

support for the production and distribution of devices and conveyances so developed.

(b) In carrying out subsection (a) of this section, the Secretary, through the Under Secretary for Health, shall consult and cooperate with the Secretary of Health and Human Services and the Secretary of Education, in connection with programs carried out under section 204(b)(3) of the Rehabilitation Act of 1973 (relating to the establishment and support of Rehabilitation Engineering Research Centers).

(Added Pub. L. 93-538, §5(a), Dec. 22, 1974, 88 Stat. 1737, §1904; amended Pub. L. 94-581, title II, §205(b)(2), (3), Oct. 21, 1976, 90 Stat. 2859; Pub. L. 95-602, title I, §122(f), Nov. 6, 1978, 92 Stat. 2987; Pub. L. 97-295, §4(69), Oct. 12, 1982, 96 Stat. 1310; Pub. L. 102-40, title IV, §403(b)(1), May 7, 1991, 105 Stat. 239; renumbered §3904 and amended Pub. L. 102-83, §§4(b)(1), (2)(E), 5(a), (c)(1), Aug. 6, 1991, 105 Stat. 404-406; Pub. L. 102-405, title III, §302(c)(1), Oct. 9, 1992, 106 Stat. 1984; Pub. L. 105-220, title IV, §414(c), Aug. 7, 1998, 112 Stat. 1242.)

REFERENCES IN TEXT

Section 204(b)(3) of the Rehabilitation Act of 1973, referred to in subsec. (b), is classified to section 764(b)(3) of Title 29, Labor.

PRIOR PROVISIONS

Prior sections 4001 to 4005 were renumbered sections 7101 to 7105 of this title, respectively.

Another prior section 4005, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1241, related to applications for review on appeal, prior to repeal by Pub. L. 87-666.

Prior section 4006 was renumbered section 7106 of this title.

Another prior section 4006 was renumbered section 4007 of this title.

Prior section 4007 was renumbered section 7107 of this title.

Another prior section 4007, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1242, related to simultaneously contested claims, prior to repeal by Pub. L. 87-666. See section 7105A of this title.

Prior sections 4008 to 4010, 4051 to 4056, 4061 to 4069, 4081 to 4085, 4091, 4092, and 4096 to 4098 were renumbered sections 7108 to 7110, 7251 to 7256, 7261 to 7269, 7281 to 7285, 7291, 7292, and 7296 to 7298 of this title, respectively.

AMENDMENTS

1998—Subsec. (b). Pub. L. 105-220 substituted “section 204(b)(3) of the Rehabilitation Act of 1973” for “section 204(b)(2) of the Rehabilitation Act of 1973 (29 U.S.C. 762(b)(2))”.

1992—Subsecs. (a), (b). Pub. L. 102-405 substituted “Under Secretary for Health” for “Chief Medical Director”.

1991—Pub. L. 102-83, §5(a), renumbered section 1904 of this title as this section.

Subsec. (a). Pub. L. 102-83, §5(c)(1), substituted “3903” for “1903”.

Pub. L. 102-83, §4(b)(1), (2)(E), substituted “Secretary” for “Administrator”.

Pub. L. 102-40 substituted “section 7303” for “section 4101”.

Subsec. (b). Pub. L. 102-83, §4(b)(1), (2)(E), substituted “Secretary” for “Administrator” before “through”.

1982—Subsec. (b). Pub. L. 97-295 substituted “Health and Human Services and the Secretary of Education” for “Health, Education, and Welfare and the Commissioner of the Rehabilitation Services Administration, Department of Health, Education, and Welfare”, and “section 204(b)(2) of the Rehabilitation Act of 1973 (29 U.S.C. 762(b)(2))” for “section 3(b) of the Rehabilitation

Act of 1973 (Public Law 93-112; 87 Stat. 357) (relating to the development and support, and the stimulation of the development and utilization, including production and distribution of new and existing devices, of innovative methods of applying advanced medical technology, scientific achievement, and psychological and social knowledge to solve rehabilitation problems), and section 204(b)(2) of such Act”.

1978—Subsec. (b). Pub. L. 95-602 substituted “and section 204(b)(2) of such Act” for “section 202(b)(2) of such Act” and struck out “, and section 405 of such Act (relating to the Secretarial responsibilities for planning, analysis, promoting utilization of scientific advances, and information clearinghouse activities)” after “Research Centers”.

1976—Pub. L. 94-581, §205(b)(2), struck out “; coordination with other Federal programs” in section catchline.

