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3/15

APPROVED
MAR 15 1976

THE WHITE HOUSE
WASHINGTON
March 10, 1976

ACTION

Last Day: March 15

MEMORANDUM FOR THE PRESIDENT

FROM: JIM CANNON

SUBJECT: H.R. 11045 - Rehabilitation Act
Extension of 1976

Attached for your consideration is H.R. 11045, sponsored by Representative Brademas and 24 others, which:

- Extends for FY 77 appropriation authorizations for the vocational rehabilitation program;
- Provides appropriation authorizations for FY 78 for the vocational rehabilitation program unless other legislation for that purpose becomes law before April 15, 1977.

A discussion of the provisions of the enrolled bill is provided in OMB's enrolled bill report at Tab A.

OMB, Max Friedersdorf, Counsel's Office (Lazarus) and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign H.R. 11045 at Tab B.

*Posted
3/16/76
to Archives
3/16/76*





EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

MAR 9 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976
Sponsor - Rep. Brademas (D) Indiana and 24 others

Last Day for Action

March 15, 1976 - Monday

Purpose

Extends for fiscal year 1977 appropriation authorizations for the vocational rehabilitation program; provides appropriation authorizations for fiscal year 1978 for the program unless other legislation for that purpose becomes law before April 15, 1977.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health, Education, and Welfare	Approval

Discussion

The vocational rehabilitation programs authorized by the Rehabilitation Act help prepare physically and mentally handicapped persons for gainful employment. By far the largest single authorization is for formula grants to States at an 80%/20% Federal-State matching rate. Under the Act, these grants constitute an entitlement to the States, and the full authorization must be allocated if the States have adequate matching funds. Authority is also provided to support various categorical activities related to the rehabilitation of the handicapped--research, training, special projects, innovation and expansion grants, construction, and others.

In July of 1975, the Administration submitted legislation providing a two-year extension of appropriation authorizations under the Rehabilitation Act of 1973, through fiscal year 1978.

H.R. 11045 would authorize appropriations for programs under the Act through fiscal year 1977. It would also extend the appropriation authorizations in the Act through fiscal year 1978, contingent on the failure of the Congress to act on legislation for that purpose by April 15, 1977. This contingent extension represents a compromise between the House which passed a two-year extension and the Senate which passed a one-year extension. It reflects the concern by the Senate conferees that there not be unnecessary delay in reassessing the State allocation formula, on which a study mandated in the 1973 Act has now been completed.

The Administration's legislative proposal included only a few minor changes in the program because studies were then underway and analysis of the results and evaluation of the recommendations had not been completed. For example, the Administration's bill would have repealed the authorization for Federal mortgage insurance for rehabilitation facilities which has never been funded. It would also have deleted the present statutory requirement that special projects must be funded at more than \$11,860,000 before client assistance activities can be funded. These changes were not adopted by the Congress in H.R. 11045.

Appropriation Authorizations

The following table compares the fiscal year 1976 authorizations and appropriations, the 1977 Budget request, and the fiscal year 1977 and 1978 authorizations in H.R. 11045.



(Fiscal years. In \$ millions)

	1976 authori- zation	1976 appro- priation	1977 budget request	H.R. 11045 authorization for:	
				1977	1978 (contingent)
Formula grants to States	720	720	720	740	760
Innovation and expansion grants	42	18	0	25	25
Research and training	64	46	38	55	60
Other	<u>22</u>	<u>16</u>	<u>19</u>	<u>2¹/₂</u>	<u>2¹/₂</u>
Total	848	800	777	822	847

1/ H.R. 11045 contains "such sums" authorizations for construction, special projects, and certain other activities.

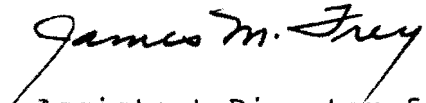
The 1977 Budget proposes appropriation language limiting the amount for State grants to \$720 million for fiscal year 1977; accordingly, transmittal of a budget amendment to fund the \$740 million authorized by H.R. 11045 will not be required. The other major authorizations, representing an increase of \$42 million over the 1977 budget request, will also be subject to the appropriations process, but may generate pressure for increased funding. If appropriations were enacted at H.R. 11045's authorization levels, outlay increases over the 1977 budget of \$32 million could result.

Recommendations

HEW recommends approval of H.R. 11045. The Department does not believe that the differences between the Administration bill and H.R. 11045 are sufficient to warrant disapproval. Furthermore,

the Department believes that spending levels can be held to the levels recommended by the President through the budget process. The Department has enclosed a chart with its letter comparing authorizations in H.R. 11045 and the Administration bill.

We concur with HEW's recommendation that you approve H.R. 11045.



Assistant Director for
Legislative Reference

Enclosures





DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

MAR 5 1976

The Honorable James T. Lynn
Director, Office of Management
and Budget
Washington, D. C. 20503

Dear Mr. Lynn:

This is in response to your request for a report on H.R. 11045, an enrolled bill "To amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act."

In short, the Department recommends enactment of this bill.

The bill would authorize appropriations for fiscal year 1977 for programs under the Rehabilitation Act of 1973 and would authorize appropriations for fiscal year 1978 for programs under that Act unless other legislation authorizing such appropriations beyond September 30, 1977, is passed by the Congress before April 15, 1977, and becomes law.

We have enclosed, for your information, a chart which specifies the fiscal year 1977 appropriations which would be authorized by the bill and the fiscal year 1978 appropriations which would be authorized by the bill on a contingent basis. The chart also shows the appropriations authorizations for fiscal years 1977 and 1978 which were contained in the Administration's draft bill "To extend the Rehabilitation Act of 1973" which was submitted to the Congress on July 23, 1975.

In addition to the differences between the Administration bill and H.R. 11045 which are evident by the chart, the Administration bill also would have repealed the authority to insure mortgages on rehabilitation facilities (section 303 of the Rehabilitation Act of 1973), would have deleted the requirement that only appropriations for special projects in excess of \$11,860,000 may be diverted from that program to the program of client assistance authorized by section 112



The Honorable James T. Lynn

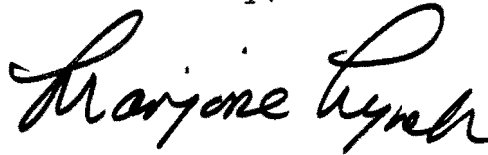
2

of the Rehabilitation Act of 1973, and would have deleted the minimum set aside of \$1 million (once the special projects appropriations reached \$11,860,000) for client assistance.

We do not believe that the differences between the Administration bill and H.R. 11045 are sufficiently significant to warrant disapproval of the enrolled bill. We believe that spending levels can be held to the levels recommended by the President through the budget process.

We therefore strongly urge enactment of H.R. 11045.

Sincerely,

A handwritten signature in cursive script that reads "Marjorie Lynn". The signature is written in black ink and is positioned above the typed name.

Under Secretary

Enclosure

AUTHORIZATION DIFFERENCES BETWEEN H.R. 11045 AND THE ADMINISTRATION BILL



PROGRAMS	H.R. 11045 (in \$ millions)		ADMINISTRATION BILL (in \$ millions)	
	FY 1977.	FY 1978	FY 1977	FY 1978
BASIC VR SERVICES	740	760	680 ^{1/}	680 ^{1/}
INNOVATION AND EXPANSION GRANTS	25	25	0	0
RESEARCH	30	30	20	20
TRAINING	25	30	22.2	22.2
CONSTRUCTION/INITIAL STAFFING	such sums	such sums	0	0
VOCATIONAL TRAINING SERVICES	such sums	such sums	6.9	6.9
SPECIAL PROJECTS	such sums	such sums	3.4	3.4
CLIENT ASSISTANCE	not less than 1 nor more than 2.5 from special projects ^{2/}	not less than 1 nor more than 2.5 from special projects ^{2/}	up to 1 from special projects ^{2/}	up to 1 from special projects ^{2/}

^{1/} In Mr. Thomas' testimony and the President's 1977 budget, we propose to spend \$720 million on the basic grant program.

^{2/} H.R. 11045 maintains provision in current law that funds for client assistance are available only from sums in excess of \$11,860,000 for special projects. Our bill would have deleted this provision.

AUTHORIZATION DIFFERENCES BETWEEN H.R. 11045 AND THE ADMINISTRATION BILL (CONT'D)

PROGRAM	H.R. 11045 (in \$ millions)		ADMINISTRATION BILL (in \$ millions)	
	FY 1977	FY 1978	FY 1977	FY 1978
NATIONAL CENTER FOR DEAF- BLIND	such sums	such sums	2.1	2.1
EVALUATION	such sums	such sums	such sums	such sums
SECRETARIAL RESPONSIBILITIES	.6	.6	.2	.2
ARCHITECTURAL AND TRANS- PORTATION BOARD	1.5	1.5	.3	.3

10
July 8
3-9-76



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

MAR 9 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976
Sponsor - Rep. Brademas (D) Indiana and 24 others

Last Day for Action

March 15, 1976 - Monday

Purpose

Extends for fiscal year 1977 appropriation authorizations for the vocational rehabilitation program; provides appropriation authorizations for fiscal year 1978 for the program unless other legislation for that purpose becomes law before April 15, 1977.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health, Education, and Welfare	Approval

Discussion

The vocational rehabilitation programs authorized by the Rehabilitation Act help prepare physically and mentally handicapped persons for gainful employment. By far the largest single authorization is for formula grants to States at an 80%/20% Federal-State matching rate. Under the Act, these grants constitute an entitlement to the States, and the full authorization must be allocated if the States have adequate matching funds. Authority is also provided to support various categorical activities related to the rehabilitation of the handicapped--research, training, special projects, innovation and expansion grants, construction, and others.

