

TITLE VI -- EMPLOYMENT OPPORTUNITIES FOR  
INDIVIDUALS WITH HANDICAPS.

SEC. 601. SHORT TITLE

This title may be cited as the "Employment Opportunities for Individuals with Handicaps Act".

PART A--Community Service Employment Pilot Programs for  
Individuals with Handicaps.

SEC. 611. ESTABLISHMENT OF PILOT PROGRAM

[611](a) In order to promote useful opportunities in community service activities for individuals with handicaps who have poor employment prospects, the Secretary of Labor (hereinafter in this part referred to as the "Secretary") is authorized to establish a community service employment pilot program for individuals with handicaps. For purposes of this part, the term "eligible individuals" means persons who are individuals with handicaps (as defined in section 7(8) of this Act) and who are referred to programs under this part by designated State units.

[611](b)(1) The Secretary may enter into agreements with public or private nonprofit agencies or organizations, including national organizations, agencies of a State government or a political subdivision of a State (having elected or duly appointed governing officials), or a combination of such political subdivisions, or tribal organizations in order to carry out the pilot program referred to in subsection (a). Such agreements may include provisions consistent with subsection (c) for the payment of the costs of projects developed by such organizations and agencies in cooperation with the Secretary. No payment shall be made by the Secretary toward the cost of any such project unless the Secretary determines that:

[611-b-1](A) Such project will provide employment only for eligible individuals, except that if eligible individuals are not available to serve as technical, administrative, or supervisory personnel for a project then such personnel may be recruited from among other individuals.

[611-b-1](B) Such project will provide employment for eligible individuals in the community in which such individuals reside, or in nearby communities.

[611-b-1](C) Such project will employ eligible individuals in services related to publicly owned and operated facilities and projects, or projects sponsored by organizations, other than political parties, exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1954, except for projects involving the construction, operation, or maintenance of any facility used or to be used as a place for sectarian religious instruction or worship.

[611-b-1](D) Such project will contribute to the general welfare of the community in which eligible individuals are employed under such project.

[611-b-1](E) Such project

[611-b-1-E](i) will result in an increase in employment opportunities over those opportunities which would otherwise be available,

[611-b-1-E](ii) will not result in any displacement of currently employed workers (including partial displacement, such as a reduction in the hours of nonovertime work or wages or employment benefits), and

[611-b-1-E](iii) will not impair existing contracts or result in the substitution of Federal funds for other funds in connection with work that would otherwise be performed.

[611-b-1](F) Such project will not employ any eligible individual to perform work which is the same or substantially the same as that performed by

- any other person who is on layoff from employment with the agency or organization sponsoring such project.
- [611-b-1](G) Such project will utilize methods of recruitment and selection (including the listing of job vacancies with the State agency units designated under section 101(a)(2)(A) to administer vocational rehabilitation services under this Act) which will assure that the maximum number of eligible individuals will have an opportunity to participate in the project.
- [611-b-1](H) Such project will provide for
- [611-b-1-H](i) such training as may be necessary to make the most effective use of the skills and talents of individuals who are participating in the project, and
- [611-b-1-H](ii) during the period of such training, a reasonable subsistence allowance for such individuals and the payment of any other reasonable expenses related to such training.
- [611-b-1](I) Such project will provide safe and healthy working conditions for any eligible individual employed under such project and will pay any such individual at a rate of pay not lower than the rate of pay described in paragraph (2).
- [611-b-1](J) Such project will be established or administered with the advice of
- [611-b-1-J](i) persons competent in the field of service in which employment is being provided, and
- [611-b-1-J](ii) persons who are knowledgeable with regard to the needs of individuals with handicaps.
- [611-b-1](K) Such project will pay any reasonable costs for work-related expenses, transportation, and attendant care incurred by eligible individuals employed under such project in accordance with regulations prescribed by the Secretary.
- [611-b-1](L) Such project will provide appropriate placement services for employees under the project to assist them in locating unsubsidized employment when the Federal assistance for the project terminates.
- [611-b](2) The rate of pay referred to in subparagraph (I) of paragraph (1) is the highest of the following:
- [611-b-2](A) The prevailing rate of pay for persons employed in similar occupations by the same employer.
- [611-b-2](B) The minimum wage which would be applicable to the employee under the fair Labor Standards Act of 1938 if such employee were not exempt from such Act under section 13 thereof.
- [611-b-2](C) The State or local minimum wage for the most nearly comparable covered employment.
- The Department of Labor shall not issue any certificate of exemption under section 14(c) of the Fair Labor Standards Act of 1938 with respect to any person employed in a project under this section.
- [611](c)(1) The Secretary may pay not to exceed 90 percent of the cost of any project which is the subject of an agreement entered into under subsection (b). Notwithstanding the preceding sentence the Secretary may pay all of the costs of any such project which is
- [611-c-1](A) an emergency or disaster project, or
- [611-c-1](B) a project located in an economically depressed area, as determined by the Secretary in consultation with the Secretary of Commerce and the Director of the Community Services Administration.
- [611-c](2) The non-Federal share of any project under this part may be in cash or in kind. In determining the amount of the non-Federal share, the Secretary may attribute fair market value to services and facilities contributed from non-Federal sources.
- [611](d) Payments under this part may be made in advance or by way of

