

ARIZONA DEPARTMENT OF ECONOMIC SECURITY

Program Name: Vocational Rehabilitation (VR)

Policy Number: VR-14.2-v1

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CHAPTER 14: Special Populations

Section 14.2: Individuals with Sexual Offenses

I. Policy Statement

This section provides guidelines and considerations when providing VR services to an applicant/client who has been convicted as an adult or adjudicated as a juvenile of any offense under A.R.S. Title 13, Chapter 14 and/or any person who is required to register on the sex offender registry pursuant to A.R.S. § 13-3821. The existence of a sex offense shall not preclude an individual from participation in the VR program.

II. Authority

Authority for policies contained in this document includes the following:

- Workforce Innovation and Opportunity Act (WIOA), 29 U.S.C. § 3101 et seq.
- Title IV Amendments to the Rehabilitation Act of 1973, 29 U.S.C. § 701 et seq.
- A.R.S. §§: 23-502 and 503; 13-3821 and Title 13, Chapter 14

III. Applicability

This policy applies to an applicant/client who has been convicted or adjudicated of any offense under A.R.S. Title 13, Chapter 14 and/or is required to register on the sex offender registry pursuant to A.R.S. § 13-3821. The applicant/client must:

1. Provide documentation of conviction or adjudication of a sexual offending crime and/or requirement to register on the sex offender registry.
2. Provide a psychosexual evaluation that is not older than 2 years, or current documentation identifying the individual's sex offending behavior and limitations related to sexual misconduct from the appropriate authorities (e.g., Arizona Department of Public Safety, State, Federal, or local Department of Corrections or judicial authority).
3. Participate in psychosexual evaluation if any of the above requested documents are not available or provided to VR.

4. Adhere to the legal responsibility to disclose their sexual offender registry status to community service providers and prospective employers.

IV. Standards

- A. VR must follow the A.R.S. mandated reporting, residency, and supervisory requirements that are specific to the nature of the individual's crime(s).
- B. A client's sex offender status or classification is not considered a physical or mental disability and will not be used to determine the individual's eligibility for the VR Program.
- C. VR must redact any references to the victims of sexual offense from all documentation before sharing any information with service providers, employers, or any other organization.
- D. VR will not support an employment outcome or setting that is outside the parameters and recommendations as identified on the individual's documentation(s) as listed in Section III. (1-2) of this policy.
- E. VR is not responsible for:
 1. Determining risk assessment of the individual's sexual offending behavior in terms of limitations when interacting with public, or
 2. Treatment and supervision requirements mandated by the criminal justice system.
- F. Job coaching services provided by VR must not be used as a replacement for the system mandated supervisory requirements stipulated for the individual.
- G. VR must consider an individual's sex offender status/classification for all services and in order to determine an appropriate service provider, service location, and job placement location.

V. Procedure

- A. Refer to section IV, A, C, and G above.
- B. Refer to Standard Work (if available)
- C. Refer to RSA Allowable Services, Contracts, or Provider Requirements as applicable.
- D. The agency Referral for Services form for the psychosexual evaluation must be completed to accompany an RSA Purchase Authorization.

VI. Documentation Requirements

- A. The client's electronic case file shall include the following documentation:

1. All items listed as per Section III. (1-2) of this policy.