

Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Department of Career Education - Arkansas Rehabilitation Services				
Refer for Group Consideration				
Arkansas Assistive Technology Alternative Financing Program				ID#: 1100
Statutory Authority:	Arkansas Code Annotated §25-30-201 Rehabilitation Act of Arkansas	10/15/2012	11/15/2012	10/16/2012
<input checked="" type="checkbox"/> Required under State or Federal Law:	Required by Ark. Code Ann. 20-79-301 (Technology Equipment Revolving Loan Fund Committee).			
Requirement Statement:	The Arkansas Technology Equipment Revolving Loan Fund, commonly referred to as the Arkansas Assistive Technology Alternative Financing Program ('AFP') was created by the Arkansas General Assembly ('General Assembly') through Act 384 of 1993 as amended ('the Act'). As provided in the Act, the AFP is governed by the Arkansas Technology Equipment Revolving Loan Fund Committee ('Committee').			
Enforce:	Continue to enforce, but update consistent with current best practices and makeup of Committee and any changes to applicable statutes.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1100/Final/AR_Technology_Equipment_By-Laws_10-16-12.pdf			
Arkansas Career Training Institute (HRSC) Drug Policy				ID#: 1230
Statutory Authority:	Ark. Code Ann. 25-30-201 et seq.	04/03/2009	04/03/2009	04/03/2009
<input type="checkbox"/> Required under State or Federal Law:	(none)			
Requirement Statement:	(none)			
Enforce:	Continue to enforce; update as needed consistent with best practices and changes to applicable law.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1230/Final/HRSC_Drug_Policy_04-13-09.pdf			
Arkansas Kidney Disease Commission Policy and Procedure Rules				ID#: 1228
Statutory Authority:	Required under Ark. Code Ann. 20-15-601 et seq. (Renal Diseases).	03/01/1999	03/01/1999	03/01/1999
<input checked="" type="checkbox"/> Required under State or Federal Law:	Ark. Code Ann. 20-15-601 et seq.			
Requirement Statement:	The State Kidney Disease Commission shall have the following functions, powers, and duties: To establish a program to assist persons suffering from acute or chronic renal failure in obtaining care and treatment requiring kidney dialysis or transplantation. Services to assist persons requiring transplantation may include dental services necessary for consideration for transplantation and the copayment of immunosuppressant drugs post transplantation.			
Enforce:	Continue to enforce, but update consistent with current best practices and makeup of Commission, and any changes to applicable statutes.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1228/Final/AKDC_08-22-13.pdf			
Arkansas Rehabilitation Services Operating Procedures/Policy and Procedures Manual				ID#: 1232
Statutory Authority:	AR Act 803 & PL 105-220; Arkansas Code Annotated §25-30-201 Rehabilitation Act of Arkansas	07/01/1966	07/01/1966	07/01/1966
<input checked="" type="checkbox"/> Required under State or Federal Law:	Required under 29 U.S.C. 701 et seq. (Vocational Rehabilitation Services), 29 U.S.C. 725 ("State Rehabilitation Council") and Ark. Code Ann. 20-79-204 (ARS Deputy Director), 25-30-203 (ARS Powers and Duties).			
Requirement Statement:	Vocational Rehabilitation Services agencies are required by state and federal statute to have operational policies and procedures describing services to individuals with disabilities.			
Enforce:	Continue to enforce, pending updates to manual anticipated for fall of 2018.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1232/Final/Policy_and_Procedure_Manual_2014.pdf			

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	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
ARS Establishment Policy				ID#: 1092
Statutory Authority:	Required by 34 C.F.R. 361.50 ("Written policies governing the provision of services for individuals with disabilities"), 34 C.F.R. 361.48-49 (Scope of VR Services for Individuals and Groups).	12/12/2012	01/14/2013	12/14/2013
<input checked="" type="checkbox"/> Required under State or Federal Law:	Section 103 (b)(2)(A) of the Rehabilitation Act of 1973 as Amended			
Requirement Statement:	34 C.F.R. 361.50: The State unit must develop and maintain written policies covering the nature and scope of each of the vocational rehabilitation services specified in § 361.48 and the criteria under which each service is provided. The policies must ensure that the provision of services is based on the rehabilitation needs of each individual as identified in that individual's individualized plan for employment and is consistent with the individual's informed choice. The written policies may not establish any arbitrary limits on the nature and scope of vocational rehabilitation services to be provided to the individual to achieve an employment outcome. 34 C.F.R. 361.48: Each State must ensure that the designated State unit, in collaboration with the local educational agencies involved, provide, or arrange for the provision of, pre-employment transition services for all students with disabilities, as defined in § 361.5(c)(51), in need of such services, without regard to the type of disability, from Federal funds reserved in accordance with § 361.65, and any funds made available from State, local, or private funding sources.			
