TITLE 42 - THE PUBLIC HEALTH AND WELFARE
CHAPTER 6A - PUBLIC HEALTH SERVICE
SUBCHAPTER XXX - COMMUNITY LIVING ASSISTANCE SERVICES AND SUPPORTS

§ 300ll–6. CLASS Independence Advisory Council

(a) Establishment

There is hereby created an Advisory Committee to be known as the “CLASS Independence Advisory Council”.

(b) Membership

(1) In general

The CLASS Independence Advisory Council shall be composed of not more than 15 individuals, not otherwise in the employ of the United States—

(A) who shall be appointed by the President without regard to the civil service laws and regulations; and

(B) a majority of whom shall be representatives of individuals who participate or are likely to participate in the CLASS program, and shall include representatives of older and younger workers, individuals with disabilities, family caregivers of individuals who require services and supports to maintain their independence at home or in another residential setting of their choice in the community,1 individuals with expertise in long-term care or disability insurance, actuarial science, economics, and other relevant disciplines, as determined by the Secretary.

(2) Terms

(A) In general

The members of the CLASS Independence Advisory Council shall serve overlapping terms of 3 years (unless appointed to fill a vacancy occurring prior to the expiration of a term, in which case the individual shall serve for the remainder of the term).

(B) Limitation

A member shall not be eligible to serve for more than 2 consecutive terms.

(3) Chair

The President shall, from time to time, appoint one of the members of the CLASS Independence Advisory Council to serve as the Chair.

(c) Duties

The CLASS Independence Advisory Council shall advise the Secretary on matters of general policy in the administration of the CLASS program established under this subchapter and in the formulation of regulations under this subchapter including with respect to—

(1) the development of the CLASS Independence Benefit Plan under section 300ll–2 of this title;

(2) the determination of monthly premiums under such plan; and

(3) the financial solvency of the program.

(d) Application of FACA

The Federal Advisory Committee Act (5 U.S.C. App.), other than section 14 of that Act, shall apply to the CLASS Independence Advisory Council.

(e) Authorization of appropriations

(1) In general

There are authorized to be appropriated to the CLASS Independence Advisory Council to carry out its duties under this section, such sums as may be necessary for fiscal year 2011 and for each fiscal year thereafter.
(2) **Availability**

Any sums appropriated under the authorization contained in this section shall remain available, without fiscal year limitation, until expended.

**Footnotes**

1 So in original. The word “and” probably should appear.

(July 1, 1944, ch. 373, title XXXII, § 3207, as added Pub. L. 111–148, title VIII, § 8002(a)(1), Mar. 23, 2010, 124 Stat. 844.)

**References in Text**

The Federal Advisory Committee Act, referred to in subsec. (d), is Pub. L. 92–463, Oct. 6, 1972, 86 Stat. 770, which is set out in the Appendix to Title 5, Government Organization and Employees.