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Series/Staff Member: William White, Jr.
Subseries:

OA/ID Number: 14204
FolderID:

Folder Title:
ADA [Americans with Disabilities Act] Independence Day 1993

Stack:	Row:	Section:	Shelf:	Position:
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Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Bob Seigny to Debbie Fine; RE: Personally Identifiable Information [partial] (3 pages)	07/26/1993	b(6)
002. memo	Bob Seigny to Debbie Fine; RE: Personally Identifiable Information [partial] [duplicate of 001] (3 pages)	07/26/1993	b(6)

COLLECTION:

Clinton Presidential Records
 Public Liaison
 William White, Jr.
 OA/Box Number: 14204

FOLDER TITLE:

ADA [Americans with Disabilities Act] Independence Day 1993

2007-0143-F

db4551

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Disabled

Disability

PHOTOCOPY
PRESERVATION

THE WHITE HOUSE

WASHINGTON

July 12, 1993

MEMORANDUM FOR STEVE SILVERMAN

FROM: Mike Lux, Debbie Fine

SUBJECT: Americans with Disabilities Act (ADA)

As we discussed, July 26th is the third anniversary of the enactment of the ADA. We are hoping to either hold a reception in the State Dining Room that morning before the President leaves for Chicago, or to have him do a site visit to a disability facility while in Chicago.

In order to strengthen the message that disability policy is important to this administration, we are hoping that the relevant departments will plan their own events or attend the White House sponsors. In the very least, we hope that the departments will issue press statements recognizing the importance of the ADA as civil rights legislation, and pledging to enforce it. (The more directly relevant departments are Justice, HHS, HUD, Transportation, Education, and Labor.)

Attached is background information on this you may find helpful.

We will talk to Arthur Jones, and appreciate anything you can do to help out with coordinating this effort. Thanks for your help.

cc: Alexis Herman
Steve Hilton
Danny Wexler

There me
1 1/2 hr

THE WHITE HOUSE
WASHINGTON

7/6/93

Schedule Request



 ACCEPT REGRET PENDING

TO: Marcia Hale
Assistant to the President and Director
of Scheduling and Advance

FROM: Alexis Herman
Assistant to the President and Director
of Public Liaison

REQUEST: Meeting with the Administration
appointees with disabilities, followed
by a reception celebrating the third
anniversary of the Americans with
Disabilities Act in the State Dining
Room.

BACKGROUND: This is a critically important day in
the disability community; Senator Harkin
and the DNC also feel strongly about
doing an event on this day.

A briefing with the Administration
appointees with disabilities would occur
preceding the reception. This will
provide an opportunity for the President
to meet his appointees and to be briefed
on issues of concern to people with
disabilities that pertain to the
Americans with Disabilities Act.

PREVIOUS PARTICIPATION: A meeting with the leadership of various
disability groups was scheduled for June
2, and then cancelled. It has not been
rescheduled.

DATE AND TIME: July 26th; afternoon.

DURATION: Approximately one hour.

LOCATION: The Oval Office for the briefing and the
State Dining Room for the reception.

PARTICIPANTS: For the briefing:

Marca Bristo; Chairperson, National
Council on Disability

Judy Heumann; Assistant Secretary of Special Education and Rehabilitation Services, Department of Education

Paul Steven Miller; Director of Disability Outreach, White House Office of Presidential Personnel

Bobby Simpson; Commissioner of Rehabilitation Service, Department of Education

Fernando Torres-Gil; Commissioner of Aging, Department of Health and Human Services

List of participants for the reception to be provided; a maximum of 200.

OUTLINE OF EVENTS:

A 15-30 minute meeting with the Administration appointees with disabilities in the Oval Office.

The participants would then join those already in the State Dining Room.

The President enters, and makes remarks on the importance of the Americans with Disabilities Act and its enforcement as the key to integrating all people with disabilities, linking this to the President's legislative priorities.

The President does a receiving line and exits.

REMARKS REQUIRED:

Speech to be provided by Communications, in addition to a briefing by Office of Public Liaison.

MEDIA COVERAGE:

Pool press during remarks in State Dining Room.

THE WHITE HOUSE

WASHINGTON

May 11, 1993

MEMORANDUM FOR MARCIA HALE, ALEXIS HERMAN, RICKI SEIDMAN, ANNE STOCK, MELANNE VERVEER

FROM: Mike Lux

SUBJECT: ADA Anniversary

Attached is a letter from Senator Harkin to the President with some suggestions on commemorating the anniversary of the enactment of the Americans With Disabilities Act. Whether we pursue Harkin's specific ideas or not, I would strongly urge that we do some kind of big event that day to honor the anniversary, including some sort of reception at the White House. Such an event would be a big political boost to us with the disability community, and could help promote the long term care piece of our health reform package.

cc: Steve Hilton
Bob Boorstin
Bob Sevigny
Susan Brophy

TOM HARKIN
IOWA(202) 224-3264
TTY (202) 224-4633COMMITTEES
AGRICULTURE
APPROPRIATIONS
SMALL BUSINESS
LABOR AND HUMAN
RESOURCES**United States Senate**

WASHINGTON, DC 20510-1502

May 5, 1993

Dear Mr. President:

July 26, 1993 marks the third anniversary of the enactment of the Americans with Disabilities Act (ADA). July 26 also marks the day that telephone companies nationwide are required by the ADA to provide telephone services that enable individuals who are deaf and others to communicate with individuals who hear. This will be accomplished through a "relay system" under which an individual who is deaf or an individual who has a speech impairment calls an operator using a text telephone (TTY); the operator, who also has a TTY, then voices the message to the hearing person. What an important day for people like my brother Frank, who is deaf!