Enforce:	Continue to enforce, but consolidate with future State Plans.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1092/Final/Establishment Policy 12-14-12.pdf			
Forgiveness of Student Loan Program				ID#: 1113
Statutory Authority:	Required under Ark. Code Ann. 25-30-206 ("Arkansas Rehabilitation Services Forgiveness of Student Loan Program") and 25-30-203 (ARS Powers and Duties).	02/07/2008	02/22/2008	02/12/2008 01/02/2010
<input checked="" type="checkbox"/> Required under State or Federal Law:	Ark. Code Ann. 25-30-206 and 25-30-203			
Requirement Statement:	Arkansas Rehabilitation Services' Forgiveness of Student Loan Program assists newly-hired Rehab counselors employed by ARS with the repayment of student loans incurred while pursuing credentials that are required for employment. Act 1275 of 2007, effective July 31, 2007, established the Arkansas Rehabilitation Services (ARS) Forgiveness of Student Loan Program (Program) to assist qualified current employees and newly-hired rehabilitation counselors employed by ARS with the repayment of student loans incurred while pursuing credentials that are required for employment			
Enforce:	Continue to enforce, but update consistent with current best practices and any changes to student-loan statutes.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1113/Final/ARS Student Forgiveness 12-23-09.pdf			
Policy Governing the Rates of Payment for Purchased VR Services				ID#: 1084
Statutory Authority:	Required by 34 C.F.R. 361.50 ("Written policies governing the provision of services for individuals with disabilities"), 34 C.F.R. 48-49 (Scope of VR Services for Individuals and Groups).	10/13/2015	12/01/2015	10/15/2015
<input checked="" type="checkbox"/> Required under State or Federal Law:	Section 103 of the Rehabilitation Act of 1973 as Amended			
Requirement Statement:	34 C.F.R. 361.50: The State unit must develop and maintain written policies covering the nature and scope of each of the vocational rehabilitation services specified in § 361.48 and the criteria under which each service is provided. The policies must ensure that the provision of services is based on the rehabilitation needs of each individual as identified in that individual's individualized plan for employment and is consistent with the individual's informed choice. 34 C.F.R. 361.48: Each State must ensure that the designated State unit, in collaboration with the local educational agencies involved, provide, or arrange for the provision of, pre-employment transition services for all students with disabilities, as defined in § 361.5(c)(51), in need of such services, without regard to the type of disability, from Federal funds reserved in accordance with § 361.65, and any funds made available from State, local, or private funding sources.			
Enforce:	Continue to enforce, but consolidate with future State Plans.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1084/Final/Policy Governing Rates of Pay 10-13-15.pdf			

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	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
State Plan for Vocational Rehabilitation Services and Supported Employment Services				ID#: 1132
Statutory Authority:	Section 101(a)(1)(A) of the Rehabilitation Act of 1973 as Amended	07/01/1966	07/01/1966	07/01/1966
<input checked="" type="checkbox"/> Required under State or Federal Law:	Required under 29 U.S.C. 725 ("State Rehabilitation Council"), 29 U.S.C. 795k ("State plan") and Ark. Code Ann. 20-79-204 (ARS Deputy Director), 25-30-203 (ARS Powers and Duties).			
Requirement Statement:	To be eligible to participate in programs under this title, a State shall submit to the Commissioner a State plan for vocational rehabilitation services that meets the requirements of this section, on the same date that the State submits a State plan under section 112 of the Workforce Investment Act of 1998. NOTE: The State Plan effective July 1, 1966 is the earliest copy found; however, the promulgation date and Secretary of State final rule date are not known.			
