

December 2, 1987

TO: Bill Baird
FROM: Terry Muilenburg
RE: Americans with Disabilities Act

I have some changes to the Act which I would appreciate your incorporating into the latest draft, as follows:

Page 6, insert after line 17:

(1) the actions, practices and policies of the Federal Government, any of the agencies and departments of the Federal government, or the United States Postal Service;

(2) the actions, practices and policies of a recipient of Federal financial assistance;

(3) the actions, practices and policies of a Federal contractor, subcontractor, or licensee;

and renumber the remaining sections accordingly.

Page 7, line 5, change "operations" to "policies".

Page 7, delete lines 8-12.

Page 7, line 14, delete "(2) Other Laws".

Page 13, line 5, delete "; or" and insert a period.

Page 13, delete lines 6-10.

Page 20, line 3, insert a "p" in "Preemployment".

Page 25, insert after line 3:

(g) Secretary of Labor.--Within one year of the date of enactment of this Act, the Secretary of Labor shall promulgate regulations for the implementation and enforcement of the requirements of this Act as it applies to recipients of Federal contracts and subcontracts.

(h) Federal Agencies.--In addition to the regulations required pursuant to paragraphs (a) through (g), Federal executive agencies shall issue, within one year of the date of enactment of this Act, such additional regulations as shall be necessary to implement and enforce the requirements of this Act as such requirements apply to programs and activities that such agencies conduct, and in regard to agencies and persons which such agencies license or provide Federal financial assistance to.

(i) Rehabilitation Act of 1973.--Regulations of Federal agencies issued under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) shall remain in effect unless and until such regulations are superseded by regulations promulgated under this Act.

(j) Level of Protection.--In no event shall regulations promulgated under this Act provide less protection against discrimination to persons with a physical or mental impairment, perceived impairment, or record of impairment than under existing regulations for the implementation of section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794).