THE WHITE HOUSE

WASHINGTON

March 11, 1976

MEMORANDUM FOR: JIM CAVANAUGH
FROM: MAX L. FRIEDERSDORF *M.L.F.*
SUBJECT: Enrolled Bill H. R. 11045 - Rehabilitation Act
Extension of 1976

The Office of Legislative Affairs concurs with the agencies
that the subject bill be signed.

Attachments



THE WHITE HOUSE

ACT. ORANDUM

WASHINGTON

LOG NO.:

Date: March 9

Time: 545pm

FOR ACTION: Spencer Johnson
Steve McConahey
Max Friedersdorf
Ken Lazarus
Bill Seidman
David Lissy ✓

cc (for information): Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: March 10

Time: 500pm

SUBJECT:

Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976

ACTION REQUESTED:

___ For Necessary Action

___ For Your Recommendations

___ Prepare Agenda and Brief

___ Draft Reply

x
___ For Your Comments

___ Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

3/10

Recommend Approval.
[Signature]

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 9

Time: 545pm

FOR ACTION:

- ✓ Spencer Johnson
- Steve McConahey
- Max Friedersdorf
- Ken Lazarus
- Bill Seidman

cc (for information):

- Jack Marsh
- Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date:

March 10

Time:

500pm

SUBJECT:

Enrolled Bill H.R. 11045 - Rehabilitation Act Extension of 1976

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

x

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

Concur that President should sign the extension.

Spence Johnson

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

for the President

ACTION MEMORANDUM

THE WHITE HOUSE

WASHINGTON

LOG NO.:

*- George Johnston
- LWS*

Date: March 9

Time: 545pm

FOR ACTION: Spencer Johnson
Steve McConahey
Max Friedersdorf
Ken Lazarus
Bill Seidman

cc (for information): Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: March 10

Time: 500pm

SUBJECT:

Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976

ACTION REQUESTED:

- | | |
|---|---|
| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

3-10-76

*C. Conner
with George
for LWS*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 9

Time: 545pm

FOR ACTION: Spencer Johnson
Steve McConahey
Max Friedersdorf
Ken Lazarus
Bill Seidman

cc (for information): Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: March 10

Time: 500pm

SUBJECT:

Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection -- Ken Lazarus 3/11/76

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

for the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 9

Time: 545pm

FOR ACTION: Spencer Johnson *th* cc (for information): Jack Marsh
 Steve McConahey *ea* Jim Cavanaugh
 Max Friedersdorf
 Ken Lazarus *ah*
 Bill Seidman *ah*
 David Kissy *oh*

FROM THE STAFF SECRETARY

DUE: Date: March 10

Time: 500pm

SUBJECT:

Enrolled Bill H.R. 11045 - Rehabilitation Act
Extension of 1976

ACTION REQUESTED:

- | | |
|---|---|
| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

K. R. COLE, JR.
For the President

WAIVER UNDER SECTION 303(a) OF THE CONGRESSIONAL BUDGET ACT WITH RESPECT TO CONSIDERATION OF THE CONFERENCE REPORT ON H.R. 11045

FEBRUARY 25, 1976.—Ordered to be printed

Mr. MUSKIE, from the Committee on the Budget,
submitted the following

REPORT

[To accompany S. Res. 393]

The Committee on the Budget, to which was referred the resolution, S. 393, waiving section 303(a) of the Congressional Budget and Impoundment Control Act of 1974 with respect to consideration of the conference report to accompany H.R. 11045, the "Rehabilitation Act Extension of 1976," reports favorably thereon and recommends that the resolution be adopted.

PURPOSE OF THE RESOLUTION

Section 303(a) of the Congressional Budget Act of 1974 provides that it shall not be in order in either the House or the Senate to consider any bill or resolution or any amendment thereto providing new budget authority, new spending authority, or changes in revenues or public debt for a fiscal year until the first concurrent resolution on the budget for such fiscal year has been adopted.

Since the conference report to accompany H.R. 11045 constitutes an amendment to the bill passed by the Senate, a resolution waiving section 303(a) of the Budget Act with respect to the consideration of the conference report must be adopted before the report can be considered by the Senate.

PURPOSE OF THE CONFERENCE REPORT

The conference report on H.R. 11045 would extend the Vocational Rehabilitation Act for two years and increase the budget authority for both years above the level contemplated when the measure was considered by the Senate and a waiver was granted on January 20, 1976.

The Senate originally agreed to a one-year extension and an authorization level of \$720 million for the state grants provision. The conference report authorizes \$740 million for the fiscal year ending September 30, 1977 and \$760 million for fiscal year 1978, unless the Congress authorizes at a different level by April 15, 1977.

The Vocational Rehabilitation Act is among the oldest of federal human resources programs. The Act was originally passed in 1921 and was amended periodically until 1973, when the Act was overhauled. The purposes of the Act, however, have changed only slightly since its enactment. It provides for research, project grants, and a state-federal sharing (80 percent federal, 20 percent state) program emphasizing services to handicapped persons in order to make them employable. This legislation is regarded as one of the most successful of all federal/state cost-sharing programs. According to current estimates, the program returns from \$8 to \$35 in increased federal tax revenues for every additional dollar appropriated.

COMMITTEE CRITERIA

The Budget Committee is extremely reluctant to recommend the adoption of resolutions waiving section 303(a) of the Budget Act. One of the major purposes of the Congressional Budget Act was to bring the Federal budget under better control. Through the adoption each year of the First and Second Concurrent Resolutions on the budget, Congress sets fiscal policy and national priorities for the fiscal year.

Moreover, the Committee intends to make a thorough and continuing review of all areas of so-called "uncontrollable" Federal spending, including entitlement programs, and make recommendations for revision in such programs wherever possible to achieve firmer current control of their costs.

If legislation affecting spending or revenues for a future fiscal year is considered prior to the adoption of a First Concurrent Resolution on the Budget for that year, to that extent Congress loses control of the spending and priority decisions for that year prior to adoption of a Congressional budget for that year. However, the Budget Act recognized that in some situations it may be appropriate to consider such legislation before the adoption of the First Concurrent Resolution.

The Senate Labor and Public Welfare Committee states that the necessity for the waiver is that the state plans for this program must include matching funds by the State in order to qualify for these grants. Since many state legislatures meet in the early part of the calendar year, if the Senate could not consider this legislation until after May 15, there could be some disruption in the continued implementation of this program and great uncertainty among the states concerning the level of planning for these services for the coming fiscal year.

Further, the Labor and Public Welfare Committee notes that the authorization of appropriations and the nationwide allotment level for fiscal years 1977 and 1978 for State grants for basic vocational rehabilitation services contained in the conference report to accompany H.R. 11045 would not increase substantially the currently authorized and congressionally approved program level for fiscal year 1976 and would maintain continuity in the vocational rehabilitation program and permit States to continue such programs at reasonable levels.

In view of the historical practice, interpretation and administration of this program, a delay in the established appropriations practice with respect to this bill could result in substantial administrative and legislative inconvenience for a majority of states and an unnecessary hiatus in an essentially useful and successful program. For that reason, the Budget Committee has reported the waiver resolution favorably.

The Budget Committee reiterates its position that waivers such as this one should be granted only sparingly and only in cases where unavoidable program disruption would otherwise occur or where improved efficiency or savings in Federal programs or activities can be achieved.

○

REHABILITATION ACT EXTENSION OF 1976

FEBRUARY 5, 1976.—Ordered to be printed

Mr. RANDOLPH, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany H.R. 11045]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 11045) to amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

SHORT TITLE

SECTION 1. This Act may be cited as the "Rehabilitation Act Extension of 1976".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL REHABILITATION SERVICES

SEC. 2. (a) (1) Section 100(b) (1) of the Rehabilitation Act of 1973 (29 U.S.C. 720(b) (1)) (hereinafter in this Act referred to as the "Act") is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$740,000,000 for the fiscal year ending September 30, 1977".

(2) Section 100(b) (2) of the Act (29 U.S.C. 720 (b) (2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

(b) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1977,".

(c) Section 121(b) of the Act (29 U.S.C. 741(b)) is amended by striking out "June 30, 1977" and inserting in lieu thereof "September 30, 1979".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR RESEARCH AND TRAINING

SEC. 3. (a) Section 201(a)(1) of the Act (29 U.S.C. 761(a)(1)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1977".

(b) Section 201(a)(2) of the Act (29 U.S.C. 761(a)(2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

SEC. 4. (a) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

(b) The last sentence of section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "July 1, 1978" and inserting in lieu thereof "October 1, 1980".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL TRAINING SERVICES FOR HANDICAPPED INDIVIDUALS

SEC. 5. Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SPECIAL PROJECTS AND DEMONSTRATIONS

SEC. 6. Section 304(a)(1) of the Act (29 U.S.C. 774(a)(1)) is amended by striking out "and" immediately after "1975" and by inserting immediately after "1976" the following: ", and such sums as may be necessary for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL CENTER FOR DEAF-BLIND YOUTHS AND ADULTS

SEC. 7. Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR PROGRAMS AND PROJECT EVALUATION

SEC. 8. Section 403 of the Act (29 U.S.C. 783) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SECRETARIAL RESPONSIBILITIES

SEC. 9. Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$600,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

SEC. 10. Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$1,500,000 for the fiscal year ending September 30, 1977".

