

**RULES
OF
TENNESSEE DEPARTMENT OF HUMAN SERVICES
DIVISION OF REHABILITATION SERVICES**

**CHAPTER 1240-08-06
SERVICES TO GROUPS, CONSTRUCTION AND
ESTABLISHMENT PROGRAMS**

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1240-08-06-.01 FACILITIES AND SERVICES FOR GROUPS OF INDIVIDUALS WITH DISABILITIES.

- (1) DRS provides facilities and services intended to contribute substantially to the rehabilitation of a group of individuals, but which are not related directly to the individualized rehabilitation program of any one individual. DRS establishes in writing and maintains policies for the provisions of such facilities and services.
- (2) DRS provides broad-based vocationally oriented training activities to students with disabilities in cooperation with the school system. These activities and experiences would allow students with significant physical or mental disabilities an opportunity to evaluate their vocational potential for the following purposes:
 - (a) To bridge the gap between school and work;
 - (b) To provide vocational evaluation, counseling, and guidance;
 - (c) To make appropriate recommendations for the vocational future of students with disabilities;
 - (d) To provide on-the-job training leading to selective job placement; and
 - (e) To provide work adjustment training within a simulated work environment to develop behaviors leading to successful job placement.
- (3) The Tennessee Rehabilitation Center program coordinates with various local school systems operating regular and special education classes to assist students with disabilities in transitioning from school to work activities. Vocationally oriented activities are provided to identify and achieve vocational goals, as well as adapt the school experience to meet the particular needs of students with disabilities. For students in special education classes, services are coordinated to provide vocational development while remaining in the special classes until maximum academic training is achieved based upon student ability. Coordination of vocationally-oriented activities with local school systems focuses on students achieving maximum academic and vocational development.

Authority: T.C.A. §§4-5-202; 71-1-105(12); 71-4-607(b)(2); 49-11-604(b); 29 U.S.C. §§ 720 et seq.; 34 C.F.R. §§ 361.22; 361.49; 361.53; Executive Order No. 43. **Administrative History:** Original rule filed September 30, 1985; effective October 30, 1985. Amendment filed July 12, 2002; effective September 25, 2002. Repeal and new rule filed June 30, 2009; effective September 13, 2009.

1240-08-06-.02 CONSTRUCTION OF REHABILITATION FACILITIES.

- (1) DRS provides construction of public or other non-profit rehabilitation facilities in conformity with federal and state law and regulations.
- (2) DRS maintains a State Rehabilitation Facilities Plan, which includes an inventory of rehabilitation facilities and services available within the State and a description of the utilization patterns of the facilities and their utilization potential. Any construction of rehabilitation facilities will be in conformity with this Facilities Plan.

Authority: T.C.A. §§4-5-202; 71-1-104; 71-1-105(12); 49-11-601 et seq.; 29 U.S.C. §§ 720 et seq.; 34 C.F.R. §§ 361.60; 361.61; Executive Order No. 43. **Administrative History:** Original rule filed September 30, 1985; effective October 30, 1985. Amendment filed July 12, 2002; effective September 25, 2002. Repeal and new rule filed June 30, 2009; effective September 13, 2009.

1240-08-06-.03 ESTABLISHMENT OF REHABILITATION FACILITIES.

- (1) DRS will determine that need for the establishment of any rehabilitation facility has been demonstrated in the inventory of rehabilitation facilities contained in the State Facility Plan.
- (2) Facilities will meet any departmental standards, provide primarily vocational rehabilitation services to applicants or eligible individuals, and take affirmative action to employ or advance in employment qualified individuals with disabilities.
- (3) Establishment grants to facilities (public or non-profit) may be used to provide initial or additional staffing, expansion, remodeling, or alteration of existing buildings and initial equipment.

Authority: T.C.A. §§4-5-202, 71-1-105(12), 71-4-602(13), 71-4-607, 49-11-602(4), 49-11-607(b)(1), 29 U.S.C. §§ 720 et seq., 34 CFR §361.33, and Executive Order No. 43. **Administrative History:** Original rule filed September 30, 1985; effective October 30, 1985. Amendment filed July 12, 2002; effective September 25, 2002. Repeal and new rule filed June 30, 2009; effective September 13, 2009.