reimbursement, and in such installments as the Secretary may determine.

#### SEC. 612. ADMINISTRATION

[612](a) In order to effectively carry out the provisions of this part, the Secretary shall, through the Commissioner of the Rehabilitation Services Administration, consult with any designated State unit with regard to--

[612-a](1) the localities in which community service projects of the type authorized by this part are most needed;

[612-a](2) the employment situations and types of skills possessed by eligible individuals in such localities; and

[612-a](3) potential projects suitable for funding in such localities.

[612](b) The Secretary shall coordinate the pilot program established under this part with the Job Training Partnership Act and the Community Services Block Grant Act. Appropriations under this part may not be used to carry out any program under the acts referred to in the preceding sentence.

[612](c) In carrying out this part, the Secretary may, with the consent of any other Federal, State, or local agency, use the services, equipment, personnel, and facilities of such agency with or without providing such agency with reimbursement and may use the services, equipment, and facilities of any other public or private entity on a similar basis.

[612](d) Within one hundred and eighty days after the effective date of this part, the Secretary shall issue and publish in the Federal Register such regulations as may be necessary to carry out this part.

[612](e) The Secretary shall not delegate any function of the Secretary under this part to any other department or agency of the Federal Government.

#### SEC. 613. PARTICIPANTS NOT FEDERAL EMPLOYEES

[613](a) Eligible individuals who are employed in any project funded under this part shall not be considered to be Federal employees as a result of such employment and shall not be subject to the provisions of part III of title 5, United States Code.

[613](b) No contract shall be entered into under this part with a contractor who is, or whose employees are, under State law, exempted from operation of any State workmen's compensation law generally applicable to employees, unless the contractor shall undertake to provide for persons to be employed under such contract, through insurance by a recognized carrier or by self-insurance authorized by State law, workmen's compensation coverage equal to that provided by law for covered employment.

[613](c) No part of the wages, allowances, or reimbursement for transportation and attendant care costs made available to an eligible individual employed in any project funded under this part shall be treated as income or benefits for the purpose of any other program or provision of State or Federal law, unless the Secretary makes a case by case determination that disallowance of such income or benefits is inequitable or does not carry out the purposes of this title.

#### SEC. 614. INTERAGENCY COOPERATION

[614](a) The Secretary shall consult with, and obtain the written views of, the Commissioner of the Rehabilitation Services Administration before establishing rules or general policy in the administration of this part.

[614](b) The Secretary shall consult and cooperate with the Director of the Community Services Administration, the Secretary of Health and Human Services, and the heads of other Federal agencies carrying out related programs, in order to achieve maximum coordination between such programs and the program established under this part. Each Federal agency shall cooperate with the Secretary in disseminating information relating to the availability of assistance under this part and identifying individuals eligible for

employment in projects assisted under this part.