Subsec. (a). Pub. L. 94-581, §205(b)(3), substituted “medical and prosthetic research” for “prosthetic and orthopedic appliance research under section 216 and medical research”.

EFFECTIVE DATE OF 1976 AMENDMENT

Amendment by Pub. L. 94-581 effective Oct. 21, 1976, see section 211 of Pub. L. 94-581, set out as a note under section 111 of this title.

EFFECTIVE DATE

Section effective first day of second calendar month following Dec. 22, 1974, see section 6 of Pub. L. 93-538, set out as an Effective Date of 1974 Amendment note under section 3901 of this title.

CHAPTER 41—JOB COUNSELING, TRAINING, AND PLACEMENT SERVICE FOR VETERANS

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AMENDMENTS

2011—Pub. L. 112-56, title II, §§223(a)(2), 234(c), Nov. 21, 2011, 125 Stat. 718, 722, added item 4104A and substituted “Transition Assistance Program personnel” for “Outstationing of Transition Assistance Program personnel” in item 4113.

2006—Pub. L. 109-461, title VI, §604(a)(2), Dec. 22, 2006, 120 Stat. 3439, added item 4114.

Pub. L. 109-233, title II, §202(a)(3), June 15, 2006, 120 Stat. 403, substituted “Advisory Committee on Veter-

ans Employment, Training, and Employer Outreach” for “Advisory Committee on Veterans Employment and Training” in item 4110.

2003—Pub. L. 108-183, title III, §309(a)(2), Dec. 16, 2003, 117 Stat. 2663, added item 4113.

2002—Pub. L. 107-288, §§3(b), 4(a)(2), (3)(A)(ii), Nov. 7, 2002, 116 Stat. 2038, 2042, substituted “Assistant Secretary of Labor for Veterans’ Employment and Training; program functions; Regional Administrators” for “Assistant Secretary of Labor for Veterans’ Employment and Training; Regional Administrators” in item 4102A and “Directors and Assistant Directors for Veterans’ Employment and Training; additional Federal personnel” for “Directors and Assistant Directors for Veterans’ Employment and Training” in item 4103, struck out item 4104A “Performance of disabled veterans’ outreach program specialists and local veterans’ employment representatives”, and added item 4112.

2001—Pub. L. 107-95, §5(g)(3), Dec. 21, 2001, 115 Stat. 919, struck out item 4111 “Homeless veterans’ reintegration programs”.

2000—Pub. L. 106-419, title IV, §404(a)(8), Nov. 1, 2000, 114 Stat. 1865, added item 4110B.

1999—Pub. L. 106-117, title IX, §901(b), Nov. 30, 1999, 113 Stat. 1587, added item 4111.

1991—Pub. L. 102-83, §5(b)(1), Aug. 6, 1991, 105 Stat. 406, renumbered items 2000 to 2010A as 4100 to 4110A, respectively.

Pub. L. 102-16, §8(b), Mar. 22, 1991, 105 Stat. 53, substituted “Advisory Committee on Veterans Employment and Training” for “Secretary of Labor’s Committee on Veterans’ Employment” in item 2010.

1988—Pub. L. 100-323, §§2(e)(3)(B), 3(c), 4(b), 6(b)(2)(B), 8(b), 9(b), 15(c)(3)(B), May 20, 1988, 102 Stat. 559, 562-564, 566, 574, inserted “and Training; Regional Administrators” after “for Veterans’ Employment” in item 2002A, substituted “Directors and Assistant Directors for Veterans’ Employment and Training” for “State and Assistant State Directors for Veterans’ Employment” in item 2003, substituted “Local veterans’ employment representatives” for “Employees of local offices” in item 2004, added item 2004A, struck out “with the Veterans’ Administration” after “Cooperation and coordination” in item 2008, substituted “National Veterans’ Employment and Training Services Institute” for “National veterans’ employment and training programs” in item 2009, and added item 2010A.

1982—Pub. L. 97-306, title III, §§301(b)(1), 304(a)(2), 308(b), Oct. 14, 1982, 96 Stat. 1437, 1438, 1441, added item 2000, substituted “State and Assistant State Directors for Veterans’ Employment” for “Assignment of veterans’ employment representative” in item 2003 and added items 2009 and 2010.

1980—Pub. L. 96-466, title V, §§504(a)(1), 506(b), Oct. 17, 1980, 94 Stat. 2203, 2205, struck out “Deputy” before “Assistant Secretary” in item 2002A and added item 2003A.