I have often referred to the ADA as the 20th century "emancipation proclamation" for individuals with disabilities. Around the country people with disabilities celebrate the 26th of July as Disability Independence Day.

You can make this year's anniversary the best ever by joining the disability community in celebration. This is an historic opportunity to restate your commitment to forge a national disability policy based on three simple creeds: independence, not dependence; inclusion, not exclusion; and empowerment, not paternalism.

Perhaps, you could hold a town meeting on your national disability policy, including a discussion of the ADA and health care reform attended by individuals with disabilities, family members, the business community, educators, health care professionals, and others. At the town meeting, you could demonstrate the relay system by accepting a call from a deaf person, such as I. King Jordon, the President of Gallaudet University. In addition, you could issue an Executive Order directing Federal agencies to ensure equal opportunity for employees and members of the public who do business with the agencies.

210 WALNUT ST.
733 FEDERAL BLDG.
DES MOINES, IA 50309
(515) 284-4574350 WEST 6TH ST
315 FEDERAL BLDG.
DUBUQUE, IA 52001
(319) 582-2130RTH AND HIGHWAY, BOX H
317 FEDERAL BLDG.
COUNCIL BLUFFS, IA 51502
(712) 328-0036BOX 74884
LINDALE MALL
CEDAR RAPIDS, IA 52407-4884
(319) 382-6374131 E 4TH ST
318 FEDERAL BLDG.
DAVENPORT, IA 52801
(319) 322-1336320 6TH ST.
110 FEDERAL BLDG.
SIOUX CITY, IA 51101
(712) 252-1850

I would be glad to help you plan these or other activities which you may wish to pursue celebrating the third anniversary of the landmark ADA.

Sincerely,



Ted Harkin
U.S. Senator

The Honorable Bill Clinton
President
The White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500



THE PRESIDENT'S COMMITTEE ON
EMPLOYMENT OF PEOPLE WITH DISABILITIES

1331 F STREET, N.W., WASHINGTON, D.C. 20004 1107
(202) 376-6200 VOICE (202) 376-6205 TDD (202) 376-6219 FAX

CHAIRMAN
JUSTIN DART

luxmil.m18

May 21, 1993

~~CONFIDENTIAL~~

To: Mike Lux, Debbie Fine, Paul Miller

From: Justin Dart

Subject: Presidential Involvement in an ADA Anniversary Event

You have asked for suggestions for participation by the President in one or more ADA anniversary events, around July 26th.

ditto Harkin ①

~~The President could make a speech followed by questions on ADA and other disability-related issues in a kind of town meeting setting attended by representatives of the major disability community constituencies, business and labor and showcasing his disability community appointees. Also present could be members of the administration and Congress who are advocates for people with disabilities who happened to be available - people like Senator Harkin, Congresspersons Hoyer, Owens and Schroeder; Attorney General Reno, the Assistant Attorney General for Civil Rights and the Chair of EEOC, Secretaries Shalala, Reich, Cisneros and Pena and leading White House staff, such as yourselves. Of course it would be great if Mrs. Clinton and Vice President and/or Mrs. Gore could attend. The President's personal participation could be preceded, off and/or on camera by dialogue involving White House staff, representatives of the administration and Congress, and disability community leaders.~~

The event could be connected by satellite to two or three uplinked locations around the nation to enable two way dialogue, and broadcast to every state by C-SPAN or through downlinks. The American Disability Channel is willing to arrange the TV coverage at no cost to the government, and would promote additional network and cable coverage.

It has been suggested that the event be held at Gallaudet University, an international symbol of disability rights leadership. July 26th 1993 will be the date that the ADA requirement for a telephone relay system for the deaf comes into force. The first question following the President's remarks could be made through the relay system from a person with deafness.

Uplinks could be at a major urban area like Los Angeles, a rural-

DIGNITY, EQUALITY, INDEPENDENCE THROUGH EMPLOYMENT

DETERMINED TO BE AN ADMINISTRATIVE

MARKING INITIALS: DB DATE: 12/4/17

agriculture area like the Illinois-Iowa quad cities, and perhaps a place in the South like Atlanta, Houston or Dallas. Los Angeles and California have become symbolic of our national problems. The quad cities site would attract people from Iowa, Illinois, Wisconsin, Missouri and possibly Nebraska, Kansas, Minnesota, Indiana and Michigan.

This scenario would allow the personal involvement of the representatives all major disability community constituencies in every state willing to organize a formal or informal gathering. For the first time we have a good beginning list of who those people are, and we have established contact with them.

For the last three months a team of three young Clinton Campaign leaders, three President's Committee executives and myself have conducted OPERATION PEOPLE FIRST. This is an intensive telephone survey to find the leadership of every major disability constituency in every state, bring them together, and support their empowerment in the democratic and productive processes. By June fourth we will have held at least one 90 minute teleconference in each of the fifty states with 19-25 key leaders of persons with visual and hearing impairments, physical and psychiatric disabilities, mental retardation, learning disabilities, AIDS, military connected disabilities, their families and service providers, etc. Our PEOPLE FIRST TEAM and network list would be available to you. I would also recommend including selected leaders of business, labor, education, government and the public media. We have those contacts.

Alternative scenarios would include holding the meeting in an outside-the Beltway area place, with brief visits to disability-related entities; attending an already organized ADA anniversary event, such as the July 25th parade and rally in New York City; a major disability policy speech; or simply a strong written and video disability policy statement (the President has already made such statements - I would hope that something more could be done).

I and the PCEPD staff will cooperate in any way possible. Please call me at 202-488-7684, or Rick Douglas or John Lancaster at 202-376-6200.

I deeply appreciate your leadership and that of the President to empower people with disabilities in government and the productive mainstream of America.