CONTINGENT EXTENSION OF PROGRAMS

SEC. 11. (a) Unless the Congress, before April 15, 1977, has passed legislation which would have the effect of extending the authorization of each program and activity the authorization for which is extended through the fiscal year ending September 30, 1977, by the amendments made by section 2 through section 10, each such authorization shall be automatically extended through the fiscal year ending September 30, 1978, in accordance with the amendments made by subsection (b).

(b) (1) The amendments made by this subsection shall take effect at the close of April 15, 1977, unless the Congress has passed legislation in accordance with the provisions of subsection (a).

(2) Section 100(b)(1) of the Act (29 U.S.C. 720(b)(1)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and \$760,000,000 for the fiscal year ending September 30, 1978".

(3) Section 100(b)(2) of the Act (29 U.S.C. 720(b)(2)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(4) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1978".

(5) Section 201(a)(1) of the Act (29 U.S.C. 761(a)(1)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(6) Section 201(a)(2) of the Act (29 U.S.C. 761(a)(2)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1978".

(7) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1978".

(8) Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1976," and by inserting imme-

diately before the period at the end thereof the following: “, and September 30, 1978”.

(9) Section 304(a) (1) of the Act (29 U.S.C. 774(a) (1)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(10) Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out “and” immediately after “1976,” and by inserting immediately before the period at the end thereof the following: “, and September 30, 1978”.

(11) Section 403 of the Act (29 U.S.C. 783) is amended by striking out “and” immediately after “1976,” and by inserting immediately after “1977,” the following: “and September 30, 1978.”

(12) Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(13) Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(c) For purposes of this section, the Congress shall not have been deemed to have passed legislation unless such legislation becomes law. And the Senate agree to the same.

JENNINGS RANDOLPH,
ALAN CRANSTON,
HARRISON A. WILLIAMS, Jr.
CLAIBORNE PELL,
EDWARD M. KENNEDY,
WALTER F. MONDALE,
JOHN A. DURKIN,
ROBERT STAFFORD,
BOB TAFT, Jr.,
RICHARD S. SCHWEIKER,
J. GLENN BEALL, Jr.,
J. JAVITS,

Managers on the Part of the Senate.

CARL D. PERKINS,
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PETER PEYSER,
JAMES M. JEFFORDS,
LARRY PRESSLER,

Manager on the Part of the House.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 11045) to amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment struck out all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment which is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

SECTION 1. SHORT TITLE

The House bill provides that the Act may be cited as the “Rehabilitation Act Amendments of 1975”. The Senate amendment provides that the Act may be cited as the “Rehabilitation Act Extension of 1975”. The House recedes with a conforming amendment.

SECTION 2. EXTENSION OF AUTHORIZATIONS OF APPROPRIATIONS FOR VOCATIONAL REHABILITATION SERVICES

Both the House bill (\$740 million) and the Senate amendment (\$720 million) extend the authorization of appropriations for vocational rehabilitation services under section 100(b) (1) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (\$760 million) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$740 million for the fiscal year ending September 30, 1977. With respect to this and all other extensions of authorizations of appropriations, the conference agreement provides for an additional extension of one year, through September 30, 1978, contingent on the failure of the Congress to act on legislation to extend the authorizations of appropriations for programs under the Act by April 15, 1977. For section 100(b) (1) such contingent authorization is at the level of \$760 million.

Both the House bill (\$25 million) and the Senate amendment (\$42 million) extend the authorization of appropriations for Innovation and Expansion grants under section 100(b) (2) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (\$25 million) for the fiscal year ending

September 30, 1978. The conference agreement authorizes an appropriation of \$25 million for the fiscal year ending September 30, 1977, and a contingent authorization at the same level for the fiscal year ending September 30, 1978.

Both the House bill and the Senate amendment extend the earmark out of special project (section 304) appropriations for client assistance projects under section 112(a) of the Act at a level of up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1977, and the House bill also extends such earmark at the same level for the fiscal year ending September 30, 1978. The conference agreement extends such earmark at a level of up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1977, and a contingent extension at the same level for the fiscal year ending September 30, 1978.

Both the House bill and the Senate amendment extend the time during which part C of title I (Innovation and Expansion Grants) appropriations are available for obligation under section 121. The House bill extends such time for two years, through September 30, 1979, and the Senate amendment extends such time for one year, through September 30, 1978. The Senate recedes.

SECTION 3. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR RESEARCH AND TRAINING

Both the House bill (such sums as may be necessary) and the Senate amendment (\$32 million) extend the authorization of appropriations for research under section 201(a)(1) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$30 million for the fiscal year ending September 30, 1977, and a contingent authorization at the same level for the fiscal year ending September 30, 1978.

Both the House bill (such sums as may be necessary) and the Senate amendment (\$32 million) extend the authorization of appropriations for training under section 201(a)(2) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation, (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$25 million for the fiscal year ending September 30, 1977, and a contingent authorization of \$30 million for the fiscal year ending September 30, 1978.

SECTION 4. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for construction grants under section 301 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

Both the House bill and the Senate amendment extend the time during which construction grant appropriations will remain available for expenditure under section 301(b). The House bill extends such time for two years, through September 30, 1980, and the Senate amendment extends such time for one year, through September 30, 1979. The Senate recedes.

SECTION 5. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL TRAINING SERVICES FOR HANDICAPPED INDIVIDUALS

Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for vocational training services under section 302 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

SECTION 6. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SPECIAL PROJECTS AND DEMONSTRATIONS

Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$20 million) extend the authorization of appropriations for special projects and demonstrations under section 304 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978. The managers expect, notwithstanding the elimination of specific dollar authorizations, that special projects be funded at a level comparable to past years' appropriations.

SECTION 7. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL CENTER FOR DEAF-BLIND YOUTHS AND ADULTS

Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for the National Center for Deaf-Blind Youths and Adults under section 305 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

SECTION 8. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR PROGRAM AND PROJECT EVALUATION

Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of

appropriations for program and project evaluation under section 403 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

SECTION 9. EXTENSION OF AUTHORIZATIONS OF APPROPRIATIONS FOR SECRETARIAL RESPONSIBILITIES (OFFICE FOR HANDICAPPED INDIVIDUALS)

Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$600,000) extend the authorization of appropriations for carrying out special Secretarial responsibilities (Office for Handicapped Individuals) under section 405(d) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$600,000 for the fiscal year ending September 30, 1977, and a contingent authorization of \$600,000 for the fiscal year ending September 30, 1978.

SECTION 10. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$1,500,000) extend the authorization of appropriations for the Architectural and Transportation Barriers Compliance Board under section 502(h) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$1,500,000 for the fiscal year ending September 30, 1977, and a contingent authorization of \$1,500,000 for the fiscal year ending September 30, 1978.

SECTION 11. CONTINGENT EXTENSION OF PROGRAMS

The House bill extends the authorization of appropriations for each of the programs of the Rehabilitation Act of 1973, as well as the time for availability of appropriations under sections 121 and 301(b), for two years. The Senate amendment extends such authorizations for one year. The conference agreement, as indicated in the discussion of section 2 in this joint explanatory statement, establishes a new bill section, section 11, which extends such authorizations for one year, to September 30, 1978, automatically unless legislation to extend such authorities beyond September 30, 1977, has been enacted into law prior to April 15, 1977.

One of the primary concerns of the Senate managers in extending the authorizations of appropriations for the Rehabilitation Act of 1973 for a period longer than one year is that such action might result in an unnecessary delay in the reassessment of the State allocation formula for the basic grant program of section 110 of the Act. The

managers on the part of House and the Senate note that the study of the State allocation formula, mandated in the Rehabilitation Act of 1973, has been completed and pledge to make their best efforts to reassess the equities of the formula and the adequacy of authorization levels, in hearings before the appropriate Committees of their respective bodies at the earliest practicable time.

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LARRY PRESSLER,

Managers on the Part of the House.

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REHABILITATION ACT EXTENSION OF 1976

FEBRUARY 5, 1976.—Ordered to be printed

Mr. PERKINS, from the committee of conference
submitted the following

CONFERENCE REPORT

[To accompany H.R. 11045]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 11045) to amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

SHORT TITLE

SECTION 1. This Act may be cited as the "Rehabilitation Act Extension of 1976".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL REHABILITATION SERVICES

SEC. 2. (a) (1) Section 100(b) (1) of the Rehabilitation Act of 1973 (29 U.S.C. 720(b) (1)) (hereinafter in this Act referred to as the "Act") is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$740,000,000 for the fiscal year ending September 30, 1977".

(2) Section 100(b) (2) of the Act (29 U.S.C. 720 (b) (2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

(b) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1977,".

(c) Section 121(b) of the Act (29 U.S.C. 741(b)) is amended by striking out "June 30, 1977" and inserting in lieu thereof "September 30, 1979".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR RESEARCH AND TRAINING

SEC. 3. (a) Section 201(a)(1) of the Act (29 U.S.C. 761(a)(1)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1977".