1976—Pub. L. 94-502, title VI, §601(b)(2), Oct. 15, 1976, 90 Stat. 2404, added item 2002A.

1972—Pub. L. 92-540, title V, §502(a), Oct. 24, 1972, 86 Stat. 1094, in chapter heading substituted “, TRAINING AND” for “AND EMPLOYMENT”, redesignated former items 2001 to 2005 as items 2002 to 2006, and added items 2001, 2007, and 2008, and in redesignated item 2006 “authorization of appropriations”.

1966—Pub. L. 89-358, §6(a), Mar. 3, 1966, 80 Stat. 27, substituted “JOB COUNSELING AND EMPLOYMENT PLACEMENT SERVICE FOR VETERANS” for “UNEMPLOYMENT BENEFITS FOR VETERANS” in chapter heading.

1962—Pub. L. 87-675, §1(b), (d), Sept. 19, 1962, 76 Stat. 558, 559, substituted “Purpose” for “Compensation for veterans under State agreements” in item 2001, “Assignment of veterans’ employment representative” for “Unemployment compensation in absence of State agreements” in item 2002, “Employees of local offices” for “Payments to States” in item 2003, “Cooperation of Federal agencies” for “Information” in item 2004, and “Estimate of funds for administration” for “Penalties” in item 2005, and struck out items 2006 to 2014 and headings of subchapters I and II.

§ 4100. Findings

The Congress makes the following findings:

(1) As long as unemployment and underemployment continue as serious problems among disabled veterans and Vietnam-era veterans, alleviating unemployment and underemployment among such veterans is a national responsibility.

(2) Because of the special nature of employment and training needs of such veterans and the national responsibility to meet those needs, policies and programs to increase opportunities for such veterans to obtain employment, job training, counseling, and job placement services and assistance in securing advancement in employment should be effectively and vigorously implemented by the Secretary of Labor and such implementation should be accomplished through the Assistant Secretary of Labor for Veterans’ Employment and Training.

(Added Pub. L. 97-306, title III, §301(a), Oct. 14, 1982, 96 Stat. 1436, §2000; amended Pub. L. 100-323, §15(b)(1), May 20, 1988, 102 Stat. 574; renumbered §4100, Pub. L. 102-83, §5(a), Aug. 6, 1991, 105 Stat. 406.)

AMENDMENTS

1991—Pub. L. 102-83 renumbered section 2000 of this title as this section.

1988—Par. (2). Pub. L. 100-323, §15(b)(1), inserted “and Training” after “for Veterans’ Employment”.

VETERANS RETRAINING ASSISTANCE PROGRAM

Pub. L. 112-56, title II, §211, Nov. 21, 2011, 125 Stat. 713, provided that:

“(a) PROGRAM AUTHORIZED.—

“(1) IN GENERAL.—Not later than July 1, 2012, the Secretary of Veterans Affairs shall, in collaboration with the Secretary of Labor, establish and commence a program of retraining assistance for eligible veterans.

“(2) NUMBER OF ELIGIBLE VETERANS.—The number of unique eligible veterans who participate in the program established under paragraph (1) may not exceed—

“(A) 45,000 during fiscal year 2012; and

“(B) 54,000 during the period beginning October 1, 2012, and ending March 31, 2014.

“(b) RETRAINING ASSISTANCE.—Except as provided by subsection (k), each veteran who participates in the program established under subsection (a)(1) shall be entitled to up to 12 months of retraining assistance provided by the Secretary of Veterans Affairs. Such retraining assistance may only be used by the veteran to pursue a program of education (as such term is defined in section 3452(b) of title 38, United States Code) for training, on a full-time basis, that—

“(1) is approved under chapter 36 of such title;

“(2) is offered by a community college or technical school;

“(3) leads to an associate degree or a certificate (or other similar evidence of the completion of the program of education or training);

“(4) is designed to provide training for a high-demand occupation, as determined by the Commissioner of Labor Statistics; and

“(5) begins on or after July 1, 2012.

“(c) MONTHLY CERTIFICATION.—Each veteran who participates in the program established under subsection (a)(1) shall certify to the Secretary of Veterans Affairs the enrollment of the veteran in a program of education described in subsection (b) for each month in which the veteran participates in the program.

“(d) AMOUNT OF ASSISTANCE.—The monthly amount of the retraining assistance payable under this section is