#### SEC. 615. EQUITABLE DISTRIBUTION OF ASSISTANCE

[615](a)(1) Preference in awarding grants or contracts under this part shall be given to organizations of proven ability in providing employment services to individuals with handicaps under this program and similar programs. The Secretary, in awarding grants and contracts under this section, shall, to the extent feasible, assure an equitable distribution of activities under such grants and contracts among the States, taking into account the needs of underserved States and the needs of Indian tribes.

[615-a](2) The Secretary shall allot for projects within each State the sums appropriated for any fiscal year under section 617 so that each State will receive an amount which bears the same ratio to such sums as the population of the State bears to the population of all the States.

[615](b) The amount allotted for projects within any State under subsection (a) for any fiscal year which the Secretary determines will not be required for such year shall be reallocated, from time to time and on such dates during such year as the Secretary may fix, to projects within other States in proportion to the original allotments to projects within such States under subsection (a) for such year, but with such proportionate amount for any of such other States being reduced to the extent it exceeds the sum the Secretary estimates that projects within such State need and will be able to use for such year. The total of such reductions shall be similarly reallocated among the States whose proportionate amounts were not so reduced. Any amount reallocated to a State under this subsection during a year shall be deemed part of its allotment under subsection (a) for such year.

[615](c) The amount apportioned for projects within each State under subsection (a) shall be apportioned among areas within each such State in an equitable manner, taking into consideration

[615-c](1) the proportion which eligible individuals in each such area bears to the total number of such individuals, respectively, in that State, and

[615-c](2) the relative distribution of such individuals residing in rural and urban areas within the State (including individuals residing on Indian reservations).

#### SEC. 616. DEFINITIONS

For purposes of this part--

[616](1) the term "community service" means social, health, welfare, and educational services, legal and other counseling services and assistance, including tax counseling and assistance and financial counseling, and library, recreational, and other similar services; conservation, maintenance, or restoration of natural resources; community betterment or beautification; antipollution and environmental quality efforts; economic development; and such other services essential and necessary to the community as the Secretary, by regulation, may prescribe;

[616](2) the term "pilot program" means the community service employment program for individuals with handicaps established under this part; and

[616](3) the term "attendant care" means interpreter services for the deaf, reader services for the blind, and services provided to assist mentally retarded individuals to perform duties of employment.

#### SEC. 617. AUTHORIZATION OF APPROPRIATIONS

There are authorized to be appropriated to carry out the provisions of this part such sums as may be necessary for each of the fiscal years 1987, 1988, 1989, 1990, AND 1991.

PART B--Projects With Industry and Business Opportunities  
for Individuals with Handicaps.

SEC. 621. PROJECTS WITH INDUSTRY

[621](a)(1) The purpose of this title is to promote opportunities for competitive employment of individuals with handicaps, to provide appropriate placement resources, to engage the talent and leadership of private industry as partners in the rehabilitation process, to create practical settings for job readiness and training programs, and to secure the participation of private industry in identifying and providing job opportunities and the necessary skills and training to qualify individuals with handicaps for competitive employment.

[621-a](2) The Commissioner, in consultation with the Secretaries of Labor and Commerce and with designated State units may enter into agreements with individual employers, designated State units and other entities to establish jointly financed projects which--

[621-a-2](A) shall create and expand job opportunities for individuals with handicaps by providing for the establishment of appropriate job placement services;

[621-a-2](B) shall provide individuals with handicaps with training in a realistic work setting in order to prepare them for employment in the competitive market;

[621-a-2](C) shall provide individuals with handicaps with such supportive services as may be required to permit them to continue to engage in the employment for which they have received training under this section;

[621-a-2](D) shall, to the extent appropriate, expand job opportunities for individuals with handicaps by providing for

[621-a-2-D](i) the development and modification of jobs to accommodate the special needs of such individuals,

