

68TH CONGRESS,
1ST SESSION.

Union Calendar No. 57

H. R. 5478

[Report No. 164.]

IN THE HOUSE OF REPRESENTATIVES.

JANUARY 15, 1924.

Mr. DALLINGER (by request) introduced the following bill; which was referred to the Committee on Education and ordered to be printed.

FEBRUARY 7, 1924.

Committed to the Committee of the Whole House on the state of the Union and ordered to be printed.

A BILL

To amend sections 1, 3, and 6 of an Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment."

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 That effective on and after July 1, 1924, sections 1, 3, and

4 6 of the Act entitled "An Act to provide for the promotion

5 of vocational rehabilitation of persons disabled in industry or

6 otherwise and their return to civil employment," approved

7 June 2, 1920, are hereby amended to read as follows:

8 "SECTION 1. That in order to provide for the promo-

9 tion of vocational rehabilitation of persons disabled in in-

10 dustry or in any legitimate occupation and their return

11 to civil employment there is hereby authorized to be appro-

12 priated for the use of the States, subject to the provisions of

1 this Act, for the purpose of cooperating with them in the
2 maintenance of vocational rehabilitation of such disabled per-
3 sons, and in returning vocationally rehabilitated persons to
4 civil employment for the fiscal year ending June 30, 1925,
5 and thereafter for a period of three years, the sum of
6 \$1,000,000 annually. Said sums shall be allotted to the
7 States in the proportion which their population bears to the
8 total population in the United States, not including Terri-
9 tories, outlying possessions, and the District of Columbia,
10 according to the last preceding United States census: *Pro-*
11 *vided*, That the allotment of funds to any State shall not be
12 less than a minimum of \$5,000 for any fiscal year. And
13 there is hereby authorized to be appropriated for the fiscal
14 year ending June 30, 1925, and annually thereafter for a
15 period of three years, the sum of \$34,000, or so much thereof
16 as may be needed, which shall be used for the purpose of
17 providing the minimum allotment to the States provided for
18 in this section.

19 "All moneys expended under the provisions of this
20 Act from appropriations authorized by section 1 shall be
21 upon the condition (1) that for each dollar of Federal
22 money expended there shall be expended in the State
23 under the supervision and control of the State board at
24 least an equal amount for the same purpose: *Provided*,
25 That no portion of the appropriations authorized by this Act

1 shall be used by any institution for handicapped persons
2 except for the special training of such individuals entitled
3 to the benefits of this Act as shall be determined by the
4 Federal board; (2) that the State board shall annually
5 submit to the Federal board for approval plans showing
6 (a) the kinds of vocational rehabilitation and schemes
7 of placement for which it is proposed the appropriation shall
8 be used; (b) the plan of administration and supervision;
9 (c) courses of study; (d) methods of instruction; (e)
10 qualification of teachers, supervisors, directors, and other
11 necessary administrative officers or employees; (f) plans
12 for the training of teachers, supervisors, and directors; (3)
13 that the State board shall make an annual report to the
14 Federal board on or before September 1 of each year on
15 the work done in the State and on the receipts and ex-
16 penditures of money under the provisions of this Act; (4)
17 that no portion of any moneys authorized to be appropriated
18 by this Act for the benefit of the States shall be applied, di-
19 rectly or indirectly, to the purchase, preservation, erection, or
20 repair of any building or buildings or equipment, or for the
21 purchase or rental of any lands; (5) that all courses for voca-
22 tional rehabilitation given under the supervision and con-
23 trol of the State board and all courses for vocational re-
24 habilitation maintained shall be available, under such rules
25 and regulations as the Federal board shall prescribe, to any

1 civil employee of the United States disabled while in the
2 performance of his duty.

3 "SEC. 2. That for the purpose of this Act the term
4 'persons disabled' shall be construed to mean any person
5 who by reason of a physical defect or infirmity, whether
6 congenital or acquired by accident, injury, or disease, is,
7 or may be expected to be, totally or partially incapacitated
8 for remunerative occupation; the term 'rehabilitation' shall
9 be construed to mean the rendering of a person disabled fit
10 to engage in a remunerative occupation.

11 "SEC. 3. That in order to secure the benefits of the ap-
12 propriations authorized by section 1, any State shall, through
13 the legislative authority thereof, (1) accept the provisions
14 of this Act; (2) empower and direct the board designated
15 or created as the State board for vocational education to
16 cooperate in the administration of the provisions of the
17 Vocational Education Act, approved February 23, 1917,
18 to cooperate as herein provided with the Federal Board for
19 Vocational Education in the administration of the provisions
20 of this Act; (3) in those States where a State workmen's
21 compensation board, or other State board, department, or
22 agency exists, charged with the administration of the State
23 workmen's compensation or liability laws, the legislature
24 shall provide that a plan of cooperation be formulated be-
25 tween such State board, department, or agency and the State

board charged with the administration of this Act, such plan
to be effective when approved by the governor of the State;
(4) provide for the supervision and support of the courses
of vocational rehabilitation to be provided by the State board
in carrying out the provisions of this Act; (5) appoint as
custodian for said appropriations its State treasurer, who
shall receive and provide for the proper custody and dis-
bursement of all money paid to the State from said appro-
priations; *Provided*, That any State which, prior to June
30, 1924, has accepted and otherwise complied with the
provisions of the Act of June 2, 1920, shall be deemed to
have accepted and complied with the provisions of this
amendment to said Act.

