

- § 35.136 Service animals.
- § 35.137 Mobility devices.
- § 35.138 Ticketing.
- § 35.139 Direct threat.
- § 35.149 Discrimination prohibited.
- § 35.150 Existing facilities.
- § 35.151 New construction and alterations.
- § 35.152 Jails, detention and correctional facilities.
- § 35.160 General.
- § 35.161 Telecommunications.
- § 35.162 Telephone emergency services.
- § 35.163 Information and signage.
- § 35.164 Duties.

**Appendix A to Part 35—Guidance on Revisions to ADA Regulation on Nondiscrimination on the Basis of Disability in State and Local Government Services.**

**Appendix B to Part 35—Guidance on ADA Regulation on Nondiscrimination on the Basis of Disability in State and Local Government Services Originally Published July 26, 1991.**

**APPENDIX C TO PART 35—GUIDANCE TO REVISIONS TO ADA TITLE II AND TITLE III REGULATIONS REVISING THE MEANING AND INTERPRETATION OF THE DEFINITION OF “DISABILITY” AND OTHER PROVISIONS IN ORDER TO INCORPORATE THE REQUIREMENTS OF THE ADA AMENDMENTS ACT**

- § 36.101 Purpose and broad coverage.
- § 36.102 Application.
- § 36.103 Relationship to other laws.
- § 36.104 Definitions.
- § 36.201 General.
- § 36.202 Activities.
- § 36.203 Integrated settings.
- § 36.204 Administrative methods.
- § 36.205 Association.
- § 36.207 Places of public accommodations located in private residences.
- § 36.210 Smoking.
- § 36.213 Relationship of subpart B to subparts C and D of this part.

But modify as follows:

Subpart B of this part << (§ 36.201 through § 36.213) >> sets forth the general principles of nondiscrimination applicable to all entities subject to this part. Subparts C << (§ 36.301 through § 36.310) >> and D << (§ 36.405 through § 36.406) >> of this part provide guidance on the application of the statute to specific situations. The specific provisions, including the limitations on those provisions, control over the general provisions in circumstances where both specific and general provisions apply.

- § 36.301 Eligibility criteria.
- § 36.302 Modifications in policies, practices, or procedures.
- § 36.303 Auxiliary aids and services.
- § 36.304 Removal of barriers.
- § 36.305 Alternatives to barrier removal.
- § 36.307 Accessible or special goods.
- § 36.308 Seating in assembly areas.
- § 36.309 Examinations and courses.
- § 36.310 Transportation provided by public accommodations.
- § 36.402 Alterations.
- § 36.403 Alterations: Path of travel.
- § 36.404 Alterations: Elevator exemption.
- § 36.405 Alterations: Historic preservation.
- § 36.406 Standards for new construction and alterations.

**Appendix A to Part 36—Guidance on Revisions to ADA Regulation on Nondiscrimination on the Basis of Disability by Public Accommodations and Commercial Facilities.**

**Appendix B to Part 36—Analysis and Commentary on the 2010 ADA Standards for Accessible Design.**

**Appendix C to Part 36—Guidance on ADA Regulation on Nondiscrimination on the Basis of Disability by Public Accommodations and in Commercial Facilities Originally Published on July 26, 1991.**

**Appendix D to Part 36—1991 Standards for Accessible Design as Originally Published on July 26, 1991.**

**Appendix E to Part 36—Guidance to Revisions to ADA Title II and Title III Regulations Revising the Meaning and Interpretation of the Definition of “Disability” and Other Provisions in Order to Incorporate the Requirements of the ADA Amendments Act.**

**Appendix F to Part 36—Guidance and Section-By-Section Analysis.**

- § 2.104 Incorporated Regulations from 49 C.F.R. Parts 37 and 38.

