

**Administrative Rules Report | Executive Order 2020-03****Comprehensive Review of Administrative Rules as of July 2020****Report Submitted by:** Melinda Freundt**Title:** Executive Director**Email:** [mfreundt@okdrs.gov](mailto:mfreundt@okdrs.gov)**Phone:** (405) 951-3582

**Method Used to Conduct Review:** A request was generated via email to each Division and Unit Administrator to perform a comprehensive review of their respective chapter/section. **Method Used to Conduct Review:** A request was generated via email to each Division and Unit Administrator to perform a comprehensive review of their respective chapter/section. In addition, the DRS Policy Committee comprised of VR/SBVI Division leadership and members of management convened with a focus to conduct a rule review consistent with the Executive Order.

***TOTAL NUMBER OF UNECESSARY, COSTLY, INEFFECTIVE, DUPLICATIVE OR OUTDATE REGULATIONS: 21*****Title 612 State Department of Rehabilitation Services**

Chapter 1. Administrative Operations

Subchapter 7. Relationships with Department Established By Law

The rules in this chapter are promulgated by the Oklahoma Commission for Rehabilitation Services in Title 74, Section 166.1 et seq. of Oklahoma Statutes.

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
1-7-1	Relationships with elected state officials	9-1-93					X		Revoked.
1-7-2	Relationships with appointed state officials	9-1-93					X		Revoked.

**Title 612 State Department of Rehabilitation Services**

Chapter 3. Management Services Division

Chapter 3 was reviewed and revised by the Division Administrator in 2018. Antiquated language was removed and citations were updated. Division Administrator reviewed further and found no restrictive words or unnecessary rules requiring additional revisions. Rules in this chapter are promulgated under the authority of the Commission for Rehabilitation Services as established in 74 O.S., Section 166.1 et seq.

**Title 612 State Department of Rehabilitation Services**

Chapter 5. Financial Services Division

Chapter 5 was reviewed and revised by the Division Administrator in 2018. Antiquated language was removed and citations were updated. Division Administrator reviewed further and found no restrictive words or unnecessary rules requiring additional revisions. Authority for rules within this chapter are Title 74 O.S. §166.1, et seq., and legislation governing public finance, Oklahoma Statutes Title 62. This chapter is also based upon rules published by the OMES, OAC Title 260.

**Title 612 State Department of Rehabilitation Services**

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 1. General Provisions

Chapter 10 rules are based upon the Rehabilitation Act [29 USC 701 et seq.], and are promulgated by the Commission for Rehabilitation Services under the authority of 74 O.S., Section 166.1, et seq.

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-1-8	Vendor contracts	9-1-93		X					Revoked. Section (a-c) moved to rule 10-1-7, and moved (d) to policy 10-7-98. Since those two policies deal specifically with purchasing services provides a better location to find information and understand.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 3. Client Participation in Costs of Services

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-3-4	Services exempt from client participation in service costs	9-1-93		X					Revoked.
10-3-5	Basic living requirements	9-1-93		X					Revoked. Moved to 10-3-3.
10-3-6	Income and Liabilities	9-1-93		X					Revoked.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 1. Scope of Vocational Rehabilitation and Visual Services

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-2.1	Applications for employees or family members(s) of employees	8-11-19		X					Revoked. Moved to 10-7-22.1.
10-7-2.2	Applications for friends or family member(s) of friends	8-11-19		X					Revoked. Moved to 10-7-22.1.

Chapter 10-Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 3. Case Processing Requirements

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-21.1	Processing incoming referrals	7-1-11		X					Revoked. Moved to 10-7-22.1.
10-7-21.2	Information and referral system	7-1-11		X					Revoked. Moved to 10-7-22.1.
10-7-24.2	Assessment for determining eligibility	7-1-11			X				Revoked. This is addressed at Application according to WIOA, not eligibility.
10-7-24.3	Trial Work Experience	7-1-11		X					Revoked. Moved to 10-7-24.1.
10-7-24.5	Closed – Not Accepted for Services	7-1-11		X					Revoked. Moved partial information to 10-7-24.4.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 5. Case Status and Classification System

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-50	Eligibility Status	9-1-93		X					Revoked. Moved to 10-7-24.1.
10-7-59	Closed not rehabilitated, after IPE initiation	9-1-93		X					Revoked. Moved partial information to 10-7-24.4.
10-7-60	Closed not rehabilitated, before IPE initiation	9-1-93		X					Revoked. Moved partial information to 10-7-24.4.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 13. Supportive Services

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-132	Services to family members	9-1-93			X	10-7-52(b)			Revoked.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 17. Supported Employment Services

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-181	Integrated settings	9-1-93		X					Revoked. Moved to 10-7-179.
10-7-182	Competitive employment for supported employment clients	9-1-93		X					Revoked. Moved to 10-7-179.
10-7-183	Ongoing support services	9-1-93		X					Revoked. Moved to 10-7-179.
10-7-184	Extended services	9-1-93		X					Revoked. Moved to 10-7-179.
10-7-185	Provision of supported employment services	9-1-93		X					Revoked. Moved to 10-7-179.

Chapter 10. Vocational Rehabilitation and Visual Services

Subchapter 7. Vocational Rehabilitation and Visual Services

Part 23. Self-Employment Programs and other Services

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Necessary	Explanation of determined category
10-7-230.2	Self-Employment Guidelines	7-1-02		X					Revoked. Moved to 10-7-230.
10-7-230.3	Self-Employment/ Business Plans	7-1-02		X					Revoked. Moved to 10-7-230.
10-7-230.4	Agency financial contribution to self-employment/purchasing	7-1-02		X					Revoked. Moved to 10-7-230.
10-7-230.5	DRS Monitoring	7-1-02		X					Revoked. Moved to 10-7-230.

**Title 612 State Department of Rehabilitation Services**

Chapter 15. Oklahoma Library for the Blind and Physically Handicapped (OLBPH)

Chapter 15 was reviewed and revised by the Division Administrator in 2018. Antiquated language was removed, citations were updated. Division Administrator reviewed further and found no additional revisions. The legal base for these rules is the Pratt-Smoot Act, P.L. 89-522, and 74 O.S., 166.1 et seq.

**Title 612 State Department of Rehabilitation Services**

Chapter 20. Special Schools

Chapter 20 was reviewed and revised by the Division Administrator in 2018. Antiquated language was removed and citations were updated. Division Administrator reviewed further and found no additional revisions. The powers and duties of the Commission for Rehabilitation Services in relation to the special schools are set forth in Title 10, O.S., Sections 1418, 1419, and 1420; and in 74 O.S., Section 166.1 et seq.

## **Title 612 State Department of Rehabilitation Services**

### **Chapter 25. Business Enterprise Program**

Chapter 25 was reviewed and revised by the Division Administrator in 2018. Antiquated language was removed and citations were updated. Division Administrator reviewed further and found no restrictive words requiring additional revisions. All amendments to Chapter 25 must be submitted for approval to the Rehabilitation Services Administration (RSA) of the U.S. Department of Education. RSA is currently several years behind on final approval of submitted rule revisions. Rules for the Business Enterprise Program (BEP) are promulgated by the Oklahoma Commission for Rehabilitation Services under the authority of 74 O.S., Section 166.1 *et seq.*, and in accordance with the federal Randolph-Sheppard Act (20 U.S.C. § 107 *et seq.*) and 7 O.S. §§ 71-78.

**END OF REPORT**