

**PART 605—NONDISCRIMINATION  
ON THE BASIS OF HANDICAP IN  
PROGRAMS OR ACTIVITIES RE-  
CEIVING FEDERAL FINANCIAL  
ASSISTANCE**

**Subpart A—General Provisions**

Sec.

- 605.0 Adoption of HHS regulations.
- 605.1 Purpose.
- 605.2 Application.
- 605.3 Definitions.
- 605.4 Discrimination prohibited.
- 605.5 Assurances required.
- 605.6 Remedial action, voluntary action, and self-evaluation.
- 605.7 Designation of responsible employee and adoption of grievance procedures.
- 605.8 Notice.
- 605.9 Administrative requirements for small recipients.
- 605.10 Effect of state or local law or other requirements and effect of employment opportunities.

**Subpart B—Employment Practices**

- 605.11 Discrimination prohibited.
- 605.12 Reasonable accommodation.
- 605.13 Employment criteria.
- 605.14 Preemployment inquiries.
- 605.15–605.20 [Reserved]

**Subpart C—Accessibility**

- 605.21 Discrimination prohibited.
- 605.22 Existing facilities.
- 605.23 New construction.
- 605.24–605.30 [Reserved]

**Subpart D—Preschool, Elementary, and  
Secondary Education**

- 605.31 Application of this subpart.
- 605.32 Location and notification.
- 605.33 Free appropriate public education.
- 605.34 Educational setting.
- 605.35 Evaluation and placement.
- 605.36 Procedural safeguards.
- 605.37 Nonacademic services.
- 605.38 Preschool and adult education.
- 605.39 Private education.
- 605.40 [Reserved]

**Subpart E—Postsecondary Education**

- 605.41 Application of this subpart.
- 605.42 Admissions and recruitment.
- 605.43 Treatment of students; general.
- 605.44 Academic adjustments.
- 605.45 Housing.
- 605.46 Financial and employment assistance to students.
- 605.47 Nonacademic services.
- 605.48–605.50 [Reserved]

**Subpart F—Health, Welfare, and Social  
Services**

- 605.51 Application of this subpart.
- 605.52 Health, welfare, and other social services.
- 605.53 Drug and alcohol addicts.
- 605.54 Education of institutionalized persons.
- 605.55–605.60 [Reserved]

**Subpart G—Procedures**

- 605.61 Procedures.
- 605.62–605.90 [Reserved]

AUTHORITY: 29 U.S.C. 794.

SOURCE: 47 FR 8573, Mar. 1, 1982, unless otherwise noted.

**Subpart A—General Provisions**

**§ 605.0 Adoption of HHS regulations.**

The regulations of the Department of Health and Human Services on Non-discrimination on the Basis of Handicap, 45 CFR part 84, including any amendments thereto, have been adopted almost in their entirety to programs or activities receiving Federal financial assistance from the National Science Foundation. The few changes in the Foundation's rules include a newly added sub-paragraph (5) to paragraph (k) of § 605.3; and modifications in paragraph (j), § 605.3; paragraph (a) of § 605.5; paragraph (b) of § 605.46; and § 605.61. Paragraph (c) of § 605.5 has been removed, and "qualified handicapped persons" has been substituted for "handicapped persons" wherever that phrase appears in § 605.4(b)(5) and in Subpart C (§§ 605.21 through 605.23). The date for compliance with § 605.33(d) has been changed.

[47 FR 8573, Mar. 1, 1982, as amended at 61 FR 51021, Sept. 30, 1996; 68 FR 51381, Aug. 26, 2003]

**§ 605.1 Purpose.**

The purpose of this part is to effectuate 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.

**§ 605.2 Application.**

This part applies to each recipient of Federal financial assistance from the National Science Foundation and to