[621-a-2-D](ii) the distribution of special aids, appliances, or adapted equipment to such individuals, and

[621-a-2-D](iii) the modification of any facilities or equipment of the employer which are to be used primarily by individuals with handicaps; and

[621-a-2](E) shall provide for business advisory councils comprised of representatives of private industry, business concerns, and organized labor who will identify job availability within the community and the skills necessary to fill jobs identified, and prescribe training and programs tailored to their need.\*\*

[621-a](3) Any agreement under this subsection shall be jointly developed by the Commissioner, the prospective employer, and to the extent practicable, the appropriate designated State unit and the individuals with handicaps involved. Such agreement shall specify the terms of training and employment under the project, provide for the payment by the Commissioner of part of the costs of the project (in accordance with subsection (c)), and contain the items required under subsection (b) and such other provisions as the parties to the agreement consider to be appropriate.

[621-a](4) Any agreement developed under this subsection shall include a description of an evaluation plan which at the end of each project year reflects at a minimum the following--

[621-a-4](A) the numbers and types of individuals with handicaps assisted;

[621-a-4](B) the types of assistance provided;

[621-a-4](C) the sources of funding;

[621-a-4](D) the percentage of resources committed to each type of assistance provided;

[621-a-4](E) the extent to which the employment status and earning power of

individuals with handicaps changed following assistance;  
[621-a-4](F) the extent of capacity building activities, including  
collaboration with other organizations, agencies, and institutions; and  
[621-a-4](G) a comparison, when appropriate, of activities in prior years  
with activities in the most recent year.  
[621](b) No payment shall be made by the Commissioner under any agreement  
with an employer entered into under subsection (a) unless such agreement--  
[621-b](1) provides assurance that individuals with handicaps placed with  
such employer shall receive at least the applicable minimum wage;

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\*\*The effective date for Clause (E) is one year from the date of the enactment  
of P.L.99-506, the Rehabilitation Amendments of 1986.

[621-b](2) specifies that the Commissioner, together with the designated  
State unit, has the right to review any termination of employment, and  
that, in the event such termination occurs less than three years after  
the date of the commencement of employment of the individual with  
handicaps involved, the Commissioner shall be entitled to require the  
repayment of a portion of the funds made available to the employer if  
such termination is without reasonable cause, as determined by the  
Commissioner in consultation with such designated State unit;  
[621-b](3) provides assurance that any individual with handicaps placed with  
such employer shall be afforded terms and benefits of employment equal to  
those which are afforded to other employees of such employer, and that  
such individuals with handicaps shall not be unreasonably segregated from  
other employees; and  
[621-b](4) provides assurance that an evaluation report containing data  
specified under subsection (a)(4) shall be submitted to the Commissioner.  
[621](c) Payments under this section with respect to any project may not  
exceed 80 per centum of the costs of the project.  
[621](d)(1) The Commissioner shall, not later than February 1, 1985, develop  
and publish standards for evaluation consistent with the provisions in sub-  
section (a)(4) to assist each recipient under the Projects With Industry  
Program receiving assistance under this title to review and evaluate the  
operation of its project. Such standards shall be revised as necessary,  
subject to paragraph (4) of this subsection.  
[621-d](2) The Commissioner shall, pursuant to section 14 of this Act,  
conduct a comprehensive evaluation of the Projects With Industry Program  
and submit a report on February 1, 1986, to Congress on the evaluation,  
including recommendations for the improvement and continuation of each  
recipient and for the support of new Projects with Industry recipients.  
In conducting the comprehensive evaluation, the Commissioner shall apply  
standards for evaluation criteria which are consistent with those  
required in subsection (a)(4).  
[621-d](3) In developing standards for evaluation to be used by the Projects  
With Industry recipients, and in developing the standards for evaluation  
to be used in the comprehensive evaluation, the Commissioner shall obtain  
and consider recommendations for such standards from State Vocational  
Rehabilitation Agencies, current Projects With Industry recipients,  
professional organizations representing industry, organizations  
representing individuals with handicaps, individuals assisted by Projects  
With Industry recipients, and labor organizations.  
[621-d](4) No standards may be established under this subsection unless the  
standards are approved by the National Council on Disability. The  
Council shall approve the standards within ninety days after receiving the  
standards. If the Secretary of Education has not received notification of  
approval or disapproval from the Council within ninety days, the standards  
shall be deemed approved. A Council decision on such standards shall occur

at a regularly scheduled meeting of the Council, and shall be the result of a simple majority of those present at the meeting.

