

## CHAPTER 51

### VOCATIONAL REHABILITATION SERVICES

#### Authority

N.J.S.A. 34:1-20, 34:16-20 et seq. and 34:16-27; 29 U.S.C. §§701 et seq.; and 34 CFR Part 361.

#### Source and Effective Date

R.2007 d.279, effective August 1, 2007.  
See: 39 N.J.R. 1628(a), 39 N.J.R. 3744(a).

#### Chapter Expiration Date

Chapter 51, Vocational Rehabilitation Services, expires on August 1, 2012.

#### Chapter Historical Note

Chapter 51, Vocational Rehabilitation Services, became effective August 6, 1981 as R.1981 d.289. See: 13 N.J.R. 230(a), 13 N.J.R. 517(a).

Pursuant to Executive Order No. 66(1978), Chapter 51 was readopted as R.1986 d.298, effective June 30, 1986. See: 18 N.J.R. 1088(b), 18 N.J.R. 1479(a).

The Executive Order No. 66(1978) expiration date for Chapter 51 was extended by gubernatorial waiver from June 30, 1991 to December 31, 1991. See: 23 N.J.R. 1893(a).

Pursuant to Executive Order No. 66(1978), Chapter 51, Vocational Rehabilitation Services, was readopted as R.1991 d.604, effective November 22, 1991. See: 23 N.J.R. 2927(b), 23 N.J.R. 3797(a).

Pursuant to Executive Order No. 66(1978), Chapter 51, Vocational Rehabilitation Services, was readopted as R.1996 d. 564, effective November 8, 1996. As a part of R.1996 d.564, Subchapter 2, Introduction, was made a part of Subchapter 1, General Provisions, and a new Subchapter 2, Adoption by Reference, was adopted; Subchapter 3, Corporate Organization and Administration, was renamed Organization and Administration; Subchapter 6, Extended (Sheltered) Employees, was recodified to Subchapter 8, and a new Subchapter 6, Time Limited Job Coaching, was adopted; Subchapter 7, Psycho-Social Centers, was recodified to Subchapter 9, and a new Subchapter 7, Employment Skills Training Services, was adopted; Subchapter 8, Fees, was partially recodified to Subchapter 10, Fees, and partially recodified to Subchapter 11, Program Requirements, and a new Subchapter 8, Extended (Sheltered) Employees, was recodified from Subchapter 6; Subchapter 9, Staffing, was recodified to Subchapter 12, Staff Requirements, and a new Subchapter 9, Psycho-Social Centers, was recodified from Subchapter 7; Subchapter 10, Reporting, was repealed, and a new Subchapter 10, Fees, was partially recodified from Subchapter 8; Subchapter 11, Physical Facilities, was recodified to Subchapter 13, and a new Subchapter 11, Program Requirements, was partially recodified from Subchapter 8; Subchapter 12, Community Relations, was recodified to Subchapter 14, and a new Subchapter 12, Staff Requirements, was recodified from Subchapter 9; Subchapter 13, Professional Advisory Committee, was recodified to Subchapter 15, and a new Subchapter 13, Physical Facilities, was recodified from Subchapter 11; Subchapter 14, Grants, was recodified to Subchapter 16, and a new Subchapter 14, Community Relations, was recodified from Subchapter 12; Subchapter 15, State Plan, was repealed, and a new Subchapter 15, Professional Advisory Committee, was recodified from Subchapter 13; Subchapter 16, Cooperative Relationships, was repealed, and a new Subchapter 16, Grants, was recodified from Subchapter 14; Subchapter 18, Commission on Accreditation of Rehabilitation Facilities (CARF) Accreditation was renamed Accreditation of Rehabilitation Programs and Subchapter 20, Standards to Vend Supported Employment Services, was adopted as new rules, effective December 16, 1996. See: 28 N.J.R. 4054(a), 28 N.J.R. 5209(a).

Chapter 51, Vocational Rehabilitation Services, was readopted as R.2002 d.119, effective March 22, 2002. See: 33 N.J.R. 4091(a), 34 N.J.R. 1726(a).

Chapter 51, Vocational Rehabilitation Services, was readopted as R.2007 d.279, effective August 1, 2007. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GENERAL PROVISIONS

**12:51-1.1 Scope and purpose**

(a) The purpose of this chapter is to define the criteria for operation of a program which is eligible to vend specific services to the Division of Vocational Rehabilitation Services and to ensure the provision of quality services to persons with disabilities. The basic rationale for the development of these standards of operations consists of the following:

1. With the increased growth and diversification of organizations in the vocational rehabilitation field, there is a need to establish standards of operations for organizations offering rehabilitation services.

2. Established, recognized standards give evidence of a professional discipline, help organizations provide the consumer with quality services, and establish accountability of operations.

3. Standards for rehabilitation organizations are necessitated by the enactment of State and Federal legislation to help establish and improve rehabilitation programs. These standards will be utilized as a minimum basis for establishing the approval of assistance grants under the Federal Rehabilitation Act and other legislation, and for the use of such rehabilitation services by the Division of Vocational Rehabilitation Services, and by the New Jersey Commission for the Blind and Visually Impaired. They shall also be applicable to the purchase of services and the payment of fees to the rehabilitation program by the Division of Vocational Rehabilitation Services and the New Jersey Commission for the Blind and Visually Impaired.

(b) The standards of performance and service for vocational rehabilitation organizations, unless specified otherwise, are applicable to community rehabilitation programs such as sheltered workshops, psychiatric rehabilitation centers, supported employment providers, and similar types of organizations which provide rehabilitation services.

Amended by R.1991 d.604, effective December 16, 1991.

See: 23 N.J.R. 2927(b), 23 N.J.R. 3797(a).

Stylistic revisions.

Amended by R.1996 d.564, effective December 16, 1996.

See: 28 N.J.R. 4045(a), 28 N.J.R. 5209(a).

Rewrote section; (b) incorporates parts of former N.J.A.C. 12:51-2.1.

SUBCHAPTER 2. ADOPTION BY REFERENCE

**12:51-2.1 Adoption by reference**

(a) The standards maintained by the Commission on Accreditation of Rehabilitation Facilities (CARF), and published in the most recent Employment and Community Services Standards Manual and other accrediting bodies, such as the Council on Accreditation, The Joint Commission and other State agencies for whom documentation is provided indicating that they meet or exceed CARF standards are adopted and incorporated herein by reference as standards for the operation of vocational rehabilitation programs in New Jersey.

(b) The standards of the American Institute of Certified Public Accountants (AICPA) Audit Guide for audits of voluntary Health and Welfare Organization, as amended and supplemented, are adopted and incorporated herein by reference as standards for rehabilitation organization accounting systems. The requirements of the Single Audit Act, Federal OMB Circular A-133, "Audits of Institutions of Higher Education and Other Non-profit Organizations," as amended and supplemented are adopted and incorporated herein by reference as standards for the conduct of audits for rehabilitation organizations.