

### **10A NCAC 89C .0603 PRIORITY CATEGORIES**

- (a) The Division shall determine each individual's priority category at the time the individual is determined eligible for services. The eligible individual shall be placed in the highest category (beginning with Category One) for which he/she qualifies.
- (b) The Division shall notify each eligible individual of his/her priority classification in writing at the same time the notification of eligibility is provided.
- (c) The priority categories for order of selection for services for eligible individuals are as follows:
- (1) Category One: Individuals with a most significant (MSD) disability who are seriously limited in four functional capacity areas;
  - (2) Category Two: Individuals with a most significant disability (MSD) who are seriously limited in three functional capacity areas;
  - (3) Category Three: Individuals with a significant disability (SD) who are seriously limited in two functional capacity areas;
  - (4) Category Four: Individuals with a significant disability (SD) who are seriously limited in one functional capacity area;
  - (5) Category Five: Individuals with a non-significant and permanent disability that results in permanent functional limitations and who will require multiple vocational rehabilitation services to obtain an employment outcome; and
  - (6) Category Six: Any eligible individual who does not qualify for placement in a higher category.
- (d) The Division shall change a client's priority classification immediately if there are changes in the client's significance of disability as evidenced by a review of medical information that warrants a change in the client's priority category classification. The Division shall notify the client in writing of any change in priority classification.

*History Note: Authority G.S. 143-545A; 143-546A; P.L. 102-569, s. 101(a)(5)(A); 34 C.F.R. 361.36; Eff. October 1, 1994; Amended Eff. July 1, 1998; April 1, 1997; Temporary Amendment Eff. January 26, 2003; May 1, 2002; Amended Eff. August 1, 2004; Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016.*