

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL
State of Washington

Board, Washington State Commission for the Blind

(name of governing body)

Washington State Commission for the Blind

(agency name, if applicable)

Resolution No. _____

Administrative Order No. 82-025

(1) Be it resolved by the Washington State Commission for the Blind,
acting at Olympia, Washington
(place)

that it does promulgate and adopt the annexed rules relating to:

- WAC 67-30-050 Placement
- WAC 67-30-070 Rehabilitation Teaching Services
- WAC 67-30-130 Orientation and Mobility Services
- WAC 67-30-170 Services to Civil Employees of the United States
- WAC 67-30-210 Physical and Informational Accessibility

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 82-06-039 filed with the code reviser on 03-02-82. Such rules shall take effect:

- pursuant to RCW 34.04.040(2).
- at a later date, such date being _____

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, _____, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is:

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026¹ that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" (fill in statement (a), (b), or (c) as appropriate):

- (a) This rule is promulgated pursuant to RCW _____ and is intended to administratively implement that statute.
- (b) This rule is promulgated pursuant to RCW 74.16 which directs that the COMMISSION FOR THE BLIND

(agency)

has authority to implement the provisions of Chapter 74.16 RCW, Aid to Blind Persons

(name of act or RCW citation)

- (c) This rule is promulgated under the general rule-making authority of the COMMISSION FOR THE BLIND

(agency)

as authorized in RCW 74.16.450

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(5) This order after being first recorded in the order register of this governing body is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON
APPROVED AND ADOPTED April 24, 19 82
FILED

APR 30 1982

By Paul Dziedzic

Director

Title

CODE REVISER'S OFFICE

WSR 82-10-025

NEW SECTION

WAC 67-30-050 PLACEMENT. (1) THE COMMISSION MAY PROVIDE OR CAUSE TO BE PROVIDED PLACEMENT SERVICES TO CLIENTS UNDER AN INDIVIDUALIZED WRITTEN REHABILITATION PROGRAM. THE COMMISSION AND CLIENTS WILL BE MUTUALLY RESPONSIBLE IN THE ENDEAVOR TO FIND AND SECURE SUITABLE EMPLOYMENT. WHILE THE COMMISSION WILL MEET ITS RESPONSIBILITIES STATED IN THIS SECTION, CLIENTS WILL BE HELD RESPONSIBLE UNDER THEIR INDIVIDUALIZED WRITTEN REHABILITATION PROGRAMS FOR ACTIVELY AND INDEPENDENTLY APPLYING THEMSELVES IN JOB-SEEKING EFFORTS AND SELF-PLACEMENT.

(2) PLACEMENT SERVICES PREPARE A CLIENT FOR WORK AND ASSIST HIM/HER IN OBTAINING APPROPRIATE EMPLOYMENT AND MAY INCLUDE THE FOLLOWING RANGE OF ACTIVITIES:

(A) ORGANIZED AND IDENTIFIABLE ATTEMPTS TO ESTABLISH OR IMPROVE THE LINKAGE OF A CLIENT AND A WORK SITUATION.

(B) SUSTAINED COLLABORATION WITH THE CLIENT IN A VARIETY OF WORK-ORIENTED ACTIVITIES CULMINATING IN THE CLIENT'S ENGAGEMENT IN A JOB, INCLUDING SELF-EMPLOYMENT.

(C) COMMUNICATING AND NEGOTIATING WITH A VARIETY OF EMPLOYMENT RESOURCES IN THE COMMUNITY AND OTHER COMMUNITY RESOURCES REGARDING THE EMPLOYMENT OF BLIND PERSONS. THIS MAY OR MAY NOT BE ON BEHALF OF SPECIFIC CLIENTS.

(D) ASSISTING THE CLIENT IN STABILIZING HIMSELF/HERSELF IN A WORK SETTING TO THE POINT THAT THE PLACEMENT GOAL HAS BEEN SATISFACTORILY ACHIEVED.