The following regulations from 49 C.F.R. Parts 37 and 38 that are published in the Code of Federal Regulations on the effective date of these regulations are hereby incorporated by reference as though stated in detail herein:

- § 37.1 Purpose.
- § 37.3 Definitions.
- § 37.5 Nondiscrimination.
- § 37.7 Standards for accessible vehicles.
- § 37.9 Standards for accessible transportation facilities.
- § 37.13 Effective date for certain vehicle specifications.
- § 37.21 Applicability: General.
- § 37.23 Service under contract.
- § 37.27 Transportation for elementary and secondary education systems.
- § 37.31 Vanpools.
- § 37.37 Other applications.
- § 37.41 Construction of transportation facilities by public entities.
- § 37.43 Alteration of transportation facilities by public entities.
- § 37.45 Construction and alteration of transportation facilities by private entities.
- § 37.47 Key stations in light and rapid rail systems.
- § 37.61 Public transportation programs and activities in existing facilities.
- § 37.71 Purchase or lease of new non-rail vehicles by public entities operating fixed route systems.
- § 37.73 Purchase or lease of used non-rail vehicles by public entities operating fixed route systems.
- § 37.75 Remanufacture of non-rail vehicles and purchase or lease of remanufactured non-rail vehicles by public entities operating fixed route systems.
- § 37.77 Purchase or lease of new non-rail vehicles by public entities operating a demand responsive system for the general public.
- § 37.79 Purchase or lease of new rail vehicles by public entities operating rapid or light rail systems.
- § 37.81 Purchase or lease of used rail vehicles by public entities operating rapid or light rail systems.
- § 37.83 Remanufacture of rail vehicles and purchase or lease of remanufactured rail vehicles by public entities operating rapid or light rail systems.
- § 37.101 Purchase or lease of vehicles by private entities not primarily engaged in the business of transporting people.
- § 37.105 Equivalent service standard.

- § 37.161 Maintenance of accessible features: General.

- § 37.163 Keeping vehicle lifts in operative condition: Public entities.

- § 37.165 Lift and securement use.

- § 37.167 Other service requirements.

- § 37.169 Process to be used by public entities providing designated public transportation service in considering requests for reasonable modification.

- § 37.171 Equivalency requirement for demand responsive service operated by private entities not primarily engaged in the business of transporting people.

- § 37.173 Training requirements.

**Appendix A to Part 37—Modifications to Standards for Accessible Transportation Facilities.**

**Appendix D to Part 37—Construction and Interpretation of Provisions of 49 CFR Part 37.**

**Appendix E to Part 37—Reasonable Modification Requests.**

- § 38.1 Purpose.
- § 38.2 Equivalent facilitation.
- § 38.3 Definitions.
- § 38.4 Miscellaneous instructions.
- § 38.21 General.
- § 38.23 Mobility aid accessibility.
- § 38.25 Doors, steps and thresholds.
- § 38.27 Priority seating signs.
- § 38.29 Interior circulation, handrails and stanchions.
- § 38.31 Lighting.
- § 38.33 Fare box.
- § 38.35 Public information system.
- § 38.37 Stop request.
- § 38.39 Destination and route signs.
- § 38.51 General.
- § 38.53 Doorways.
- § 38.55 Priority seating signs.
- § 38.57 Interior circulation, handrails and stanchions.
- § 38.59 Floor surfaces.
- § 38.61 Public information system.
- § 38.63 Between-car barriers.
- § 38.71 General.
- § 38.73 Doorways.
- § 38.75 Priority seating signs.
- § 38.77 Interior circulation, handrails and stanchions.
- § 38.79 Floors, steps and thresholds.
- § 38.81 Lighting.
- § 38.83 Mobility aid accessibility.
- § 38.85 Between-car barriers.
- § 38.87 Public information system.
- § 38.171 General.
- § 38.173 Automated guideway transit vehicles and systems.
- § 38.179 Trams, and similar vehicles, and systems.

**Figures to Part 38.**

**Appendix to Part 38—Guidance Material.**

- § 2.105 Incorporated Standard from the Architectural Barriers Act Accessibility Standards (“ABAAS”) (May 17, 2005).

