

Statutory Notes and Related Subsidiaries

DEFINITIONS OF TERMS IN PUB. L. 113-128

Except as otherwise provided, definitions in section 3 of Pub. L. 113-128, which is classified to section 3102 of this title, apply to this section.

SUBCHAPTER II—RESEARCH AND TRAINING

Editorial Notes

CODIFICATION

Title II of the Rehabilitation Act of 1973, comprising this subchapter, was originally enacted by Pub. L. 93-112, title II, Sept. 26, 1973, 87 Stat. 374, 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. 96-88, Oct. 17, 1979, 93 Stat. 668; 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. 102-54, June 13, 1991, 105 Stat. 267; Pub. L. 102-569, Oct. 29, 1992, 106 Stat. 4344; Pub. L. 103-73, Aug. 11, 1993, 107 Stat. 718; Pub. L. 103-218, Mar. 9, 1994, 108 Stat. 50; Pub. L. 103-382, Oct. 20, 1994, 108 Stat. 3518. Title II is shown herein, however, as having been added by Pub. L. 105-220, title IV, § 405, Aug. 7, 1998, 112 Stat. 1167, without reference to those intervening amendments because of the extensive revision of title II by Pub. L. 105-220.

§ 760. Declaration of purpose

The purpose of this subchapter is to—

(1) provide for research, demonstration projects, training, technical assistance, and related activities to maximize the full inclusion and integration into society, employment, independent living, family support, and economic and social self-sufficiency of individuals with disabilities of all ages, with particular emphasis on improving the effectiveness of services authorized under this chapter;

(2) provide for a comprehensive and coordinated approach to the support and conduct of such research, demonstration projects, training, technical assistance, and related activities and to ensure that the approach is in accordance with the 5-year plan developed under section 762(h) of this title;

(3) promote the transfer and use of rehabilitation technology to individuals with disabilities, in a timely and efficient manner, through research and demonstration projects relating to—

(A) the procurement process for the purchase of rehabilitation technology;

(B) the utilization of rehabilitation technology on a national basis;

(C) specific adaptations or customizations of products to enable individuals with disabilities to live more independently; and

(D) the development or transfer of assistive technology;

(4) ensure the widespread dissemination, in usable formats, of practical scientific and technological information—

(A) generated by research, demonstration projects, training, and related activities; and

(B) regarding state-of-the-art practices, improvements in the services authorized under this chapter, rehabilitation technology, and new knowledge regarding disabilities,

to rehabilitation professionals, individuals with disabilities, and other interested parties, including the general public;

(5) identify effective strategies that enhance the opportunities of individuals with disabilities, including individuals with intellectual and psychiatric disabilities, to engage in employment, including employment involving telecommuting and self-employment;

(6) identify strategies for effective coordination of services to job seekers with disabilities available through programs of one-stop partners, as defined in section 3102 of this title;

(7) increase opportunities for researchers who are members of traditionally underserved populations, including researchers who are members of minority groups and researchers who are individuals with disabilities; and

(8) identify effective strategies for supporting the employment of individuals with disabilities in competitive integrated employment.

(Pub. L. 93-112, title II, § 200, as added Pub. L. 105-220, title IV, § 405, Aug. 7, 1998, 112 Stat. 1167; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 401(16)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-412; Pub. L. 113-128, title IV, § 431, July 22, 2014, 128 Stat. 1660.)

Editorial Notes

PRIOR PROVISIONS

A prior section 760, Pub. L. 93-112, title II, § 200, Sept. 26, 1973, 87 Stat. 374; Pub. L. 95-602, title I, § 107, Nov. 6, 1978, 92 Stat. 2962; Pub. L. 99-506, title I, § 103(d)(2)(C), Oct. 21, 1986, 100 Stat. 1810; Pub. L. 102-569, title II, § 201, Oct. 29, 1992, 106 Stat. 4398, contained congressional declaration of purpose, prior to the general amendment of this subchapter by Pub. L. 105-220.