[621](e)(1) Subject to the availability of appropriations, an agreement for financial assistance under this section may be effective for a period not to exceed five years. Any subsequent agreement for financial assistance under this section may be effective for not more than five years. In making a determination concerning any subsequent agreement, the Commissioner shall consider performance under the previous agreement and evaluation reports submitted under subsection (b)(4).

[621-e](2) The Commissioner shall annually review each evaluation report submitted under subsection (b)(4) and make a determination concerning the termination, modification, or renewal of each agreement for financial assistance under this section.

[621](f)(1) By July 1, 1988, the Commissioner shall publish in the Federal Register in final form indicators of what constitutes minimum compliance consistent with the evaluation standards under subsection (d)(1).

[621-f](2) Each grantee shall report to the Commissioner at the end of each project year the extent to which the grantee is in compliance with the evaluation standards, beginning with fiscal year 1989.

[621-f](3) By the end of fiscal year 1991, the Commissioner shall have conducted on-site compliance reviews of at least one-third of the grantees receiving funding under this part in fiscal year 1987. The Commissioner shall conduct on-site compliance reviews of at least 15 percent of grantees annually in subsequent years. Selection of grantees for compliance reviews shall be on a random basis. The Commissioner shall use the indicators of the evaluation standards in determining compliance. At least one member of an on-site compliance review shall be a non-Federal employee with experience or expertise in conducting Projects With Industry.

[621-f](4) Beginning with the annual report to Congress for fiscal year 1990 and in subsequent years, the Commissioner shall include an analysis of the extent to which grantees have complied with the evaluation standards. The Commissioner may identify individual grantees in the analysis. In addition, the Commissioner shall report the results of on-site compliance reviews, identifying individual grantees.

[621](g) The Commissioner may provide, directly or by way of grant or contract, technical assistance to

[621-g](1) entities conducting Projects With Industry for the purpose of assisting such entities in the improvement of or in the development of relationships with private industry or labor, and

[621-g](2) entities planning the development of new Projects With Industry.

[621](h)(1)(A) From sums appropriated for the purposes of this section for fiscal year 1990, an amount which is 80 percent of the amount appropriated for fiscal year 1989 shall be available only for grantees receiving assistance in fiscal year 1989.

[621-h-1](B) The Secretary shall ensure that grants are made under subparagraph (A) only to Projects With Industry recipients that meet the evaluation standards and shall make a determination concerning the termination, modification, or renewal of each grant on the basis of such evaluation.

[621-h](2) To the extent funds are available under paragraph (1), the Secretary shall award grants to new Projects With Industry recipients located in unserved geographic areas. Grants to new recipients shall be awarded on a competitive basis.

[621-h](3) For fiscal year 1991 and for any subsequent fiscal year, new grant awards shall be made on a competitive basis and shall include consideration of past performance, where appropriate.

[621-h](4)(A) Each grant recipient receiving assistance under this section in fiscal year 1986 shall continue to receive assistance through September 30, 1987, unless the Commissioner determines that the grant recipient is not in compliance with the provisions of the approved application of the grant recipient.

[621-h-4](B) Grant recipients continuing to receive assistance on the basis of the review described in subparagraph (A) of this paragraph shall be evaluated by the Commissioner using standards described in subsection (d) and (f) of this section. Each such grant recipient shall continue to receive assistance for 3 years unless the Commissioner determines that the grantee is not substantially in compliance with such standards and with the provisions of the approved application of the grant recipient.

