§ 21.8074

(i) Meet the same provisions as apply to training for new participants.

(ii) An eligible child who has previously achieved a vocational goal in a vocational training program under this subpart may not receive additional training under paragraph (b)(1) of this section unless a CP or VRC sets aside the child’s achievement of that vocational goal under § 21.8284.

(Authority: 38 U.S.C. 1804(b) through (e), 1814)

(c) Responsibility for authorizing a program extension. A CP or VRC may approve extensions of the vocational training program the child is pursuing up to the maximum program limit of 48 months if the CP or VRC determines that the child needs the additional time to successfully complete training and obtain employment, and the following conditions are met:

(1) The child has completed more than half of the planned training; and

(2) The child is making satisfactory progress.

(Authority: 38 U.S.C. 1804(d)(2), 1814)

§ 21.8074 Computing the period for vocational training program participation.

(a) Computing the participation period. To compute the number of months and days of an eligible child’s participation in a vocational training program:

(i) Count the number of actual months and days of the child’s:

(1) Pursuit of vocational education or training;

(2) Receipt of extended evaluation-type services and training, or services and training to enable the child to prepare for vocational training or employment, if a veteran in a 38 U.S.C. chapter 31 program would have received a subsistence allowance while receiving the same type of services and training; and

(3) Receipt of employment and post-employment services (any period of employment or post-employment services is considered full-time program pursuit).

(ii) Do not count:

(1) The initial evaluation period;

(2) Any period before the child enters a vocational training program under this subpart;

(iii) Days of authorized leave; and

(iv) Other periods during which the child does not pursue training, such as periods between terms.

(b) Convert part-time training periods to full-time equivalents.

(c) Total the months and days under paragraphs (a)(1) and (a)(3) of this section. This sum is the period of the child’s participation in the program.

(Authority: 38 U.S.C. 1804(d), 1814)

§ 21.8080 Requirement for an individualized written plan of vocational rehabilitation.

(a) General. A CP or VRC will work in consultation with each child for whom a vocational goal is feasible to develop an individualized written plan of vocational rehabilitation services and assistance to meet the child’s vocational training needs. The CP or VRC will develop this individualized written plan of vocational rehabilitation in a manner comparable to the rules governing the development of an individualized written rehabilitation plan (IWRP) for a veteran for 38 U.S.C. chapter 31 purposes, as §§ 21.80, 21.84, 21.88, 21.90, 21.92, 21.94 (a) through (d), and 21.96 provide.

(Authority: 38 U.S.C. 1804(d)(1), 1814)
§ 21.8082 Inability of child to complete individualized written plan of vocational rehabilitation or achieve vocational goal.

(a) Inability to timely complete an individualized written plan of vocational rehabilitation or achieve identified goal. After a vocational training program has begun, the VR&E case manager may determine that the eligible child cannot complete the vocational training program described in the child’s individualized written plan of vocational rehabilitation within the time limits of the individualized written plan of vocational rehabilitation or cannot achieve the child’s identified vocational goal. Subject to paragraph (b) of this section, VR&E may assist the child in revising or selecting a new individualized written plan of vocational rehabilitation or goal.

(b) Allowable changes in the individualized written plan of vocational rehabilitation or goal. Any change in the eligible child’s individualized written plan of vocational rehabilitation or vocational goal is subject to the child’s continuing eligibility under the vocational training program and the provisions governing duration of a vocational training program in §§21.8020(e) and 21.8070 through 21.8074.

(2) A CP or VRC may approve a change of vocational goal from one field or occupational family to another field or occupational family if the child can achieve the new goal:
   (i) Before the end of the basic 24-month entitlement period that §21.8020(e)(1) describes; or
   (ii) Before the end of any allowable extension under §§21.8020(e)(2) and 21.8072 if the new vocational goal in another field or occupational family was identified during the basic 24-month entitlement period.
   (3) A change from one occupational objective to another in the same field or occupational family does not change the planned vocational goal.
   (4) The child must have sufficient remaining entitlement to pursue the new individualized written plan of vocational rehabilitation or goal, as §21.8020 provides.

(Counseling)

§ 21.8100 Counseling.

An eligible child requesting or receiving services and assistance under this subpart will receive professional counseling by VR&E and other qualified VA staff members, and by contract counseling providers, as necessary, in a manner comparable to VA’s provision of these services to veterans under the 38 U.S.C. chapter 31 program, as §§21.100 and 21.380 provide.

(Authority: 38 U.S.C. 1803(c)(8), 1804(c), 1814)