most commonly encountered comparable benefits in the RSB service community and should be checked before service delivery on all cases:
 - Medicaid
 - Medicare
 - Pell Grant
 - Non-merit based scholarships
 - Any scholarships that are specifically dedicated to specific educational costs such as Tuition, books/supplies, paid directly to the school and are non-transferrable to the student
 - Private medical insurance

- Any other medical insurance
 - Veteran's Administration (for health care and rehabilitation center programming)
 - Worker's Compensation (when a person has been injured on the job)
- (C)** RSB shall not determine whether comparable services and benefits are available under any other program if the determination of the availability of comparable services and benefits would delay the provision of vocational rehabilitation services to any eligible individual who is at extreme medical risk. RSB shall base a determination of extreme medical risk upon medical evidence provided by an appropriate licensed medical professional. [361.5\(c\)\(20\)](#), [361.53\(a\)\(3\)](#)
- (D)** RSB shall not require consideration of comparable services or benefits if to do so would result in delays in 1) progress toward achieving an employment outcome identified in the IPE or 2) an immediate job placement. [361.53\(a\)\(1-2\)](#) [Sec.101\(a\)\(8\)](#)

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Chapter 7 - Trial Work Period

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.42](#) – Assessment for Determining eligibility and priority for services

State Rules

[13 CSR 40-91.020](#)

RSB shall provide vocational rehabilitation services to an applicant during a Trial Work Period, under the following circumstances: [361.42\(e\)](#)

(A) RSB determines that an applicant has a mental or physical disability(ies) that, for the applicant, constitutes or results in a substantial impediment to employment but RSB cannot determine, from information obtained during the comprehensive diagnostic study described in [Chapter 2, subsection \(G\)](#), that the applicant will benefit in terms of an employment outcome from the provision of vocational rehabilitation services;

NOTE: The Trial Work Period shall only be used in cases where it cannot be determined whether an eligible individual may benefit in terms of an employment outcome. Any other questions of eligibility must be satisfied within the 60 day eligibility time limit, or within an extension to that time limit (see [Chapter 2, paragraph \(G\)1.](#)).

(B) RSB shall provide only those services that the eligible individual must have so that RSB can determine the individual's eligibility for vocational rehabilitation services; [361.42\(e\)](#), [Sec. 102\(a\)\(2\)\(B\)](#)

(C) The Trial Work Period shall begin on the date that RSB approves a written plan and certifies the applicant for a Trial Work Period as discussed in [Chapter 8 subsection \(B\)](#);

(D) Trial Work Experiences must be of sufficient variety and provided over a sufficient time period in order to determine:

1. There is sufficient evidence to conclude the individual can benefit from VR services in terms of an employment outcome; or
2. There is clear and convincing evidence that the individual is unable to benefit from VR services because of the severity of the individual's disability.

[NOTE TO 361.42](#): Defines "Clear and Convincing" evidence standard.

(E) RSB shall make a thorough assessment of the eligible individual's progress as often as necessary but at least once every ninety (90) days from the date of the certification for trial work services. This assessment shall include periodic reports from each rehabilitation facility or person who is providing services to the eligible individual;

(F) RSB shall end the provision of services at any time before the end of the Trial Work Period when RSB is able to determine whether the eligible individual is eligible for vocational rehabilitation services;

(G) RSB shall not certify more than one (1) period of trial work during the time the eligible individual's case is opened; and

(H) If RSB closes an eligible individual's case and the individual reapplies for vocational rehabilitation services, RSB may provide another period of trial work if the individual needs to receive VR services in order for RSB to determine the individual's vocational potential.

(I) Should the case record of an individual be closed as there is clear and convincing evidence ([NOTE TO 361.42](#): Defines "Clear and Convincing" evidence standard) that the individual is unable to benefit from VR services because of the severity of the individual's disability, the VRC must review this decision within 12 months and annually thereafter if requested by the individual, or by the individual's representative, unless the individual refuses review, is no longer present in the state, cannot be located, or if the individual's condition is rapidly progressive or terminal.

Chapter 8 – Certification of Eligibility or Ineligibility

Federal Regulations

[34 CFR 361.5](#) - Definitions

State Rules

[13 CSR 40-91.020](#)

- (A) Certification of Eligibility.** As soon as RSB determines that an applicant is eligible for vocational rehabilitation services, RSB shall complete a certification of eligibility. The certification shall include the statement that the applicant meets the basic conditions of eligibility stated in [Chapter 2, subsection \(E\)](#). An appropriate RSB staff member shall sign and date the certification.
- (B) Certification for Trial Work Experience.** As soon as RSB determines that an applicant meets the requirements stated in [Chapter 7, subsection \(A\)](#), a Trial Work plan will be developed, and an appropriate RSB staff member shall complete, sign and date the plan for trial work and provide a copy of the Trial Work Plan to the client, which shall serve as the certification of the Trial Work Experience.
- (C) Certification of Ineligibility.** As soon as RSB determines that the applicant or eligible individual is not eligible for vocational rehabilitation services, an appropriate RSB staff member shall complete, sign and date a certification of ineligibility. RSB shall assure that the certification states the reasons for the ineligibility determination. RSB shall carry out all activities stated in [Chapter 18, subsections \(B\)](#) and [\(C\)](#).

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Chapter 9 - Vocational Rehabilitation Services for the Individual

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.48](#) – Scope of vocational rehabilitation services for individuals with disabilities

State Rules

[13 CSR 40-91.020](#)

As appropriate to the vocational rehabilitation needs of each applicant or eligible individual, RSB shall make available the vocational rehabilitation services that are listed in this section. To the extent possible, within the limitations of 34 CFR 361, 34 CFR 365, 34 CFR parts 74-81, Chapter 34, RSMo, 13 CSR 40-91.020 and RSB's Informed Choice Policy (see [Chapter 3](#)) the applicant or eligible individual may select the vendor(s) to provide each service. RSB shall provide services in the most cost effective manner in order to assist the individual with a disability in preparing for, securing, retaining, advancing in, or regaining an employment outcome that is consistent with the individual's strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice. The procedures for the provision of the following services and the limitations on the provision of certain services will be addressed in later chapters: [361.48](#), [Sec.103\(a\)](#), [361.5\(b\)\(57\)](#), [Sec. 7\(38\)](#)

(A) PRE-EMPLOYMENT TRANSITION SERVICES

Pre-employment transition services may be provided to all students with disabilities. Services are provided to potentially eligible students with disabilities, or to eligible VR clients under an IPE. See [Chapter 16](#) for further information on providing these services to students with disabilities.

1. **Job Exploration Counseling**
2. **Work-Based Learning Experiences** - In-school or after school opportunities, or experience outside the traditional school setting (including internships), that is provided in an integrated environment to the maximum extent possible. See the [Work Based Learning Experience Resource Guide](#) and the [Work Based Learning Experience Agreement \(fillable .docx\)/Work Based Learning Experience Agreement \(.pdf\)](#) form for further details.
3. **Counseling on Enrollment Opportunities** - Counseling on opportunities for enrollment in comprehensive transition or postsecondary educational programs at institutions of higher education.
4. **Workplace Readiness Training** - Workplace readiness training to develop social skills and independent living.
5. **Instruction in Self-advocacy** - Instruction in self-advocacy (including instruction in person-centered planning), which may include peer mentoring (including peer mentoring from individuals with disabilities working in competitive integrated employment)

(B) CAREER SERVICES

1. **Assessment** - Services provided and activities performed to determine an individual's eligibility for VR services and/or to determine the nature and scope of VR services to be included in the IPE. See also 34 CFR 361.5(c)(5) and 34 CFR 361.48.
2. **Physical Restoration/Diagnosis and Treatment of Impairments** – as discussed in [Chapter 12](#)
3. **Vocational Rehabilitation Counseling and Guidance** - Vocational rehabilitation counseling and guidance includes information and support services, including adjustment to blindness counseling, to assist an individual in exercising informed choice and is distinct from the case management relationship that exists between the counselor and the individual during the VR process.
4. **Job related career services** - will be provided to eligible individuals as identified in their IPE to assist the individual in obtaining, retaining or maintaining suitable employment. These services may be provided by RSB staff and/or contracted providers of supported employment and short term community- based employment services.
5. **Job Search Assistance** - Job search activities support and assist an individual in searching for an appropriate job. Job search assistance may include help in resume preparation, identifying appropriate job opportunities, developing interview skills, and making contacts with companies on behalf of the consumer.

6. **Job Placement Assistance** - Job placement assistance is a referral to a specific job resulting in an interview, whether or not the individual obtained the job.
7. **Short Term Job Supports** - Support services provided to an individual who has been placed in employment in order to stabilize the placement and enhance job retention. Such services include short-term job coaching for persons who do not have a supported employment goal consistent with the employment goal on the IPE.
8. **Supported Employment Services** - On-going support services and other appropriate services needed to support and maintain an individual with a most significant disability in supported employment for a period of time generally not to exceed 24 months. Services, such as job coaching, are for individuals who have supported employment and long-term supports identified on the IPEs. On-the-job support services with a supported employment goal are funded using Title VI and Title I funds.
9. **Information and Referral Services** - provided as needed to assist the applicant or eligible individual in securing needed goods and services not available through Rehabilitation Services for the Blind from other agencies or programs, including other components of the statewide workforce development system and the Client Assistance Program. This service shall be made available to all applicants and eligible individuals, without consideration of significance of disability (see Order of Selection, Chapter 22), comparable services and benefits or the eligible individual's financial participation. This service will include counseling and referral for job placement if RSB is operating under an order of selection. In the event that an individual is referred to another agency, the client will be provided with a notice of the referral to the agency, specific contact information for the agency to which they are referred and information and advice regarding the most suitable services to assist them in preparing for, securing, retaining, advancing in, or regaining employment
10. **Benefits Counseling** - Typically involves an analysis of an individual's current benefits, such as SSDI and SSI, the individual's financial situation, and the effect different income levels from work will have on the individual's future financial situation. This service is intended to provide the individual an opportunity to make an informed choice regarding the pursuit of employment.
11. **Customized Employment Services** – The flexible strategies leading to a customized employment outcome; includes job exploration by the individual or working with an employer to facilitate placement.
12. **Extended Services** – Ongoing support services and other appropriate services needed to support and maintain an individual with a most significant disability in supported employment, as provided for in Chapter 14 part (A)3.C.(II).

(C) TRAINING – See [Chapter 11](#) for the policy on training costs. Below are the available training service categories

1. **Graduate College or University Training** - Academic training leading to a degree recognized as beyond a baccalaureate degree, such as a Master of Science, Arts (M.S. or M.A.) or Doctor of Philosophy (Ph.D.) or Doctor of Jurisprudence (J.D.). Such training would be provided by a college or university.
2. **Four-Year College or University Training** - Academic training leading to a baccalaureate degree, a certificate, or other recognized educational credential. Such training may be provided by a four-year college or university or technical college.
3. **Junior or Community College Training** - Academic training above the high school level leading to an associate degree, a certificate, or other recognized educational credential. Such training may be provided by a community college, junior college, or technical college.
4. **Occupational or Vocational Training** - Occupational, vocational, or job skill training provided by a community college and/or business, vocational/trade or technical school to prepare students for gainful employment in a recognized occupation, not leading to an academic degree. This would include selected courses or programs of study at a community college, four-year college, university, technical college or proprietary schools or programs.
- **On-the-job Training** - Training in specific job skills by a prospective employer. Generally the trainee is paid during this training and will remain in the same or a similar job upon successful completion. See [On the Job Training \(OJT\) Resource Guide](#) and [On-the-Job Training \(OJT\) Agreement \(fillable .docx\)/On-the-Job Training \(OJT\) Agreement \(.pdf\)](#) form for further details.
5. **Registered Apprenticeship Training** - A registered apprenticeship program is a work-based employment and training program that combines hands-on, on-the-job work experience in a skilled occupation with related classroom instruction. Structured apprenticeship programs generally have minimum requirements for the duration of on-the job work experience and classroom instruction, and/or could utilize competency-based

elements but should have mechanisms in place to ensure quality and consistency of skills acquisition. Other elements that distinguish apprenticeship programs from other work-based efforts including co-op education, on-the-job training, and internships are the following: includes supervision and structured mentoring; provides for wage increases as an apprentice's skills increase; is based on an employer-employee relationship; and provides an industry recognized certificate of completion of the program.

6. **Basic Academic Remedial or Literacy Training** - Literacy training or training provided to remediate basic academic skills that are needed to function on the job in the competitive labor market.
7. **Job Readiness Training** - Training provided to prepare an individual for the world of work (e.g., appropriate work behaviors, getting to work on time, appropriate dress and grooming, increasing productivity).
8. **Disability-Related Skills Training, including;**
 - A. *Rehabilitation teaching services*, including assessment of the extent of rehabilitation needs of the individual in such areas as home management, personal management, communication skills, interpersonal social skills in the home, community and workplace, as well as training in systematic compensatory and accommodative techniques of blindness and low vision that allow the individual to achieve self-sufficiency and independence in society. Rehabilitation teaching services are provided to eligible individuals as identified in the Individualized Plan for Employment (IPE), and may be delivered by RSB staff, contractors or through the use of contracted facilities for Personal and Vocational Adjustment to Blindness (PVA), and;
 - B. *Orientation and mobility services* including assessment of the eligible individual's level of orientation and mobility skills, training in the use of mobility aids and devices, protective techniques, and compensatory orientation skills, including the use of strategies for orientation in the home, workplace and community. These services are available to all eligible individuals with an identified service need in the IPE in the area of orientation and mobility. These services may be delivered by RSB staff, contractors, or through the use of contracted facilities for Personal and Vocational Adjustment to Blindness (PVA).
9. **BEP training** – see [Chapter 20](#)
10. **Customized Training** – A training program designed to meet an employer's special requirements. The employer has entered into an agreement to hire individuals trained to meet their specific needs. Training can be provided at the employer's site, or by a 3rd party vendor.
11. **Work Experience** - includes apprenticeships, internships, short-term employment, and other work experiences. See the [Work Experience Resource Guide](#) and the [Work Experience Agreement \(fillable .docx\)/Work Experience Agreement \(.pdf\)](#) form for further details.
12. **Miscellaneous Training** – Any training not covered in the other training categories, for example GED or other training leading to a diploma, or courses taken at post-secondary institutions not leading to a certificate or diploma.