Enforce:	Continue to enforce, pending updates to Combined State Plan anticipated for fall of 2018.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1132/Final/FY2015 State Plan 09-13-14.pdf			
State Unified Plan for July 1, 2000 - June 30, 2005				ID#: 1227
Statutory Authority:	Section 501 of the Workforce Investment Act of 1998	07/01/2000	07/01/2000	07/01/2000
<input checked="" type="checkbox"/> Required under State or Federal Law:	Section 501 of the Workforce Investment Act of 1998; Arkansas Act 1125 of 1999; Section 101(a)(1)(A) of the Rehabilitation Act of 1973 as Amended			
Requirement Statement:	To be eligible to participate in programs under this title, a State shall submit to the Commissioner a State plan for vocational rehabilitation services that meets the requirements of this section, on the same date that the State submits a State plan under section 112 of the Workforce Investment Act of 1998. NOTE: Promulgation date and Secretary of State final rule date were not indicated in documentation; therefore, July 1, 2000 effective date was used.			
Enforce:	The current Combined State Plan is required by the Workforce Innovation and Opportunity Act (WIOA), under which the Governor of each State must submit a Unified or Combined State Plan to the U.S. Secretary of Labor that outlines a four-year workforce development strategy for the State's workforce development system. The PDF associated with this entry is a version of the State Plan submitted in 2000.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1227/Final/Unified State Plan 2000-2005.pdf			
Telecommunication Access Program Eligibility Policy				ID#: 1112
Statutory Authority:	Act 501 of 1995	03/11/1996	03/11/1996	03/25/1996
<input checked="" type="checkbox"/> Required under State or Federal Law:	Required under Ark. Code Ann. 19-6-482 ("Telecommunications Equipment Fund"), 20-79-401 et seq. ("Telecommunication Devices").			
Requirement Statement:	19-6-482: The Telecommunications Equipment Fund shall consist of those special revenues as specified in § 19-6-301(129). The fund shall be used exclusively by the Arkansas Rehabilitation Services to fund an equipment distribution program for persons certified as deaf, hard of hearing, deaf and blind, or speech-impaired as provided otherwise in § 20-79-401 et seq. 20-79-401: The Arkansas Rehabilitation Services is hereby directed to establish, administer, staff, and promote a statewide program to provide access to public telecommunications services by residents of Arkansas who are deaf, hard of hearing, deaf and blind, severely speech-impaired, or who have other disabilities that impair their ability to effectively access the telecommunications network. This program will enable these individuals to access specialized devices or services for telecommunications network access that is functionally equivalent to that enjoyed by individuals without disabilities.			
Enforce:	Continue to enforce, but update consistent with current best practices and any changes to TAP statutes.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1112/Final/TAP 07-26-07.pdf			

Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Three Year State Plan for Independent Living				ID#: 1125
Statutory Authority:	Arkansas Code Annotated §25-30-201 Rehabilitation Act of Arkansas	10/01/1998	10/01/1998	10/01/1998
<input checked="" type="checkbox"/> Required under State or Federal Law:	Required under 29 U.S.C. 725 ("State Rehabilitation Council"), 29 U.S.C. 796c ("State Plan"), 29 U.S.C. 796d ("Statewide Independent Living Council"), and Ark. Code Ann. 20-79-204 (ARS Deputy Director), 25-30-203 (ARS Powers and Duties).			
Requirement Statement:	Under Title VII of the Rehabilitation Act of 1973, state agencies providing vocational rehabilitation services to individuals with disabilities are mandated to jointly develop with the State Independent Living Council, a State Plan for Independent Living. NOTE: Earliest plan found was effective October 1, 1998; however, the promulgation date and Secretary of State final rule date were not included in this documentation, thus the use of October 1, 1998 in those fields.			
Enforce:	The Arkansas State Plan for Independent Living (SPIL) is a collaborative effort between the State Independent Living Council (SILC) and the Centers for Independent Living (CILs). The document is based on substantial input from the Centers for Independent Living (CILs), providers, Arkansas Rehabilitation Services (ARS), Division of Services for the Blind (DSB) and persons with disabilities residing throughout the state. It is mandated that the State Plan be signed by the chairperson of the ARSILC, the Designated State Entity (DSE) and 51% of the Centers for Independent Living (CILS) within the state.			
Subject Matter Committee:	Education Committees			
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/135/Rules/1125/Final/SPIL_2017_-_2019_10-21-16.pdf			