(3) PLACEMENT SERVICES MAY BE PROVIDED AS FOLLOWS:

(A) VOCATIONAL REHABILITATION COUNSELORS WILL DELIVER PLACEMENT SERVICES TO CLIENTS AS A PRIMARY FUNCTION AND THE PRINCIPAL FOCUS OF THEIR PROFESSIONAL RESPONSIBILITIES AND ACTIVITIES.

(B) A JOB TRAINING AND PLACEMENT COUNSELOR WHOSE PRINCIPLE FUNCTION WILL BE TO COMMUNICATE AND NEGOTIATE WITH A VARIETY OF COMMUNITY RESOURCES, ESPECIALLY EMPLOYERS, REGARDING THE EMPLOYMENT OF BLIND PERSONS WILL PROVIDE PLACEMENT SERVICES. THIS FUNCTION MAY OR MAY NOT BE ON BEHALF OF SPECIFIC CLIENTS.

(C) EXISTING, NON-COST PLACEMENT RESOURCES IN THE COMMUNITY SUCH AS THE STATE DEPARTMENT OF EMPLOYMENT SECURITY, PROJECTS WITH INDUSTRY, AND OTHER ENTITIES SHALL BE UTILIZED WHENEVER POSSIBLE.

(D) IN CERTAIN SITUATIONS, PLACEMENT SERVICES MAY BE PURCHASED WHEN IT IS IN THE CLIENT'S VOCATIONAL INTERESTS, WHEN THE COMMISSION'S SERVICES ARE NOT OTHERWISE AVAILABLE, OR ARE OFFERED BY A VENDOR AS PART OF A "PACKAGE" INVOLVING PLACEMENT AS A SERVICE. THE SPECIFIC CONDITIONS UNDER WHICH PLACEMENT SERVICES MAY BE PURCHASED ARE ADDRESSED IN THE COMMISSION'S PROCEDURES GOVERNING SUCH PURCHASE.

(4) PLACEMENT SERVICES WILL BE TERMINATED WHEN THE CLIENT HAS BEEN PROVIDED VOCATIONAL REHABILITATION SERVICES IN ACCORDANCE WITH AN INDIVIDUALIZED WRITTEN REHABILITATION PROGRAM, AND BEEN DETERMINED TO HAVE MAINTAINED A SUITABLE EMPLOYMENT GOAL FOR AT LEAST SIXTY DAYS.

(5) SUITABLE PLACEMENT REFERS TO A DETERMINATION THAT THE PROVISION OF VOCATIONAL REHABILITATION SERVICES HAS ENABLED A CLIENT TO ENTER OR RETAIN EMPLOYMENT CONSISTENT WITH CLIENT'S CAPACITIES AND ABILITIES.

NEW SECTION

WAC 67-30-070 REHABILITATION TEACHING SERVICES. (1) THE COMMISSION WILL PROVIDE OR CAUSE TO BE PROVIDED REHABILITATION TEACHING SERVICES TO CLIENTS BY REHABILITATION TEACHERS IN THE EMPLOY OF THE COMMISSION. SUCH SERVICES MAY BE PURCHASED BY THE COMMISSION FROM VENDORS WHO MEET STANDARDS FOR THESE SERVICES WHEN THEY ARE NOT OTHERWISE AVAILABLE TO A CLIENT.

(2) REHABILITATION TEACHING SERVICES INCLUDE SPECIFIC AND IDENTIFIABLE TEACHING METHODS THAT ARE USED TO ASSIST BLIND INDIVIDUALS IN ACQUIRING SKILLS IN MANUAL DEXTERITY, COMMUNICATION, HOME ORIENTATION, HOME MANAGEMENT AND GENERAL SELF-MANAGEMENT.

(3) REHABILITATION TEACHING SERVICES MAY BE PROVIDED DURING ALL PHASES OF THE VOCATIONAL REHABILITATION PROCESS WHENEVER THERE IS A DOCUMENTED NEED FOR THEM FOR DIAGNOSTIC PURPOSES AND UNDER A CLIENT'S INDIVIDUALIZED WRITTEN REHABILITATION PROGRAM.