[621](i) In approving applications under this section, the Commissioner shall give priority to the geographic areas among the States which are currently not served or underserved by Projects With Industry.

#### SEC. 622. BUSINESS OPPORTUNITIES FOR INDIVIDUALS WITH HANDICAPS.

The Commissioner, in consultation with the Secretary of Labor and the Secretary of Commerce, may make grants to, or enter into contracts with, individuals with handicaps to enable them to establish or operate commercial or other enterprises to develop or market their products or services. Within ninety days after the effective date of this section, the Commissioner shall promulgate regulations to carry out this section, including regulations specifying [622](1) the maximum amount of money which may be provided under this section to any participant, and [622](2) procedures for certification, by designated State units, of individuals eligible to participate in any program under this section.

#### SEC. 623. AUTHORIZATION OF APPROPRIATIONS

There are authorized to be appropriated to carry out the provisions of section 621, \$16,070,000 for fiscal year 1987, \$17,010,000 for fiscal year 1988, \$18,030,000 for fiscal year 1989, \$19,149,000 for fiscal year 1990, and \$19,925,000 for fiscal year 1991, and for section 622 such sums as may be necessary for each of the fiscal years 1987, 1988, 1989, 1990, and 1991.

#### PART C--Supported Employment Services for Individuals with Severe Handicaps.

##### SEC. 631. PURPOSE

It is the purpose of this part to authorize grants (supplementary to grants for vocational rehabilitation services under title I) to assist States in developing collaborative programs with appropriate public agencies and private nonprofit organizations for training and traditionally time-limited, post-employment services leading to supported employment for individuals with severe handicaps.

##### SEC. 632. ELIGIBILITY

Services may be provided under this part to any individual with severe handicaps whose ability or potential to engage in a training program and whose ability to engage in a supported employment setting has been determined by an evaluation of rehabilitation potential as defined in section 7 of this Act.

##### SEC. 633. ALLOTMENTS

[633](a)(1) The Secretary shall allot the sums appropriated for each fiscal year under this section among the States on the basis of relative population of each State, except that no State shall receive less than \$250,000, or one-third of 1 percent of the sums made available for the



fiscal year for which the allotment is made, whichever is greater.

[633-a](2)(A) For the purposes of this subsection, the term "State" does not include Guam, American Samoa, the Virgin Islands, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

[633-a-2](B) The jurisdictions described in subparagraph (A) shall be allotted not less than one-eighth of 1 percent of the amounts made available for purposes of this subpart for each such clause for the fiscal year for which the allotment is made.

[633](b) Whenever the Commissioner determines that any amount of an allotment to a State for any fiscal year will not be expended by such State to carry out the provisions of this part, the Commissioner shall make such amount available for carrying out the provisions of this part to one or more of the States which the Commissioner determines will be able to use additional amounts during such year for carrying out such provisions. Any amount made available to a State for any fiscal year pursuant to the preceding sentence shall, for the purposes of this section, be regarded as an increase in the State's allotment for such year.

[633](c)(1) In the first fiscal year in which appropriations are made pursuant to section 638, a State may, in lieu of receiving its allotment under this part, make an application for a planning grant for that fiscal year. The Secretary is authorized to approve the application of States which meet the requirements of this subsection.

[633-c](2)(A) The grant made under this subsection shall be used for planning activities designed to facilitate the State using its allotment under this part.

[633-c-2](B) No grant under this subsection may exceed a period of 18 months.

[633-c](3) No planning grant made under this subsection may exceed \$250,000.

#### SEC. 634. STATE PLAN

[634](a)(1) Except as provided in paragraph (2) to be eligible for grants under this part, a State shall submit to the Commissioner as part of the State plan under title I of this Act a State plan supplement for a three-year period for providing training and traditionally time-limited post-employment services leading to supported employment for individuals with severe handicaps. Each State shall make such annual revisions in the plan supplement as may be necessary.\*\*

[634](a)(2) This subsection shall not apply in any fiscal year ending before October 1, 1990, in which amounts appropriated for this part do not equal or exceed \$5,000,000.