THE WHITE HOUSE
WASHINGTON

July 19, 1993

MEMORANDUM FOR MARCIA HALE

FROM: Alexis Herman

SUBJECT: Americans With Disabilities Act

Attached are two requests for events dealing with the disability community. This is what I propose in order to ensure we deal effectively with this constituency.

THE WHITE HOUSE

WASHINGTON

Schedule Request

7/19/93

<input type="checkbox"/>	ACCEPT	<input type="checkbox"/>	REGRET	<input type="checkbox"/>	PENDING
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TO: Marcia Hale
Assistant to the President and Director
of Scheduling and Advance

FROM: Alexis Herman
Assistant to the President and Director
of Public Liaison

REQUEST: For the Achilles Track Club to run with
the President.

BACKGROUND: This is a NY based organization with a
membership of approximately 200 disabled
who try to keep people with disabilities
active in athletics. It would be a
great photo op for the President to run
with several from this group on the
morning of July 26th, the third
anniversary of the Americans with
Disabilities Act.

DATE AND TIME: The morning of July 26th.

DURATION: Flexible.

LOCATION: To be determined.

PARTICIPANTS: List to be provided.

OUTLINE OF EVENTS: To be determined.

REMARKS REQUIRED: None.

MEDIA COVERAGE: Open

THE WHITE HOUSE

WASHINGTON

Schedule Proposal

7/19/93

<u> </u>	ACCEPT	<u> </u>	REGRET	<u> </u>	PENDING
---------------	--------	---------------	--------	---------------	---------

TO: Marcia Hale
Assistant to the President and Director
of Scheduling and Advance

FROM: Alexis Herman
Assistant to the President and Director
of Scheduling and Advance

REQUEST: For the President to meet with leaders
from the disability community.

PURPOSE: To discuss disability policy,
demonstrating commitment to issues
affecting people with disabilities and
showing appreciation for those who
supported the President's election.

BACKGROUND: This meeting was scheduled for June 2nd,
and then indefinitely postponed.

The politics of the disability community
are complicated and often volatile.
During the campaign, leaders on both the
national and the grassroots level were
periodically disappointed with the
perceived lack of inclusion of people
with disabilities in Presidential
speeches and events. To date, the
President has not done anything publicly
with the disabled -- while former
President Bush is hosting a luncheon on
July 30.

Although we have done meetings with
representatives from this community,
particularly with the health care task
force, it is important that the
President personally show his commitment
by meeting with a group of leaders that
we will select.

The community is growing more anxious,
and I believe that a meeting with the

President will not only prevent a problematic situation from developing, but possibly mobilize an active voting bloc to action around the President's budget.

DATE AND TIME: Week of July 26.

DURATION: 30-45 minutes

LOCATION: Roosevelt Room

PARTICIPANTS: List to be provided, approximately 30 participants.

OUTLINE OF EVENTS: The President will meet with administration appointees with disabilities for 15 minutes prior to meeting for a briefing in the Oval Office.

The appointees will join the meeting participants in the Roosevelt Room. The President will enter; an informal dialogue will follow.


REMARKS REQUIRED: Talking points and background briefing will be provided by Public Liaison.

MEDIA COVERAGE: Closed to the press.

THE WHITE HOUSE
WASHINGTON

July 16, 1993

MEMORANDUM FOR CABINET CHIEFS OF STAFF

FROM: STEVE SILVERMAN 
SUBJECT: AMERICANS WITH DISABILITIES ACT (ADA)

The third anniversary of the Americans with Disabilities Act (ADA) will take place on July 26, 1993. In order to emphasize the importance of disability policy to this administration, White House Public Liaison asks that you encourage your Cabinet Secretary to issue a press statement or commemorate this day in some appropriate manner.

If your principal or the agency expects to participate in some way, please inform Debbie Fine of White House Public Liaison (456-2930). Thank you for your attention to this matter.

cc: Debbie Fine
Jennifer Allen

July 15, 1993

MEMORANDUM FOR STEVE SILVERMAN

FROM: Mike Lux, Debbie Fine

SUBJECT: The ADA Anniversary

In light of the administration's focus on reconciliation for the next few weeks, we have decided not to hold a reception celebrating the third anniversary of the ADA at the White House. Instead, we are working with Carol Rasco to issue an executive order on disability policy, while continuing to work with the departments on getting press statements issued, and on pulling together more substantial events where appropriate. Your help is much appreciated on this.

In addition, we would like to see if there is a way we can work something into the Job Training Conference in Chicago that day. Depending on what the format is, it might be a good idea to have either Judy Heuman, Assistant Secretary for OSERS at Education or Justin Dart, Chair of the President's Committee on the Employment of People with Disabilities contribute to the program in some capacity. This would be in addition to mention of the ADA in the President's remarks that day.

Any suggestions or advice you have on this would be much appreciated. Thanks for your help.

THE WHITE HOUSE

WASHINGTON

July 15, 1993

MEMORANDUM FOR MARCIA HALE AND ALEXIS HERMAN

FROM: Mike Lux

SUBJECT: ADA Anniversary

In light of the need to focus on reconciliation, I would like to withdraw my request for an event celebrating the third anniversary of the Americans with Disabilities Act. I am working with Carol Rasco to get an executive order ready to be issued on that day, in conjunction with acknowledgement in the President's remarks at the Jobs Training Conference in Chicago.