(b) Section 201(a)(2) of the Act (29 U.S.C. 761(a)(2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

SEC. 4. (a) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

(b) The last sentence of section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "July 1, 1978" and inserting in lieu thereof "October 1, 1980".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL TRAINING SERVICES FOR HANDICAPPED INDIVIDUALS

SEC. 5. Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SPECIAL PROJECTS AND DEMONSTRATIONS

SEC. 6. Section 304(a)(1) of the Act (29 U.S.C. 774(a)(1)) is amended by striking out "and" immediately after "1975" and by inserting immediately after "1976" the following: ", and such sums as may be necessary for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL CENTER FOR DEAF-BLIND YOUTHS AND ADULTS

SEC. 7. Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR PROGRAMS AND PROJECT EVALUATION

SEC. 8. Section 403 of the Act (29 U.S.C. 783) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SECRETARIAL RESPONSIBILITIES

SEC. 9. Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$600,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

SEC. 10. Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$1,500,000 for the fiscal year ending September 30, 1977".

CONTINGENT EXTENSION OF PROGRAMS

SEC. 11. (a) Unless the Congress, before April 15, 1977, has passed legislation which would have the effect of extending the authorization of each program and activity the authorization for which is extended through the fiscal year ending September 30, 1977, by the amendments made by section 2 through section 10, each such authorization shall be automatically extended through the fiscal year ending September 30, 1978, in accordance with the amendments made by subsection (b).

(b) (1) The amendments made by this subsection shall take effect at the close of April 15, 1977, unless the Congress has passed legislation in accordance with the provisions of subsection (a).

(2) Section 100(b)(1) of the Act (29 U.S.C. 720(b)(1)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and \$760,000,000 for the fiscal year ending September 30, 1978".

(3) Section 100(b)(2) of the Act (29 U.S.C. 720(b)(2)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(4) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1978".

(5) Section 201(a)(1) of the Act (29 U.S.C. 761(a)(1)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(6) Section 201(a)(2) of the Act (29 U.S.C. 761(a)(2)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1978".

(7) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1978".

(8) Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1976," and by inserting imme-

diately before the period at the end thereof the following: “, and September 30, 1978”.

(9) Section 304(a)(1) of the Act (29 U.S.C. 774(a)(1)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(10) Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out “and” immediately after “1976,” and by inserting immediately before the period at the end thereof the following: “, and September 30, 1978”.

(11) Section 403 of the Act (29 U.S.C. 783) is amended by striking out “and” immediately after “1976,” and by inserting immediately after “1977,” the following: “and September 30, 1978”.

(12) Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(13) Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out “year ending September 30, 1977” and inserting in lieu thereof “years ending September 30, 1977, and September 30, 1978”.

(c) For purposes of this section, the Congress shall not have been deemed to have passed legislation unless such legislation becomes law. And the Senate agree to the same.

CARL D. PERKINS,
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JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 11045) to amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment struck out all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment which is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

SECTION 1. SHORT TITLE

The House bill provides that the Act may be cited as the “Rehabilitation Act Amendments of 1975”. The Senate amendment provides that the Act may be cited as the “Rehabilitation Act Extension of 1975”. The House recedes with a conforming amendment.

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Both the House bill (\$740 million) and the Senate amendment (\$720 million) extend the authorization of appropriations for vocational rehabilitation services under section 100(b)(1) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (\$760 million) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$740 million for the fiscal year ending September 30, 1977. With respect to this and all other extensions of authorizations of appropriations, the conference agreement provides for an additional extension of one year, through September 30, 1978, contingent on the failure of the Congress to act on legislation to extend the authorizations of appropriations for programs under the Act by April 15, 1977. For section 100(b)(1) such contingent authorization is at the level of \$760 million.

Both the House bill (\$25 million) and the Senate amendment (\$42 million) extend the authorization of appropriations for Innovation and Expansion grants under section 100(b)(2) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (\$25 million) for the fiscal year ending

September 30, 1978. The conference agreement authorizes an appropriation of \$25 million for the fiscal year ending September 30, 1977, and a contingent authorization at the same level for the fiscal year ending September 30, 1978.

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Both the House bill (such sums as may be necessary) and the Senate amendment (\$32 million) extend the authorization of appropriations for research under section 201(a)(1) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$30 million for the fiscal year ending September 30, 1977, and a contingent authorization at the same level for the fiscal year ending September 30, 1978.

Both the House bill (such sums as may be necessary) and the Senate amendment (\$32 million) extend the authorization of appropriations for training under section 201(a)(2) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation, (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$25 million for the fiscal year ending September 30, 1977, and a contingent authorization of \$30 million for the fiscal year ending September 30, 1978.

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Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for construction grants under section 301 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

Both the House bill and the Senate amendment extend the time during which construction grant appropriations will remain available for expenditure under section 301(b). The House bill extends such time for two years, through September 30, 1980, and the Senate amendment extends such time for one year, through September 30, 1979. The Senate recedes.

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Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for vocational training services under section 302 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

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Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$20 million) extend the authorization of appropriations for special projects and demonstrations under section 304 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978. The managers expect, notwithstanding the elimination of specific dollar authorizations, that special projects be funded at a level comparable to past years' appropriations.

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Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of appropriations for the National Center for Deaf-Blind Youths and Adults under section 305 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

SECTION 8. EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR PROGRAM AND PROJECT EVALUATION

Both the House bill and the Senate amendment (such sums as the Congress may determine to be necessary) extend the authorization of

appropriations for program and project evaluation under section 403 of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of such sums as the Congress may determine to be necessary for the fiscal year ending September 30, 1977, and a contingent authorization (such sums) for the fiscal year ending September 30, 1978.

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Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$600,000) extend the authorization of appropriations for carrying out special Secretarial responsibilities (Office for Handicapped Individuals) under section 405(d) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$600,000 for the fiscal year ending September 30, 1977, and a contingent authorization of \$600,000 for the fiscal year ending September 30, 1978.

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Both the House bill (such sums as the Congress may determine to be necessary) and the Senate amendment (\$1,500,000) extend the authorization of appropriations for the Architectural and Transportation Barriers Compliance Board under section 502(h) of the Act for the fiscal year ending September 30, 1977, and the House bill also authorizes an appropriation (such sums) for the fiscal year ending September 30, 1978. The conference agreement authorizes an appropriation of \$1,500,000 for the fiscal year ending September 30, 1977, and a contingent authorization of \$1,500,000 for the fiscal year ending September 30, 1978.

SECTION 11. CONTINGENT EXTENSION OF PROGRAMS

The House bill extends the authorization of appropriations for each of the programs of the Rehabilitation Act of 1973, as well as the time for availability of appropriations under sections 121 and 301(b), for two years. The Senate amendment extends such authorizations for one year. The conference agreement, as indicated in the discussion of section 2 in this joint explanatory statement, establishes a new bill section, section 11, which extends such authorizations for one year, to September 30, 1978, automatically unless legislation to extend such authorities beyond September 30, 1977, has been enacted into law prior to April 15, 1977.

One of the primary concerns of the Senate managers in extending the authorizations of appropriations for the Rehabilitation Act of 1973 for a period longer than one year is that such action might result in an unnecessary delay in the reassessment of the State allocation formula for the basic grant program of section 110 of the Act. The

managers on the part of House and the Senate note that the study of the State allocation formula, mandated in the Rehabilitation Act of 1973, has been completed and pledge to make their best efforts to reassess the equities of the formula and the adequacy of authorization levels, in hearings before the appropriate Committees of their respective bodies at the earliest practicable time.

CARL D. PERKINS,
JOHN BRADEMAS,
PASTY T. MINK,
LLOYD MEEDS,
SHIRLEY CHISHOLM,
WILLIAM LEHMAN,
ROBERT J. CORNELL,
EDWARD P. BEARD,
LEO S. ZEFFERETTI,
GEORGE MILLER,
TIM L. HALL,
ALBERT H. QUIE,
ALPHONZO BELL,
PETER PEYSER,
JAMES M. JEFFORDS,
LARRY PRESSLER,

Managers on the Part of the House.

JENNINGS RANDOLPH,
ALAN CRANSTON,
HARRISON A. WILLIAMS, Jr.,
CLAIBORNE PELL,
EDWARD M. KENNEDY,
WALTER F. MONDALE,
JOHN A. DURKIN,
ROBERT STAFFORD,
BOB TAFT, Jr.,
RICHARD S. SCHWEIKER,
J. GLENN BEALL, Jr.,
J. JAVITS,

Managers on the Part of the Senate.

○

REHABILITATION ACT AMENDMENTS OF 1975

DECEMBER 12, 1975.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. PERKINS, from the Committee on Education and Labor, submitted the following

REPORT

[To accompany H.R. 11045]

The Committee on Education and Labor, to whom was referred the bill (H.R. 11045) to amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE

The purpose of H.R. 11045 is to provide timely authorization of programs carried on under the Rehabilitation Act. The Act is presently authorized through fiscal year 1976.

H.R. 11045 proposes to extend the authority for programs carried on under the Act of two additional years—that is, through fiscal years 1977 and 1978.