(D) OTHER SERVICES

1. **Transportation** - as discussed in [Chapter 13, subsection \(A\)](#);
2. **Maintenance** - as discussed in [Chapter 13, subsection \(B\)](#), monetary support provided for those expenses such as food, shelter and clothing that are in excess of the normal expenses of the individual, and that are necessitated by the individual's participation in an assessment for determining eligibility and VR needs or while receiving services under an IPE.
3. **Rehabilitation Technology** – as provided for within [Chapter 13, subsection \(C\)](#) of this policy. Rehabilitation technology means the systematic application of technologies, engineering methodologies, or scientific principles to meet the needs of, and address the barriers confronted by, blind and visually impaired individuals in areas that include education, rehabilitation, employment, transportation, independent living, recreation, home and vehicular modification, other assistive devices including, but not limited to hearing aids, low vision aids and wheelchairs. Rehabilitation technology includes rehabilitation engineering, assistive technology devices, and assistive technology services. This service may be provided directly by RSB staff, contractors or through the use of contracted facilities for Personal and Vocational Adjustment to Blindness (PVA). See also [34 CFR 361.5\(c\)\(45\)](#).
4. **Personal Assistance Services** - are a range of services provided by one or more persons designed to assist an individual to perform daily living activities on or off the job that the individual would typically perform without assistance if he or she did not have a disability and which cannot be performed by the individual through the use of alternative techniques of blindness or assistive technology (examples include, but are not limited to, bathing,

feeding, dressing, etc.). The services must be designed to increase the individual's control in life and ability to perform everyday activities on or off the job. The services must be 1) necessary to the achievement of an employment outcome and 2) provided only while the individual is receiving other VR services. These services are provided to an eligible individual only in conjunction with, or after the maximum utilization of comparable services and benefits.

5. **Technical Assistance Services** - provided to eligible individuals who are pursuing a vocational goal of self-employment, telecommuting or establishing a small business operation, including the development of business plans, marketing analyses, and resource development, in keeping with the [RSB Self-Employment Resource Guide](#) and [Chapter 13, subsection \(D\)](#). This will include assisting the eligible individual in gathering data on the feasibility and specifics of the business concept, refinement of the business concept based on the market research and analyses regarding a business idea, development of financial projections and plans, including break-even analysis, and putting the individual's plan into a presentable form. These services may be performed by RSB staff, contracted vendors or other entities with expertise in the creation and maintenance of small businesses. Eligible individuals who express an interest in self-employment in the Business Enterprise Program will be provided services as outlined in [Chapter 20](#) of the VR Policy and Procedure Manual, and in [13 CSR 40-91.010](#).
6. **Reader Services** - Reader services include, in addition to reading aloud, transcription of printed information into Braille or sound recordings if the individual requests such transcription.
7. **Interpreter Services** - Sign language or oral interpretation services for individuals who are deaf or hard of hearing and tactile interpretation services for individuals who are deaf-blind. Also include here real-time captioning services for persons who are deaf or hard of hearing. (Please Note: Language interpretation is to be provided under "other services")
8. **Other Services** - other goods and services that can be expected to benefit an eligible individual in terms of employability, not specified elsewhere, including but not limited to;
 - occupational licenses,
 - tools and equipment,
 - initial stocks and supplies,
 - child care,
 - language interpretation

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Chapter 10 - Vocational Planning and the Individualized Plan for Employment

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.5\(c\)\(5\)](#) – Assessment for determining eligibility and VR needs

[34 CFR 361.45](#) - Development of the IPE

[34 CFR 361.46](#) - Content of the IPE

State Rules

[13 CSR 40-91.020](#)

(A) Comprehensive Assessment - For each eligible client, the Vocational Rehabilitation Counselor will conduct a comprehensive assessment in order to determine the client's employment goal and the nature and scope of Vocational Rehabilitation services to be included in the IPE.

1. The IPE must be designed to achieve a specific competitive integrated employment outcome that is selected by the individual consistent with the individual's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice.
2. The comprehensive assessment of rehabilitation needs will include information provided by the client, and information obtained in determining the client's eligibility.
3. The comprehensive assessment may include an assessment of the following factors if they affect the vocational rehabilitation needs of the client:
 - Personality
 - Career interests
 - Interpersonal skills
 - Intelligence and related functional capacities
 - Educational achievements
 - Work experience
 - Vocational aptitudes
 - Personal and social adjustments
 - Employment opportunities
 - Medical
 - Psychiatric/psychological
 - Other pertinent vocational, educational, cultural, social, recreational and environmental factors
4. The comprehensive assessment of vocational rehabilitation needs should also include an appraisal of the client's patterns of work behavior and services needed for the client to acquire and/or develop:
 - Occupational skills
 - Work tolerance, habits and attitudes, and
 - Social behavior patterns necessary for successful job performance.
5. In providing quality customer service, contact with the client should be regular and ongoing.
 - The IPE must be developed as soon as possible, but not later than 90 days after the date of determination of eligibility, unless the VRC and the eligible individual agree to an extension of that deadline. RSB requires that the agreement is recorded within a case note in the case file.
6. During the vocational planning process, assist the client in making an informed choice regarding his/her vocational goal by:
 - Determining there is reasonable expectation the client can secure employment
 - Providing the client with current labor market information
 - Determining accommodations required, if any
 - Determining the need for assistive technology devices or assistive technology services
 - Discussing services to be provided and options for service providers

- Reviewing and discussing cost-effective programs/services.
 - Considering available comparable benefits/services
 - Explaining client and counselor responsibilities
7. For clients receiving benefits under title II or XVI of the Social Security Act (SSI/SSDI), the VRC must provide general information on additional supports and assistance – including benefits planning/counseling - available to individuals with disabilities seeking to enter the workforce. At a minimum, this information should include provision of a Ticket to Work brochure to all SSI/SSDI recipients during IPE development or earlier in the case process. RSB staff can secure brochures from RSB's Ticket to Work Coordinator and/or in accessible format from the Center for Braille and Narration Production.

(B) Individualized Plan for Employment (IPE) Development

1. The Individualized Plan for Employment (IPE) is a written document which outlines a plan to achieve the client's chosen vocational goal and is developed through an assessment of the client's individual rehabilitation needs consistent with his/her unique strengths, resources, abilities and interests.
2. The IPE should be developed and implemented as soon as feasible after eligibility determination. Staff should act with a sense of urgency in working with the client to complete this process.
 - The IPE must be developed as soon as possible, but not later than 90 days after the date of determination of eligibility, unless the VRC and the eligible individual agree to an extension of that deadline. RSB requires that the agreement is recorded within a case note in the case file.
3. In developing the IPE, clients have the opportunity to exercise informed choice when selecting:
 - The employment outcome/employment setting
 - The specific VR services needed to achieve the employment outcome
 - The entity(ies) that will provide the VR services, and
 - The methods available for procuring the services
4. In discussing the nature and scope of VR services to be provided in developing the IPE, meet with the client to review and discuss the following:
 - Comparable services
 - Cost-effective programs/services
 - Vocational goal and current labor market information
 - Accommodations required, if any
 - Services to be provided, including the anticipated need for Post-Employment services
 - Client and counselor responsibilities
 - Client's rights to due process hearing and/or mediation.
5. Include, as appropriate, the provision of assistive technology devices, assistive technology services, and personal assistance services, including training in the management of those services.
6. All services necessary for the client to achieve their goal – including in-house services such as those provided by RT or O&M staff or those services financed by comparable services and benefits providers (i.e. scholarship for tuition) – are to be appropriately documented within the IPE and recorded within the case record for purposes of RSA-911 reporting.
7. The IPE will be jointly developed, agreed upon and signed by the counselor and the client and/or his/her representative. The client/representative has the right to develop his/her own IPE, however the vocational goal and services must be mutually agreed upon. If the VRC cannot support the client's informed choice, the client should be informed of their rights to administrative review, mediation and/or fair hearing (see [Chapter 23](#)) as well as the availability of the Client Assistance Program.
8. The counselor should sign the IPE first, prior to the client signing. The fully signed IPE must be obtained before the client signature date can be entered into the case management system. The date used within the case management system shall be the later of the counselor signature date, or the date the client signed the IPE, whichever is later. The actual signature date shall be used, not the date received, if received on a later date.
9. A copy of the initial IPE, all IPE amendments, and any authorizations for service that are completed in accordance with the IPE, will be provided to the client.

10. For Students with Disabilities, the IPE is developed to be consistent with the student's IEP or 504 services.
11. The IPE is reviewed at least annually by the VRC and the client or the client's representative to assess the client's progress towards achieving the identified employment outcome. This review should be documented in the client record.

(C) Amended IPE

1. The IPE is amended, as necessary, by the individual or, as appropriate, the individual's representative, in collaboration with the VRC, if there are substantive changes in:
 - the employment outcome
 - the vocational rehabilitation services to be provided
 - the providers of the vocational rehabilitation services
2. Amendments to the IPE do not take effect until agreed to and signed by the eligible individual or, as appropriate, the individual's representative and by the counselor.

(D) Ticket to Work

1. RSB participates in the Cost Reimbursement system with SSA for SSI/SSDI beneficiaries who meet the appropriate criteria. A client's signing of their initial IPE also effectively assigns their Ticket to RSB.
2. For dual cases, such as deaf-blind clients, working with both RSB and Missouri Vocational Rehabilitation, refer to the MOU for further guidance on which agency retains the ticket assignment.

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Chapter 11 - Training Costs

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.50](#) – Written policies governing the provision of services for individuals with disabilities

State Rules

[13 CSR 40-91.020](#)

RSB provides training to an eligible individual when the eligible individual needs training in order to achieve a vocational goal that is recorded in the eligible individual's IPE. Training includes the areas of personal and vocational adjustment, academic training and vocational training. [361.5\(c\)\(57\)](#), [Sec. 7\(38\)](#)

(A) Tuition, Fees, Books and Supplies: RSB applies the following limitations to payment of tuition, fees, books and supplies: [361.48](#), (Per the Client Responsibilities statement found within the [RSB College Handbook](#))

1. RSB limits payment of tuition, fees, books and supplies for academic and vocational training to an eligible individual's completion of the academic or training curriculum required in order to obtain employment in keeping with the eligible individual's vocational goal, as recorded in the IPE.
2. RSB may pay tuition and fees at state or other public colleges and universities in Missouri, vocational schools or rehabilitation facilities at current verified rates.
3. RSB may pay tuition and fees at private colleges or universities in Missouri and at colleges or universities outside of Missouri up to but not to exceed the in-state resident rate for on-campus courses at University of Missouri-Columbia (MU) for students at a comparable academic level (undergraduate, graduate or post-graduate).

Note: For computation of what RSB may pay at private colleges or universities in Missouri, or at any college or university outside of Missouri, similar costs of tuition and fees at the University of Missouri - Columbia shall include the mandatory fees, as defined by the University of Missouri - Columbia. No other "specialized" University of Missouri - Columbia fees shall be included when determining the maximum amount RSB will sponsor.

4. If a deaf-blind eligible individual attends Gallaudet University, RSB may pay the full cost of tuition and fees at Gallaudet University.
5. Comparable Services and benefits must also be considered and applied appropriately, as outlined within Chapter 6 within this policy manual. For postsecondary educational programming, this means the student is required to apply for the Pell Grant and each year provide the counselor with a copy of the Student Aid Report. RSB sponsorship may not be provided to students who do not apply for the Pell Grant and supply RSB the Student Aid Report.
6. Any request for consideration to pay tuition and fees at private colleges or universities in Missouri and at colleges or universities outside of Missouri *at a rate higher than that established at UMC* will be subject to the exception provisions expressed in [Chapter 24](#). Exceptions will be considered based on comparable degrees and/or outcomes at the private or out of state programs versus those offered at UMC.
7. After the eligible individual's first term, prior to authorization of funds for subsequent terms, the student shall provide RSB with grade reports.
8. The student is to register and complete a full course load each term. Full course loads are defined by the institution and/or training program. Payment of any fees for dropping courses shall be the student's responsibility. RSB shall not pay for the same course twice. RSB may approve less than a full course load, with justification provided by the student. The student shall bear the burden of proof of justifying approval of a less than full course load. RSB staff shall seek approval for less than full time course loads each semester, by following the exception policy laid out in [Chapter 24](#).
9. The student is to maintain acceptable academic standing of at least a 2.0 GPA each term, or will meet the requirements of the particular training program in which the student is participating in cases where the standard is higher or the standard GPA is not used.

10. If the student fails to maintain the standards in (11)(A)8.-9. of this policy, the student is required to meet with RSB staff to determine if RSB sponsorship will continue into the next term. If the student subsequently fails to meet the standards in (11)(A)8.-9. of this policy, RSB sponsorship will be withdrawn until the eligible individual meets those standards for one (1) term.
11. RSB may support dual credit for eligible individuals receiving services under an IPE who are still enrolled in secondary education as long as the counselor and client agree the course is necessary and required to achieve the educational and employment goal, as documented in the IPE. The requirements of this section apply, with the exceptions that the client need not carry a full time post-secondary course load, and the client is not required to apply for the Pell Grant or supply the Student Aid Report (SAR), as students still enrolled in secondary education are not eligible for federal aid, per the 2020-2021 Federal Student Aid handbook.

(B) Selection of Personal and Vocational Adjustment to Blindness (PVA) Facility

1. Prior to authorization of PVA services at a contracted facility, eligible individuals will be provided with a copy of **PVA At a Glance** (the latest version of the PVA At-a-Glance can be found on the [RSB Forms and Documents site](#)) and allowed to gather additional information on available facilities. When they have decided which facility they wish to attend, they must fill out and sign the PVA Facility Selection Form (also found on the [RSB Forms and Documents site](#)), which should be filed in the case record.
2. District supervisors will review and sign off on PVA authorizations beyond six months or any extensions past six months.