I would underscore that this makes our commitment to reschedule a meeting with the disability community critical to uphold for many reasons. If we are not able to commit to such a meeting for August, I think we're in for a firestorm in the disability community, particularly since former President Bush has already called a meeting for July 30th.

cc: Danny Wexler
Steve Hilton

MEMORANDUM

TO: Mike Lux, Debbie Fine
FROM: Bob Sevigny, DNC Disability Outreach
RE: Activities Marking ADA Anniversary on July 26, 1993
DATE: June 11, 1993

Yesterday, we held a teleconference with a group of Presidential appointees and representatives from the disability community to discuss activities that might be taken by the President and the Administration to mark the anniversary of the Americans with Disabilities Act (ADA). Participants in this meeting included: Judy Heumann, Marca Bristo, Bobby Silverstein, Paul Marchand, Pat Wright, Paul Miller and myself. Although all participants agreed that an event marking the anniversary was essential, concern was expressed that possible delays in the passage of the President's Budget Plan might interfere with any major event planned for July 26th -- particularly any event requiring significant preparation for the President such as the previously discussed televised "town meeting" idea.

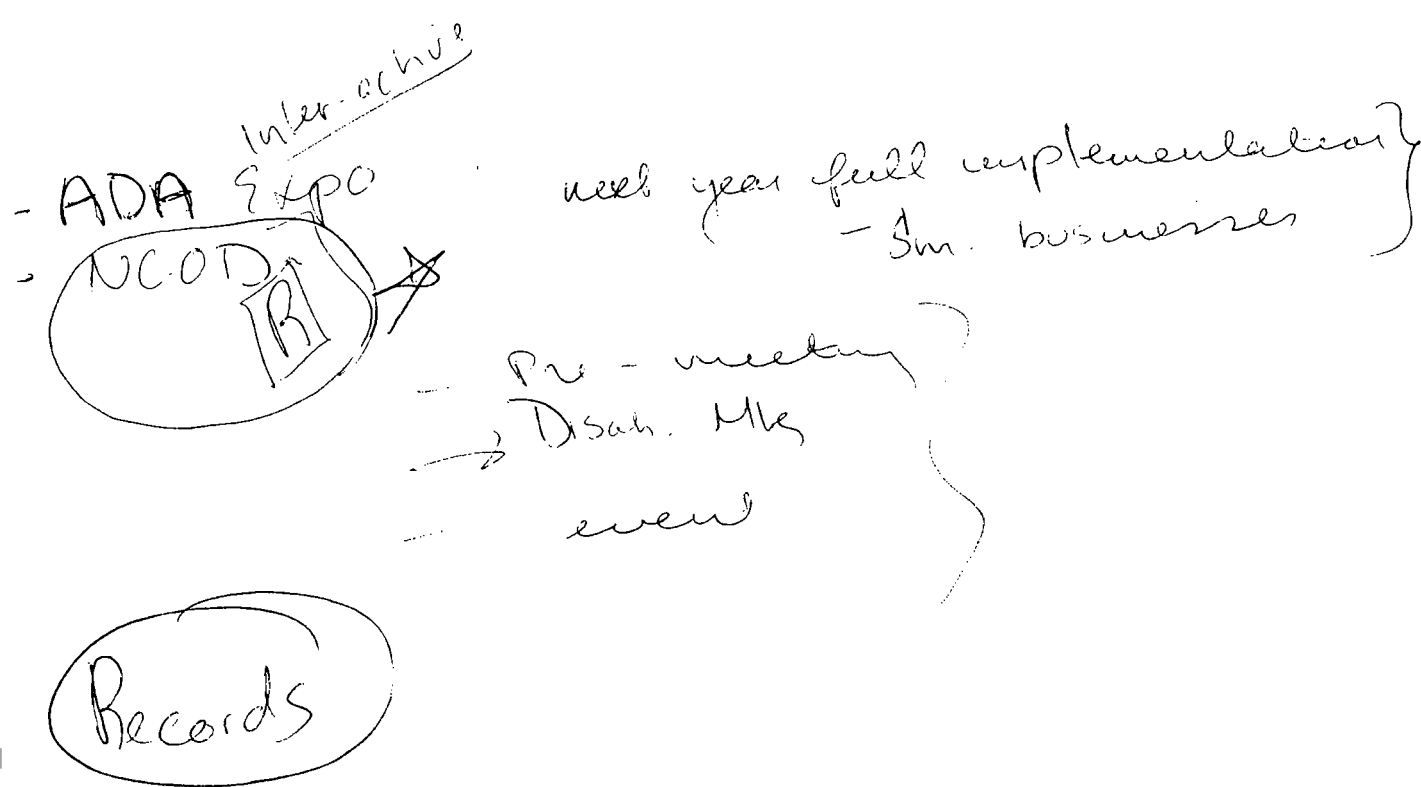
With that in mind, there was a consensus that perhaps a smaller and less elaborate event would be more appropriate for this year. The following recommendations were made:

- A walking tour of a portion of Tacoma Park, Maryland (along the lines of the President's walking tour of Georgia Avenue in D.C.). Tacoma Park is a community that is often cited as an example of how successful, and relatively low cost, modifications can enable widespread access to buildings and facilities for people with disabilities. This event would provide ample opportunities for TV shots of the President inspecting such modifications and meeting with small business proprietors and local residents to discuss the benefits of these changes. **This would be the keynote event.**
- If time permits, a second element should be a follow-up reception in which the President or the Vice President would drop by Gallaudet University to meet with people with disabilities and leaders in the community. This could take no more than 20 to 30 minutes and would again provide excellent photo opportunities. Gallaudet is recognized around the world for its leadership in providing education and opportunity for the Deaf and would be an outstanding setting to emphasize the accomplishments and empowerment of people with disabilities. This would also go a very long way in building relations with the Deaf community which has felt profoundly alienated from the Administration. Because Gallaudet is a Federally supported institution, the President is technically in charge of the University. I understand that no President since Lyndon Johnson has visited the University.
- As recommended in Senator Harkin's letter to the President, at some point on July 26th (perhaps on the way to the follow-up reception at Gallaudet) the President should be filmed making a phone call using the newly established "relay system" (mandated under the ADA) which enables hearing people and deaf people to communicate without the assistance of a T.D.D. or other devices.