The authorization levels proposed in H.R. 11045 for fiscal years 1977 and 1978 are as follows:

[Dollar amounts in millions]

H.R. 11045	Rehabilitation Act of 1973	Program	Proposed by H.R. 11045 (fiscal year 1977)	Proposed by H.R. 11045 (fiscal year 1978)
Sec. 2(a)(1)	Sec. 100(b)(1)	Grants to the States	\$740.0	\$760.0
Sec. 2(a)(2)	Sec. 100(b)(2)	Grants to the States for innovation and expansion	25.0	25.0
Sec. 3(a)	Sec. 201(a)(1)	Research	(1)	(1)
Sec. 3(b)	Sec. 201(a)(2)	Training	(1)	(1)
Sec. 4(1)	Sec. 301(a)	Facilities, staffing and planning	(1)	(1)
Sec. 5	Sec. 302(a)	Training of handicapped individuals	(1)	(1)
Sec. 6	Sec. 304(a)(1)	Special projects and demonstration	(1)	(1)
Sec. 7	Sec. 305 (a)	National Center for Deaf-Blind Youths and Adults	(1)	(1)
Sec. 8	Sec. 403	Program and project evaluation	(1)	(1)
Sec. 9	Sec. 405(c)	Secretarial responsibilities	(1)	(1)
Sec. 10	Sec. 502(h)	Architectural and Transportation Barriers Compliance Board	(1)	(1)

¹ Such sums as are necessary are authorized to be appropriated.

BACKGROUND

STATE-FEDERAL PROGRAM

The State-Federal program of vocational rehabilitation has represented, for over 55 years, a true partnership in serving and rehabilitating handicapped individuals. The basic objective of the State-Federal services program is to provide rehabilitation services which assist physically and mentally handicapped individuals to become employable. The role of the Federal government in this joint effort is one of planning and leadership. It serves as a focal point on issues. The role includes the provision of Federal funds to each State, with monies being allocated on a formula basis with a matching rate of 80 percent Federal and 20 percent non-Federal.

In fiscal year 1975, state vocational rehabilitation agencies served 2,391,624 handicapped individuals and rehabilitated 324,039 persons. The number of people served in fiscal year 1975 represents a 8.4 percent increase over fiscal year 1974. However, the number of persons rehabilitated in fiscal 1975, represents a decrease of 10.3 percent in the number of persons rehabilitated in fiscal year 1974. This decrease was due to a greater emphasis on more costly services to the severely handicapped and to the rise in the cost of services.

Since the inception of the State-Federal program of vocational rehabilitation in 1920 with the passage of the Smith-Fess Act (P.L. 66-236), over 4,000,000 handicapped people have been rehabilitated.

Innovation and expansion

The Act further authorizes a program of grants to the States for innovation and expansion of rehabilitation services. Approximately 300 special projects which are oriented toward increasing and improving services for the severely disabled have been aided under this authority.

Research

The Rehabilitation Act also authorizes a research program to develop new and innovative methods of applying the most advanced medical technology, scientific achievement, and psychological and social knowledge to assisting and rehabilitating handicapped persons.

Currently, a wide range of activities is provided for—investigations into the nature of disability and restorative techniques; studies and analyses of factors affecting rehabilitation both homebound and institutionalized, and architectural and engineering design adapted to special needs of the disabled—to increase knowledge and improve methods in rehabilitation. In addition, certain “institutional” programs, as provided: Research and training centers, spinal cord injury research, endstage renal disease research and international research.

In 1975 19 new projects were funded, along with 48 continuation grants for projects underway. Nineteen research and training centers were supported. Of these, 12 are devoted to the medical aspects of rehabilitation, 3 to the vocational aspects of rehabilitation, 3 to the developmentally disabled and one to the deaf. Current goals for the research program are improved services and new methods of providing services to the severely handicapped.

Training

The primary objective of the rehabilitation training program is to ensure the availability of skilled manpower needed for the expansion and improvement of vocational rehabilitation services for the disabled. Training grants are made (1) to increase the number of rehabilitation personnel qualified to provide rehabilitation services to handicapped people, and (2) to improve and maintain the skills of employed rehabilitation personnel.

Resources from this program support (a) long-term training grants, mostly at the graduate level, which provide institutional and traineeship support in a broad range of rehabilitation disciplines and innovative training projects designed to train new types of rehabilitation manpower or develop new training methods; (b) short-term training courses related to technical aspects of the provision of vocational rehabilitative services; (c) in-service training grants for the development of State agency staff; and (d) continuing education programs to upgrade the skills of newly employed and experienced rehabilitation workers in both the public and private rehabilitation sectors. Presently 600 projects are being supported.

Construction

The purpose of this authority is to improve the quality of buildings used to provide rehabilitation services to the handicapped such as workshops and training facilities and to provide resources for planning for the initial staffing of the facility programs. In 1975, \$500,000 was appropriated to plan a recreation complex for the handicapped in West Virginia. This project will serve as a model to other communities in making recreation facilities readily available to the handicapped. A comprehensive rehabilitation facility for West Florida was provided for in the same year through the appropriation of \$1,800,000. It will serve an area population with more than 62,000 disabled individuals.

Training services

The vocational training services projects are designed to train handicapped individuals in occupational skills within a rehabilitation facility. Clients receive work evaluation, work testing and specific job training, occupational tools and equipment, weekly training allowances and such other items as will enable individuals to engage in suitable employment. During 1975, 43 of these projects were serving 4,600 individuals in 56 different types of training. 157 facility improvement grants were funded in 1975.

Special projects

One of the focuses of these projects has been to improve services to handicapped individuals, especially those with the most severe handicaps, including the older blind and deaf whose maximum potential has not been reached. Such model projects assist the states in meeting these special needs under the basic State grant program. During 1975 six projects were continued and four new ones started to serve the older blind, and the under-achieving deaf.

Authority is also provided under which contracts and jointly financed cooperative arrangements are being made with employers and organizations for the establishment of projects to prepare handicapped

persons for gainful and suitable employment in the competitive labor market. More than 500 private industries are associated with the 11 projects funded under this program. In 1975, 1,500 clients of the 2,000 being trained were placed in employment. Through these efforts the handicapped are being provided career opportunities through employment by private industry in jobs compatible with the needs and requirements of the job market.

During 1975, eight of these special projects served approximately 300 migrants, of whom about 250 were rehabilitated and placed in suitable jobs.

This program also provides skilled professional consultant services on a short-term basis to rehabilitation facilities in need of management services. During 1975, 160 consultations were provided in accounting, industrial engineering and safety, program development and administration. More than 5,000 clients were affected by these consultations through either a safer and more efficient environment or improved quality of services.

Evaluation

The Rehabilitation Act of 1973 includes a requirement to measure and evaluate the impact of all programs and their structures and mechanisms for the delivery of services. Evaluation activities in FY 1975 and 1976 are examining the extent to which benefits from participation are derived, client satisfaction achieved, and results sustained; the use of resources and the extent of the eligible population of the handicapped individuals; and the development of evaluation instruments to be used for on-going evaluations of critical aspects of the program, such as the development and refinement of General Standards, modules for evaluating specific program components and the evaluation of specially mandated projects.

The Committee notes its concern that regulations for several sections of the Vocational Rehabilitation laws passed in 1973 and 1974 have not been issued yet. It is the desire of the Committee that all regulations for any program authorized under those laws which have not yet been promulgated be finalized immediately.

NEED FOR THE LEGISLATION

Much of the successful development of the vocational rehabilitation program has been the result of the effective use states have been able to make of advanced information on state allotment figures for the basic rehabilitation program. State allotments for the basic program are computed in part on the specific dollar authorization for the basic program provided in the Rehabilitation Act. With the advance state allotment information, which for the most part has been available in the past, states have been able to plan effectively for the orderly growth of their programs and to estimate and appropriate sufficient state funds to match available Federal support.

With this factor in mind, handicapped clients, as well as State directors of vocational rehabilitation programs, have advised the Committee of the importance of extending, as soon as possible, the authorization for Federal support of state programs of vocational rehabilitation services through fiscal years 1977 and 1978.

Unless Congress acts now to extend the authorizations, states will be unable to determine how much Federal money they can anticipate in fiscal year 1977 for their program of vocational rehabilitation—and thus, they will be unable to plan their State expenditures accordingly. The proposal additional year of authorization, will further give stability to a program which over the last several years has been on a year-to-year extension authority.

Because the authorization for the basic state programs constitutes a commitment of Federal funds to which each state is entitled if sufficient state funds are appropriated to match the state allotment, it is imperative that states have available sufficient matching funds.

Enactment of H.R. 11045, providing for a two year extension of vocational rehabilitation programs, would facilitate orderly and timely administration of programs at state and local levels. At the Federal level, enactment of H.R. 11045 will mean that there will be no delays in the appropriation process because of a failure to have a timely authorization.

Although the Committee is cognizant of many areas of concern which were received in testimony presented before the joint hearings held by the House Subcommittee on Select Education and the Senate Subcommittee on the Handicapped, the extension legislation will in no way hinder further investigation and additional oversight hearings, which the Committee plans to hold early in the next session of this Congress.

The Committee would also take this occasion to restate its belief that the vocational rehabilitation program, at both the state and Federal levels, must be responsible for its own program development, for its own budget, for its own staffing, including the ability to hire and fire, as well as maintain a viable, visible and high advocacy position. The Committee agrees that states should have some flexibility in organizing themselves to administer Federal programs in which they elect to participate, including the vocational rehabilitation Act programs. However, any organizational scheme relative to Title I must conform to the intent and purpose of the Rehabilitation Act of 1973. The Commissioner of the Rehabilitation Services Administration should not approve any state plan which does not provide for a single, identifiable administrative unit for rehabilitation.