(C) Support Services Associated with Training: RSB pays for necessary support services associated with training, in accordance with [Chapter 13](#) of the VR Policy and Procedure Manual.

(D) Out of State Training for Minors: Minors may attend training out of state as long as RSB has a contract for the service in place. In order to ensure safety of the client, the parent or legal guardian must accompany the child to and from the facility. As outlined in the contract, the facility provides supervision during the training period.

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Chapter 12 - Physical and Mental Restoration

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.50](#) – Written policies governing the provision of services for individuals with disabilities

State Rules

[13 CSR 40-91.020](#)

(A) General Provisions Within the limitations in 34 CFR 361, 34 CFR, parts 74-79 and 13 CSR 10-91-020, RSB may provide services stated in this policy to a vocational rehabilitation eligible individual, to correct or substantially modify a physical or mental health condition that is stable or slowly progressive and which contributes to the eligible individual's impediments to employment. [361.48\(b\)\(5\)](#), [361.5\(c\)\(39\)](#), [Sec.103\(a\)\(6\)](#)

(B) Types of Physical or Mental Restoration

1. Corrective surgery or therapeutic treatment that is likely, within a reasonable period of time, to correct or modify substantially a physical or mental impairment that constitutes a substantial impediment to employment;
2. Diagnosis and treatment for mental or emotional disorders are provided to an eligible individual to correct or substantially modify a mental health condition that is stable or slowly progressive and which results in a significant impediment to employment for the individual. Services are provided as described in the IPE following examination by a licensed physician or psychologist, the report of which must include findings necessary to determine the mental health of the individual and the characteristics of the impediment to employment to be treated. Services may be provided by physicians, psychologists and other mental health-related professionals. These services may be provided in a hospital setting (in-patient and out-patient), doctor's office, rehabilitation facilities, State Hospitals and mental health facilities. Consideration may be given to convalescent and intermediate residential care facilities, half-way house and other special living arrangements.
3. Dentistry, when the general and/or special medical examination reveals the existence of serious maxillofacial problems and/or diseases of the gums and teeth that result in or exacerbate problems of speech, personal appearance, personal adjustment or other specific health problems which result in a substantial impediment to employment; NOTE: Ordinarily, dental conditions such as caries (cavities) or gum abscess do not constitute a substantial impediment to employment for the applicant, nor do multiple extractions with the provision of dentures.
4. Nursing services;
5. Inpatient or outpatient hospitalization needed in connection with surgery or treatment and clinic services;
6. Drugs and supplies;
7. Prescription of prosthetics and/or orthotics related to the individual's diagnosed disability and is necessary for the achievement of the employment outcome;
8. Prescription of eyeglasses and visual services, including visual training, and the examination and services necessary for the prescription of eyeglasses, contact lenses, microscopic lenses, telescopic lenses, and other special visual aids, that are prescribed by a physician skilled in diseases of the eye or by an optometrist, whichever the eligible individual may select;
9. Podiatry;
10. Physical, occupational, speech or hearing therapy;
11. Mental health services;
12. Treatment of either acute or chronic medical complications and emergencies which are associated with or arise out of the provision of physical and mental health restoration services, or which are inherent in the condition under treatment;

13. Special services for the treatment of end-stage renal disease, including transplantation, dialysis, artificial kidneys, and supplies; and
14. Other medical or medically related rehabilitation services.
15. Medical care for acute conditions arising during provision of rehabilitation and which constitute a barrier to achieving the employment outcome.

(C) Payment for Physical or Mental Restoration All comparable services and benefits that are available from any source to meet, in whole or in part, the cost of an eligible individual's physical or mental health restoration shall be utilized, unless to utilize these services or benefits would delay the provision of vocational rehabilitation services to any eligible individual who is at extreme medical risk, as defined in [subsection \(6\)\(C\)](#). A determination of extreme medical risk shall be based upon medical evidence provided by an appropriate licensed medical professional. Comparable benefits and services shall include, but not be limited to, Title XVIII (Medicare), Title XIX (Medicaid), public or private health insurance, Veterans Administration medical benefits and Worker's Compensation.

1. RSB may pay for medical services, including hospital facility fees, physician services, laboratory and X-ray fees and anesthesia services, and hospital outpatient care at a rate that is determined by the Department of Social Services to be reasonable; and
2. RSB may pay for medical services received outside Missouri at the rates paid by the vocational rehabilitation agency in that state, unless the provider participates in the Missouri Title XIX program, in which case RSB limits payment to Missouri Title XIX rates.
3. Selection of provider. To the extent possible, RSB shall purchase physical and mental restoration services (including dental services) for eligible individuals who are eligible for Title XIX benefits from Title XIX providers who are located in Missouri.
4. Dental Fee Schedule. Dental services may be authorized and paid at the 50th percentile rate established by the Ingenix Dental Customized Fee Analyzer. RSB staff may obtain rates from the bill pay unit in central office. The RSB bill pay unit consults with MVR to obtain these fees.
5. When costs of physical and mental health restoration services reach twenty-five thousand dollars (\$25,000) regardless of the number of times the eligible individual receives services under the terms of an IPE, requests for additional physical or mental health restoration services must be reviewed for reasonableness and approved by the deputy director or designee.

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Chapter 13 - Support Services

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.50](#) – Written policies governing the provision of services for individuals with disabilities

State Rules

[13 CSR 40-91.020](#)

RSB may pay the cost of support services to or in behalf of an applicant or eligible individual undergoing assessment(s) to determine eligibility and the nature and scope of services. Additionally, RSB may pay the cost of support services to or in behalf of an eligible individual in order for the individual to benefit from physical or mental restoration, academic vocational and other training, or job-related services (job search/placement/retention), as appropriate according to the individual's rehabilitation plan. Comparable services and benefits must be considered and applied appropriately, as outlined within [Chapter 6](#) within this policy manual.

(A) Transportation: RSB may pay the cost of the most economical source of transportation that meets the applicant or eligible individual's rehabilitation service needs. RSB pays the cost of mileage traveled by private automobile at a rate not to exceed the rate per mile currently allowed state employees by the Department of Social Services; bus fare and train fare at actual charges; and cab fare, only when other methods of transportation are not available, at actual charges. When an eligible individual must travel by plane, coach fare at the most feasible travel plan may be paid. [361.48\(b\)\(8\)](#), [361.5\(c\)\(56\)](#)

1. **Physical or mental restoration.** RSB may pay costs of transportation that an eligible individual needs in order to obtain physical or mental restoration that is prescribed by a provider who meets the standards in subsection [\(19\)\(D\)](#).
2. **Personal and vocational adjustment training.** RSB may pay costs of transportation that an eligible individual needs in order to participate in personal and vocational adjustment evaluation or training at a rehabilitation facility that meets the standards in subsections [\(19\)\(A\)](#) and [\(B\)](#).
 - A. When an eligible individual stays in rehabilitation facility residential quarters, RSB shall limit payment to the necessary trips the individual makes between their home and the rehabilitation facility during the time they are in evaluation or training activities at the facility. The decision regarding the number of trips that are necessary is made by RSB, the rehabilitation facility and the eligible individual.
 - B. When an eligible individual lives at home and commutes, the total monthly payment for transportation shall not exceed the cost of lodging that is available at or in conjunction with the rehabilitation facility.
3. **Academic training and vocational training.** RSB may pay costs of transportation that an eligible individual needs in order to participate in academic training or vocational training.
 - A. If an eligible individual lives at home and commutes to a public college or university in Missouri that has dormitories, the total monthly payment for transportation shall not exceed the cost of double occupancy dormitory charges at the college or university the eligible individual attends, as described in [subparagraph \(13\)\(B\)3.A.](#)
 - B. If an eligible individual attends a private college or university in Missouri, a public college or university in Missouri that has no dormitories, or a college or university outside of Missouri, the total monthly payment for transportation shall not exceed the cost of double occupancy dormitory charges at the University of Missouri-Columbia, as described in [subparagraph \(13\)\(B\)3.A.](#)
4. **Job-related services ((job search/placement/retention)).** RSB may pay costs of transportation that an eligible individual needs in order to participate in job-related services, including to seek employment.

5. **Relocation expenses.** RSB may pay costs of transportation that an eligible individual needs in order to relocate after obtaining employment. Payment of these transportation expenses is limited to payment of moving expenses from the eligible individual's home locale to the location of the eligible individual's employment.

(B) Maintenance: Maintenance means limited monetary support provided to an individual for expenses, such as food, shelter, clothing and other subsistence items (i.e. personal toiletries) that are in excess of normal expenses of the individual and that are necessitated by the individual's participation in an assessment for determining eligibility and vocational rehabilitation needs or the individual's receipt of vocational rehabilitation services under an individualized plan for employment. RSB does not base maintenance on the individual's economic or financial situation.

1. Authorization of Maintenance:
 - A. The amount of maintenance must be justified based on the specific circumstances and the justification must be documented in the case record.
 - B. District supervisors will sign off on all authorizations for maintenance. If the district supervisor is not available for signature, another district supervisor, the Deputy Director or other administrative staff may approve.
2. General limitations on Maintenance:
 - A. Meals not covered under a specific contract will be paid at the maximum state rate, per DSS Administrative Travel policy [7-101](#). (see [\(13\)\(B\)3](#). below for limitations on meals in support of academic and vocational training).
 - B. Housing not covered under a specific contract (i.e. hotel room charges), or otherwise limited by this policy, will be paid up to the maximum state rate, per DSS Administrative Travel policy utilized for Missouri state employees [7-101](#). (see [\(13\)\(B\)3](#). below for limitations on housing in support of academic and vocational training)
 - C. For other subsistence items that are additional expenses in excess of normal living expenses necessitated by participation in an assessment or IPE, the maximum total for all items combined shall not exceed one hundred twenty dollars (\$120.00) per month.
3. Maintenance to support academic and vocational training received on campus:
 - A. **For in-state public institutions** the maximum payment shall not exceed the lowest cost of a double occupancy dormitory charge with maximum meal plan at the state university's rate. Staff shall use the Maintenance Form, found on the [RSB Forms and Documents site](#), to document how the maintenance rate was calculated.
 - B. **For private and out of state institutions, and in-state public institutions that have no dormitories,** the maximum payment shall not exceed the lowest cost of double occupancy dormitory charge with maximum meal plan at the University of Missouri – Columbia (UMC), unless a comparable academic or vocational program is not offered at in-state public institutions, in which case RSB staff shall seek approval by following the exception policy laid out in Chapter 24. RSB's payment shall be reasonable (i.e. the least expensive goods and services to meet the recipient's needs) and shall not exceed actual costs. Staff shall use the Maintenance Form, found on the [RSB Forms and Documents site](#), to document how the maintenance rate was calculated.
 - C. Maintenance for academic or vocational training is contingent on maintaining acceptable academic standing, as provided in (11)(A)8.-9. Of this policy, and maintaining full-time status as dictated by the institution. RSB may pay continuous maintenance to an eligible individual if the eligible individual is attending consecutive semesters and the term between semesters is less than 6 weeks.
 - D. RSB may pay for the first and last month of maintenance costs actually incurred for academic or vocational training, even if such training does not last the entire month.
4. **For Personal and Vocational Adjustment to Blindness (PVA) training at a contracted Community Rehabilitation Program (CRP),** maintenance will be paid at the contract rate. Those maintenance costs not covered by a PVA contract will be paid in accordance with paragraphs (13)(B)1. and (13)(B)2. above.

5. **Maintenance to support job-related services.**

- A. RSB may pay maintenance in support of reasonable and necessary job-related services (such as job search) in accordance with paragraphs [\(13\)\(B\)1.](#) and [\(13\)\(B\)2.](#)
- B. RSB may pay the necessary costs of establishing a new living arrangement in order for an eligible individual to accept employment. Payment will be limited to expenses actually incurred for no more than two weeks prior to the start date of the employment, and may continue until the eligible individual has been employed for one full calendar month, or one thousand three hundred (\$1,300) total for the same period, whichever is less. [361.5\(c\)\(34\), Sec.103\(a\)\(7\)](#)

(C) Assistive Technology Devices, Other Equipment, Tools and Supplies: RSB may pay for reasonable and necessary Assistive Technology Devices as well as other reasonable and necessary equipment, tools and supplies that the eligible individual needs to participate in academic, vocational or other training, and to perform required job duties following employment.

1. **Purchase of Assistive Technology Devices.** Authorizations for Assistive Technology Devices with a cost of less than \$5,000 may be signed by the VRC. Purchase of such devices with a cost of \$5,000 or more is authorized as follows;
 - A. District Supervisors or, as appropriate, the Transition Manager, will review and sign off on all Assistive Technology Devices of \$5,000 or more.
 - B. District Supervisors or, as appropriate, the Transition Manager, may approve case expenditures above \$10,000 and up to \$17,000 for Assistive Technology Devices related to training and job placement. It is the district office's responsibility to track the accumulated purchases and identify when the limit has been reached.
 - C. Case expenditures exceeding \$17,000 Assistive Technology Device limit must be approved by the Deputy Director or his/her designee. Approvals are obtained through the exception process outlined in [Chapter 24](#) of the VR Policy Manual.
 - D. If the District Supervisor or Transition Manager is not available for signature, another district supervisor, the Deputy Director or other administrative staff may approve.
2. **Price Comparisons.** Any authorization for "goods" totaling more than \$4,999 requires that the VRC must obtain three price comparisons from vendors that are acceptable to the eligible individual. The specifications for these price comparisons should include warranties and any service requirements the eligible individual has. If staff obtain price comparisons over the telephone, the information will be recorded on a Price Comparison form, found within the case management system. If the lowest price is not selected, the VRC must document in the case record why this particular item/vendor was chosen.
3. **Furniture.** Furniture for eligible individual use may be purchased from vendors other than Missouri Vocational Enterprises, provided that the furniture is to be delivered directly to the eligible individual's residence. If the furniture is to be delivered to the RSB office and then delivered to the eligible individual, it must be ordered from Missouri Vocational Enterprises.
4. **Equipment Ownership.** An Equipment Ownership Agreement will be completed for any equipment costing \$500 or more.
 - E. A copy of the signed agreement will be provided to the client and another copy filed in the case record.
 - F. RSB staff may recover equipment at any time prior to case closure when the purpose for its issuance no longer exists and/or when it is no longer needed to achieve the client's vocational goal.
 - G. See [policy 18\(F\)](#) for guidance on reclaiming equipment for cases closed unsuccessfully.
5. **Equipment Inventory.** Should client equipment be reclaimed at any time, RSB staff shall follow the below guidance to inventory the item.
 - A. Log the equipment into [RSB's inventory.](#)
 - B. If it is determined that the item can be repurposed and issued to another client to support their vocational goal, RSB staff will complete a new equipment ownership agreement to issue the equipment to the client and remove the equipment from the RSB inventory.

