

1992, 106 Stat. 4438, and transferred to section 795r of this title, prior to the general amendment of this subchapter by Pub. L. 105-220.

#### AMENDMENTS

2014—Subsec. (a)(1). Pub. L. 113-128, § 461(5)(A)(i)(I), substituted “subchapter” for “part” in introductory provisions.

Subsec. (a)(1)(A). Pub. L. 113-128, § 461(5)(A)(i)(II), inserted “amount” after “whichever”.

Subsec. (a)(1)(B). Pub. L. 113-128, § 461(5)(A)(i)(III), substituted “subchapter for the fiscal year” for “part for the fiscal year” and “part B of this subchapter (as in effect on September 30, 1992) in fiscal year 1992” for “this part in fiscal year 1992” and inserted “amount” after “whichever”.

Subsec. (a)(2)(B). Pub. L. 113-128, § 461(5)(A)(ii), substituted “ $\frac{3}{8}$  of 1 percent” for “one-eighth of one percent”.

Subsec. (b). Pub. L. 113-128, § 461(5)(B), inserted “under subsection (a)” after “allotment to a State”, substituted “subchapter” for “part” in two places, and substituted “1 or more” for “one or more”.

Subsecs. (c), (d). Pub. L. 113-128, § 461(5)(C), added subsecs. (c) and (d).

1998—Pub. L. 105-277 made technical amendment in original to section designation and catchline.

### § 795i. Availability of services

#### (a) Supported employment services

Funds provided under this subchapter may be used to provide supported employment services to individuals who are eligible under this subchapter.

#### (b) Extended services

##### (1) In general

Except as provided in paragraph (2), funds provided under this subchapter, or subchapter I, may not be used to provide extended services to individuals under this subchapter or subchapter I.

##### (2) Extended services for youth with the most significant disabilities

Funds allotted under this subchapter, or subchapter I, and used for the provision of services under this subchapter to youth with the most significant disabilities pursuant to section 795h(d) of this title, may be used to provide extended services to youth with the most significant disabilities. Such extended services shall be available for a period not to exceed 4 years.

(Pub. L. 93-112, title VI, § 604, as added Pub. L. 113-128, title IV, § 461(6), July 22, 2014, 128 Stat. 1680.)

#### PRIOR PROVISIONS

A prior section 795i, Pub. L. 93-112, title VI, § 604, formerly § 623, as added Pub. L. 105-220, title IV, § 409, Aug. 7, 1998, 112 Stat. 1215; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 402(b)(14)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-414; renumbered § 604, Pub. L. 113-128, title IV, § 461(3), July 22, 2014, 128 Stat. 1679, related to availability of services, prior to repeal by Pub. L. 113-128, title IV, § 461(6), July 22, 2014, 128 Stat. 1680. Provisions similar to prior section 795i were contained in section 795l of this title prior to the general amendment of this subchapter by Pub. L. 105-220.

Another prior section 795i, Pub. L. 93-112, title VI, § 622, formerly § 623, as added Pub. L. 95-602, title II, § 201, Nov. 6, 1978, 92 Stat. 2994; amended Pub. L. 98-221, title I, § 164, Feb. 22, 1984, 98 Stat. 30; Pub. L. 99-506, title VII, § 704, Oct. 21, 1986, 100 Stat. 1834; Pub. L.

100-630, title II, § 207(d), Nov. 7, 1988, 102 Stat. 3313; Pub. L. 102-52, § 7(b), June 6, 1991, 105 Stat. 262; renumbered § 622 and amended Pub. L. 102-569, title VI, § 613(a), Oct. 29, 1992, 106 Stat. 4439, authorized appropriations, prior to the general amendment of this subchapter by Pub. L. 105-220.

### § 795j. Eligibility

An individual, including a youth with a disability, shall be eligible under this subchapter to receive supported employment services authorized under this chapter if—

(1) the individual is eligible for vocational rehabilitation services under subchapter I;

(2) the individual is determined to be an individual with a most significant disability;

(3) for purposes of activities carried out with funds described in section 795h(d) of this title, the individual is a youth with a disability, as defined in section 705(42) of this title;<sup>1</sup> and

(4) a comprehensive assessment of the rehabilitation needs of the individual described in section 705(2)(B) of this title, including an evaluation of rehabilitation, career, and job needs, identifies supported employment as the appropriate employment outcome for the individual.

(Pub. L. 93-112, title VI, § 605, formerly § 624, as added Pub. L. 105-220, title IV, § 409, Aug. 7, 1998, 112 Stat. 1215; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 402(b)(15)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-414; renumbered § 605 and amended Pub. L. 113-128, title IV, § 461(3), (7), July 22, 2014, 128 Stat. 1679, 1680.)

#### REFERENCES IN TEXT

Section 705(42) of this title, referred to in par. (3), was in the original “section (7)(42)”, and was translated as meaning section 7(42) of the Rehabilitation Act of 1973, which is classified to section 705(42) of this title, to reflect the probable intent of Congress.

#### PRIOR PROVISIONS

Provisions similar to this section were contained in section 795m of this title prior to the general amendment of this subchapter by Pub. L. 105-220.

A prior section 795j, Pub. L. 93-112, title VI, § 631, as added Pub. L. 102-569, title VI, § 621(a), Oct. 29, 1992, 106 Stat. 4439, stated purpose of program for supported employment services for individuals with severe disabilities, prior to the general amendment of this subchapter by Pub. L. 105-220. See section 795g of this title.

Another prior section 795j, Pub. L. 93-112, title VI, § 631, as added Pub. L. 99-506, title VII, § 704(a)(1), Oct. 21, 1986, 100 Stat. 1834, outlined the purpose of former part C of this subchapter, prior to repeal by Pub. L. 102-569, § 621(a).

#### AMENDMENTS

2014—Pub. L. 113-128, § 461(7)(A), in introductory provisions, inserted “, including a youth with a disability,” after “An individual” and substituted “this subchapter” for “this part”.

Par. (1). Pub. L. 113-128, § 461(7)(B), inserted “under subchapter I” after “rehabilitation services”.

Pars. (3), (4). Pub. L. 113-128, § 461(7)(C)–(F), added par. (3), redesignated former par. (3) as (4), and, in par. (4), substituted “assessment of the rehabilitation needs” for “assessment of rehabilitation needs”.

1998—Pub. L. 105-277 made technical amendment to section designation and catchline in original.

<sup>1</sup> See References in Text note below.