

SUBCHAPTER 63F - VOCATIONAL REHABILITATION

SECTION .0100 - SERVICES

10A NCAC 63F .0101 ELIGIBILITY FOR AND AUTHORIZATION OF SERVICES

(a) An Individualized Plan for Employment shall be developed to provide services to applicants to the vocational rehabilitation program who meet the following criteria:

- (1) the applicant for services has a physical or mental impairment;
- (2) the physical or mental impairment constitutes or results in a substantial impediment to employment for the applicant; and
- (3) the applicant requires vocational rehabilitation services in order to prepare for, secure, retain, advance in, or regain employment.

(b) It shall be presumed that the applicant can benefit in terms of an employment outcome from the provision of vocational rehabilitation services unless it can be demonstrated through clear and convincing evidence that the applicant is incapable of benefiting in terms of an employment outcome from vocational rehabilitation services due to the severity of the disability.

(c) Applicants who have been determined eligible for Social Security benefits under Title II or Title XVI of the Social Security Act shall be presumed eligible for vocational rehabilitation services; however, the applicant shall intend to achieve an employment outcome.

(d) Authorization of Services:

- (1) The Division shall issue a written authorization for services prior to or simultaneously with the provision of the service. A copy of the authorization shall be retained in the case file.
- (2) The Division shall authorize services that are required for a consumer to participate in an assessment to determine eligibility for services. The Division shall also authorize services required for a consumer to complete the goals identified on his or her Individualized Plan for Employment (IPE).
- (3) Authorizations shall be issued based on availability of funds.

*History Note: Authority G.S. 134B-157; 34 C.F.R. 361.1; 34 C.F.R. 361.3; 34 C.F.R. 361.42(a); 34 C.F.R. 361.45;
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