

(C) an individualized plan for employment, as required by section 722 of this title, will be developed and updated using funds under subchapter I of this chapter in order to—

(i) specify the supported employment services to be provided;

(ii) specify the expected extended services needed; and

(iii) identify the source of extended services, which may include natural supports, or to the extent that it is not possible to identify the source of extended services at the time the individualized plan for employment is developed, a statement describing the basis for concluding that there is a reasonable expectation that such sources will become available;

(D) the State will use funds provided under this part only to supplement, and not supplant, the funds provided under subchapter I of this chapter, in providing supported employment services specified in the individualized plan for employment;

(E) services provided under an individualized plan for employment will be coordinated with services provided under other individualized plans established under other Federal or State programs;

(F) to the extent jobs skills training is provided, the training will be provided on site; and

(G) supported employment services will include placement in an integrated setting for the maximum number of hours possible based on the unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice of individuals with the most significant disabilities;

(7) provide assurances that the State agencies designated under paragraph (1) will expend not more than 5 percent of the allotment of the State under this part for administrative costs of carrying out this part; and

(8) contain such other information and be submitted in such manner as the Commissioner may require.

(Pub. L. 93-112, title VI, § 625, as added Pub. L. 105-220, title IV, § 409, Aug. 7, 1998, 112 Stat. 1215; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 402(b)(16)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-414.)

#### PRIOR PROVISIONS

Provisions similar to this section were contained in section 795n of this title prior to the general amendment of this subchapter by Pub. L. 105-220.

A prior section 795k, Pub. L. 93-112, title VI, § 632, as added Pub. L. 102-569, title VI, § 621(a), Oct. 29, 1992, 106 Stat. 4439, related to allotments, prior to the general amendment of this subchapter by Pub. L. 105-220. See section 795h of this title.

Another prior section 795k, Pub. L. 93-112, title VI, § 632, as added Pub. L. 99-506, title VII, § 704(a)(1), Oct. 21, 1986, 100 Stat. 1834, related to eligibility for services under former part C of this subchapter, prior to repeal by Pub. L. 102-569, § 621(a).

#### AMENDMENTS

1998—Pub. L. 105-277 made technical amendment in original to section designation and catchline.

#### § 795l. Restriction

Each State agency designated under section 795k(b)(1) of this title shall collect the information required by section 721(a)(10) of this title separately for eligible individuals receiving supported employment services under this part and for eligible individuals receiving supported employment services under subchapter I of this chapter.

(Pub. L. 93-112, title VI, § 626, as added Pub. L. 105-220, title IV, § 409, Aug. 7, 1998, 112 Stat. 1216; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 402(b)(17)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-414.)

#### PRIOR PROVISIONS

Provisions similar to this section were contained in section 795o of this title prior to the general amendment of this subchapter by Pub. L. 105-220.

A prior section 795l, Pub. L. 93-112, title VI, § 633, as added Pub. L. 102-569, title VI, § 621(a), Oct. 29, 1992, 106 Stat. 4440; amended Pub. L. 103-73, title I, § 113, Aug. 11, 1993, 107 Stat. 728, related to availability of services, prior to the general amendment of this subchapter by Pub. L. 105-220. See section 795i of this title.

Another prior section 795l, Pub. L. 93-112, title VI, § 633, as added Pub. L. 99-506, title VII, § 704(a)(1), Oct. 21, 1986, 100 Stat. 1834; amended Pub. L. 100-630, title II, § 207(e), Nov. 7, 1988, 102 Stat. 3313, provided for allotments to States, unused funds, and planning grants, prior to repeal by Pub. L. 102-569, § 621(a).

#### AMENDMENTS

1998—Pub. L. 105-277 made technical amendment to section designation and catchline in original.

#### § 795m. Savings provision

##### (a) Supported employment services

Nothing in this chapter shall be construed to prohibit a State from providing supported employment services in accordance with the State plan submitted under section 721 of this title by using funds made available through a State allotment under section 730 of this title.

##### (b) Postemployment services

Nothing in this part shall be construed to prohibit a State from providing discrete post-employment services in accordance with the State plan submitted under section 721 of this title by using funds made available through a State allotment under section 730 of this title to an individual who is eligible under this part.

(Pub. L. 93-112, title VI, § 627, as added Pub. L. 105-220, title IV, § 409, Aug. 7, 1998, 112 Stat. 1216; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 402(b)(18)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-414.)

#### PRIOR PROVISIONS

Provisions similar to this section were contained in section 795p of this title prior to the general amendment of this subchapter by Pub. L. 105-220.

A prior section 795m, Pub. L. 93-112, title VI, § 634, as added Pub. L. 102-569, title VI, § 621(a), Oct. 29, 1992, 106 Stat. 4440, related to eligibility for services, prior to the general amendment of this subchapter by Pub. L. 105-220. See section 795j of this title.

Another prior section 795m, Pub. L. 93-112, title VI, § 634, as added Pub. L. 99-506, title VII, § 704(a)(1), Oct. 21, 1986, 100 Stat. 1835; amended Pub. L. 100-630, title II, § 207(f), Nov. 7, 1988, 102 Stat. 3313; Pub. L. 102-119,