- In conjunction with whatever events are scheduled, it was requested that the President issue an order or memorandum directing Cabinet members and other heads of agencies, or their designees, to conduct disability awareness events on July 26th. These events would include meetings with both disabled employees of the various departments and constituency groups from the disabilities community. These events could include seminars on ADA and other disability issues. Additionally, it might be useful to provide a brief (approximately 5 minutes) videotaped statement by the President on disability issues for use at these and other events. (This videotape should then be made widely available to communicate the President's position on disabilities issues). Either in the context of the video tape or by means of a Presidential letter or directive to all agency heads reiterating that the President's commitment to diversity in hiring for his Administration includes hiring of people with disabilities. If this recommendation is accepted, it is likely that a letter would have to be issued from the President's Office within the next two weeks to give agency heads time to make the necessary arrangements.

- Also during this time period (on or before July 26th), Attorney General Reno should be asked to issue a statement reaffirming her and the Administration's strong support for implementation of ADA and other provisions of the law pertaining to the rights of people with disabilities. A similar statement from Dona Shalala should also be considered.

All of these proposed events and statements should be structured to underscore the President's campaign commitment to establish a national disability policy based on three simple creeds: inclusion, not exclusion; independence, not dependence; and empowerment, not paternalism.





Disability Rights Education and Defense Fund, Inc.

Law, Public Policy, Training and Technical Assistance

1633 Q STREET, NW, SUITE 220
WASHINGTON, D.C. 20009
202/986-0375
FAX: 202/462-5624

FAX TRANSMITTAL

DATE: 6.29.93

TO: Debbie Fine

FAX #: 202-~~456~~ 456-6218

FROM: Pat Wright

MESSAGE: _____

TOTAL # OF PAGES INCLUDING THIS SHEET: 4



Number of Pages 3
(including this sheet)

DATE 6/10/93

Directed To Liz, Marylyn & Pat

Fax # 202/462-7024

Telephone # _____

SENDER'S INFO

From Stephanie Thomas

Telephone # 512/442-0252

Notes: Did you know the DOJ is sending out these lovely letters? When I ^{called and} asked what their criteria was so we wouldn't waste time filing ~~multiple~~ complaints they

Special instructions: plan to ignore, Bowen could not say. Their referrals are joke. So we are going to court with our P&A now and anyone who has a problem and no D.D. friends is left to search for a lawyer.

**FOR AN
INSTITUTION
FREE AMERICA!**

TO THE RECIPIENT OF THIS FAX:



U.S. Department of Justice

Civil Rights Division

Public Access Section

DNO-14
DNO-15
DJ 202-76-16
DJ 202-76-17
DJ 202-76-18
DJ 202-76-21

FD-302 (Rev. 6-6-93)
Washington, D.C. 20535-4725

MAY 12 1993

Ms. Stephanie Thomas
ADAPT of Texas
1339 Lamar SQ DR #B
Austin, Texas 78704

RE: DNO-14
Sound Warehouse, Austin, Texas

DNO-15
Supercuts, Austin, Texas

DJ 202-76-16
Clarksville Pottery and Gallery, Austin, Texas

DJ 202-76-17
Trudy's Southern Star, Austin, Texas

DJ 202-76-18
Muscular Dystrophy Association, Austin, Texas

DJ 202-76-21
Doc Holliday's, Austin, Texas

Dear Ms. Thomas:

This letter is in response to your letter of April 16, 1993, to Joe Russo, an attorney with the Public Access Section, about 15 complaints that members of the Austin ADAPT have filed with this Section. Five of your complaints have been referred to the Coordination and Review Section of the Civil Rights Division because they involve allegations of violations of title II of the ADA. Of the remaining ten, we opened investigations of four, and have closed or are closing the six others.

I regret that we are not able to take action on all the

- 2 -

* | complaints that members of your organization have filed with us. We do not have the authority or resources to pursue each allegation of a title III violation, and we find increasingly that we have to make decisions - - and often difficult ones - - not to open investigations even when it appears that violations exist. However, of the approximately 1000 investigations that we have opened, about 50 concern entities in Texas, and seven relate to Austin area businesses. While the six matters listed above have been or soon will be closed, we are actively investigating the four others about which you asked (DJ 202-76-8, Pecan Street Cafe; DJ 202-76-6, Apple Tree Grocery Store; DJ 202-76-15, 7 Days Food Store; and DJ 202-76-19, Dance Across Texas). The attorney assigned to the first two is Ken Nakata. Ms. Babe Novich is the attorney handling the other two.

For your information, I am enclosing a copy of the type of letter we usually send to complainants in response to complaints from Texas that we are not pursuing.

We will also be writing separately to the individual complainants concerning the Muscular Dystrophy Association and Doc Holliday's.

Again, I am sorry that we cannot further assist you with these six complaints. If you would like to discuss any of the complaints that you have filed, please feel free to call me at 202-307-2245. We look forward to continuing to work with your organization and its members.

Sincerely,



L. Irene Bowen
Deputy Chief
Public Access Section

Enclosure: Sample letter with State List

This is the DOJ
form letter to
blow off
potentially
discriminated
against folks

DJ 202-

Name
Address
Address

Re: DJ 202-
Respondent

Dear :

We have received your correspondence alleging violations of title III of the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12181-12189.