The Committee also wishes to note that although "such sums as may be necessary" has been placed in certain provisions of the bill rather than using specific authorization figures, it should be clearly understood that the Committee in no way suggests or implies that the level of funding for these programs be reduced. Quite the contrary, where programs are successful and working well, present funding levels should, wherever possible, be increased.

COMMITTEE ACTION

The House Subcommittee on Select Education and the Senate Subcommittee on the Handicapped, conducted joint oversight hearings on the Rehabilitation Act on December 9 and 10, 1975.

Testifying at the joint hearings before the two Subcommittees were the following witnesses: Stanley B. Thomas, Jr., Assistant Secretary for Human Development, accompanied by Andrew Adams, Commissioner, Rehabilitation Services Administration, both representing the

Department of Health, Education, and Welfare; Adrian Levy, Associate Commissioner, New York Office of Vocational Rehabilitation; C. Owen Pollard, Director, Maine Bureau of Rehabilitation Services; Robert Pogorelec, Administrator, Oregon Commission for the Blind; E. Russell Baxter, Commissioner, Arkansas Rehabilitation Services; August W. Gehrke, Director, Minnesota Vocational Rehabilitation.

Testimony was also heard from: Roger Peterson, board member, American Coalition of Citizens with Disabilities; John A. Lancaster, Deputy National Service Director, Paralyzed Veterans of America, Inc.; and James Gashel, Chief, National Federation of the Blind.

In addition, testimony was received from: James Chapman, representing the National Association of Retarded Citizens; Jack Cockshott, representing National Association of Coordinators of State Programs for the Mentally Retarded, Inc.; Robert Teckemeyer, American Physical Therapy Association; Richard Verville, American Administrators of Physical Medicine and Rehabilitation, American Congress of Medicine and National Easter Seal Society; and Richard J. Dowling, American Speech and Hearing Association.

Also testifying were: James A. West, National Rehabilitation Association; Fletcher Hall, National Rehabilitation Counseling Association; Marvin Speers, Administrative and Supervisory Practices Division of National Rehabilitation Association; Reese Rohrahn, American Council for the Blind; Irvin Schloss, American Foundation for the Blind; Fred Schreiber, National Association of the Deaf; Albert Pimentel, Professional Rehabilitation Workers of the Adult Deaf; Dean Phillips, Goodwill Industries of America; Ted P. Hipkens, Association of Rehabilitation Facilities; and Frederick A. Enck, United Cerebral Palsy Association.

H.R. 11045 was introduced on December 8th with 38 members of the Committee on Education and Labor co-sponsoring the bill. On December 9th H.R. 11045 was reported from the Committee on Education and Labor unanimously.

ESTIMATE OF COST

In accordance with Clause 7 of Rule 13, the Committee submits the following in connection with the Committee's estimate of the costs which would be incurred in carrying out H.R. 11045. H.R. 11045 proposes an extension of the Rehabilitation Act through FY 1978. Therefore, the Committee estimates are for FY 1977 and FY 1978 only.

COMPARISON OF AUTHORIZATIONS IN H.R. 11045 WITH FISCAL YEAR 1976 AUTHORIZATIONS AND APPROPRIATIONS

	Authorizations fiscal year 1976	Appropriations fiscal year 1976 ¹	H.R. 11045 authorizations fiscal year 1977	H.R. 11045 authorizations fiscal year 1978
Basic State services, sec. 100(b)(1).....	\$720,000,000	\$720,000,000	\$740,000,000	\$760,000,000
Innovation and expansion, sec. 100(b)(2).....	42,000,000	18,000,000	25,000,000	25,000,000
Innovation and expansion, sec. 100(b)(2).....	32,000,000	24,000,000	(²)	(²)
Research sec. 201(a)(1).....	32,000,000	24,000,000	(²)	(²)
Training, sec. 201(a)(2).....	32,000,000	22,200,000	(²)	(²)
Facilities construction sec. 301(a).....	(²)	(²)	(²)	(²)
Vocational training services, sec. 302(a).....	(²)	8,000,000	(²)	(²)
Mortgage insurance, sec. 303.....	(²)	0	(²)	(²)
Special projects, sec. 304(a)(1).....	20,000,000	4,900,000	(²)	(²)
National Center for Deaf-Blind, sec. 305(a).....	(²)	2,100,000	(²)	(²)
Secretarial responsibilities, sec. 405.....	600,000	200,000	(²)	(²)
Architectural and Transportation Barriers Compliance Board, sec. 502(h).....	1,500,000	300,000	(²)	(²)

¹ H.R. 8069, Labor-HEW Appropriations bill for fiscal year 1976 awaiting Presidential action.

² Such sums.

The Administration in testimony before the Committee, provided the following budget estimates with respect to fiscal years 1977 and 1978:

	Authorizations fiscal year 1977	Authorizations fiscal year 1978
Basic State services, sec. 100(b)(1).....	\$720,000,000	\$720,000,000
Innovation and expansion, sec. 100(b)(2).....	(¹)	(²)
Research, sec. 201(a)(1).....	20,000,000	20,000,000
Training, sec. 201(a)(2).....	22,200,000	22,200,000
Facilities construction, sec. 301(a).....	0	0
Vocational training services, sec. 302(a).....	6,900,000	6,900,000
Mortgage insurance, sec. 303.....	(²)	(²)
Special projects, sec. 304(a)(1).....	3,400,000	3,400,000
National Center for Deaf-Blind, sec. 305(a).....	2,100,000	2,100,000
Secretarial responsibilities, sec. 405.....	200,000	200,000
Architectural and Transportation Barriers Compliance Board, sec. 502(h).....	300,000	300,000

¹ Eliminate.

² Repeal.

The Committee strongly urges increases in funding for the Basic State Services Program commensurate with authorizations in H.R. 11045 and a continuation through FY 1978 of the Innovation and Expansion Grant Program—and therefore disagrees with the Administration's estimates on these two programs.

The Committee fully expects that with respect to the remaining programs, funding in FY 1977 and FY 1978 will be at a *minimum* the levels provided in FY 1976 by H.R. 8069, the Labor-HEW Appropriations Bill for FY 1976. As has already been noted where Rehabilitation programs are successful and working well, present funding levels should wherever possible be increased.

BUDGET STATEMENT

In accordance with Rule 11 of the Rule of the House of Representatives, the Congressional Budget Office has submitted the following report:

CONGRESS OF THE UNITED STATES,
CONGRESSIONAL BUDGET OFFICE,
Washington, D.C., December 12, 1975.

HON. CARL D. PERKINS,
Chairman, Committee on Education and Labor, U.S. House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: Pursuant to section 403 of the Congressional Budget Act of 1974, the Congressional Budget Office has prepared the attached cost estimate for H.R. 11045, a bill to amend the Rehabilitation Act of 1973 to extend the authorization of appropriations contained in such Act.

Should the Committee so desire, we would be pleased to provide further details on the attached cost estimate.

Sincerely,

ALICE M. RIVLIN,
Director.

Attachment.

DECEMBER 12, 1975.

CONGRESSIONAL BUDGET OFFICE

COST ESTIMATE

1. Bill No.: H.R. 11045.
2. Bill title: To amend the Rehabilitation Act of 1973 to extend the authorization of appropriations contained in such Act.
3. Purpose of bill: This bill extends the authorization of appropriations for: (1) Basic Vocational Rehabilitation Services; (2) Research and Training; (3) Construction of Rehabilitation Facilities; (4) Vocational Training Services for Handicapped Individuals; (5) Special Projects and Demonstrations; (6) National Center for Deaf-Blind Youths and Adults; (7) Program and Project Evaluations; (8) Secretarial Responsibilities; and (9) Architectural and Transportation Barriers Compliance Board. This bill is an authorization and does not directly provide budget authority. Funding for rehabilitation services, research, and facilities would be subject to subsequent appropriations action.
4. Budget impact (\$ in millions):

	Fiscal year 1977	Fiscal year 1978
Authorization amounts:		
Sec. 2	766.0-767.5	786.0-787.5
Secs. 3-10	(1)	(1)

¹ Such sums as may be necessary.

5. Basis for estimate: This estimate is based on the authorization levels stated in H.R. 11045 and the Rehabilitation Act of 1973.
6. Estimate comparison: Not Applicable.
7. Previous CBO estimate: Not Applicable.
8. Estimate prepared by: Robert Black (225-4972).
9. Estimate approved by:

JAMES L. BLUM,
Assistant Director for Budget Analysis.

INFLATIONARY IMPACT STATEMENT

Pursuant to clause 2(1)(4), Rule XI of the Rules of the House of Representatives, the Committee estimates that enactment of H.R. 11045 will have little inflationary impact on prices and cost in the operation of the national economy. It is the judgment of the Committee that the inflationary impact of this legislation as a component of the total Federal budget is negligible.

The overall achievements of the vocational rehabilitation efforts clearly indicate the value of making a greater Federal investment. Several cost-benefit analyses of the rehabilitation program have been completed. Although these analyses differ with respect to methods and assumptions, they all agree on one crucial fact—the benefits of the rehabilitation program are many times its cost. Estimates of the

ratio of benefits to costs have ranged as high as \$35 returned to the Federal treasury for every Federal dollar of investment.