- C. Each district office will conduct an annual physical inventory to ensure the items within the inventory are accounted for.
- 6. **Equipment Disposition.** In the event an item in inventory cannot be repurposed, then staff shall dispose of the equipment as below.
 - A. If the item's original purchase amount was under \$5,000 and cannot be repurposed, then RSB staff must follow the disposition guidelines in DSS Administrative Policy 3-403 by completing the [Request for Surplus Removal and/or Equipment Transfer form](#).
 - D. If the item's original purchase amount was \$5,000 or more and cannot be repurposed RSB staff will contact RSB State Office to determine the current fair market value. If RSB State office determines the current fair market value of the equipment is over \$5,000 then RSB State Office will arrange for proper disposition in accordance with 2CFR 200.313.

(D) Startup costs for small businesses.

- 1. RSB may pay no more than seventy five percent (75%) of an eligible individual's start-up costs for establishing a small business. When RSB's payment reaches \$17,500 (including equipment for the client to do his/her job in the small business), requests for payment of additional start-up costs must be reviewed and approved by the deputy director or designee. Requests for payment of additional start-up costs beyond six (6) months after the initial payment must be reviewed and approved by the deputy director or designee. Detailed information regarding small business start-ups is found in the document [Funding Small Business Start-Ups](#) and the [RSB Self-Employment Resource Guide](#).
- 2. This rule does not apply to start-up costs for vending facilities that RSB supervises according to [13 CSR 40 91.010](#).

(E) Home Modification: Home modification is an allowable expense under the following circumstances:

- 1. It is essential in order for the eligible individual to achieve an established vocational goal;
- 2. The eligible individual is in an active status (06 or higher); (Note: This service cannot be provided in Status 02, 10, or 24)
- 3. The home being modified is owned or being purchased by the eligible individual or the eligible individual's immediate family and is the eligible individual's place of residence.
- 4. If the eligible individual resides in rental property, the only modification allowed will be ramping or a lift.
- 5. When a ramp or lift is being provided for rental property, there must be written permission from the landlord in the case file prior to the service being authorized.

- (F) Reader Service:** RSB may provide reader service that an eligible individual needs in order to participate in a rehabilitation program, including orientation to employment. RSB will pay the cost of reader service for an eligible individual who is in post-secondary training using funds that are available from the State Reader's Fund as matching funds, as authorized in sections 178.160 and 178.180, RSMo. [361.48\(b\)\(11\)](#), [Sec.103\(a\)\(10\)](#)
- (G) Language/Sign/Tactile Interpreting Services:** Staff should utilize the state contract for language interpreting services whenever possible. RSB may pay the cost of interpreting services out of case funds when an individual needs interpreting services in order to participate in a rehabilitation program, including orientation to employment when services are not available under a state contract. RSB may pay the rate that is charged by a qualified interpreter who is available to an individual. [Sec. 103\(a\)\(10\)](#), [361.48\(b\)\(10\)](#)
- (H) Services to Family Members:** RSB may provide services to members of an eligible individual's family, when the provision of such services is necessary in order for the eligible individual to become rehabilitated. [361.48\(b\)\(9\)](#), [Sec.103\(a\)\(19\)](#)
- (I) Other Support Services:** Include, but are not limited to additional costs incurred for child care and personal assistance services for individuals with most significant disabilities necessary to participate in VR services.
- (J) Exceptions:** All service limitations expressed in this Chapter are subject to the exception provisions expressed in [Chapter 24](#).

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Chapter 14 - Supported Employment

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 363](#) – THE STATE SUPPORTED EMPLOYMENT SERVICES PROGRAM

State Rules

[13 CSR 40-91.020](#)

RSB shall provide vocational rehabilitation services that will lead to supported employment for individuals with the most significant disabilities who are eligible for these services.

(A) Definitions: The following definitions apply to the supported employment program:

1. **Supported employment** means competitive integrated employment, including customized employment, or employment in an integrated work setting in which an individual with a most significant disability (as defined in Chapter 22), is working on a short-term basis toward competitive integrated employment, that is individualized, and customized, consistent with the unique strengths, abilities, interests, and informed choice, of the individual, including with ongoing support services for individuals with the most significant disabilities—
 - A. For whom competitive integrated employment has not historically occurred, or for whom competitive integrated employment has been interrupted or intermittent as a result of a significant disability;
 - B. Who, because of the nature and severity of their disabilities, need intensive supported employment services from the designated State Unit and extended services after transition in order to perform the work;
2. **Short Term Basis Period** - An individual with a most significant disability, whose supported employment in an integrated setting does not satisfy the criteria of competitive integrated employment is considered to be working on a short-term basis toward competitive integrated employment so long as the individual can reasonably anticipate achieving competitive integrated employment—
 - A. Within six months of achieving a supported employment outcome; or
 - B. In limited circumstances, within a period not to exceed 12 months from the achievement of the supported employment outcome, if a longer period is necessary based on the needs of the individual, and the individual has demonstrated progress toward competitive earnings based on information contained in the service record.
3. **Competitive Integrated Employment** means work that;
 - A. is performed on a full-time or part-time basis (including self-employment), and for which an individual is compensated at a rate that
 - (I) is not less than the higher of the federal minimum wage, or the rate specified in the applicable state or local minimum wage law; and
 - (a) is not less than the customary rate paid by the employer for the same or similar work performed by other employees who are not individuals with disabilities, and who are similarly situated in similar occupations by the same employer and who have similar training, experience, and skills; or
 - (b) in the case of an individual who is self-employed, yields an income that is comparable to the income received by other individuals who are not individuals with disabilities, and who are self-employed in similar occupations or on similar tasks and who have similar training, experience, and skills; and
 - (c) is eligible for the level of benefits provided to other employees;

- (II) That is at a location
 - (a) Typically found in the community; and
 - (b) where the employee interacts with other persons who are not individuals with disabilities (not including supervisory personnel or individuals who are providing services to such employee) to the same extent that individuals who are not individuals with disabilities and who are in comparable positions interact with other persons; and
 - (c) Presents, as appropriate, opportunities for advancement that are similar to those for other employees who are not individuals with disabilities and who have similar positions.

4. **Ongoing support services** means services that are:

- A. Needed to support and maintain an individual with a most significant disability in supported employment;
- B. Identified based on a determination by RSB of the individual's needs as specified in an IPE; and
- C. Either:
 - (I) Time-Limited Services: Provided singly or in combination and are organized and made available in such a way to assist an eligible individual in entering or maintaining competitive integrated employment
 - (a) On-going support services: Provided by RSB through a supported employment service provider, or as natural supports from the time of job placement until transition to extended services.
 - (b) Provided for a period not to exceed 24 months, unless an exception is made by the RSB State Office.
 - (c) Post-employment services following transition to extended services that are unavailable from an extended services provider and that are necessary to maintain the job placement. (e.g. job station redesign, repair and maintenance of assistive technology, and replacement of prosthetic and orthotic devices).
 - (d) May be provided as natural supports.

OR

- (II) Extended Services: (may only be provided by RSB to youth with the most severe disabilities.)
 - (a) Provided by one or more extended services providers such as the Department of Mental Health, Senate Bill 40 Boards authorized by sections 205.968- 205.972, RSMo, Community Rehabilitation Programs (CRPs), other public and private agencies , or any other appropriate resource including natural supports (relatives, employers), after an individual has made the transition from RSB support.
 - (b) Provided throughout the individual's term of employment in a particular job placement or multiple placements if those placements are being provided under a program of short-term employment.
 - (c) Must include, at a minimum, twice-monthly monitoring at the work site of each individual in supported employment to assess employment stability, unless the IPE provides for off-site monitoring, and based upon that assessment, the coordination or provision of specific services at or away from the work site, that are needed to maintain employment stability.
 - (d) If off-site monitoring is determined to be appropriate, a minimum of two meetings with the individual and one contact with the employer each month.

5. **Traditionally time-limited post-employment services** means services that RSB provides to support and maintain an eligible individual in supported employment following achievement of the employment outcome. Post-employment services are provided when:

- D. Needed services are unavailable from the extended services provider.

- E. They are necessary to maintain the job placement.
- F. Include services such as job station redesign, repair and maintenance of assistive technology, and replacement of prosthetic and orthotic devices. 361.5(c)(41)

(B) RSB shall provide a number of rehabilitation services through the use of regular vocational rehabilitation case service funds in order to facilitate the delivery of services to severely disabled or visually impaired eligible individuals under the provisions of the supported employment program. These services include:

1. Evaluation of rehabilitation potential, to determine an individual's eligibility for regular vocational rehabilitation services and eligibility for services through the supported employment program;
2. Counseling and guidance;
3. Personal and vocational adjustment evaluation and training;
4. Physical and mental restoration; and
5. Adaptive equipment that an eligible individual may need prior to participating in supported employment activities.

(C) RSB shall use supported employment case service funds, when available, for purchase of supported employment services from Community Rehabilitation Programs (CRPs) with which Missouri has contracts for the provision of supported employment services. The services RSB purchases from CRPs will consist primarily of job placement services that include development of job sites; contacts with potential employers to encourage them to accept severely disabled blind or visually impaired eligible individuals; and on-the-job skill training and support during the twenty four (24) month period following job placement.

(D) At the end of the twenty four (24) month period following the eligible individual's job placement during which supported employment case service funds may be used to meet the cost of on-the-job skill training and support, the responsibility for providing ongoing support to the eligible individual is transferred to the local funding agency that has contracted with rehabilitation facilities to provide this support. RSB cannot spend either regular vocational rehabilitation case service funds or supported employment case service funds for supported employment activities after the end of the twenty four (24) month period.

(E) After an eligible individual has been determined to be eligible to receive supported employment services, RSB shall meet the cost of those services with supported employment case service funds. If RSB exhausts the supported employment case service funds that are available to it, RSB may meet the cost of supported employment services for an eligible individual with regular vocational rehabilitation case service funds up to, but not exceeding, the twenty four (24) month period following the eligible individual's job placement.

(F) Supported Employment to Youth with the Most Significant Disabilities

WIOA makes special provisions that allow for RSB to provide Supported Employment services to Youth with the most significant disabilities. RSB must use half of the allotment of supported employment funding for the provision of supported employment services to youth, including extended services. The following reflect RSB's provision of services to only to Youth with the most significant disabilities seeking a Supported Employment Outcome in a competitive-integrated employment.

1. **Supported Employment** - Individuals may receive supported employment services for up to 24 months, but it may be extended under special circumstances.
2. **Extended Services** - Funds **may** be used to provide extended services to **only** youth with the most significant disabilities.

- A. Extended services not to exceed 4 years or until such time that a youth reaches the age of 25 and no longer meets the definition of a youth with a disability under [34 CFR 361.5\(c\)\(58\)](#), whichever occurs first.

(G) All service limitations expressed in this Chapter are subject to the exception provisions expressed in [Chapter 24](#).

Chapter 15 - Transition Services

Federal Regulations

[34 CFR 361.5](#) – Definitions

State Rules

[13 CSR 40-91.020](#)

(A) RSB's Mission in Transition Services: RSB's mission in transition is to provide students with the opportunities, training and supports necessary to prepare them for life after their secondary school experience, whether that involves employment, post-secondary education, technical training or independent living. By providing these services, it is expected that these students will be better prepared and more successful in their post-secondary education, employment and in society.

RSB's role is important in the overall transition process because as a Vocational Rehabilitation (VR) provider it is often able to continue to provide necessary services both before and following the student's graduation or exit from secondary education. This involvement prevents delays or gaps in the student's movement from school to post-secondary education, training, or employment.

Successful transition planning for students with disabilities involves looking ahead, into the student's future, preparing not just for graduation but for life after graduation. One of the most important aspects of a student's future involves employment; however, students often are unaware of what type of work they would like to do, or of the career options are available. It is imperative that students learn about different careers and employment prior to graduation or exit from school, both to provide direct exposure to and hands-on exploration of a variety of careers as well as assisting them in defining vocational choices and setting employment goals that are believed to be attainable.

(B) Transition Is...: Transition is an all-inclusive process that focuses on improving a student's employment, independent living, and social network outcomes after leaving school. The transition planning process focuses on the unique needs and goals of the student. The transition plan, documented in the Individualized Education Program (IEP), Individualized Plan for Employment (IPE) and Independent Living Plan (ILP), provides the framework for identifying, planning, and carrying out activities that will help each student make a successful transition to adult life. It identifies the types of skills to be learned, which transition services will be needed, and when they will be provided. It also documents those responsible for providing related transition services. Transition planning involves a team of people drawn from different parts of the student's life such as family, school personnel, and community and agency personnel who are or may be involved with the student. If students have the knowledge, skills, services, and supports to deal effectively with the various demands of adulthood, it is more likely they will succeed in adult life.

1. Legislative Foundation:

A. **IDEA** (as amended in 2004): Transition is defined in the IDEA (2004, section 300.29) as:

.....a coordinated set of activities for a student with disabilities that is designed within an outcome-oriented process, which promotes movement from school to post-school activities, including post-secondary education, vocational training, integrated employment (including supported employment), continuing and adult education, adult services, independent living, and/or community participation.

IDEA further states that transition services are based upon the following:

The individual student's needs, taking into account the student's preferences and interests; and includes instruction, related services, community experiences, the development of employment and other post-

school adult living objectives, and if appropriate, the acquisition of daily living skills and functional evaluation.