The Americans with Disabilities Act ("ADA") authorizes the Department of Justice to investigate alleged violations of title III, which prohibits discrimination against persons with disabilities by public accommodations and commercial facilities. 42 U.S.C. § 12188 (b) (1) (A). However, the Department of Justice may seek judicial relief only in instances where there appears to be a pattern or practice of discrimination or where an issue of general public importance is involved. Any such action is taken on behalf of the United States. We do not act as an attorney for, or representative of, an individual.

After a review of the matter you have raised, we have decided not to take any further action. This decision does not constitute an interpretation of whether a violation of the ADA occurred and it does not affect your ability to pursue other legal remedies, including filing a private suit in Federal court.

In addition to contacting a private attorney, there are a number of avenues that you may pursue in order to resolve your complaint, including consulting State or local authorities, disability rights organizations, or organizations that provide alternative dispute resolution services (such as arbitration or negotiation). For your convenience, we have enclosed a list of organizations serving your area. These listings come from various sources, and our office can not guarantee that the listings are current and accurate. These groups may be able to refer you to national or regional groups with a focus on a particular type of disability. Your local or State bar association may be able to give you names of private attorneys or

- *M -

mediation services. Some Better Business Bureaus are also prepared to help settle ADA complaints.

We suggest that if you contact any of these organizations, you let them know that you have received this letter from us, so that they will not forward your complaint to our office.

We are also enclosing a copy of our title III regulation and Technical Assistance Manual for your reference. If you have any questions concerning the Americans with Disabilities Act, you may call our information line at (202) 514-0301 between 1 p.m. and 5 p.m. EST, Monday through Friday. We regret that we cannot be of further assistance to you in this matter.

Sincerely,

L. Irene Bowen
Deputy Chief

Enclosure

State list

Title III regulation

Title III Technical Assistance Manual

9/14

MEMORANDUM

TO: Mike Lux, Debbie Fine
FROM: Bob Sevigny
RE: Events Marking ADA Anniversary
DATE: June 28, 1993

This follows up on our previous discussions regarding events to mark the upcoming ADA anniversary in July. In conjunction with other planned events marking this anniversary, the leaders of the disability community requested that the White House direct Cabinet members, or other high-ranking designees, to conduct disability awareness events on July 26th. This could be similar to recent events conducted to mark Gay Pride Day. As envisioned, these events should include meetings with both disabled employees of the various departments and constituency groups for the disabilities community. These events could also include seminars on ADA and other disability issues. It is suggested that the departments should be requested to establish working groups of disabled employees working in each department to help refine topics that should be covered in the context of this event. In general, issues to be included would include: access to facilities for people with disabilities; diversity in hiring people with disabilities; impact of access considerations on the particular agencies programmatic responsibilities; and the significance of the ADA and other legislation relating to people with disabilities on the operations of the agencies both internal and external.

I am also including some suggestions on programmatic topics that might be appropriate for specific agencies:

- Agriculture: Identifying and meeting the nutritional needs of people with disabilities.
- Commerce: Role of people with disabilities in business. How to encourage people with disabilities to enter into the business world, particularly small business.
- Defense: Role of people with disabilities working for the department and for various contractors and subcontractors. Enforcement of non-discrimination mandate on contractors and subcontractors.
- Education: Changing roles of Special Education and Rehabilitation Services in the lives of people with disabilities.
- Health and Human Services: Impact of benefit programs on people with disabilities, highlighting successes and identifying new goals and objectives.
- Interior: Efforts to make National Parks and other public lands and facilities accessible and useable to people with disabilities.
- Justice: ADA enforcement and education efforts.
- Labor: Job training efforts for people with disabilities and efforts to encourage government contractor compliance with non-discrimination requirements.
- State: Growing international movement to insure the rights of people with disabilities.
- Transportation: Challenge of providing people with disabilities access to public and common carrier transportation including: rail, bus, subways, and aviation.
- Veterans Affairs: Meeting the needs of disabled veterans.

MEMORANDUM

TO: LUX
FR: FINE
RE: ADA INDEPENDENCE DAY
DT: June 6, 1993

Everyone agrees that something must be done to celebrate ADA Independence Day. I will outline the options, as described by Bob Sevigny and Justin Dart separately. It would be ideal to make a final decision on what to do in the next couple of days, so that I can get in a schedule request before I go. Even though it's very far in advance, at least we can say that we've submitted it.

- I. Marca, Justin, and Senator Harkin (see attached) discuss doing something like a speech, and then Q & A in a town hall setting as their first choice. Justin Dart talks about doing this at Gallaudet University, and satelliting out to a few locations.

Justin's memo details some ideas on this. (see attached)

- II. Having a proclamation signing ceremony at the WH naming July 26 as Disability Independence Day. (I need to check on whether this is a proclamation that gets signed already or not.)

- III. Participating in an event that is already organized

The one that everyone mentions is the Disability Independence Day march and rally in New York on Sunday July 25. Judy Heumann and Justin Dart are already participating in this.

- IV. Visiting a disability related entity
- V. A major disability policy speech (involving health care, and ADA enforcement)
- VI. A strong written and video disability policy statement (Justin expresses his hope that this will not be the option chosen because such statements have already been made.)
- VII. Issuing an Executive Order directing Federal agencies to ensure equal opportunity for employees and members of the public who do business with the agencies.

ON THE OPTIONS

My sense is that a town meeting is out and a major disability policy speech is out. I also have a feeling that they wouldn't schedule him for the event in NYC unless he was already scheduled to be there for something else.

It's possible that a signing ceremony would be a good idea, although participating in an existing forum is usually easier.

Otherwise, we may want to do some combination of the above, using a VIP surrogate (preferably not a person with a disability) to read a statement from the President. I don't think people will love this option, however.

I also like the idea of visiting a facility.