In addition to the contribution to the gross national product, it is estimated that these individuals, as a minimum, will be contributing approximately 5% of their total income—or \$60,000,000—to Federal, state and local governments in taxes. This contribution, of course, is in addition to the estimated savings to the government through either the removal of clients from the public assistance rolls, or by a reduction in dependency of clients. The taxes paid by those persons rehabilitated, together with savings from welfare payments, represents only the initial annual financial benefits derived from this program.

H.R. 11045 extends the authorizations in the Rehabilitation Act of 1975 for FY 1977 and FY 1978. The authorization for the Basic Program for FY 1976 was \$720,000,000, the same amount being appropriated. The authorization for FY 1977 is \$740,000,000 and for FY 1978 is \$760,000,000 the additions being 2.8% and 2.6% respectively.

In light of the favorable ratio of benefits to costs, the inflationary impact of the \$20,000,000 increases in funding authorized to be appropriated for the Basic Program in FY 1977 and again in FY 1978 is negligible.

OVERSIGHT STATEMENT

No summary of oversight findings and recommendations made by the Committee on Government Operations under clause 2(b)(2) of Rule X of the Rules of the House of Representatives was available to the Committee with reference to the subject matter specifically addressed by H.R. 11045.

No specific oversight activities, other than the hearings accompanying the Committee's consideration of H.R. 11045 were made by the Committee, within the definition of Rule XI of the House.

SECTION-BY-SECTION ANALYSIS

Section 1. Short Title

The title of the Act is "The Rehabilitation Act Amendments of 1975".

Section 2. Extension of authorization of appropriations for vocational rehabilitation services

Subsection (a)(1) extends for two additional years the authorizations for appropriations—that is, through fiscal years 1977 and 1978. This authority allows grants to states to assist in the rehabilitation of handicapped individuals, and establishes an authorization of \$740 million for fiscal year 1977 and \$760 million for fiscal year 1978.

Subsection (a)(2) extends for two years the program of grants to states to assist in meeting the cost of projects for innovation and expansion of vocational rehabilitation services, and establishes authorization of \$25 million for each of the fiscal years 1977 and 1978.

Subsection (b) extends for two years the authority to carry out pilot projects dealing with client assistance.

Subsection (c) provides that sums appropriated for project grants for innovation and expansion shall remain available through the fiscal year ending September 30, 1979.

Section 3. Extension of authorization of appropriations for research and training

Subsection (a) (1) extends the authority for research activities for two additional years with an authorization of "such sums as Congress may determine to be necessary".

Subsection (b) extends for two years the program of training individuals needed to carry out the program of rehabilitation and authorizes "such sums as Congress may determine to be necessary" for this purpose.

Section 4. Extension of authorization of appropriations for grants for construction of rehabilitation facilities

Subsection (a) and (b) extends for two years the program of grants for construction of rehabilitation facilities, initial staffing and planning assistance, and authorizes "such sums" as may be necessary to carry out this purpose. Provision is also made that the funds shall remain available until October 1, 1980.

Section 5. Extension of authorization of appropriations for vocational training services for handicapped individuals

This section extends for two years the program of grants and contracts for training handicapped individuals and authorizes "such sums" as may be necessary to carry out this program.

Section 6. Extension of authorization of appropriations for special projects and demonstrations

This section extends for two years the program of grants for special projects and demonstrations and authorizes "such sums" as may be necessary to carry out this program.

Section 7. Extension of authorization of appropriations for National Center for Deaf-Blind Youths and Adults

This section extends for two years the funding of the National Center for Deaf-Blind and Adults, and provides "such sums" as may be necessary for such purposes.

Section 8. Extension of authorization of appropriations for program and project evaluation

This section extends for two years the authority for program and project evaluation, and provides "such sums" as may be necessary for this purpose.

Section 9. Extension of authorization of appropriations for secretarial responsibilities

This section authorizes the Secretary to conduct certain activities such as the operation of the Office of the Handicapped, which is primarily an information and resource center, and authorizes "such sums" as may be necessary for carrying out this purpose.

Section 10. Extension of authorization of appropriations for Architectural and Transportation Barriers Compliance Board

This section extends the authority for the Architectural and Transportation Barriers Compliance Board for two additional years, and authorizes "such sums" for carrying out its purposes.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in roman) :

REHABILITATION ACT OF 1973

* * * * *

TITLE I—VOCATIONAL REHABILITATION SERVICES

PART A—GENERAL PROVISIONS

DECLARATION OF PURPOSE; AUTHORIZATION OF APPROPRIATIONS

SEC. 100. (a) The purpose of this title is to authorize grants to assist States to meet the current and future needs of handicapped individuals, so that such individuals may prepare for and engage in gainful employment to the extent of their capabilities.

(b) (1) For the purpose of making grants to States under part B of this title to assist them in meeting costs of vocational rehabilitation services provided in accordance with State plans under section 101, there is authorized to be appropriated \$650,000,000 for the fiscal year ending June 30, 1974, \$680,000,000 for the fiscal year ending June 30, 1975, [and] \$720,000,000 for the fiscal year ending June 30, 1976, \$740,000,000 for the fiscal year ending September 30, 1977, and \$760,000,000 for the fiscal year ending September 30, 1978.

(2) For the purpose of carrying out part C of this title (relating to grants to States and public and nonprofit agencies to assist them in meeting the cost of projects to initiate or expand services to handicapped individuals, especially those with the most severe handicaps) and part D of this title (relating to the study of comprehensive service needs of individuals with the most severe handicaps), there is authorized to be appropriated \$37,000,000 for the fiscal year ending June 30, 1974, \$39,000,000 for the fiscal year ending June 30, 1975, and \$42,000,000 for the fiscal year ending June 30, 1976; and there is further authorized to be appropriated for such purposes for each such year such additional sums as the Congress may determine to be necessary; and there is authorized to be appropriated for such purposes \$25,000,000 for the fiscal year ending September 30, 1977, and \$25,000,000 for the fiscal year ending September 30, 1978. Of the sums appropriated under this paragraph for each such fiscal year, \$1,000,000 in each such year shall be available only for the purpose of carrying out Part D of this title.

* * * * *

PART B—BASIC VOCATIONAL REHABILITATION SERVICE

* * * * *

CLIENT ASSISTANCE

SEC. 112. (a) From funds appropriated under section 304 for special projects and demonstrations in excess of \$11,860,000, the Secretary shall set aside up to \$1,500,000, but no less than \$500,000 for the fiscal year ending June 30, 1974, up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending June 30, 1975, [and] up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending June 30, 1976, and for the fiscal years ending September 30, 1977, and September 30, 1978, to establish in no less than 7 nor more than 20 geographically dispersed regions client assistance pilot projects (hereinafter in this section referred to as "projects") to provide counselors to inform and advise all clients and client applicants in the project area of all available benefits under this Act and, upon request of such client or client applicant, to assist such clients or applicants in their relationships with projects, programs, and facilities providing services to them under this Act. In the event that funds so appropriated under section 304 do not exceed \$11,860,000 in any fiscal year, the Secretary is authorized to utilize such funds to carry out this section.

* * * * *

PART C—INNOVATION AND EXPANSION GRANTS

* * * * *

PAYMENTS TO STATES

SEC. 121. (a) From each State's allotment under this part for any fiscal year, the Secretary shall pay to such State or, at the option of the State agency designated pursuant to section 101(a) (1), to a public or nonprofit organization or agency, a portion of the cost of planning, preparing for, and initiating special programs under the State plan approved pursuant to section 101 to expand vocational rehabilitation services, including programs to initiate or expand such services to individuals with the most severe handicaps, or of special programs under such State plan to initiate or expand services to classes of handicapped individuals who have unusual and difficult problems in connection with their rehabilitation, particularly handicapped individuals who are poor, and responsibility for whose treatment, education, and rehabilitation is shared by the State agency designated in section 101 with other agencies. The Secretary may require that any portion of a State's allotment under this section, but not more than 50 per centum of such allotment, may be expended in connection with only such projects as have first been approved by the Secretary. Any grant of funds under this section which will be used for direct services to handicapped individuals or for establishing or maintaining facilities which will render direct services to such individuals must have the prior approval of the appropriate State agency designated pursuant to section 101.

(b) Payments under this section with respect to any project may be made for a period of not to exceed three years beginning with the commencement of the project as approved, and sums appropriated for grants under this section shall remain available for such grants

through the fiscal year ending [June 30, 1977] September 30, 1979. Payments with respect to any project may not exceed 90 per centum of the cost of such project. The non-Federal share of the cost of a project may be in cash or in kind and may include funds spent for project purposes by a cooperating public or nonprofit agency provided that it is not included as a cost in any other federally financed program.

(c) Payments under this section may be made in advance or by way of reimbursement for services performed and purchases made, as may be determined by the Secretary, and shall be made on such conditions as the Secretary finds necessary to carry out the purposes of this section.

