

CHAPTER 211

(SB 114)

AN ACT relating to vocational rehabilitation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 151B.240 is amended to read as follows:

- (1) The Statewide Independent Living Council is hereby created and attached to the Department of Vocational Rehabilitation for administrative purposes to accomplish the purposes enumerated in 29 U.S.C. sec. 796d (Title VII, Part A, Section 705 of the Rehabilitation Act Amendments of ~~1998~~~~1992~~). Members of the council shall be appointed by the Governor from recommendations submitted by the Department of Vocational Rehabilitation consistent with the federal mandate to include a majority of individuals with disabilities representing geographical and disability diversity as well as representatives from identified service providers and other entities. The composition, qualifications, and terms of service of the council shall conform to the federal law.
- (2) *(a) Except as provided in paragraph (b) of this subsection, any vacancy occurring in the membership of the Statewide Independent Living Council shall be filled in the same manner as the original appointment. The vacancy shall not affect the power of the remaining members of the council.*
(b) The Governor may delegate the authority to fill a vacancy to the remaining voting members of the council.
- (3) Each member of the Statewide Independent Living Council may receive a per diem of one hundred dollars (\$100), not to exceed six hundred dollars (\$600) annually, for each regular or special meeting attended if the member is not employed or must forfeit wages from other employment. Each member may have travel expenses approved at the established state rate and expenses reimbursed at the established state agency rate for services such as personal assistance, child care, and drivers for attendance at council meetings, and in the performance of duties authorized by the Statewide Independent Living Council. The per diem and expenses shall be paid out of the federal funds appropriated under Title VII, **Chapter 1**, Part A, and Title ~~VII~~, **Chapter 1**,~~Part C~~ of the Rehabilitation Act Amendments of ~~1998~~~~1992~~, Pub. L. ~~105-220~~~~102-569~~.

Section 2. KRS 151B.245 is amended to read as follows:

- (1) The Statewide ~~Advisory~~ Council for Vocational Rehabilitation is hereby created within the Department of Vocational Rehabilitation to accomplish the purposes and functions enumerated in 29 U.S.C. sec. 725 (Title I, ~~Part A~~~~Subtitle B~~, Section ~~105~~~~126~~) of the Rehabilitation Act Amendments of ~~1998~~~~1992~~). Members of the council shall be appointed by the Governor from recommendations submitted by the Department of Vocational Rehabilitation consistent with the federal mandate to include a majority of individuals with disabilities not employed by the department as well as representatives of specified organizations, service providers, and advocacy groups. The compensation, qualifications, and terms of service of the council shall conform to the federal law.
- (2) *(a) Except as provided in paragraph (b) of this subsection, any vacancy occurring in the membership of the Statewide Council for Vocational Rehabilitation shall be*

filled in the same manner as the original appointment. The vacancy shall not affect the power of the remaining members of the council.

(b) The Governor may delegate the authority to fill a vacancy to the remaining voting members of the council.

- (3) Each member of the Statewide ~~Advisory~~ Council on Vocational Rehabilitation may receive a per diem of one hundred dollars (\$100), not to exceed six hundred dollars (\$600) annually, for each regular or special meeting attended if the member is not employed or must forfeit wages from other employment. Each member may have travel expenses approved at the established state rate and expenses reimbursed at the established state agency rate for services such as personal assistance, child care, and drivers for attendance at council meetings, and in the performance of duties authorized by the Statewide ~~Advisory~~ Council on Vocational Rehabilitation. The per diem and expenses shall be paid out of the federal funds appropriated under Title I part A of the Rehabilitation Act Amendments of ~~1998~~~~1992~~, Pub. L. ~~105-220~~~~102-569~~.

Approved March 29, 2000

