

Subsec. (c)(4)(C). Pub. L. 113-128, §442(2)(B)(ii), inserted “, and demonstrate the capacity for serving,” after “shall serve”.

Subsec. (c)(8). Pub. L. 113-128, §442(2)(C), added par. (8).

Subsec. (e). Pub. L. 113-128, §442(3), added subsec. (e) and struck out former subsec. (e) which read as follows: “There are authorized to be appropriated to carry out this section such sums as may be necessary for each of the fiscal years 1999 through 2003.”

2004—Subsec. (c)(4)(A)(ii). Pub. L. 108-446, §305(h)(6), substituted “section 1471” for “section 1482(a)”.

Subsec. (c)(6). Pub. L. 108-446, §305(h)(5), substituted “section 1471” for “section 1482(a)”.

§§ 774, 775. Repealed. Pub. L. 113-128, title IV, § 443(1), July 22, 2014, 128 Stat. 1674

Section 774, Pub. L. 93-112, title III, §304, as added Pub. L. 105-220, title IV, §406, Aug. 7, 1998, 112 Stat. 1195, related to grants for vocational rehabilitation services to individuals with disabilities who are migrant or seasonal farmworkers and to the family members who are residing with such individuals.

A prior section 774, Pub. L. 93-112, title III, §304, formerly title II, §203, Sept. 26, 1973, 87 Stat. 376, renumbered and amended, which related to Federal grants, contracts, and programs for training in rehabilitation services, was renumbered section 302 of Pub. L. 93-112, by Pub. L. 102-569, title III, §301(b)(3), Oct. 29, 1992, 106 Stat. 4411, and transferred to section 771a of this title, prior to the general amendment of this subchapter by Pub. L. 105-220.

Another prior section 774, Pub. L. 93-112, title III, §304, Sept. 26, 1973, 87 Stat. 381; Pub. L. 93-516, title I, §§106, 111(i)-(k), Dec. 7, 1974, 88 Stat. 1619, 1621; Pub. L. 93-651, title I, §§106, 111(i)-(k), Nov. 21, 1974, 89 Stat. 2-4, 2-6; Pub. L. 94-230, §§6, 11(b)(9), Mar. 15, 1976, 90 Stat. 212, 213, related to special projects and demonstrations, prior to repeal by Pub. L. 95-602, title I, §109(1), Nov. 6, 1978, 92 Stat. 2962.

Section 775, Pub. L. 93-112, title III, §305, as added Pub. L. 105-220, title IV, §406, Aug. 7, 1998, 112 Stat. 1196, related to grants to recreation programs to provide individuals with disabilities with recreational activities and related experiences.

A prior section 775, Pub. L. 93-112, title III, §305, as added Pub. L. 95-602, title I, §115(a), Nov. 6, 1978, 92 Stat. 2971; amended Pub. L. 98-221, title I, §134, Feb. 22, 1984, 98 Stat. 25; Pub. L. 99-506, title I, §103(d)(2)(C), title IV, §404, title X, §1002(d)(3), Oct. 21, 1986, 100 Stat. 1810, 1825, 1844; Pub. L. 100-630, title II, §204(d), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-52, §4(d), June 6, 1991, 105 Stat. 261; Pub. L. 102-569, title I, §102(p)(19), title III, §305, Oct. 29, 1992, 106 Stat. 4358, 4417, related to comprehensive rehabilitation centers, prior to the general amendment of this subchapter by Pub. L. 105-220.

Another prior section 775, Pub. L. 93-112, title III, §305, Sept. 26, 1973, 87 Stat. 383, as amended, which authorized appropriations for fiscal years ending June 30, 1974, June 30, 1975, June 30, 1976, Sept. 30, 1977, and Sept. 30, 1978, for the establishment of the Helen Keller National Center for Deaf-Blind Youths and Adults, was renumbered section 313 of Pub. L. 93-112 by Pub. L. 95-602, title I, §109(1), Nov. 6, 1978, 92 Stat. 2962, transferred to section 777c of this title, and subsequently repealed by Pub. L. 100-630.