- B. **Rehabilitation Act: (as amended in 1998):** Under Title 1 of the Rehabilitation Act 1998 Amendments any student with a disability who receives special education services or who is enrolled in regular classes, and who may need Vocational Rehabilitation services to prepare for, obtain or maintain employment may be referred to Vocational Rehabilitation. Students with disabilities are eligible for VR services if they meet the following criteria:

- Student has a physical, learning, or mental impairment;
- which substantially limits their ability to be employed;
- and the student requires VR services to prepare for, obtain, or maintain employment [361.5\(c\)\(55\)](#).

(C) Vocational Rehabilitation Overview

Local school districts are responsible for providing transition services to students with disabilities who are still in the secondary school system. However, RSB may also provide VR transition services that involve planning and preparing for the student's vocational future after he/she exits school. Quality transition planning, therefore, involves local school districts working collaboratively with vocational rehabilitation to provide a continuum of services for students with disabilities. In an effort to minimize gaps and delays from school to post-school activities, vocational rehabilitation's role in the transition planning process focuses on:

- Providing consultation to the student/parent
- Providing technical assistance to the school
- Creating early awareness of VR
- Appropriately identifying students who may benefit from VR services
- Participating in the planning and coordination of transition services
- Establishing eligibility for VR services prior to exit from school
- Providing transition services if they are beyond the scope of special education
- Providing employment related services both before and after the student exits school

In response to the need for developing a coordinated services system that links students to vocational rehabilitation prior to graduation from school, the Missouri Department of Elementary and Secondary Education, Divisions of Vocational Rehabilitation, Special Education, and Vocational and Adult Education prepared a "Joint Memorandum of Understanding". This memorandum, and the following "Cooperative Work Experience Program Agreement" which included Missouri Rehabilitation Services for the Blind, outlined the general parameters in which vocational rehabilitation agencies may be able to participate in the transition planning process for students with disabilities who are still in school.

As stated in the Rehabilitation Act, Vocational Rehabilitation is a program operated with federal and state funds, designed to assist persons with a physical or intellectual disability to become employed. In Missouri, the following two agencies provide VR services:

- Missouri Vocational Rehabilitation (MVR) operated by the Department of Elementary and Secondary Education. MVR provides services to persons [students] with all types of physical or intellectual disabilities (except visual disabilities).
- Rehabilitation Services for the Blind (RSB) operated by the Department of Social Services, Family Support Division. RSB provides services to students with visual disabilities (including those who have visual in addition to other disabilities)

(D) Referral Process

Appropriate referrals to RSB may include:

- Any student with a visual disability who receives special education services (either an IEP or 504 plan), or

- Any student with a visual disability who is enrolled in general education classes who may be in need of services to prepare for, obtain, or maintain employment.

Referral does not automatically result in the individual's eligibility for vocational rehabilitation services. Although students with disabilities are entitled to a free appropriate public education (FAPE), they must be determined eligible for VR services through an individualized assessment process.

Referral does not automatically result in an application for VR services. In some cases, the student may be served by RSB without opening a vocational rehabilitation case; in others it will be necessary to apply for vocational rehabilitation services. The criteria used in determining whether a VR case must be opened are found in ["\(E\) Services Prior to Application"](#) and ["\(F\) Application for Vocational Rehabilitation"](#) below.

Referral to RSB's VR program can occur as early as age 14, but at least by the time student turns 16. Students who may be able to benefit from VR services may be referred as early as age 14.

Students with disabilities may be referred to RSB's VR program by:

- local school district personnel
- Student's parent or guardian
- Student self-referral
- Medical professionals
- Other agencies/organizations

RSMO 162.1139 requires school districts, with parental consent, to refer students with visual impairment to RSB.

The Office of Special Education within DESE has developed a website describing the referral process and form, found at <https://dese.mo.gov/special-education/rehabilitation-services-blind>

(E) Services Prior to Application

Once a referral has been made, some services may be provided by RSB without opening a VR case. In addition, services may be provided to those students determined to be potentially eligible for Pre-Employment Transition services. To be considered "Potentially Eligible" the individual must be a (secondary, non-traditional, or post-secondary) student between the ages of 14 and 21, and be eligible for or receiving special education services or related services under IDEA; or is an individual with a disability for purposes of section 504 of the rehabilitation act. Additional information regarding Pre-Employment Transition Services can be found in the [Pre-Employment Transition Chapter](#).

Those transition services which may be provided as early as middle/junior high school by the Vocational Rehabilitation Counselor/Children's Specialist without opening a vocational rehabilitation case may include:

Consultation to Students and Families: General information is provided regarding the basic VR program, general eligibility guidelines, and services. This may also include information on employment/training opportunities, career exploration, and/or referral to other agencies. Consultation may be provided via the telephone, in person to a small group of students, or one-on-one with the student and/or family member(s); depending upon the individual needs of the student.

Technical Assistance to Schools: Specific information is provided regarding various aspects of the vocational rehabilitation program as it applies to students with disabilities served within the secondary school setting. This information may be personally presented during in-service training or more formal presentations at the school, or local career fairs. Technical assistance may also be provided via the telephone or through written information.

Participation in IEP meetings: This may also be a form of consultation. While VRCs will not be able to attend all IEP meetings, the VRC or Children's Specialist will make a determination regarding participation based upon their schedule, the needs expressed by the school district, and the student's individual needs. For students who are not yet determined eligible for services, the VRC will consider the student's year in school, the student's age, and the complexity of their disability.

Independent Living Rehabilitation Services/Children's Services: The following services may be provided by RSB's Independent Living or Children's Services staff:

- Training in the student's home on alternative techniques for performance of activities of daily living, including personal care, communication, and travel.
- Parent education on their child's visual disability and techniques for assisting her/him in the acquisition of physical, social, emotional, and intellectual abilities, which will enable her/him to participate successfully in the educational system.

(F) Application for Vocational Rehabilitation

A student who has been referred to RSB who meets the following criteria should complete an application for vocational rehabilitation services (with parental consent for students under age 18). If a student is over 14 years of age, and;

- the student has an identified vocational goal and require vocational rehabilitation services to prepare for that goal; **OR**,
- the student requires vocational rehabilitation services to assist them in identifying a vocational goal; or,

(G) Eligibility for Vocational Rehabilitation

The person from RSB who will work directly with the student in establishing VR eligibility is called the Vocational Rehabilitation Counselor (VRC). Eligibility for services will be established based upon the following:

- The student has a physical, learning or intellectual disability, of which one must be a visual disability meeting RSB's visual disability requirements, and
- The student's impairment substantially limits their ability to be employed, and
- VR services are required for the student to obtain or maintain employment.

It is important to remember that RSB's eligibility standards are based upon the student's vocational limitations as a result of their impairment, not just the existence of a physical, learning, or intellectual disability alone. Therefore, a diagnosis of ocular albinism by itself, for example would not be enough to establish eligibility.

(H) Identification of an Employment Outcome and VR Services

Once eligibility has been determined, the VRC will schedule a meeting with the student and parent/guardian and, as appropriate, the school to discuss the student's possible post-school outcomes or vocational plans. It is at this time that VR transition planning and the determination of appropriate services are reviewed and discussed.

If the student and parent/family are not sure what type of employment or career options would be best, and together they are unable to identify a vocational goal through general career counseling and exploration, then the VRC may offer the student an opportunity to participate in a vocational evaluation, transition or supported employment assessment through a local Community Rehabilitation Program (CRP), Supported Employment Service Provider (SESP) or other entity.

In determining which type of evaluation or assessment might be most beneficial to the student, the VRC should review the student's medical, psychological, and vocational/educational history. Although the exact type of evaluation or assessment will need to be based upon the individual student's interests and needs, informed choice, and the availability of services in the area, the following general types of evaluation may be considered:

- Comprehensive Personal and Vocational Assessment – student has a significant disability, very limited/no work experience, history of multiple/significant disabilities and there are several questions regarding the student's physical, social, intellectual or emotional work tolerances. Both long and short term vocational goals will need to be identified.
- Supported Employment Assessment (SEA)/Job Development – generally same as the comprehensive transition assessment, however does not require as much community based assessment.

(I) The Individualized Plan for Employment (IPE)

Once the student is determined eligible for VR services and an employment outcome has been identified; the student and VR counselor or RSB staff member will develop a plan outlining specific services needed for the student to reach their employment goal. This plan is called the "Individualized Plan for Employment" (IPE). (It should be noted that if the

student is under the age of 18, his/her parent or guardian should be involved in developing this plan for services, and would be required to sign the plan as well.)

The IPE indicates the specific services to be provided, list service providers, and include any special services or assistance the student may require in order to successfully achieve their goal. In addition, the IPE is an outcome-oriented plan developed with the student, based upon their interests, abilities, and choices.

The student's IPE and IEP should be coordinated to ensure a seamless transition from school-based services to post-school activities/services. Every attempt should be made by RSB to develop the IPE before the student graduates or exits from the secondary school setting.

(J) Services After Eligibility Determination

After the student has been determined eligible, transition services may be provided based upon the individual student's needs and in accordance with RSB policy guidelines. While many of the services provided by RSB are considered to be "no-cost", RSB may also "purchase" services for eligible students with disabilities who are still in school.

Examples of "no-cost" services may include:

- Career guidance and counseling
- Assistance with job-placement and job development
- Sheltered workshop certification No cost on-the-job training (Cooperative Work Experience Program)
- Training in the student's home on alternative techniques for the performance of activities of daily living, including alternative techniques for personal care, travel, and communication.

Examples of "purchased services" may include:

- Vocational evaluation/specialized transition assessments
- Transition training at Community Rehabilitation Programs (CRP's)
- Paid, unpaid, subsidized or unsubsidized on-the-job training, work experience, job shadowing, job try-outs, or job mentoring
- Supported employment assessment and training
- Assistive technology assessment and devices/services Personal/vocational/adjustment training
- College preparation training

Transition services which require RSB to authorize the expenditure of funds, are considered to be "purchased" services. The VRC should only purchase services when they are beyond the scope of the special education program or 504 guidelines and are required for the student to reach an employment outcome or participate in the VR program. Both no-cost and purchased services may be provided at any time after the student has been determined eligible for the VR program.

(K) Purchasing Services

1. Vocational Rehabilitation and the Purchase of Diagnostics

The IEP team may consider providing updated testing/diagnostics as part of the transition planning process, especially when the student's post-school outcome involves college or vocational training.

While it is clear that RSB cannot purchase updated diagnostics/formalized testing for educational purposes or as a part of the re-evaluation process; if a student is referred to RSB, and the VRC determines that additional formalized testing is needed in order to establish eligibility or to determine appropriate nature and scope of services, RSB may purchase diagnostics. The VRC is strongly encouraged to utilize existing medical records and testing information to establish a student's eligibility for services and it should only be on a very rare occasion, based upon the individual situation that RSB would ever purchase updated testing. Prior to purchasing any additional diagnostics for students with disabilities, the VRC is encouraged to review and discuss the student's existing medical/educational records with their district office supervisor to determine if the purchase of additional testing is necessary.

In an effort to save diagnostic costs, school districts and RSB are encouraged to partner closely with one another in the sharing and purchasing of diagnostic information for students during the transition planning process. Schools and RSB district offices in Missouri may even split the costs of a diagnostic battery of tests, such as the school providing and purchasing the achievement testing (Woodcock Johnson, etc.) and RSB purchasing the McCarron-Dial comprehensive vocational evaluation battery of tests.

2. Vocational Evaluations and Supported Employment Assessments

Two common types of transition services that RSB can provide for students with disabilities in the secondary school system are vocational evaluations and assessments and computer access evaluations and assessments. These services are provided by RSB for students who need assistance in clarifying and/or identifying career, post-secondary education/training or employment options upon graduation. It should be noted that not all students need or want to participate in vocational evaluations and/or assessments. Therefore, vocational evaluations and assessments should not be viewed as a “gate” that all students must pass through before accessing or receiving other RSB services. For those students however, who have been determined eligible for RSB services, but do not have a clear understanding of the type of career/employment options that are available and have not been able to identify post-school outcomes that are in line with their interests, skills and abilities; vocational evaluations and assessments can play a major role in successful transition planning and identifying appropriate VR services.

3. Work Experiences During Transition

One of the best ways that a student can learn about different careers and employment is to be exposed to and participate in work experiences prior to graduation or exit from school. Work experiences provide students with direct exposure to and hands-on exploration of a variety of careers; assisting them in defining vocational choices and setting employment goals that actually seem attainable.

Work experiences also provide an opportunity to extend learning from the classroom into the community, utilizing the workplace as an active learning environment in which students can develop positive work attitudes, appropriate work behaviors, and an understanding of the concept of teamwork, in addition to learning job-specific skills. Through work experiences students are able to explore career interests, develop work skills based upon their strengths, and learn how to advocate for the supports and accommodations they need to be successful in a particular work environment or career.

RSB will support work experiences, including job shadowing, job try-outs, vocational mentoring and/or on-the-job training for transition students, paid or unpaid, subsidized or unsubsidized. RSB may provide these services in conjunction with the Cooperative Work Experience program (COOP) and local school district Work Experience Coordinator, or on an individual basis as fits the student’s identified needs and IPE goals.

4. Fiscal Responsibility for Transition Services

When there is overlap of educational and rehabilitation goals and services, a cost sharing arrangement may be negotiated between RSB and the school district. To know for sure who will pay for a service, the school district staff and the VRC must review the necessary services and determine whether the purpose of those services is educational or vocational in nature. The following are general guidelines to help understand how decisions can be made. These guidelines are NOT absolutes since individual situations are different from student to student.

1. The purpose of the service--Is it related more to an employment outcome or education?
2. Customary Services--Is the service one that the school customarily provides under IDEA part B?
3. Eligibility--Is the student with a disability eligible for transition services under IDEA?

(L) Services After Graduation/Exit from School

Once the student exits the secondary school setting, the VRC becomes even more directly involved with the student, and becomes the primary coordinator/provider of services. It is at this time that the VRC takes the lead role in helping the student reach successful employment. The VRC will work closely with the student to search career options and will provide guidance and counseling in the areas of disability awareness, accommodations, and self-advocacy.