I also want to touch back with Bob to see if there are any other existing events that may not be so far away. I found an info sheet on a conference called ADA Expo '93 on "Complying with the Law through Technology". This takes place in DC from 7/26 - 7/29. We could bring Gore's shop into this, and it's local.

MORE GENERALLY

Regardless of what we decide, the following should be considered:

1. Bob Sevigny thinks it's important that we confer with Marca and Justin on whatever we do.
2. Coordination

We can make a central part of the message of whatever we do stronger by involving other people in some capacity (either by coordinating statements that are released, or something) for example; the Attorney General, Secretary Shalala, Secretary Riley, or Secretary Reich. (I think the AG will probably be doing something since law is the real issue here, and we should coordinate with her office; I also think some sort of involvement of training and education could be very effective even just with a statement or by the presence of Reich or Riley somewhere.)

Obviously Presidential appointees with disabilities will be included, but I think it is very important that some reps of the administration without disabilities be included.

Congresspeople mentioned: Senator Harkin, Congressman Major Owens, Congressman Hoyer, Congresswoman Schroeder, Senator Bob Kerrey, Congressman Tom Andrews. We'll need to coordinate with Legislative Affairs; there are some Congresspeople who will be upset if we don't do anything to recognize the day.

Others: Asst AG for Civil Rights, Chair of EEOC

3. Message

a. We may want to talk about PAS task force, or at least to use this date as some sort of internal benchmark for progress with the PAS task force. This obviously depends on where we are with health care.

b. 7/26/93 is the day that the ADA requirement for telephone relay system for the deaf becomes effective. Justin suggested that the President could use the relay system to make a call as a part of whatever he does.

4. Whatever we do we should maximize publicity within the disability community because it's a no-lose type of thing.

*Referring an video
↓ disabilities - bc*

MEMORANDUM

TO: Mike Lux/Debbie Fine
FROM: Bob Sevigny
RE: Activities Marking ADA Anniversary
DATE: May 20, 1993

Send memo

- I strongly concur with the suggestion that a significant event should be scheduled marking the anniversary of the enactment of the ADA on July 25 or 26. This would be a superb opportunity to cement relations with the disabilities community and enlist them in support of the President's program -- particularly the health care reform plan which will be public by that date.

✓ - Several large events are occurring around the country marking this anniversary which could provide a suitable vehicle for us. I have attached materials I received from the people organizing the Disability Independence Day march in New York on Sunday the 25th. Justin Dart and Judy Heumann have already committed to participate in the New York event.

- I believe that in planning for this event, whatever the final location, we should confer closely with Marca Bristo, Chairwoman Designate for the National Council on Disabilities, and Justin Dart, Chairman of the President's Committee on Employment of People with disabilities.

- I spoke with Marca Bristo on Wednesday regarding this matter. She and Justin both suggest that we consider having the President conduct a national town meeting with the disabilities community marking this anniversary. It should be possible to get at least one national network to broadcast such an event and it would give us a tremendous reach to the nearly 43 million people in the disabilities community. Of course, the issues to be discussed would also have an interest/appeal to the broader population. As far as I know this would be an unprecedented event for people with disabilities.

Probably easier to play BC with past event than create one

- Another possible, if somewhat more conventional, event marking this date would be a White House reception for key people from the disabilities community marking this anniversary. We could use this event for a Presidential Proclamation naming July 26 as Disability Independence Day. If we have not already taken action on a PAS Task Force by that date, this would also be a useful event to announce its creation/appointment.

Justin should be the goal

- We should certainly have key leaders from the disabilities community participating in these events. Participants in such events should be representative of the full range of people with disabilities including people with hearing impairments, mental retardation, developmental disabilities and a range of other non-mobility related disabilities. In addition, all Presidential nominees/ appointees from the disabilities community should be present (both of them?).

- It will be important to have key members of the House and Senate that have been active in disabilities rights issues involved in any such events. In particular, Senator Harkin, Congressman Hoyer, and Congressman Major Owens should play a role in such events. In addition, Senator Bob Kerrey and Congressman Tom Andrews -- both of whom have disabilities should be involved. It would also be very useful to try to involve the Secretary of HHS and the Attorney General in such events.

- Of course, any such broadcast or other televised events would need to be close-captioned and sign language interpreters will need to be present at all times. We should plan on video taping any such event(s) and making it available for the widest possible distribution within the disabilities community.

↓ coordinate w/
Devo on 7/26
events

TOM HARKIN
IOWA(202) 224-3234
TTY (202) 224-4833COMMITTEES
AGRICULTURE
APPROPRIATIONS
SMALL BUSINESS
LABOR AND HUMAN
RESOURCES**United States Senate**

WASHINGTON, DC 20510-1502

May 5, 1993

Dear Mr. President:

July 26, 1993 marks the third anniversary of the enactment of the Americans with Disabilities Act (ADA). July 26 also marks the day that telephone companies nationwide are required by the ADA to provide telephone services that enable individuals who are deaf and others to communicate with individuals who hear. This will be accomplished through a "relay system" under which an individual who is deaf or an individual who has a speech impairment calls an operator using a text, telephone (TTY); the operator, who also has a TTY, then voices the message to the hearing person. What an important day for people like my brother Frank, who is deaf!

I have often referred to the ADA as the 20th century "emancipation proclamation" for individuals with disabilities. Around the country people with disabilities celebrate the 26th of July as Disability Independence Day.

You can make this year's anniversary the best ever by joining the disability community in celebration. This is an historic opportunity to restate your commitment to forge a national disability policy based on three simple creeds: independence, not dependence; inclusion, not exclusion; and empowerment, not paternalism.