§ 776. Measuring of project outcomes and performance

The Commissioner may require that recipients of grants under this subchapter submit information, including data, as determined by the Commissioner to be necessary to measure project outcomes and performance, including any data needed to comply with the Government Performance and Results Act.

(Pub. L. 93-112, title III, §304, formerly §306, as added Pub. L. 105-220, title IV, §406, Aug. 7, 1998,

112 Stat. 1197; renumbered §304, Pub. L. 113-128, title IV, §443(2), July 22, 2014, 128 Stat. 1674.)

REFERENCES IN TEXT

The Government Performance and Results Act, referred to in text, probably means the Government Performance and Results Act of 1993, Pub. L. 103-62, Aug. 3, 1993, 107 Stat. 285, which enacted section 306 of Title 5, Government Organization and Employees, sections 1115 to 1119, 9703, and 9704 of Title 31, Money and Finance, and sections 2801 to 2805 of Title 39, Postal Service, amended section 1105 of Title 31, and enacted provisions set out as notes under sections 1101 and 1115 of Title 31. For complete classification of this Act to the Code, see Short Title of 1993 Amendment note set out under section 1101 of Title 31 and Tables.

PRIOR PROVISIONS

A prior section 304 of Pub. L. 93-112 was classified to section 774 of this title prior to repeal by Pub. L. 113-128, §443(1).

Prior sections 776 to 777b were omitted in the general amendment of this subchapter by Pub. L. 105-220.

Section 776, Pub. L. 93-112, title III, §306, Sept. 26, 1973, 87 Stat. 384; Pub. L. 93-516, title I, §111(l), Dec. 7, 1974, 88 Stat. 1621; Pub. L. 93-651, title I, §111(l), Nov. 21, 1974, 89 Stat. 2-6; Pub. L. 95-602, title I, §§115(b), 122(c)(4)-(6), Nov. 6, 1978, 92 Stat. 2972, 2987; Pub. L. 99-506, title I, §103(d)(2)(C), title X, §1002(d)(4), Oct. 21, 1986, 100 Stat. 1810, 1844; Pub. L. 100-630, title II, §204(e), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-569, title I, §102(p)(20), title III, §306, Oct. 29, 1992, 106 Stat. 4359, 4417, related to general grant and contract requirements.

Section 777, Pub. L. 93-112, title III, §310, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2973; amended Pub. L. 98-221, title I, §135, title II, §208(b), Feb. 22, 1984, 98 Stat. 25, 34; Pub. L. 99-506, title IV, §405, Oct. 21, 1986, 100 Stat. 1825; Pub. L. 100-630, title II, §204(f), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-52, §4(e)(1), June 6, 1991, 105 Stat. 261; Pub. L. 102-569, title III, §307, Oct. 29, 1992, 106 Stat. 4418; Pub. L. 103-73, title I, §110(b), Aug. 11, 1993, 107 Stat. 726, authorized appropriations.

Section 777a, Pub. L. 93-112, title III, §311, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2973; amended Pub. L. 98-221, title I, §136, Feb. 22, 1984, 98 Stat. 26; Pub. L. 99-506, title I, §103(d)(2)(C), title III, §302(b), title IV, §406, Oct. 21, 1986, 100 Stat. 1810, 1821, 1826; Pub. L. 100-630, title II, §204(g), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-52, §4(e)(2), June 6, 1991, 105 Stat. 261; Pub. L. 102-119, §26(e), Oct. 7, 1991, 105 Stat. 607; Pub. L. 102-569, title I, §102(p)(21), title III, §308, Oct. 29, 1992, 106 Stat. 4359, 4418; Pub. L. 103-73, title I, §110(c), Aug. 11, 1993, 107 Stat. 726; Pub. L. 104-66, title I, §1041(b), Dec. 21, 1995, 109 Stat. 714, related to special demonstration programs.