Once the student exits the secondary school setting, RSB may also be able to provide assistance with the cost of formal training at a vocational technical school, community college or university; transportation to/from an evaluation or training program; and personal maintenance while participating in evaluation or training. Additional services may

include interpreter and reader services, rehabilitation teaching services, orientation and mobility services, and adaptive computer technology and training.

It should be noted that the above services described in this section are not an exhaustive list of all of the different services VR may be able to provide, but rather a general outline of the types of services that may be provided based upon the unique needs of each individual student. In addition, the provision of some services may depend upon other types of financial aid such as the Federal Pell Grant or medical insurance, which may also be utilized to assist with financial costs associated with some VR services.

(M) Exceptions:

All service limitations expressed in this Chapter are subject to the exception provisions expressed in [Chapter 24](#).

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Chapter 16 –Pre-Employment Transition Services for Students with Disabilities

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.48\(a\)](#) – Pre-Employment transition services

State Rules

[13 CSR 40-91.020](#)

(A) RSB provides Pre-Employment Transition Services to students with disabilities through the Vocational Rehabilitation (VR) program to:

- prepare students with disabilities to move from receiving education services to receiving VR employment services; and
 - help minimize potential delays in service delivery during the transition from school to employment or independence.
1. Students with disabilities may receive Pre-Employment Transition services prior to applying for VR services as a potentially eligible student with a disability, or through the full VR program as provided for under an Individualized Plan for Employment (IPE). A student with a disability, who receives Pre-Employment Transition Services from RSB prior to applying for VR services, is considered a potentially eligible individual, and is not automatically eligible for RSB's full range of VR services, but would need to go through the VR application and assessment process to receive other VR services under an IPE.
 2. For information on other available transition services, see [Chapter 15](#).
 3. See [RSB Pre-Employment Transition Guide](#) for further information and resources.

(B) Student with a Disability Definition

A student with a disability is anyone who—

- is 21 years old or younger; and
- who is enrolled in a secondary, postsecondary or other recognized education program; and
- Is receiving services through the Individuals with Disabilities Education Act (Special Education) or considered an individual with a disability under section 504 of the Rehab Act.

(C) Providing Pre-Employment Transition Services

1. Case expenditures for Pre-Employment Services must align with or be in support of one of the five required activities and are paid under the client's case record. Authorized Pre-Employment Transition Services are typically capacity building services, which will be provided and paid for with another mechanism (i.e. will not be authorized under the client record). Time spent on coordinating Pre-Employment Transition Services and on providing the authorized activities below should be reported on staff activity reports as Pre-Employment Transition Services.
2. Required activities (see for [9\(A\)](#) for more detail)
 - A. Job exploration counseling;
 - B. Work-based learning experiences, which may include in-school or after school opportunities, or experience outside the traditional school setting (including internships), that is provided in an integrated environment to the maximum extent possible;
 - I) The [Work Based Learning Experience Agreement \(fillable .docx\)](#)/[Work Based Learning Experience Agreement \(.pdf\)](#) will be used when arranging for experiences outside of RSB's

contracts. Staff may reference the [Work Based Learning Experience Resource Guide](#) for more details on how to arrange for such experiences.

- C. Counseling on opportunities for enrollment in comprehensive transition or postsecondary educational programs at institutions of higher education;
- D. Workplace readiness training to develop social skills and independent living;
- E. Instruction in self-advocacy, which may include peer mentoring.

3. Authorized activities

- A. Implementing effective strategies to increase the likelihood of independent living and inclusion in communities and competitive integrated workplaces;
- B. Developing and improving strategies for individuals with intellectual disabilities and individuals with significant disabilities to live independently, participate in postsecondary education experiences, and obtain and retain competitive integrated employment;
- C. Providing instruction to vocational rehabilitation counselors, school transition personnel, and other persons supporting students with disabilities;
- D. Disseminating information about innovative, effective, and efficient approaches to achieve the goals of this section;
- E. Coordinating activities with transition services provided by local educational agencies under the Individuals with Disabilities Education Act
- F. Applying evidence-based findings to improve policy, procedure, practice, and the preparation of personnel, in order to better achieve the goals of this section;
- G. Developing model transition demonstration projects;
- H. Establishing or supporting multistate or regional partnerships involving States, local educational agencies, designated State units, developmental disability agencies, private businesses, or other participants to achieve the goals of this section; and
- I. Disseminating information and strategies to improve the transition to postsecondary activities of individuals who are members of traditionally unserved populations.

Note: Supported Employment, including all assessments and benchmarks, is not a Pre-Employment Transition Services service.

4. Pre-employment transition coordination, including

- A. Attending IEP meetings when invited;
- B. Working with the local workforce development boards, one stop centers, and employers to develop work based learning experience opportunities;
- C. Working with schools to coordinate and ensure the provision of Pre-Employment Transition Services, and;
- D. Attending person-centered planning meetings, when invited.

5. For information regarding financial responsibility for transition services, see [Chapter 15](#).

6. For information regarding limits on these services, see [Chapter 11](#).

(D) School Referral

- 1. RSMO 162.1139 requires school districts, with parental consent, to refer students with visual impairment to RSB. The Office of Special Education within DESE has developed a website describing the referral process and form, found at <https://dese.mo.gov/rehabilitation-services-blind>

Chapter 17 – Extended Employment

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 397](#) – LIMITATIONS ON USE OF SUBMINIMUM WAGE

State Rules

[13 CSR 40-91.020](#)

Extended employment is defined as work in a "non-integrated or sheltered setting for which compensation is in accordance with the Fair Labor Standards Act." If the individual is working in an environment where a majority of the employees have disabilities, the employment is not considered integrated. Similarly if the eligible individual is being compensated at less than minimum wage under the Fair Labor Standards Act, the wage is not considered a competitive wage cannot be considered as a competitive-integrated employment outcome.

As of July 22, 2016 the Workforce Innovation and Opportunity Act (WIOA) placed emphasis on competitive-integrated employment outcomes for Vocational Rehabilitation clients. Under WIOA vocational goals for working in extended employment do not meet the requirement for competitive-integrated employment outcomes and thus cannot be supported under the Vocational Rehabilitation Program. Cases whereby an eligible individual chooses to go to work in a sheltered or extended setting cannot be closed as Status 26 (Closed, Rehabilitated). Equally important, an individual who expresses a goal of working in an extended setting does not have a vocational goal that satisfies the requirement for eligibility for Vocational Rehabilitation (VR) services.

Due the low numbers of RSB clients seeking or requiring subminimum wage “Extended Employment”, ALL cases of clients seeking Extended Employment MUST be coordinated through RSB State Office.

RSB may become aware of an individual with a visual disability currently working in extended employment or that has expressed an interest in working in extended employment via the vocational rehabilitation process, self-referral, or by referral from another agency, or an entity.

The actions/requirements taken by RSB staff are dependent upon whether the applicant is a Youth with a Disability or a Non-Youth with a Disability:

(A) Common Requirements applicable both Youth and Non-Youth

1. Explain that VR services are intended to achieve an employment outcome in a competitive-integrated employment setting. The applicant or eligible individual must be informed that Vocational Rehabilitation Services are available should the applicant wish to pursue competitive-integrated employment.
2. Provide career counseling, information and referral services. These services must be provided within 30-days. The career counseling and information and referral services provided may include benefits counseling. The services shall:
 - A. Be provided by RSB in a manner that facilitates informed choice and decision-making by the individual, or individual’s representative, as appropriate;
 - B. Not be for subminimum wage employment;
 - C. These services must be carried out once every six months for the first year of the individual's subminimum wage employment and annually thereafter for the duration of such employment.
 - D. The applicable intervals required to provide these services to individuals employed at subminimum wage, will be calculated based upon the date the individual becomes known RSB.
 - E. RSB MAY coordinate with Missouri Vocational Rehabilitation (MVR) to provide group career counseling sessions. Please contact RSB State Office for further details.

3. Inform the individual that services under the Vocational Rehabilitation Program can be provided to eligible individuals in an extended employment setting if necessary ONLY for purposes of training or otherwise preparing for employment in a competitive integrated setting.
 - A. For purposes of this policy, any period of extended employment planned for less than 6 months will be considered as transitional employment. Any plan which proposes extended employment in excess of 6 months must be approved by the Deputy Director or designee. If the employment cannot be considered as transitional employment. Any plan which proposes extended employment in excess of 6 months must be approved by the Deputy Director or designee. If the employment cannot be considered as transitional employment leading to competitive employment, the case should be closed.
4. Documentation timelines common to Youth and Non-Youth:
 - A. RSB must provide documentation, as outlined in subsections [\(B\)](#) and [\(C\)](#), to the individual as soon as possible, but no later than—
 - (I) 45 calendar days after completion of the activities required under this section; or
 - (II) 90 calendar days, if additional time is necessary due to extenuating circumstances, or
 - (III) In the event that either a Youth or, if applicable, the Youth's parent or guardian, or a Non-Youth refuse to participate in activities as outlined in [\(B\)2.](#) and [\(C\)2.](#), documentation must be provided within 10 calendar days from the refusal to participate.

(B) Documentation content specific to Youth with Disabilities seeking subminimum wage employment

1. If RSB becomes aware of a Youth with a Disability seeking subminimum wage employment the following services must be provided, documented, and documentation provided to the Youth with a Disability:
 - A. Youth's name
 - B. VR Eligibility Determination made, including a summary of the reason for the determination, or description of the service or activity completed.
 - C. Completion of transition services under IDEA provided by School Official:
 - D. Completion of pre-employment transition services if a student:
 - (I) Job exploration counseling
 - (II) Work-based learning experiences
 - (III) Counseling on opportunities for post-secondary educational programs
 - (IV) Workplace readiness training
 - (V) Instruction in self-advocacy, to include peer mentoring
 - E. Documentation of Vocational Rehabilitation Services provided
 - F. RSB must provide a cover sheet which itemizes each of the documents that have been provided to the youth.
2. In the event a youth with a disability or, as applicable, the youth's parent or guardian, refuses, through informed choice, to participate in the activities listed above, such documentation must at a minimum contain the:
 - A. Youth's name;
 - B. Description of the refusal and the reason for such refusal;
 - C. Signature of the youth or, as applicable, the youth's parent or guardian;
 - D. Signature of the RSB staff or educational personnel documenting the youth's refusal;
 - E. Date of signatures; and
 - F. Date and method (e.g., hand-delivered, faxed, mailed, e-mailed, etc.) by which documentation was transmitted to the youth.

(C) Documentation content specific to Non-Youth with a Disability seeking subminimum wage employment

1. Documentation for Non-Youth either currently working in or seeking subminimum wage employment must include:
 - A. Name of the individual
 - B. Description of the service or activity completed

- C. Name of the provider of the service or activity
 - D. Dates the service were completed
 - E. Signature and date of the individual documenting the completion of the activity
 - F. Signature and date of the individual transmitting the documentation
 - G. Date and method by which the documentation was delivered (hand, faxed, mailed, e-mailed, other)
2. In the event an individual with a disability or, as applicable, the individual's representative, refuses, through informed choice, to participate in the career counseling, documentation must be provided to the individual and must include:
- A. Name of the individual
 - B. Description of the refusal and reason for the refusal
 - C. Signature of the individual or as applicable the individual's representative
 - D. Signature and date of the individual documenting the completion of the activity
 - E. Date of signatures
 - F. Signature and date of the individual transmitting the documentation
 - G. Date and method by which the documentation was delivered (hand, faxed, mailed, e-mailed, other)

(D) Students with a disability seeking subminimum wage employment

1. Students with Disabilities may not enter into subminimum wage employment. If the individual is a student in a school district, the student cannot participate in subminimum wage employment. Upon being notified that a Student with a Disability is seeking subminimum wage employment following must take place:
- A. Explain that RSB cannot provide services to obtain subminimum wage employment.
 - B. Explain that VR services are intended to achieve an employment outcome in a competitive-integrated employment setting. The student must be informed that Vocational Rehabilitation Services are available should the applicant wish to pursue competitive-integrated employment.
 - C. Section 511 ensures that students with disabilities are given the opportunity to receive Pre-Employment Transition Services. Provide information regarding RSB's Pre-Employment Transition Services (PETS).

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Chapter 18 - Case Closure

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.43](#) – Procedures for ineligibility determination

[34 CFR 361.44](#) – Closure without eligibility determination

[34 CFR 361.56](#) - Requirements for closing record of services of a client who has achieved an employment outcome

State Rules

[13 CSR 40-91.020](#)

RSB shall close an applicant's or eligible individual's vocational rehabilitation case at any time in the vocational rehabilitation process when RSB has determined that an applicant is not eligible for vocational rehabilitation services; the eligible individual has completed vocational rehabilitation services that RSB planned to provide and additional vocational rehabilitation services are either unnecessary or inappropriate; or an applicant or eligible individual is not available to receive vocational rehabilitation services. Prior to RSB closing any case for the reason that the individual is not available, RSB shall contact the individual at their last known address, notifying them to contact RSB within ten (10) calendar days of the date of the notice. RSB may close the case if the individual does not cooperate with the notice, or if the post office returns agency mail directed to the individual indicating no forwarding address.

