

**MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:****APRIL 2014**

CONSIDERATION OF AN ORDER OF RULEMAKING TO AMEND  
 RULE 5 CSR 20-500.150, RELATING TO ELIGIBILITY

**STATUTORY AUTHORITY:**

Section 178.590 – 178.620, RSMo; Section  
 161.092, RSMo

Consent Item     Action Item     Report Item

**DEPARTMENT GOAL NO. 4:**

The Missouri Department of Elementary and Secondary Education will improve departmental efficiency and operational effectiveness.

**SUMMARY:**

On January 14, 2014, the State Board of Education approved a notice of proposed rulemaking to amend 5 CSR 20-500.150, relating to eligibility. The notice of the proposed rulemaking was published in the March 3, 2014 edition of the *Missouri Register* for comment. No comments were received by Vocational Rehabilitation (VR) during the 30-day comment period. The proposed amendment relates to VR consumer eligibility. Proposed changes define to whom VR may provide services and clarifies that diagnosis of a disability must be by a qualified professional who is licensed or certified in either Missouri or in another state as approved by VR. It also qualifies that eligibility for services by individuals diagnosed with alcohol or drug dependence must receive treatment prior to receiving VR services connected with an Individual Plan of Employment. It adds a drug court as an entity able to certify a treatment program. Further, the proposed amendment clarifies that eligible consumers meeting the Missouri Rehabilitation Services for the Blind (MRSB) will be served by MRSB, and sets standards for determining eligibility for the deaf, late-deafened, or hard of hearing. Finally, it changes Division of Vocational Rehabilitation to the Office of Adult Learning and Rehabilitation Services.

**PRESENTER(S):**

Jeanne Loyd, Assistant Commissioner, Office of Adult Learning and Rehabilitation Services, will assist with the presentation and discussion of this item.

**RECOMMENDATION:**

The Department recommends that the State Board of Education authorize publication in the *Missouri Register* of the order of rulemaking to amend 5 CSR 20-500.150, relating to eligibility in the provision of VR services; and that the State Board finds this amendment necessary to carry out the purpose of Section 161.092, RSMo Supp. 2013 and Sections 178.600, 178.610, and 178.620, RSMo 2000.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 20—Division of Learning Services  
Chapter 500—Office of Adult Learning and Rehabilitation Services**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Education under sections 178.600, 178.610, and 178.620, RSMo 2000 and section 161.092, RSMo Supp. 2013, the board amends a rule as follows:

**5 CSR 20-500.150 Eligibility is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 3, 2014 (39 MoReg 632). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.