AMENDMENTS

2014—Pars. (1), (2). Pub. L. 113-128, § 431(1), (2), inserted “technical assistance,” after “training.”

Par. (3). Pub. L. 113-128, § 431(3), in introductory provisions, inserted “and use” after “transfer” and “, in a timely and efficient manner,” after “disabilities”.

Par. (4). Pub. L. 113-128, § 431(4), substituted “dissemination” for “distribution” in introductory provisions.

Par. (5). Pub. L. 113-128, § 431(5), inserted “, including individuals with intellectual and psychiatric disabilities,” after “disabilities” and struck out “and” after semicolon at end.

Par. (6). Pub. L. 113-128, § 431(7), added par. (6). Former par. (6) redesignated (7).

Par. (7). Pub. L. 113-128, § 431(6), redesignated par. (6) as (7).

Par. (8). Pub. L. 113-128, § 431(8), (9), added par. (8).

1998—Pub. L. 105-277 made technical amendment to directory language of Pub. L. 105-220, § 405, which enacted this section.

§ 761. Authorization of appropriations

There are authorized to be appropriated to carry out this subchapter \$103,970,000 for fiscal year 2015, \$112,001,000 for fiscal year 2016, \$114,325,000 for fiscal year 2017, \$116,860,000 for fiscal year 2018, \$119,608,000 for fiscal year 2019, and \$122,143,000 for fiscal year 2020.

(Pub. L. 93-112, title II, § 201, as added Pub. L. 105-220, title IV, § 405, Aug. 7, 1998, 112 Stat. 1168; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 401(16)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-412; Pub. L. 113-128, title IV, § 432, July 22, 2014, 128 Stat. 1660.)

Editorial Notes**PRIOR PROVISIONS**

Prior sections 761 to 761b were omitted in the general amendment of this subchapter by Pub. L. 105-220.

Section 761, Pub. L. 93-112, title II, §201, Sept. 26, 1973, 87 Stat. 374; Pub. L. 93-516, title I, §103, Dec. 7, 1974, 88 Stat. 1618; Pub. L. 93-651, title I, §103, Nov. 21, 1974, 89 Stat. 2-3; Pub. L. 94-230, §§3, 11(b)(5), (6), Mar. 15, 1976, 90 Stat. 211, 213; Pub. L. 95-602, title I, §108, Nov. 6, 1978, 92 Stat. 2962; Pub. L. 98-221, title I, §121, Feb. 22, 1984, 98 Stat. 23; Pub. L. 99-506, title III, §301, Oct. 21, 1986, 100 Stat. 1820; Pub. L. 100-630, title II, §203(a), Nov. 7, 1988, 102 Stat. 3307; Pub. L. 102-52, §3, June 6, 1991, 105 Stat. 260; Pub. L. 102-569, title II, §202, Oct. 29, 1992, 106 Stat. 4398, authorized appropriations.

Section 761a, Pub. L. 93-112, title II, §202, as added Pub. L. 95-602, title I, §109(4), Nov. 6, 1978, 92 Stat. 2963; amended Pub. L. 98-221, title I, §§104(a)(4), (b)(1), 122, Feb. 22, 1984, 98 Stat. 18, 23; Pub. L. 99-506, title I, §103(d)(2)(C), title III, §§302, 303, title X, §§1001(c), 1002(c), Oct. 21, 1986, 100 Stat. 1810, 1820, 1821, 1842, 1844; Pub. L. 100-630, title II, §203(b), Nov. 7, 1988, 102 Stat. 3307; Pub. L. 102-54, §13(k)(1)(A), June 13, 1991, 105 Stat. 276; Pub. L. 102-569, title I, §102(p)(12), title II, §203, Oct. 29, 1992, 106 Stat. 4357, 4399; Pub. L. 103-73, title I, §102(4), 109(a), Aug. 11, 1993, 107 Stat. 718, 725; Pub. L. 103-218, title IV, §402(a), Mar. 9, 1994, 108 Stat. 96; Pub. L. 103-382, title III, §394(i)(1), Oct. 20, 1994, 108 Stat. 4028, related to National Institute on Disability and Rehabilitation Research. See section 762 of this title.