NEW SECTION

WAC 67-30-130 ORIENTATION AND MOBILITY SERVICES. (1) THE COMMISSION WILL PROVIDE ORIENTATION AND MOBILITY SERVICES THAT ARE CONSISTENT WITH THE CLIENT'S INDIVIDUALIZED WRITTEN REHABILITATION PROGRAM AND THAT ANY PROBLEMS IN TRAINING, EMPLOYMENT-SEEKING, EMPLOYMENT, AND POST-EMPLOYMENT, RELATED TO THE CLIENT'S INABILITY TO TRAVEL INDEPENDENTLY, ARE RESOLVED.

(2) ORIENTATION AND MOBILITY SERVICES SHALL INCLUDE SYSTEMATIC AND INDIVIDUALIZED ASSESSMENT, INSTRUCTION, AND THE DISSEMINATION OF RESOURCES INFORMATION WHICH CAN ENABLE BLIND PERSONS TO TRAVEL INDEPENDENTLY WITH OPTIMUM EFFICIENCY, SAFETY, GRACE, AND SELF-CONFIDENCE.

(3) THE COMMISSION MAY PROVIDE OR CAUSE TO BE PROVIDED ORIENTATION AND MOBILITY SERVICES TO INDIVIDUAL CLIENTS THROUGH:

(A) ORIENTATION AND MOBILITY SPECIALISTS IN THE EMPLOY OF THE COMMISSION;

(B) INDEPENDENT ORIENTATION AND MOBILITY SPECIALISTS WHOSE QUALIFICATIONS ARE CONSISTENT WITH COMMISSION STANDARDS;

(C) ORIENTATION AND MOBILITY SPECIALISTS IN THE EMPLOY OF AGENCIES FOR THE BLIND WHOSE QUALIFICATIONS ARE CONSISTENT WITH COMMISSION STANDARDS;

(D) THE COMMISSION'S FIELD SERVICES OFFICES BY REHABILITATION TEACHERS IN THE CLIENT'S HOME ENVIRONMENT.

NEW SECTION

WAC 67-30-170 SERVICES TO CIVIL EMPLOYEES OF THE UNITED STATES. THE COMMISSION WILL MAKE VOCATIONAL REHABILITATION SERVICES AVAILABLE TO CIVIL EMPLOYEES OF THE U.S. GOVERNMENT WHO ARE DISABLED IN THE LINE OF DUTY UNDER THE SAME CONDITIONS APPLIED TO OTHER HANDICAPPED INDIVIDUALS.

NEW SECTION

WAC 67-30-210 PHYSICAL AND INFORMATIONAL ACCESSIBILITY. (1) No OTHERWISE QUALIFIED HANDICAPPED INDIVIDUAL SHALL, SOLELY BY REASON OF HANDICAP, BE EXCLUDED FROM PARTICIPATION, BE DENIED BENEFITS OF, OR BE SUBJECTED TO DISCRIMINATION UNDER ANY COMMISSION-PROVIDED PROGRAM OR ACTIVITY.

(2) No HANDICAPPED PERSON WILL BE SUBJECTED TO DISCRIMINATION BECAUSE COMMISSION-PROVIDED FACILITIES ARE INACCESSIBLE TO OR UNUSABLE BY HANDICAPPED PERSONS. ANY CONSTRUCTION OR ALTERATION TO ANY PRESENT OR FUTURE LOCATIONS OR FACILITY, ON BEHALF OF OR FOR THE USE OF THE COMMISSION, WILL BE READILY ACCESSIBLE TO AND USEABLE BY HANDICAPPED PERSONS.

(3) No PERSON SHALL BE DENIED ACCESS TO COMMISSION INFORMATION, RECORDS OR MATERIALS SOLELY ON THE BASIS OF HIS/HER INABILITY TO UTILIZE SUCH INFORMATION, RECORDS OR MATERIALS IN A CUSTOMARY MANNER.