Section 777b, Pub. L. 93-112, title III, §312, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2974; amended Pub. L. 99-506, title I, §103(d)(2)(C), Oct. 21, 1986, 100 Stat. 1810; Pub. L. 100-630, title II, §204(h), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-569, title I, §102(p)(22), title III, §309, Oct. 29, 1992, 106 Stat. 4359, 4420, related to migratory workers, maintenance payments, and coordination with other programs.

A prior section 777c, Pub. L. 93-112, title III, §313, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2974, related to Helen Keller National Center for Deaf-Blind Youths and Adults, prior to repeal by Pub. L. 98-221, title II, §203(a), Feb. 22, 1984, 98 Stat. 33. See chapter 21 (§1901 et seq.) of this title.

Another prior section 777c, Pub. L. 93-112, title III, §313, formerly §305, Sept. 26, 1973, 87 Stat. 383; Pub. L. 93-516, title I, §107, Dec. 7, 1974, 88 Stat. 1619; Pub. L. 93-651, title I, §107, Nov. 21, 1974, 89 Stat. 2-4; Pub. L. 94-230, §§7, 11(b)(10), Mar. 15, 1976, 90 Stat. 212, 213; Pub. L. 94-288, §§1, 2, May 21, 1976, 90 Stat. 520; renumbered §313, Pub. L. 95-602, title I, §109(1), Nov. 6, 1978, 92 Stat. 2962, formerly classified to section 775 of this title, au-

thorized appropriations for fiscal years ending June 30, 1974, June 30, 1975, June 30, 1976, Sept. 30, 1977, and Sept. 30, 1978, for establishment of Helen Keller National Center for Deaf-Blind Youths and Adults, prior to repeal by Pub. L. 100-630, title II, §204(k), Nov. 7, 1988, 102 Stat. 3309.

Prior sections 777d to 777f were omitted in the general amendment of this subchapter by Pub. L. 105-220.

Section 777d, Pub. L. 93-112, title III, §314, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2975; amended Pub. L. 100-630, title II, §204(i), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-569, title I, §102(p)(23), Oct. 29, 1992, 106 Stat. 4359, related to reader services for individuals who are blind.

Section 777e, Pub. L. 93-112, title III, §315, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2975; amended Pub. L. 102-569, title I, §102(p)(24), Oct. 29, 1992, 106 Stat. 4359, related to interpreter services for individuals who are deaf.

Section 777f, Pub. L. 93-112, title III, §316, as added Pub. L. 95-602, title I, §116(2), Nov. 6, 1978, 92 Stat. 2976; amended Pub. L. 98-221, title I, §137, Feb. 22, 1984, 98 Stat. 26; Pub. L. 99-506, title I, §103(d)(2)(C), title IV, §407, Oct. 21, 1986, 100 Stat. 1810, 1827; Pub. L. 100-630, title II, §204(j), Nov. 7, 1988, 102 Stat. 3309; Pub. L. 102-52, §4(e)(3), June 6, 1991, 105 Stat. 261; Pub. L. 102-569, title I, §102(p)(25), title III, §310, Oct. 29, 1992, 106 Stat. 4359, 4420; Pub. L. 103-73, title I, §110(d), Aug. 11, 1993, 107 Stat. 726, related to special recreational programs.