(A) Case Closure Without an Eligibility Determination RSB shall close an applicant's case without a determination of eligibility when the applicant either declines to participate in, or is unavailable during an extended period of time to complete an evaluation of vocational rehabilitation potential and RSB has documented repeated, reasonable efforts to contact the applicant or, as appropriate, the applicant's representative, to encourage the applicant's participation. [361.44](#)

(B) Case Closure Due to a Determination of Ineligibility Before IPE Development When RSB determines, on the basis of clear evidence, that an applicant does not meet one (1) or more of the basic conditions of eligibility for vocational rehabilitation services or that an eligible individual no longer meets one (1) or more of the basic conditions of eligibility, RSB shall close the applicant's or eligible individual's case. RSB shall carry out the following activities in regard to case closure: [361.43](#), [Sec.102\(a\)\(5\)](#)

1. RSB shall make the ineligibility determination only after full consultation with the applicant or eligible individual or, as appropriate, the applicant's or eligible individual's parent, guardian, legal custodian or other representative, or after giving a clear opportunity for such consultation. RSB shall document in the case file the consultation, or the opportunity for the consultation;
2. RSB shall complete a certification of ineligibility which indicates the reason(s) the applicant or eligible individual is ineligible for vocational rehabilitation services. The appropriate RSB staff member shall sign and date the certification; and
3. RSB shall notify the applicant or eligible individual in writing of the action RSB has taken. The notification shall include information regarding the applicant's or eligible individual's appeal rights and the assistance that is available from the eligible individual assistance program.
4. RSB shall refer the applicant or eligible individual to other programs that are part of the one-stop service delivery system that can address the individual's training or employment-related needs, or to other Federal, State or local programs or service providers best suited to meet the individual's needs if the ineligibility determination is due to finding that the individual has chosen not to pursue or is incapable of achieving an employment outcome that will meet their needs. RSB will provide the individual being referred a notice of the referral. The notice should include a specific contact person within the agency to which the individual is being referred [361.43\(d\)](#)

(C) Case Closure Due to a Determination of Ineligibility After IPE Development When RSB decides to terminate vocational rehabilitation services that RSB is providing to an eligible individual because of a determination that the individual is no longer eligible, RSB shall close the individual's case. RSB shall carry out the following activities in regard to case closure:

1. RSB shall make the ineligibility determination only after full consultation with the eligible individual or, as appropriate, the eligible individual's parent, guardian, legal custodian or other representative, or after giving a clear opportunity for such consultation, except under the following circumstances: the eligible individual has refused to participate; the eligible individual is no longer present in Missouri; the eligible individual's whereabouts are unknown; or the eligible individual's medical condition is rapidly progressive or terminal. When the applicant or eligible individual or, as appropriate, the eligible individual's parent, guardian or other representative has consulted with RSB, RSB shall record the views of the individual regarding the decision;
2. RSB shall record in the case record the rationale for the ineligibility decision, showing that the provision of vocational rehabilitation services has demonstrated the eligible individual is not eligible for Vocational Rehabilitation services.
 - A. RSB shall notify the eligible individual in writing of the action RSB is taking. The notification shall include information regarding the eligible individual's appeal rights and the assistance that is available from the client assistance program. RSB does not need to send written notification to the eligible individual when the eligible individual is deceased, the address is unknown or the eligible individual cannot be located; and
 - B. When RSB determines an eligible individual is not eligible for additional vocational rehabilitation services because the eligible individual cannot be expected to benefit from vocational rehabilitation services in terms of employability, RSB shall refer the eligible individual for possible services under RSB's independent living rehabilitation program and, as appropriate, to other Federal, State or local programs or service providers best suited to meet the individual's needs and provide the individual being referred a notice of the referral. The notice should include a specific contact person within the agency to which the individual is being referred. [361.43\(d\)](#)

(D) Annual Review of Certain Case Closures. When RSB determines an applicant or eligible individual is ineligible for vocational rehabilitation services because the applicant or eligible individual is incapable of achieving an employment outcome, RSB shall review the ineligibility decision within twelve (12) months and annually thereafter if requested by the individual or, if appropriate, by the individual's representative. During the review RSB gives the applicant or eligible individual or, as appropriate, the applicant's or eligible individual's parent, guardian, legal custodian or other representative, the opportunity for full consultation in the reconsideration of the decision of ineligibility. [361.44](#)

1. RSB shall initiate the first review of a decision of ineligibility. The applicant or eligible individual or, as appropriate, the applicant's or eligible individual's parent, guardian, legal custodian or other representative, shall initiate any subsequent review; and
2. RSB shall not carry out the first annual review of a decision of ineligibility when
 - the applicant or eligible individual refuses the review;
 - the applicant or eligible individual has refused vocational rehabilitation services;
 - the applicant or eligible individual is no longer present in the state or whereabouts are unknown; or
 - the applicant's or eligible individual's medical condition is rapidly progressive or terminal.

(E) Case Closure as Successfully Rehabilitated In order for RSB to determine that an eligible individual has been successfully rehabilitated the eligible individual's case record must contain information that verifies that per [361.56](#), [361.5\(c\)\(15\)](#), [Sec. 7\(11\)](#):

1. The individual has achieved the competitive integrated employment outcome that is described in the individual's IPE and is consistent with the individual's strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice;

Note: [CFR 361.47\(a\)\(9\)](#) requires RSB to verify income and benefits for clients who obtain competitive integrated employment and maintain that verification as part of the record of services. As part of RSB's closure process for successful competitive integrated employment closures, staff should verify income by using one of the below methods:

- Accessing Unemployment Insurance wage data found within the case management system
 - Pay stubs or other forms of earnings statements from the client's employer
 - Tax returns
 - Self-reported information, in lieu of other documentation
2. The individual has maintained the employment outcome for an appropriate period of time, but not less than 90 days, necessary to ensure the stability of the employment outcome, and the individual no longer needs vocational rehabilitation services.
 3. At the end of the appropriate period under paragraph 2 of this section, the individual and the rehabilitation counselor consider the employment outcome to be satisfactory and agree that the individual is performing well in the employment.
 4. The individual is informed through appropriate modes of communication of the availability of post-employment services. [361.56\(a - d\)](#)

Note: Staff should make every effort to ensure all bills are paid prior to case closure.

5. Post-Exit follow up will be necessary for each of the four (4) quarters after the case is closed. Prior to the end of the quarter, staff will verify whether the client is still employed at the same quarterly rate of pay and if so, document this in the record. If the client still has a job but their employment situation has changed (new employer, job title, wages), this should be documented in the case record. If the client has lost their job, this should be documented in the case record and staff should offer to take a referral. VRCs should inform clients verbally that this follow up will occur prior to closure and follow [the guidance above](#) regarding how to verify wages.

(F) Recovery of Equipment

1. Upon closure, the case record must show that recovery of equipment that costs more than \$500 that is either not being used or which was purchased for a case that has been closed as unsuccessful has been considered. District supervisors should review every VR case that is closed other than rehabilitated to establish what has occurred with the equipment purchased for the client.
2. RSB may not seek the recovery of equipment that:
 - A. Costs less than \$500,
 - B. Was purchased to assist in the management of a primary or secondary disability, such as glucometers, hearing aids or other personal devices.
 - C. Is customized, or
 - D. Is not able to be reissued for another case (such as damaged items, technology no longer supported, etc.).
3. Should any equipment be recovered, RSB staff shall follow the procedures for Equipment Inventory and Disposition, as outlined in [policy 13\(C\)5.-6.](#)

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Chapter 19 - Standards for Facilities and Other Providers of Services

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.51](#) – Standards for facilities and providers of services

State Rules

[13 CSR 40-91.020](#)

RSB requires providers from which RSB purchases vocational rehabilitation services to meet the standards stated in this section of this chapter and [34 CFR 361.51](#).

- (A) Rehabilitation Facilities** A rehabilitation facility is a facility that is operated for the purpose of providing vocational rehabilitation services to eligible individuals and applicants. A rehabilitation facility must have the capability to provide, singly or in combinations, one (1) or more of the following vocational rehabilitation services:
1. Vocational rehabilitation services, including under one management, medical, psychiatric, psychological, social and vocational services;
 2. Testing, fitting, or training in the use of prosthetic or orthotic devices;
 3. Prevocational conditioning or recreational therapy;
 4. Physical and occupational therapy;
 5. Speech and hearing therapy;
 6. Psychiatric, psychological and social services;
 7. Evaluation of rehabilitation potential;
 8. Personal and work adjustment;
 9. Vocational training with a view toward career advancement, which is provided in combination with other rehabilitation services;
 10. Evaluation or control of specific disabilities;
 11. Orientation and mobility services and other adjustment services to blind individuals;
 12. Transitional or extended employment for those individuals with disabilities who cannot be absorbed readily into the competitive labor market;
 13. Psychosocial rehabilitation services for eligible individuals and applicants with chronic mental illness; and
 14. Rehabilitation Technology services.
- (B) Rehabilitation Facility Accreditation** A rehabilitation facility must comply with the rehabilitation facility standards specified by RSB. These standards include (but are not limited to), those of the Commission on the Accreditation of Rehabilitation Facilities (CARF) and the Joint Committee on the Accreditation of Hospitals (JCAH).
- (C) Academic or Vocational Training Accreditation** An agency or institution that provides academic or vocational training services must be accredited or licensed by the accrediting or licensing agency that is appropriate to the training curriculum that the agency or institution provides.
- (D) Physical or Mental Restoration Provider Accreditation** A physician or any other health care provider must be certified or accredited to perform the specific service that the applicant or eligible individual requires and must be licensed to perform the service in the state in which the service is performed.

Chapter 20 - Business Enterprise Program

Federal Regulations

[34 CFR 395](#) – Vending Facility Program for the Blind on Federal and Other Property

State Rule

[13 CSR 40-91](#)

Through the Business Enterprise Program (BEP), which is administered according to [13 CSR 40-91.010](#), RSB establishes small business enterprises that are operated by severely disabled legally blind individuals who have received vocational rehabilitation services. RSB provides management services and supervision to the operators of the small business enterprises.

BEP Referral and Training Process

(A) The Referral

The VR Counselor will refer a client to the Business Enterprise Program (BEP) by making a referral to the Assistant Supervisor/Training Coordinator providing the clients' following information:

- Client Intake form from the case management system,
- an eye report signed by the examining physician documenting the client's visual eligibility,
- a copy of the client's high school diploma or their GED, and
- a copy of the client's resume.

NOTE: Visual eligibility for BEP is legal blindness (acuity no more than 20/200 in better eye with best correction or visual fields in better eye is restricted to a degree that its widest diameter subtends an angle no greater than twenty degrees).

(B) Initial Assessment

Within two weeks after the date of referral the Assistant Supervisor or designee will meet with the client to acquaint them with the BEP and evaluate the client for the attributes essential to becoming a successful BEP Manager. Attributes that the client will be evaluated on include: adjustment to blindness skills, computer skills, mathematical skills, good customer relations skills, ability to problem solve, and leadership/supervisory skills. If the client is found to have the essential attributes to becoming a successful BEP manager by the Assistant Supervisor or designee, the process will move forward with the following steps:

- Schedule facility tours to confirm client's interest in their desired level of licensure.
- Completion of an i9 US citizenship form.
- Completion of a Highway Patrol criminal background check.
- Completion of a credit report.
- Scheduling of an on-site evaluation, if necessary and agreed on, between the Assistant Supervisor or Designee and client.

NOTE: If at this time there are any deficiencies in the clients' skill level that have been identified that could prevent them from being successful in the BEP Manager training, the Assistant Supervisor may request further training for the client through their Vocational Counselor.

(C) BEP Manager Training

The client will start their BEP Manager training by first passing the SERVSafe course. Secondly, the client must attend and pass the online Hadley Randolph Sheppard Manager training curriculum. Then the client will be placed in a BEP facility for the hands on portion of their training. The length of this training will be determined on the clients' prior work experience and how quickly they move through the training modules. The BEP Managers Training Program is performance based and program will depend on the clients' ability to learn and demonstrate their proficiency in what they have been taught.

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Chapter 21 - Facilities and Services for Groups of Individuals with Disabilities

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.49](#) – Scope of vocational rehabilitation services for groups of individuals with disabilities.

State Rules

[13 CSR 40-91.020](#)

- (A) RSB provides vocational rehabilitation services through the facilities and services for groups of individuals with disabilities grant authority. This authority is used when vocational rehabilitation services are not directly related to the individualized written rehabilitation program of an eligible individual but are expected to contribute to the vocational rehabilitation of a group of individuals with disabilities. [361.49](#), [Sec.103\(b\)](#)
 - (B) Prior to use of the facilities and services to groups of individuals with disabilities grant authority, RSB documents the need for the services that will be provided.
1. Whenever an agency other than RSB provides vocational rehabilitation services through this grant authority, RSB will procure services through a contractual agreement between that agency and RSB.
 2. Whenever RSB provides vocational rehabilitation services directly through this grant authority, RSB describes the nature and scope of the services that will be provided and the manner in which they will be provided, identifies the eligible individual population to which services will be provided and describes the evaluation process that will be used to measure the effectiveness of the services.

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Chapter 22 - Order of Selection

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.36](#) – Ability to serve all eligible individuals; order of selection for services

[34 CFR 361.42\(f\)](#) – Data for determination of priority for services under an order of selection

State Rules

[13 CSR 40-91.020](#)

- (A) According to [34 CFR 361.36](#), if RSB is unable to provide vocational rehabilitation services to all eligible individuals who apply for services, RSB will implement an order of selection to ensure that those individuals with the most severe disabilities are provided services.
1. In the event that a full range of vocational rehabilitation services cannot be provided to all visually-eligible individuals with disabilities in the State of Missouri, Rehabilitation Services for the Blind (RSB) will implement a statewide order of selection. RSB will evaluate the need to implement an order of selection prior to the beginning of each federal fiscal year. If circumstances that arise during the year indicate that RSB may not be able to provide the full range of services to all eligible individuals, RSB will reevaluate the need to implement an order of selection at that time.
 2. RSB will consult with the State Rehabilitation Council for the Blind (SRC) prior to implementing an order of selection. RSB will also jointly develop criteria for determining severity of disability, priority categories for services and information pertaining to the administration of the order of selection with the SRC.
 3. When an order of selection is implemented, RSB will notify all eligible individuals of the priority categories that apply to the order of selection, along with the individual's assigned category and their right to appeal their categorical assignment. A narrative entry in each case record will record the basis for the categorical assignment.
 4. An eligible individual's assigned category may be changed at any time based on information that clarifies the severity of the individual's disability or if there is a change in the severity of disability.
 5. The implementation of an order of selection will not affect the provision of diagnostic and evaluation services necessary to determine eligibility.
 6. While under an order of selection, RSB will develop an individualized plan for employment (IPE) only for those eligible individuals who are in the priority categories currently being served.
 7. RSB will continue to provide all needed services to any eligible individual who has begun to receive services under an Individualized Plan for Employment (IPE) prior to the effective date of the order of selection, regardless of the eligible individual's assigned category.
 8. RSB will ensure that all funding arrangements for providing services under the State Plan for Vocational Rehabilitation, including third-party arrangements and awards under the establishment authority, are consistent with the order of selection.
 9. When operating under an order of selection, RSB will ensure that all eligible individuals, regardless of assigned category, will have access to an information and referral system that ensures that they will be provided accurate vocational rehabilitation information and guidance, (including counseling and referral for job placement by RSB staff), using appropriate modes of communication, to assist such individuals in preparing for, securing, retaining, advancing in, or regaining employment, and that they will be appropriately referred to Federal and State programs (other than the vocational rehabilitation program), including other components of the statewide workforce development system. In the event of an individual's referral to a Federal or State program, RSB will provide the individual with –
 - A. a notice of the referral by RSB to the agency carrying out the program;
 - B. information identifying a specific point of contact within the agency carrying out the program; and
 - C. information and advice regarding the most suitable services to assist the individual to prepare for, secure, retain, advance in, or regain employment.