Section 761b, Pub. L. 93-112, title II, §203, as added Pub. L. 95-602, title I, §109(4), Nov. 6, 1978, 92 Stat. 2965; amended Pub. L. 96-88, title V, §508(m)(1), Oct. 17, 1979, 93 Stat. 694; Pub. L. 98-221, title I, §104(b)(2), Feb. 22, 1984, 98 Stat. 18; Pub. L. 99-506, title I, §103(d)(2)(C), title III, §304, Oct. 21, 1986, 100 Stat. 1810, 1822; Pub. L. 100-630, title II, §203(c), Nov. 7, 1988, 102 Stat. 3307; Pub. L. 102-54, §13(k)(1)(B), June 13, 1991, 105 Stat. 276; Pub. L. 102-569, title I, §102(p)(13), title II, §204, Oct. 29, 1992, 106 Stat. 4358, 4403, related to Interagency Committee on Disability Research. See section 763 of this title.

AMENDMENTS

2014—Pub. L. 113-128 amended section generally. Prior to amendment, section authorized appropriations to carry out sections 762 and 764 of this title for fiscal years 1999 through 2003.

1998—Pub. L. 105-277 made technical amendment to directory language of Pub. L. 105-220, §405, which enacted this section.

§ 762. National Institute on Disability, Independent Living, and Rehabilitation Research**(a) Establishment; Director as principal officer**

(1) There is established within the Administration for Community Living of the Department of Health and Human Services a National Institute on Disability, Independent Living, and Rehabilitation Research (referred to in this subchapter as the "Institute"), which shall be headed by a Director (hereinafter in this subchapter referred to as the "Director"), in order to—

- (A) promote, coordinate, and provide for—
 - (i) research;
 - (ii) demonstration projects, training, and technical assistance;
 - (iii) outreach and information that clarifies research implications for policy and practice; and
 - (iv) related activities,

with respect to individuals with disabilities;

(B) more effectively carry out activities through the programs under section 764 of this title and activities under this section;

(C) widely disseminate information from the activities described in subparagraphs (A) and (B); and

(D) provide leadership in advancing the quality of life of individuals with disabilities.

(2) In the performance of the functions of the office, the Director shall be directly responsible to the Administrator for the Administration for Community Living of the Department of Health and Human Services.

(b) Duties of Director

The Director, through the Institute, shall be responsible for—

(1) administering the programs described in section 764 of this title and activities under this section;

(2) widely disseminating findings, conclusions, and recommendations, resulting from research, demonstration projects, training, and related activities (referred to in this subchapter as "covered activities") funded by the Institute, to—

(A) other Federal, State, tribal, and local public agencies;

(B) private organizations engaged in research relating to—

(i) independent living;

(ii) rehabilitation; or

(iii) providing rehabilitation or independent living services;

(C) rehabilitation practitioners; and

(D) individuals with disabilities and the individuals' representatives;

(3) coordinating, through the Interagency Committee established by section 763 of this title, all Federal programs and policies relating to research on disability, independent living, and rehabilitation;

(4) widely disseminating educational materials and research results, concerning ways to maximize the full inclusion and integration into society, employment, independent living, education, health and wellness, family support, and economic and social self-sufficiency of individuals with disabilities, to—

(A) public and private entities, including—

(i) elementary schools and secondary schools (as defined in section 7801 of title 20); and

(ii) institutions of higher education;

(B) rehabilitation practitioners;

(C) employers and organizations representing employers with respect to employment-based educational materials or research;

(D) individuals with disabilities (especially such individuals who are members of minority groups or of populations that are unserved or underserved by programs under this chapter);

(E) the individuals' representatives for the individuals described in subparagraph (D); and

(F) the Committee on Education and the Workforce of the House of Representatives, the Committee on Appropriations of the House of Representatives, the Committee on Health, Education, Labor, and Pensions of the Senate, and the Committee on Appropriations of the Senate;