SUBCHAPTER IV—NATIONAL COUNCIL ON DISABILITY

CODIFICATION

Title IV of the Rehabilitation Act of 1973, comprising this subchapter, was originally enacted by Pub. L. 93-112, title IV, Sept. 26, 1973, 87 Stat. 385, and amended by Pub. L. 93-516, Dec. 7, 1974, 88 Stat. 1617; Pub. L. 93-651, Nov. 21, 1974, 89 Stat. 2-3; Pub. L. 94-230, Mar. 15, 1976, 90 Stat. 211; Pub. L. 95-602, Nov. 6, 1978, 92 Stat. 2955; Pub. L. 98-221, Feb. 22, 1984, 98 Stat. 17; Pub. L. 99-506, Oct. 21, 1986, 100 Stat. 1807; Pub. L. 100-630, Nov. 7, 1988, 102 Stat. 3289; Pub. L. 102-52, June 6, 1991, 105 Stat. 260; Pub. L. 102-569, Oct. 29, 1992, 106 Stat. 4344; Pub. L. 103-73, Aug. 11, 1993, 107 Stat. 718; Pub. L. 104-66, Dec. 21, 1995, 109 Stat. 707. Title IV is shown herein, however, as having been added by Pub. L. 105-220, title IV, §407, Aug. 7, 1998, 112 Stat. 1198, without reference to those intervening amendments because of the extensive revision of title IV by Pub. L. 105-220.

§ 780. Establishment of National Council on Disability

(a) Membership; purpose

(1)(A) There is established within the Federal Government a National Council on Disability (referred to in this subchapter as the “National Council”), which, subject to subparagraph (B), shall be composed of 9 members, of which—

(i) 5 shall be appointed by the President;

(ii) 1 shall be appointed by the Majority Leader of the Senate;

(iii) 1 shall be appointed by the Minority Leader of the Senate;

(iv) 1 shall be appointed by the Speaker of the House of Representatives; and

(v) 1 shall be appointed by the Minority Leader of the House of Representatives.

(B) The National Council shall transition from 15 members (as of July 22, 2014) to 9 members as follows:

(i) On the first 4 expirations of National Council terms (after that date), replacement members shall be appointed to the National Council in the following order and manner:

(I) 1 shall be appointed by the Majority Leader of the Senate.

(II) 1 shall be appointed by the Minority Leader of the Senate.

(III) 1 shall be appointed by the Speaker of the House of Representatives.

(IV) 1 shall be appointed by the Minority Leader of the House of Representatives.

(ii) On the next 6 expirations of National Council terms (after the 4 expirations described in clause (i) occur), no replacement members shall be appointed to the National Council.

(C) For any vacancy on the National Council that occurs after the transition described in subparagraph (B), the vacancy shall be filled in the same manner as the original appointment was made.

(D) The members of the National Council shall be individuals with disabilities, parents or guardians of individuals with disabilities, national leaders on disability policy, or other individuals who have substantial knowledge or experience relating to disability policy or issues that affect individuals with disabilities. The members of the National Council shall be appointed so as to be representative of individuals with disabilities, national organizations concerned with individuals with disabilities, providers and administrators of services to individuals with disabilities, individuals engaged in conducting medical or scientific research relating to individuals with disabilities, business concerns, and labor organizations. A majority of the members of the National Council shall be individuals with disabilities. The members of the National Council shall be broadly representative of minority and other individuals and groups.

(2) The purpose of the National Council is to promote policies, programs, practices, and procedures that—

(A) guarantee equal opportunity for all individuals with disabilities, regardless of the nature or severity of the disability; and

(B) empower individuals with disabilities to achieve economic self-sufficiency, independent living, and inclusion and integration into all aspects of society.

(b) Term of office

(1) Each member of the National Council shall serve for a term of 3 years.

(2)(A) No member of the National Council may serve more than two consecutive full terms beginning on the date of commencement of the first full term on the Council. Members may serve after the expiration of their terms until their successors have taken office.

(B) As used in this paragraph, the term “full term” means a term of 3 years.

(3) Any member appointed to fill a vacancy occurring before the expiration of the term for which such member’s predecessor was appointed shall be appointed only for the remainder of such term.

(c) Chairperson; meetings

The President shall designate the Chairperson from among the members appointed to the National Council. The National Council shall meet at the call of the Chairperson, but not less often than four times each year.