[634](b) Each such plan supplement shall--

[634-b](1) designate each agency of such State designated under section 101(a)(2)(B) of this Act as the agency to administer the program assisted under this part;

[634-b](2)(A) specify results of the needs assessment conducted as required by title I of this Act of individuals with severe handicaps as such assessment identifies the need for supported employment services, including the coordination and use of the information within the State relating to section 618(b)(3) of the Education of the Handicapped Act; and

[634-b-2](B) describe the quality, scope, and extent of supported employment services to be provided to individuals with severe handicaps under this part, and specify the State's goals and plans with respect to the distribution of funds received under section 635 of this part;

[634-b](3) provide assurances that--

[634-b-3](A) an evaluation for each individual describes training and traditionally time-limited post-employment services leading to

- supported employment;
- [634-b-3](B) an individualized written rehabilitation program as required by section 102 will be developed outlining the services to be provided;
- [634-b-3](C) such services will be provided in accordance with such program or a program specified under subparagraph (D) of this paragraph;
- [634-b-3](D) such services will be coordinated with the evaluation results, the individual written rehabilitation plan or education plan as required under section 102 of this Act, section 123 of the Developmental Disabilities Act of 1984, and sections 612(4) and 614(a)(5) of the Education of the Handicapped Act, respectively;
- [634-b-3](E) the State will conduct periodic reviews of the progress of individuals assisted under this part to determine whether services provided to such individuals should be continued, modified, or discontinued; and
- [634-b-3](F) the State will make maximum use of services from public agencies, private nonprofit organizations and other appropriate resources in the community to carry out this part;
- [634-b](4) demonstrate evidence of collaboration by and funding from relevant State agencies and private nonprofit organizations to assist in the provision of supported employment services;
- [634-b](5) provide assurances that all designated State agencies will expend not more than 5 percent of the State's allotment under this part for administrative costs for carrying out this part; and
- [634-b](6) contain such other information and be submitted in such form and in accordance with such procedures as the Commissioner may require.

#### SEC. 635. SERVICES: AVAILABILITY AND COMPARABILITY

- [635](a)(1) Services available under this part may include but are not limited to an evaluation of rehabilitation potential, the provision of skilled job trainers who accompany the worker for intensive on-the-job training, systematic training, job development, follow-up services (including regular contact with the employer, trainee, and the parent or guardian), and, consistent with subsection (b), regular observation or supervision of the

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\*\*Section 634(a) shall not apply in any fiscal year in which the appropriation for part C of Title VI of the Rehabilitation Act of 1973 does not equal or exceed \$5,000,000. This exclusion is repealed September 30, 1990. individual with severe handicaps at the training site and other services needed to support the individual in employment.

- [635-a](2) The evaluation of rehabilitation potential authorized by paragraph (1) of this subsection shall be supplementary to the evaluation of rehabilitation potential provided under title I of this Act.
- [635](b) Services authorized under this part are limited to training and traditionally time-limited post-employment services leading to supported employment. Extended supported employment services shall be provided by the relevant State agencies and private organizations as specified under section 634(b)(4) of this part or any other available source.
- [635](c) Services provided under this part shall be complementary to services provided under title I of this Act.

#### SEC. 636. RESTRICTION

Each designated State agency shall collect the client information required by section 13 of this Act separately for supported employment clients under this part and for supported employment clients under title I.

#### SEC. 637. SAVINGS PROVISION

Nothing in this Act shall be construed to prohibit a State from conducting or from carrying out training and traditionally time-limited post-employment services leading to supported employment in accordance with the State plan submitted under section 101 from its State allotment under section 110.

SEC. 638. AUTHORIZATION OF APPROPRIATIONS

There are authorized to be appropriated to carry out this part \$25,000,000 for the fiscal year 1987, \$26,470,000 for the fiscal year 1988, \$28,060,000 for the fiscal year 1989, \$29,730,000 for the fiscal year 1990, and \$30,949,000 for the fiscal year 1991.