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PART D—COMPREHENSIVE SERVICE NEEDS

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TITLE II—RESEARCH AND TRAINING

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AUTHORIZATION OF APPROPRIATIONS

SEC. 201. (a) In order to make grants and contracts to carry out the purposes of this title, there is authorized to be appropriated:

(1) For the purpose of carrying out section 202 of this title, \$25,000,000 each for the fiscal years ending June 30, 1974, and June 30, 1975, and \$32,000,000 for the fiscal year ending June 30, 1976; and there is further authorized to be appropriated for such purpose for each such year such additional sums as the Congress may determine to be necessary, and for the fiscal years ending September 30, 1977, and September 30, 1978, such sums as the Congress may determine to be necessary. Of the sums appropriated under this paragraph, 20 per centum and 25 per centum of the amounts appropriated in the first and second such fiscal years, respectively, and 25 per centum of the amounts appropriated in each succeeding fiscal year; shall be available only for the purpose of carrying out activities under section 202(b) (2).

(2) For the purpose of carrying out section 203 of this title, \$27,700,000 each for the fiscal years ending June 30, 1974, and June 30, 1975; and \$32,000,000 for the fiscal year ending June 30, 1976, and there is further authorized to be appropriated for such purpose for each such year such additional sums as the Congress may determine to be necessary, and for the fiscal years ending September 30, 1977, and September 30, 1978, such sums as the Congress may determine to be necessary.

(b) Funds appropriated under this title shall remain available until expended.

* * * * *

TITLE III—SPECIAL FEDERAL RESPONSIBILITIES

* * * * *

GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

SEC. 301. (a) For the purpose of making grants and contracts under this section for construction of rehabilitation facilities, initial staffing, and planning assistance, there is authorized to be appropriated such sums as may be necessary for the fiscal years ending June 30, 1974, June 30, 1975, June 30, 1976, for the fiscal years ending September 30, 1977, and September 30, 1978. Amounts so appropriated shall remain available for expenditure with respect to construction projects funded or initial staffing grants made under this section prior to [July 1, 1978] October 1, 1980.

* * * * *

VOCATIONAL TRAINING SERVICES FOR HANDICAPPED INDIVIDUALS

SEC. 302. (a) For the purpose of making grants and contracts under this section, there is authorized to be appropriated such sums as may be necessary for the fiscal years ending June 30, 1974, June 30, 1975, June 30, 1976, for the fiscal years ending September 30, 1977, and September 30, 1978.

* * * * *

SPECIAL PROJECTS AND DEMONSTRATIONS

SEC. 304. (a) (1) For the purpose of making grants under this section for special projects and demonstrations (and research and evaluation connected therewith), there is authorized to be appropriated \$15,000,000 for the fiscal year ending June 30, 1974, \$17,000,000 for the fiscal year ending June 30, 1975, and \$20,000,000 for the fiscal year ending June 30, 1976, and there is further authorized to be appropriated for such purposes for each such year such additional sums as the Congress may determine to be necessary, and for the fiscal years ending September 30, 1977, and September 30, 1978, such sums as the Congress may determine to be necessary.

* * * * *

NATIONAL CENTER FOR DEAF-BLIND YOUTHS AND ADULTS

SEC. 305. (a) For the purpose of establishing and operating a National Center for Deaf-Blind Youths and Adults, there is authorized to be appropriated such sums as may be necessary for construction, which shall remain available until expended, and such sums as may be necessary for operations for the fiscal years ending June 30, 1974, June 30, 1975, [and] June 30, 1976, September 30, 1977, and September 30, 1978.

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TITLE IV—ADMINISTRATION AND PROGRAM AND PROJECT EVALUATION

* * * * *

AUTHORIZATION OF APPROPRIATIONS

SEC. 403. There is authorized to be appropriated for the fiscal years ending June 30, 1974, June 30, 1975, [and] June 30, 1976, September 30, 1977, and September 30, 1978, such sums as the Secretary may require, but not to exceed an amount equal to one-half of 1 per centum of the funds appropriated under titles I, II, and III of this Act or \$1,000,000, whichever is greater, to be available to conduct program and project evaluations as required by this title.

* * * * *

SECRETARIAL RESPONSIBILITIES

SEC. 405. (a) * * *

* * * * *

(d) There are authorized to be appropriated for carrying out this section \$500,000 each for the fiscal years ending June 30, 1974, and June 30, 1975, [and] \$600,000 for the fiscal year ending June 30, 1976, and such sums as may be necessary for the fiscal years ending September 30, 1977, and September 30, 1978.

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TITLE V—MISCELLANEOUS

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ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

SEC. 502. (a) * * *

* * * * *

(h) There are authorized to be appropriated for the purpose of carrying out the duties and functions of the Board under this section \$1,000,000 each for the fiscal years ending June 30, 1974, and June 30, 1975, [and] \$1,500,000 for the fiscal year ending June 30, 1976, and such sums as may be necessary for the fiscal years ending September 30, 1977, and September 30, 1978.

* * * * *



Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the nineteenth day of January,
one thousand nine hundred and seventy-six*

An Act

To amend the Rehabilitation Act of 1973 to extend the authorizations of appropriations contained in such Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SHORT TITLE

SECTION 1. This Act may be cited as the "Rehabilitation Act Extension of 1976".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL REHABILITATION SERVICES

SEC. 2. (a) (1) Section 100(b) (1) of the Rehabilitation Act of 1973 (29 U.S.C. 720(b) (1)) (hereinafter in this Act referred to as the "Act") is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$740,000,000 for the fiscal year ending September 30, 1977".

(2) Section 100(b) (2) of the Act (29 U.S.C. 720(b) (2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

(b) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1977".

(c) Section 121(b) of the Act (29 U.S.C. 741(b)) is amended by striking out "June 30, 1977" and inserting in lieu thereof "September 30, 1979".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR RESEARCH AND TRAINING

SEC. 3. (a) Section 201(a) (1) of the Act (29 U.S.C. 761(a) (1)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1977".

(b) Section 201(a) (2) of the Act (29 U.S.C. 761(a) (2)) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976" the following: ", and \$25,000,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR GRANTS FOR CONSTRUCTION OF REHABILITATION FACILITIES

SEC. 4. (a) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

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(b) The last sentence of section 301(a) of the Act (29 U.S.C. 771 (a)) is amended by striking out "July 1, 1978" and inserting in lieu thereof "October 1, 1980".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR VOCATIONAL
TRAINING SERVICES FOR HANDICAPPED INDIVIDUALS

SEC. 5. Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SPECIAL PROJECTS
AND DEMONSTRATIONS

SEC. 6. Section 304(a)(1) of the Act (29 U.S.C. 774(a)(1)) is amended by striking out "and" immediately after "1975" and by inserting immediately after "1976" the following: ", and such sums as may be necessary for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR NATIONAL CENTER
FOR DEAF-BLIND YOUTHS AND ADULTS

SEC. 7. Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR PROGRAMS AND
PROJECT EVALUATION

SEC. 8. Section 403 of the Act (29 U.S.C. 783) is amended by striking out "and" immediately after "1975," and by inserting immediately after "1976," the following: "and September 30, 1977,".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR SECRETARIAL
RESPONSIBILITIES

SEC. 9. Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$600,000 for the fiscal year ending September 30, 1977".

EXTENSION OF AUTHORIZATION OF APPROPRIATIONS FOR ARCHITECTURAL
AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

SEC. 10. Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out "and" immediately after "1975," and by inserting immediately before the period at the end thereof the following: ", and \$1,500,000 for the fiscal year ending September 30, 1977".

CONTINGENT EXTENSION OF PROGRAMS

SEC. 11. (a) Unless the Congress, before April 15, 1977, has passed legislation which would have the effect of extending the authorization of each program and activity the authorization for which is extended through the fiscal year ending September 30, 1977, by the amendments made by section 2 through section 10, each such authorization shall be automatically extended through the fiscal year ending September 30, 1978, in accordance with the amendments made by subsection (b).

(b) (1) The amendments made by this subsection shall take effect at the close of April 15, 1977, unless the Congress has passed legislation in accordance with the provisions of subsection (a).

(2) Section 100(b) (1) of the Act (29 U.S.C. 720(b) (1)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and \$760,000,000 for the fiscal year ending September 30, 1978".

(3) Section 100(b) (2) of the Act (29 U.S.C. 720(b) (2)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(4) Section 112(a) of the Act (29 U.S.C. 732(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977," the following: "and up to \$2,500,000 but no less than \$1,000,000 for the fiscal year ending September 30, 1978,".

(5) Section 201(a) (1) of the Act (29 U.S.C. 761(a) (1)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(6) Section 201(a) (2) of the Act (29 U.S.C. 761(a) (2)) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977" the following: ", and \$30,000,000 for the fiscal year ending September 30, 1978".

(7) Section 301(a) of the Act (29 U.S.C. 771(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1978".

(8) Section 302(a) of the Act (29 U.S.C. 772(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1978".

(9) Section 304(a) (1) of the Act (29 U.S.C. 774(a) (1)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(10) Section 305(a) of the Act (29 U.S.C. 775(a)) is amended by striking out "and" immediately after "1976," and by inserting immediately before the period at the end thereof the following: ", and September 30, 1978".

(11) Section 403 of the Act (29 U.S.C. 783) is amended by striking out "and" immediately after "1976," and by inserting immediately after "1977," the following: "and September 30, 1978".

(12) Section 405(d) of the Act (29 U.S.C. 785(d)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

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(13) Section 502(h) of the Act (29 U.S.C. 792(h)) is amended by striking out "year ending September 30, 1977" and inserting in lieu thereof "years ending September 30, 1977, and September 30, 1978".

(c) For purposes of this section, the Congress shall not have been deemed to have passed legislation unless such legislation becomes law.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*