“SEC. 4. That the Federal Board for Vocational Edu-
cation shall have power to cooperate with State boards in
carrying out the purposes and provisions of this Act and is
hereby authorized to make and establish such rules and regu-
lations as may be necessary or appropriate to carry into
effect the provisions of this Act; to provide for the vocational
rehabilitation of disabled persons and their return to civil
employment, and to cooperate, for the purpose of carrying
out the provisions of this Act, with such public and private
agencies as it may deem advisable. It shall be the duty of
said board: (1) to examine plans submitted by the State
boards and approve the same if believed to be feasible and

1 found to be in conformity with the provisions and purposes
2 of this Act; (2) to ascertain annually whether the several
3 States are using or are prepared to use the money received
4 by them in accordance with the provisions of this Act; (3)
5 to certify on or before the 1st day of January of each year
6 to the Secretary of the Treasury each State which has ac-
7 cepted the provisions of this Act and complied therewith,
8 together with the amount which each State is entitled to
9 receive under the provisions of this Act; (4) to deduct from
10 the next succeeding allotment to any State whenever any
11 portion of the fund annually allotted has not been expended
12 for the purpose provided for in this Act a sum equal to such
13 unexpended portion; (5) to withhold the allotments of
14 moneys to any State whenever it shall be determined that
15 moneys allotted are not being expended for the purposes and
16 conditions of this Act; (6) to require the replacement by
17 withholding subsequent allotments of any portion of the
18 moneys received by the custodian of any State under this
19 Act that by any action or contingency is diminished or
20 lost: *Provided*, That if any allotment is withheld from any
21 State the State board of such State may appeal to the Con-
22 gress of the United States, and if the Congress shall not,
23 within one year from the time of said appeal, direct such
24 sum to be paid, it shall be covered into the Treasury.

1 "SEC. 5. That the Secretary of the Treasury, upon
2 the certification of the Federal board as provided in this
3 Act, shall pay quarterly to the custodian of each State ap-
4 pointed as herein provided the moneys to which it is en-
5 titled under the provisions of this Act. The money so
6 received by the custodian for any State shall be paid out on
7 the requisition of the State board as reimbursement for
8 services already rendered or expenditures already incurred
9 and approved by said State board. The Federal Board for
10 Vocational Education shall make an annual report to the
11 Congress on or before December 1 on the administration of
12 this Act and shall include in such report the reports made by
13 the State boards on the administration of this Act by each
14 State and the expenditure of the money allotted to each
15 State.

16 "SEC. 6. That there is hereby authorized to be appro-
17 priated to the Federal Board for Vocational Education the
18 sum of \$75,000 annually for a period of four years, for
19 the purpose of making studies, investigations, and re-
20 ports regarding the vocational rehabilitation of dis-
21 abled persons and their placements in suitable or gainful
22 occupations, and for the administrative expenses of said
23 board incident to performing the duties imposed by this
24 Act, including salaries of such assistants, experts, clerks, and
25 other employees, in the District of Columbia or elsewhere

1 as the board may deem necessary, actual traveling and other
2 necessary expenses incurred by the members of the board
3 and by its employees, under its orders, including attendance
4 at meetings of educational associations and other organiza-
5 tions, rent and equipment of offices in the District of Colum-
6 bia and elsewhere, purchase of books of reference, law books,
7 and periodicals, stationery, typewriters and exchange thereof,
8 miscellaneous supplies, postage on foreign mail, printing and
9 binding to be done at the Government Printing Office, and
10 all other necessary expenses.

11 "A full report of all expenses under this section, in-
12 cluding names of all employees and salaries paid them,
13 traveling expenses and other expenses incurred by each and
14 every employee and by members of the board, shall be sub-
15 mitted annually to Congress by the board.

16 "SEC. 7. That the Federal Board for Vocational Edu-
17 cation is hereby authorized and empowered to receive such
18 gifts and donations from either public or private sources
19 as may be offered unconditionally. All moneys received
20 as gifts or donations shall be paid into the Treasury of the
21 United States, and shall constitute a permanent fund, to be
22 called the 'Special fund for vocational rehabilitation of dis-
23 abled persons,' to be used under the direction of the said
24 board to defray the expenses of providing and maintaining
25 courses of vocational rehabilitation in special cases, includ-

1 ing the payment of necessary expenses of persons under-
2 going training. A full report of all gifts and donations of-
3 fered and accepted, together with the names of the donors
4 and the respective amounts contributed by each, and all dis-
5 bursements therefrom, shall be submitted annually to Con-
6 gress by said board: *Provided*, That no discrimination shall
7 be made or permitted for or against any person or persons
8 who are entitled to the benefits of this Act because of mem-
9 bership or nonmembership in any industrial, fraternal, or
10 private organization of any kind, under a penalty of \$200 for
11 every violation thereof."

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