

§ 1251.100

14 CFR Ch. V (1-1-10 Edition)

Subpart 1251.4—Procedures

1251.400 Procedures for compliance.

Subpart 1251.5—Enforcement of Non-discrimination on the Basis of Handicap in Programs or Activities Conducted by the National Aeronautics and Space Administration

- 1251.501 Purpose.
- 1251.502 Application.
- 1251.503 Definitions.
- 1251.504–1251.509 [Reserved]
- 1251.510 Self-evaluation.
- 1251.511 Notice.
- 1251.512–1251.529 [Reserved]
- 1251.530 General prohibitions against discrimination.
- 1251.531–1251.539 [Reserved]
- 1251.540 Employment.
- 1251.541–1251.548 [Reserved]
- 1251.549 Program accessibility: Discrimination prohibited.
- 1251.550 Program accessibility: Existing facilities.
- 1251.551 Program accessibility: New construction and alterations.
- 1251.552–1251.559 [Reserved]
- 1251.560 Communications.
- 1251.561–1251.569 [Reserved]
- 1251.570 Compliance procedures.
- 1251.571–1251.999 [Reserved]

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Subpart 1251.1—General Provisions

§ 1251.100 Purpose.

This part effectuates section 504 of the Rehabilitation Act of 1973, which is designed to eliminate discrimination on the basis of handicap in any program or activity receiving Federal financial assistance.

§ 1251.101 Application.

This part applies to each recipient of Federal financial assistance from the National Aeronautics and Space Administration and to each program or activity that receives such assistance.

[51 FR 26862, July 28, 1986, as amended at 68 FR 51351, Aug. 26, 2003]

§ 1251.102 Definitions.

As used in this part, the term:

(a) *The Act* means the Rehabilitation Act of 1973, Pub. L. 93-112, as amended

by the Rehabilitation Act Amendments of 1974, Pub. L. 93-516, 29 U.S.C. 794.

(b) *Section 504* means section 504 of the Act.

(c) *Assistant Administrator* means the Assistant Administrator for Equal Opportunity Programs for NASA.

(d) *Recipient* means any state or its political subdivision, any instrumentality of a state or its political subdivision, any public or private agency, institution, organization, or other entity, or any person to which Federal financial assistance is extended directly or through another recipient, including any successor, assignee, or transferee of a recipient, but excluding the ultimate beneficiary of the assistance.

(e) *Applicant for assistance* means one who submits an application, request, or plan required to be approved by a NASA official or by a recipient as a condition to becoming a recipient.

(f) *Federal financial assistance* means any grant, loan, contract (other than a procurement contract or a contract of insurance or guaranty), or any other arrangement by which the agency provides or otherwise makes available assistance in the form of:

- (1) Funds;
- (2) Services of Federal personnel; or
- (3) Real and personal property or any interest in or use of such property, including:

(i) Transfers or leases of such property for less than fair market value or for reduced consideration; and

(ii) Proceeds from a subsequent transfer or lease of such property if the Federal share of its fair market value is not returned to the Federal Government.

(g) *Facility* means all or any portion of buildings, structures, equipment, roads, walks, parking lots, or other real or personal property or interest in such property.

(h) *Handicapped person*. (1) *Handicapped persons* means any person who:

- (i) Has a physical or mental impairment which substantially limits one or more major life activities;
- (ii) Has a record of such an impairment; or
- (iii) Is regarded as having such an impairment.

(2) As used in paragraph (h)(1) of this section, the phrase: