

AMENDMENTS

2008—Pub. L. 110-315 substituted “such sums as may be necessary for fiscal year 2009 and each of the five succeeding fiscal years” for “\$30,000,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years”.

PART C—URBAN COMMUNITY SERVICE

§§ 1139 to 1139h. Repealed. Pub. L. 110-315, title VII, § 708, Aug. 14, 2008, 122 Stat. 3361

Section 1139, Pub. L. 89-329, title VII, § 751, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1798, set out Congressional findings.

A prior section 1139, Pub. L. 89-329, title XI, § 1151, as added Pub. L. 102-325, title XI, § 1101, July 23, 1992, 106 Stat. 792, authorized appropriations for the innovative projects for community service program, student literacy corps program, and student mentoring corps program, prior to repeal by Pub. L. 105-244, § 3, title VII, § 702, Oct. 7, 1998, 112 Stat. 1585, 1803, effective Oct. 1, 1998.

Another prior section 1139, Pub. L. 89-329, title XI, § 1131, as added Pub. L. 99-498, title XI, § 1101, Oct. 17, 1986, 100 Stat. 1572, stated purpose of providing assistance to establish Robert F. Wagner, Sr., Institute of Urban Public Policy, prior to the general amendment of subchapter XI of this chapter by Pub. L. 102-325.

Section 1139a, Pub. L. 89-329, title VII, § 752, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1798, related to the purpose of this part and program authorization.

A prior section 1139a, Pub. L. 89-329, title XI, § 1132, as added Pub. L. 99-498, title XI, § 1101, Oct. 17, 1986, 100 Stat. 1572, related to application for and use of funds, prior to the general amendment of subchapter XI of this chapter by Pub. L. 102-325.

Section 1139b, Pub. L. 89-329, title VII, § 753, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1799, related to application for urban community service grants.

A prior section 1139b, Pub. L. 89-329, title XI, § 1133, as added Pub. L. 99-498, title XI, § 1101, Oct. 17, 1986, 100 Stat. 1573, authorized appropriations, prior to the general amendment of subchapter XI of this chapter by Pub. L. 102-325.

Section 1139c, Pub. L. 89-329, title VII, § 754, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1799, set out allowable activities.

Section 1139d, Pub. L. 89-329, title VII, § 755, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1800, related to peer review.

Section 1139e, Pub. L. 89-329, title VII, § 756, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1800, related to disbursement of funds.

Section 1139f, Pub. L. 89-329, title VII, § 757, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1800, related to designation of “Urban Grant Institutions”.

Section 1139g, Pub. L. 89-329, title VII, § 758, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1801, set out definitions.

Section 1139h, Pub. L. 89-329, title VII, § 759, as added Pub. L. 105-244, title VII, § 701, Oct. 7, 1998, 112 Stat. 1801, authorized appropriations for fiscal year 1999 and each of the 4 succeeding fiscal years to carry out this part.

PART D—PROGRAMS TO PROVIDE STUDENTS WITH DISABILITIES WITH A QUALITY HIGHER EDUCATION

PRIOR PROVISIONS

A prior part D consisted of sections 1140 to 1140d and related to demonstration projects to ensure that students with disabilities receive a quality higher education, prior to repeal by Pub. L. 110-315, title VII, § 709(2), Aug. 14, 2008, 122 Stat. 3361.

§ 1140. Definitions

In this part:

(1) Comprehensive transition and postsecondary program for students with intellectual disabilities

The term “comprehensive transition and postsecondary program for students with intellectual disabilities” means a degree, certificate, or nondegree program that meets each of the following:

(A) Is offered by an institution of higher education.

(B) Is designed to support students with intellectual disabilities who are seeking to continue academic, career and technical, and independent living instruction at an institution of higher education in order to prepare for gainful employment.

(C) Includes an advising and curriculum structure.

(D) Requires students with intellectual disabilities to participate on not less than a half-time basis as determined by the institution, with such participation focusing on academic components, and occurring through 1 or more of the following activities:

(i) Regular enrollment in credit-bearing courses with nondisabled students offered by the institution.

(ii) Auditing or participating in courses with nondisabled students offered by the institution for which the student does not receive regular academic credit.

(iii) Enrollment in noncredit-bearing, nondegree courses with nondisabled students.

(iv) Participation in internships or work-based training in settings with nondisabled individuals.

(E) Requires students with intellectual disabilities to be socially and academically integrated with non-disabled students to the maximum extent possible.

(2) Student with an intellectual disability

The term “student with an intellectual disability” means a student—

(A) with a cognitive impairment, characterized by significant limitations in—

(i) intellectual and cognitive functioning; and

(ii) adaptive behavior as expressed in conceptual, social, and practical adaptive skills; and

(B) who is currently, or was formerly, eligible for a free appropriate public education under the Individuals with Disabilities Education Act [20 U.S.C. 1400 et seq.].

(Pub. L. 89-329, title VII, § 760, as added Pub. L. 110-315, title VII, § 709(2), Aug. 14, 2008, 122 Stat. 3361; amended Pub. L. 111-39, title VII, § 701(4), July 1, 2009, 123 Stat. 1954; Pub. L. 111-256, § 2(a), Oct. 5, 2010, 124 Stat. 2643.)

REFERENCES IN TEXT

The Individuals with Disabilities Education Act, referred to in par. (2)(B), is title VI of Pub. L. 91-230, Apr. 13, 1970, 84 Stat. 175, which is classified generally to