

found at 15 CFR 8.7 through 8.15, and 13 CFR part 317.

[65 FR 52877, Aug. 30, 2000]

PART 8b—PROHIBITION OF DISCRIMINATION AGAINST THE HANDICAPPED IN FEDERALLY ASSISTED PROGRAMS OPERATED BY THE DEPARTMENT OF COMMERCE

Subpart A—General Provisions

Sec.

- 8b.1 Purpose.
- 8b.2 Application.
- 8b.3 Definitions.
- 8b.4 Discrimination prohibited.
- 8b.5 Assurances required.
- 8b.6 Remedial action, voluntary action, and self-evaluation.
- 8b.7 Designation of responsible employee and adoption of grievance procedures.
- 8b.8 Notice.
- 8b.9 Administrative requirements for small recipients.
- 8b.10 Effect of state or local law or other requirements and effect of employment opportunities.

Subpart B—Employment Practices

- 8b.11 Discrimination prohibited.
- 8b.12 Reasonable accommodation.
- 8b.13 Employment criteria.
- 8b.14 Preemployment inquiries.
- 8b.15 Employment on ships.

Subpart C—Accessibility

- 8b.16 Discrimination prohibited.
- 8b.17 Existing facilities.
- 8b.18 New construction.

Subpart D—Post Secondary Education

- 8b.19 Application of this subpart.
- 8b.20 Admission and recruitment.
- 8b.21 Treatment of students.
- 8b.22 Academic adjustments.
- 8b.23 Housing provided by the recipient.
- 8b.24 Financial and employment assistance to students.
- 8b.25 Nonacademic services.

Subpart E—Procedures

- 8b.26 Procedures.

AUTHORITY: 29 U.S.C. 794.

SOURCE: 47 FR 17746, Apr. 23, 1982, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part 8b appear at 68 FR 51353, Aug. 26, 2003.

Subpart A—General Provisions

§ 8b.1 Purpose.

Section 504 of the Rehabilitation Act of 1973, as amended, prohibits discrimination on the basis of handicap in any program or activity receiving Federal financial assistance. The purpose of this part is to implement section 504 with respect to programs or activities receiving Federal financial assistance from the Department of Commerce.

§ 8b.2 Application.

This part applies to each recipient of Federal financial assistance from the Department of Commerce and to each program or activity receiving such assistance. The requirements of this part do not apply to the ultimate beneficiaries of Federal financial assistance in the program or activity receiving Federal financial assistance.

§ 8b.3 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, and by the Rehabilitation, Comprehensive Services, and Developmental Disabilities Amendments of 1978, Pub. L. 95-602 (codified at 29 U.S.C. 794 (1976 & Supp. II 1978)).

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

(c) *Department* means the Department of Commerce and any of its constituent units authorized to provide Federal financial assistance.

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

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

- (1) Funds;
- (2) Services of Federal personnel; or