The following standard from the ABAAS is adopted as a standard and hereby incorporated as a regulation by reference as though stated in detail herein:

§ F202.6 Leases.

**EXECUTIVE COMMUNICATIONS, ETC.**

Under clause 2 of rule XIV, executive communications were taken from the Speaker’s table and referred as follows:

EC-651. A letter from the Alternate OSD FRLO, Office of the Secretary, Department of Defense, transmitting the Department’s direct final rule — Privacy Act of 1974; Implementation [Docket ID: DoD-2023-OS-0010] (RIN: 0790-AL11) received March 9, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-

121, Sec. 251; (110 Stat. 868); to the Committee on Armed Services.

EC-652. A letter from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting the Department's final rule — Increased Forty-Year Term for Loan Modifications [Docket No.: FR-6263-F-02] (RIN: 2502-AJ59) received March 13, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Financial Services.

EC-653. A letter from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting determination under section 7034(1)(5) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2023 (Div. K, P.L. 117-328), pursuant to Public Law 117-103, div. K, title VII, Sec. 7071; (136 Stat. 682); to the Committee on Foreign Affairs.

EC-654. A letter from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting determination under section 7034(1)(5) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2023 (Div. K, P.L. 117-328), pursuant to Public Law 117-103, div. K, title VII, Sec. 7071; (136 Stat. 682); to the Committee on Foreign Affairs.

EC-655. A letter from the Associate Administrator, Environmental Protection Agency, transmitting a response to the White House Environmental Justice Advisory Council's (WHEJAC) Phase One Scorecard Recommendations Report (Scorecard Report), pursuant to 5 U.S.C. app. Sec. 6(c); Public Law 92-463, Sec. 6(c) (as amended by Public Law 97-375, Sec. 201(c)); (96 Stat. 1822); to the Committee on Oversight and Accountability.

EC-656. A letter from the Legal Advisor, Office of the Intellectual Property Enforcement Coordinator, Executive Office of the President, transmitting the Office's final rule — Freedom of Information Act and the Privacy Act (RIN: 0355-AA00) received March 2, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Oversight and Accountability.

EC-657. A letter from the Director, National Science Foundation, transmitting the Foundation's FY 2022 No FEAR Act Report, pursuant to 5 U.S.C. 2301 note; Public Law 107-174, Sec. 203(a) (as amended by Public Law 109-435, Sec. 604(f)); (120 Stat. 3242); to the Committee on Oversight and Accountability.

EC-658. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Endangered Species Status for Prostrate Milkweed and Designation of Critical Habitat [Docket No.: FWS-R2-ES-2021-0041; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BE65) received March 21, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-659. A letter from the Chief, Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Threatened Species Status With Section 4(d) Rule for the Upper Coosa River Distinct Population Segment of Frecklebelly Madtom and Designation of Critical Habitat [Docket No.: FWS-R4-ES-2020-0058; FF09E21000 FXES111090FEDR 234] (RIN: 1018-BE87) received March 21, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on Natural Resources.

EC-660. A letter from the Acting Director, Financial Crimes Enforcement Network, De-

partment of the Treasury, transmitting the Department's final rule— Financial Crimes Enforcement Network; Inflation Adjustment of Civil Monetary Penalties received March 13, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on the Judiciary.

EC-661. A letter from the Assistant General Counsel for Regulatory Affairs, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Adjustment of Civil Penalties for Inflation (RIN: 1212-AB45) received March 14, 2023, pursuant to 5 U.S.C. 801(a)(1)(A); Public Law 104-121, Sec. 251; (110 Stat. 868); to the Committee on the Judiciary.

EC-662. A letter from the Chair of the Board of Directors, Office of Congressional Workplace Rights, transmitting notification of proposed rulemaking, pursuant to 2 U.S.C. 1384(b)(3); Public Law 104-1, Sec. 304(b)(3); (109 Stat. 29); jointly to the Committees on House Administration and Education and the Workforce.

## REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

*[Omitted from the Record of March 27, 2023]*

Mr. McCAUL: Committee on Foreign Affairs. House Resolution 158. Resolution of inquiry requesting the President and directing the Secretary of Defense and Secretary of State to transmit, respectively, certain documents to the House of Representatives relating to congressionally appropriated funds to the nation of Ukraine from January 20, 2021 to February 24, 2023 (Rept. 118-29). Referred to the House Calendar.

*[Submitted March 28, 2023]*

Mr. RESCIENTHALER: Committee on Rules. House Resolution 260. Resolution providing for consideration of the bill (H.R. 1) to lower energy costs by increasing American energy production, exports, infrastructure, and critical minerals processing, by promoting transparency, accountability, permitting, and production of American resources, and by improving water quality certification and energy projects, and for other purposes (Rept. 118-30). Referred to the House Calendar.

Mrs. RODGERS of Washington: Committee on Energy and Commerce. H.R. 1603. A bill to repeal provisions of Public Law 117-169 relating to taxpayer subsidies for home electrification, and for other purposes (Rept. 118-31). Referred to the Committee of the Whole House on the state of the Union.

## PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. COLLINS (for himself, Mr. PARNETTA, Mr. KELLY of Pennsylvania, Mr. COHEN, Mr. FERGUSON, Ms. BROWNLEY, Mrs. MCBATH, and Mr. FRY):

H.R. 1818. A bill to amend the Internal Revenue Code of 1986 to allow qualified distributions from qualified tuition programs for certain aviation maintenance and commercial pilot courses; to the Committee on Ways and Means.

By Mr. WILSON of South Carolina (for himself, Mr. ALLEN, Mr. CARTER of Texas, and Mr. BABIN):

H.R. 1819. A bill to amend the Foreign Agents Registration Act of 1938 to limit the exemption from the registration requirements of such Act for persons engaging in activities in furtherance of bona fide religious, scholastic, academic, or scientific pursuits or the fine arts to activities which do not promote the political agenda of a foreign government, to amend the Higher Education Act of 1965 to clarify the disclosures of foreign gifts by institutions, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CALVERT:

H.R. 1820. A bill to require the Secretary of the Army to renew the lease of land for operations of the Corona Municipal Airport, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. ARRINGTON (for himself and Mr. CUELLAR):

H.R. 1821. A bill to amend the Intermodal Surface Transportation Efficiency Act of 1991 to designate the Texas and New Mexico portions of the future Interstate-designated segments of the Port-to-Plains Corridor as Interstate Route 27, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BERGMAN (for himself and Ms. MACE):

H.R. 1822. A bill to amend title 38, United States Code, to improve the review of claims for benefits under laws administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. BILIRAKIS:

H.R. 1823. A bill to designate the facility of the United States Postal Service located at 207 East Fort Dade Avenue in Brooksville, Florida, as the "Specialist Justin Dean Coleman Memorial Post Office Building"; to the Committee on Oversight and Accountability.

By Mr. BLUMENAUER:

H.R. 1824. A bill to reform the safety net for farmers and ranchers, enhance soil, water, and habitat conservation, encourage beginning farmers and ranchers, strengthen nutrition for Americans, support agriculture research and innovation, reduce food waste, improve animal welfare, and invest in regional food systems, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Ways and Means, Education and the Workforce, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUMENAUER (for himself, Ms. MACE, Ms. DEAN of Pennsylvania, Mr. BIGGS, and Mr. CORREA):

H.R. 1825. A bill to clarify that the Federal Right to Try law applies to schedule I substances for which a phase I clinical trial has been completed and to provide access for eligible patients to such substances pursuant to the Federal Right to Try law; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BUCSHON (for himself, Ms. CLARKE of New York, Mr. DUNN of Florida, and Mr. CARTER of Louisiana):

H.R. 1826. A bill to amend title XXVII of the Public Health Service Act to require group health plans and health insurance issuers offering group or individual health