10. Eligible individuals will be served under the categories of priority defined below. In accordance with these categories, individuals with the most significant disabilities (Priority I) will be selected first for the provision of vocational rehabilitation services. In the event that all Priority I individuals can be served with available resources, Priority II and then Priority III cases (in that order) will be opened for provision of vocational rehabilitation services.

Priority I: Individual with a most significant disability

Priority II: Individual with a significant disability

Priority III: Individual with a disability

11. Definitions:

Individual with a Disability:

Any eligible individual who –

- (A) Who has a physical or mental impairment;
- (B) Whose impairment constitutes or results in a substantial impediment to employment; and
- (C) Who can benefit in terms of an employment outcome from the provision of vocational rehabilitation services.

Individual with a Significant Disability:

An eligible individual with a disability, who additionally-

- (A) has a severe physical or mental impairment that seriously limits one or more functional capacities (i.e., mobility, communication, self-care and home care, self-direction, , work tolerance, or work skills) in terms of an employment outcome; and
- (B) whose vocational rehabilitation can be expected to require multiple services over an extended period of time; and
- (C) has one or more physical or mental disabilities resulting from amputation, arthritis, autism, blindness, burn injury, cancer, cerebral palsy, cystic fibrosis, deafness, head injury, heart disease, hemiplegia, hemophilia, respiratory or pulmonary dysfunction, mental retardation, mental illness, multiple sclerosis, muscular dystrophy, musculo-skeletal disorders, neurological disorders (including stroke and epilepsy), spinal cord conditions (including paraplegia and quadriplegia), sickle cell anemia, specific learning disability, end-stage renal disease, or another disability or combination of disabilities determined on the basis of an assessment for determining eligibility and vocational rehabilitation needs to cause comparable substantial functional limitation.

Individual with a Most Significant Disability:

An eligible individual with a significant disability who additionally –

- (A) has a severe physical or mental impairment that seriously limits three or more functional capacities (i.e., mobility, communication, self-care and home care, self-direction, work tolerance, or work skills) in terms of an employment outcome.

12. While RSB is operating under the order of selection, all RSB-eligible individuals who are in priority categories that are not being served will be placed on a waiting list in Status 04 (prior to IPE development) and will remain on the waiting list in that status until approval is given to serve individuals in their assigned priority category. When approval to serve a priority category that has been on the waiting list is given, individuals will be served in the order of their application date.

Chapter 23 - Review Procedures

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.57](#) – Review of determinations made by designated State unit personnel

State Rules

[13 CSR 40-91.020](#)

An applicant for or recipient of services through RSB's vocational rehabilitation program has the right to request a review of an RSB determination, within 90 days of the determination date, that affects the provision of VR services. The review process may consist of up to three (3) stages, in which the procedures provide the individual and RSB the opportunity to submit additional evidence and information. Throughout the review procedures stated in this chapter the words applicant or eligible individual also mean, if appropriate, the individual's parent, guardian, legal custodian or other representative. [361.57](#), [Sec.102\(c\)\(1-7\)](#)

- (A)** A hearing conducted by an impartial hearing officer must be held within sixty (60) days of an applicant's or recipient's request for a review of the RSB determination, unless:
1. A resolution of the issue by way of an administrative review is achieved prior to the 60th day; or
 2. A mediation agreement is reached prior to the 60th day.
 3. The applicant or recipient of services withdraws their request for review.
- (B) Administrative Review:** An administrative review is not a mandatory part of the review process. RSB encourages the applicant or eligible individual to have an administrative review, in an effort to resolve the disputed issue in an informal setting. Most requests for review of determinations are resolved by the administrative review.
1. The applicant or eligible individual may request an Administrative Review by submitting a written request to the Deputy Director or designee.
 2. The designee of the deputy director will conduct the informal Administrative Review within thirty (30) days from receipt of the request, unless both parties agree to an extension of time. If the thirty (30). Day informal review period overlaps with the 60th day after the review was requested, the formal hearing conducted by an impartial hearing officer may be continued to a later date upon the agreement of both parties.
 3. The applicant or eligible individual will be informed of the results of their informal review in writing and the ongoing right to a due process hearing or mediation.
- (C) Mediation:** Applicants and eligible individuals shall have the right to pursue mediation with respect to disputes involving any determinations that affect the provision of vocational rehabilitation services.
1. Mediation shall be voluntary on the part of the individual and RSB; not be used to deny or delay the rights of an individual to a hearing or deny any other rights; and be conducted by a qualified and impartial mediator who is trained in effective mediation techniques.
 2. A list of mediators who are qualified and trained in mediation will be maintained by RSB and provided to the eligible individual for selection of a mediator. (Note: Mediator must notify RSB of any potential personal, professional or financial interest, as described in above section.)
 3. RSB shall bear the costs of the mediation process; however, RSB is not responsible to pay for any costs related to the representation of an applicant or eligible individual.
 4. An applicant or eligible individual may request mediation by writing the Deputy Director, RSB and stating the issue(s) to be mediated. If mediation is agreed upon by both RSB and the applicant or eligible individual, a qualified mediator will then be selected by the individual. The mediator will be informed of the request and will assist parties in selecting a mutually agreeable time and place.

5. An applicant or eligible individual may be represented in the mediation session by an authorized representative or licensed attorney, at the individual's expense. An applicant and/or representative has the right to present information and evidence that supports their position.
6. The mediation will be held within sixty (60) days of the date on which RSB receives the request for mediation, unless both parties agree to an extension. Mediation sessions are held at a time and location mutually agreed upon by both parties.
7. Individual will be provided with a release of information regarding information to be shared by RSB with the mediator.
8. Services provided by RSB shall not be reduced, suspended or terminated pending a decision by mediator unless (1) individual or representative requests it or (2) services at issue obtained thru misrepresentation, fraud, collusion or criminal conduct on the part of the individual or the individual's representative.
9. An agreement reached by the parties to the dispute in the mediation process shall be set forth in a written mediation agreement, and provided to the applicant or eligible individual and the Deputy Director of RSB within thirty (30) days of completion of the mediation session. If the mediation period overlaps with the date of the formal hearing conducted by an impartial hearing office, the formal hearing may be continued to a later date upon the agreement of both parties.
10. A copy of the mediation agreement will be maintained in the individual's case file.
11. Discussions that occur during the mediation process shall be confidential and not used as evidence in any subsequent due process hearing or civil proceeding. Both parties may be required to sign a confidentiality pledge prior to the commencement of such process.
12. Nothing in this section shall be construed to preclude the parties to such a dispute from informally resolving the dispute prior to mediation proceedings, if the informal process used is not used to deny or delay the right of the applicant or eligible individual to a due process hearing or to deny any other right.

(D) Due Process Hearing: An applicant or eligible individual may request an impartial due process hearing with or without an administrative review or mediation. The following procedures will be followed in the event of a request for a Due Process Hearing:

1. The applicant or eligible individual must request a due process hearing in writing submitted to the Deputy Director or designee.
2. The hearing officer shall be selected from a list of qualified impartial hearing officers maintained by RSB. Selection of hearing officer is by agreement between Deputy Director or designee and the applicant or eligible individual or, as appropriate, the individual's guardian or other representative.
3. After the hearing officer is selected, RSB issues an authorization of the hearing officer to conduct the hearing.
4. The fair hearing shall be held within sixty (60) calendar days from the date RSB receives the eligible individual's request for review of a decision, unless informal resolution or a mediation agreement is achieved prior to the 60th day or the parties agree to a specific extension of time. The fair hearing is held during normal working hours, at the district office where the eligible individual's case record is located.
5. The applicant or eligible individual shall be given the opportunity to present and examine witnesses, additional evidence, and relevant sources of information during the due process hearing or if the hearing officer holds the record open to admit additional evidence.
6. RSB staff members who are involved in case activities that led to the disputed decision are available for testimony.
7. The impartial hearing officer informs all persons present of the purpose of the fair hearing and of the confidentiality of all matters that will be discussed.
8. Before the fair hearing begins, the eligible individual must present written authorization to discuss confidential information in the presence of counsel and witnesses.
9. The hearing officer will make a determination based on the facts and applicable law. The hearing officer shall render a decision in writing. The decision must specify the findings of fact, conclusions of law, and decision of the hearing officer. The hearing decision must be based solely on the facts adduced to the hearing officer at the hearing. The written decision will be served on the Deputy Director and the individual or applicant, or their representative.

(E) Administrative Review of Hearing Officer's Decision. Within twenty (20) calendar days of the date of the mailing of the impartial hearing officer's written decision, either party may request in writing a review of the written decision by the Director of Family Support Division, or his /her designee. The Director of Family Support Division may not delegate the responsibility for reviewing the written decision of the hearing officer to any Family Support Division staff.

1. The Director of Family Support Division or designee shall provide the opportunity for submission of additional evidence and information relevant to a final decision concerning the matter under review.
2. The Director of Family Support Division or designee may overturn or modify the hearing officer's decision, or part of the decision, supporting the position of the applicant or eligible individual, if it is determined, based on clear and convincing evidence, that the decision of the impartial hearing officer is clearly erroneous on the basis of being contrary to federal or state law.
3. The Director of Family Support Division or designee shall provide an independent, final decision in writing, including the statutory and regulatory findings for the decision, to the applicant or eligible individual or, as appropriate, the individual's representative and to RSB within thirty (30) days of the request for the administrative review.

(F) Process to request review of an RSB determination: To request an administrative review, mediation or fair hearing, you must:

1. Request the administrative review, mediation or fair hearing in writing to the Deputy Director, Rehabilitation Services for the Blind, P. O. Box 2320, 615 Howerton Court, Jefferson City, Missouri 65102.
2. Describe the decision or action you need to have resolved.
3. Include your name, address, and telephone number.

Note: Additional information on the review process may be found at [RSB Appeal Process](#)

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Chapter 24 - Exceptions to Policy

Federal Regulations

[34 CFR 361.5](#) – Definitions

State Rules

[13 CSR 40-91.020](#)

RSB may allow exceptions to policies and limitations stated in this document and the Vocational Rehabilitation Administrative Rule.

- (A)** In order to request an exception to a policy or procedure stated in this manual or the Administrative Rule, the rehabilitation counselor should:
1. Cite the appropriate authority from the VR Administrative Rule or this manual that forms the limitation or policy.
 2. Document the vocationally relevant need for whatever exception is being requested (equipment or service) and clearly state what is being requested as an exception.
 3. Forward the documents containing the information in (1) and (2) above to the District Supervisor for review. Following the review, the documents will be forwarded, with the District Supervisors recommendation, to the Supervisor of Field Operations at RSB State Office.

Note: For format of exception requests, see [Exception Format](#).

- (B)** In some cases a service will be authorized which is governed by a set fee schedule, (i.e., dental services), but the specific service required by the client will not be listed on the fee schedule. In this situation, RSB staff must submit a request for exception stating the nature of the authorized service, the fact that it does not appear on the fee schedule and the fee stated by the vendor. This type of exception must follow the form and process established in [\(A\) 2 & 3](#) above.

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Chapter 25 - Confidentiality of Information

Federal Regulations

[34 CFR 361.5](#) – Definitions

[34 CFR 361.38](#) – Protection, use, and release of personal information

State Rules

[13 CSR 40-91.020](#)

In the course of business, Rehabilitation Services for the Blind receives discloses and utilizes Protected Health Information (PHI) and Personally Identifiable Information (PII) of employees and clients for a variety of reasons. Employees should exercise care at all times to discuss confidential, sensitive, or personal health information in a manner or place where the discussion is not able to be easily overheard. Measures should be taken to ensure that confidential information is not accessible to anyone other than authorized personnel. RSB staff will maintain privacy, confidentiality and integrity with regard to protected information as required by state and federal laws, rules and regulations, department policy, and professional ethics. Employees found to be in violation of this policy may be subject to disciplinary action up to and including dismissal as well as prosecution in a court of law.

All Rehabilitation Services for the Blind employees shall be familiar with [DSS policies](#) regarding privacy and confidentiality, specifically:

- 5-101 Client Records
- 5-103 Personally Identifiable Information and HIPAA Protected Health Information
- 5-104 Confidential Document Disposal
- 5-105 Record Retention and Preservation

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Forms and Documents

- [Client Handbook](#)
- [Exception Template](#)
- [Funding Small Business Start-Ups](#)
- [Informed Client Choice Handout](#)
- [On the Job Training \(OJT\) Agreement \(fillable .docx\)](#)
- [On the Job Training \(OJT\) Agreement \(.pdf\)](#)
- [On the Job Training \(OJT\) Resource Guide](#)
- [PVA At-A Glance with Facility Selection Form](#)
- [RSB College Handbook](#)
- [RSB Pre-Employment Transition Guide](#)
- [RSB Self-Employment Resource Guide](#)
- [RSB VR Review Process](#)
- [Source and Use of Funds](#)
- [Visual Efficiency Worksheet and Charts](#)
- [Work Based Learning Experience Agreement \(fillable .docx\)](#)
- [Work Based Learning Experience Agreement \(.pdf\)](#)
- [Work Based Learning Experience Resource Guide](#)
- [Work Experience Agreement \(fillable .docx\)](#)
- [Work Experience Agreement \(.pdf\)](#)
- [Work Experience Resource Guide](#)

Forms updated more regularly can be found at the [RSB Forms and Documents site](#).

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