Perhaps, you could hold a town meeting on your national disability policy, including a discussion of the ADA and health care reform attended by individuals with disabilities, family members, the business community, educators, health care professionals, and others. At the town meeting, you could demonstrate the relay system by accepting a call from a deaf person, such as I. King Jordon, the President of Gallaudet University. In addition, you could issue an Executive Order directing Federal agencies to ensure equal opportunity for employees and members of the public who do business with the agencies.

210 WALNUT ST.
733 FEDERAL BLDG.
DES MOINES, IA 50309
(515) 284-4874350 WEST 8TH ST.
318 FEDERAL BLDG.
DUBUQUE, IA 52001
(319) 587-71308TH AND HIGHWAY, BOX W
317 FEDERAL BLDG.
COUNCIL BLUFFS, IA 51502
(712) 324-0036BOX 74884
LINDALE MALL
CEDAR RAPIDS, IA 52407-4884
(319) 393-8374131 E. 4TH ST
314B FEDERAL BLDG.
DAVENPORT, IA 52801
(319) 322-1338320 6TH ST
110 FEDERAL BLDG.
SIOUX CITY, IA 51101
(712) 252-1550

I would be glad to help you plan these or other activities which you may wish to pursue celebrating the third anniversary of the landmark ADA.

Sincerely,



Tom Harkin
U.S. Senator

The Honorable Bill Clinton
President
The White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

WHITE HOUSE OFFICE OF PRESIDENTIAL PERSONNEL

M E M O R A N D U M

TO: Mike Lux/Debbie Fine
Bob Sivigny

FROM: Paul Steven Miller

DATE: June 10, 1993

SUBJECT: July 26, 1993 Anniversary

Attached, for your information, is a copy of a letter from the National Organization on Disability inviting the President to their July 26th event. As you are probably well aware, lots of organizations, both in DC and around the country are planning their own Independence Day events so it is important to get our word out before leaders are committed doing other events. I look forward to this afternoon's discussion with you.



NATIONAL ORGANIZATION ON DISABILITY

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Gerald R. Ford

910 Sixteenth Street, NW, Washington, DC 20006

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 Director, The Healing Community
John T. C. Yeh
 Chairman
 IMS Technologies, Inc.
Raul Yzaguirre
 President
 National Council of La Raza

June 9, 1993

BY MESSENGER

The Honorable William J. Clinton
 President of the United States of America
 The White House
 Washington, D.C. 20500

Dear Mr. President


It is our privilege to invite you to address a group of several hundred people, disabled and non-disabled, at a celebration on July 26 of the third anniversary of the Americans with Disabilities Act. The occasion marks the passage of the foremost civil rights legislation in history on behalf of the nation's 43 million people with disabilities.


The celebration will take place in the Upper Senate Park north of the U.S. Capitol Building, from 11:30 a.m. to 2:30 p.m. However, we shall be pleased to adjust the time to accommodate your availability. We have asked N.O.D. Board member, Tony Coelho to introduce you.

People from communities across the country, as well as national disability leaders, will attend. A highlight will be the presentation by Jim Brady, our Vice-Chairman, of a 1993 wheelchair accessible van donated for the occasion by Care Concepts, Inc. of Phoenix, Arizona. It will be presented to the mayor of the community selected in a nationwide essay contest. We invite you, also, to participate with Jim in this presentation.

Please join us, Mr. President. We hope you will agree this is a ready-made opportunity for you to express to the nation's disability community and to the world your continuing commitment to expanding the participation and contribution of people with disabilities in American life.

Sincerely yours,


 Alan A. Reich
 President


 James S. Brady
 Vice-Chairman

Robert J. Saner II Esq., Counsel
White, Verville, Fulton & Saner

Edward Kennedy, Jr.
Special Ambassador for
U.N. Disability Initiative

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 Rep. Steny Hoyer, MD
 Rep. Major R. Owens, NY
 Rep. Al Swift, WA
 Rep. Henry Waxman, CA



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HONORARY CHAIRMAN
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- John T. C. Yeh**
Chairman
JMS Technologies, Inc.
- Raul Yzaguirre**
President
National Council of La Raza

June 9, 1993

BY MESSENGER
Honorable Paul Miller
Director of Disability Placement
Presidential Personnel Office
The White House
Washington, D.C. 20500

Dear Paul:

It was good seeing you on Monday and hearing your excellent presentation at the meeting of the Federal Task Force. Thank you very much for coming. It meant a lot to the group, as you could tell.

As I mentioned, we are eager to have President Clinton address the ADA celebration now being planned. A copy of today's letter from Jim Brady and me to the President is attached.

I would appreciate it, Paul, if you would help us by ensuring that President Clinton accepts our invitation. As I mentioned, we also are asking Tony Coelho to help with this request.

With many thanks and all good wishes,

Sincerely,

Alan A. Reich
President

Robert J. Saner II Esq., Counsel
White, Verville, Fulton & Saner

Edward Kennedy, Jr.
Special Ambassador for
U.N. Disability Initiative

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- Sen. Paul Simon, IL**

- Rep. Michael N. Castle, DE**
- Rep. Julian Dixon, CA**
- Rep. Steny Hoyer, MD**
- Rep. Major R. Owens, NY**
- Rep. Al Swift, WA**
- Rep. Henry Waxman, CA**

Enclosures

DEMOCRATIC NATIONAL COMMITTEE

POLITICAL DEPARTMENT

PH 202-863-8000

FAX 202-863-8196

FAX COVER SHEET

TO: Debbie Fine

FROM: Robert Sevigny -- Director, Disability Outreach

DATE: 7-7-93 TIME: 11:20 AM (PM-EST)

FAX: 456 ~~578~~ 7929 # OF PAGES (incl. cover): 2

SUBJECT: FYI

IF YOU HAVE TROUBLE WITH THIS TRANSMISSION,

PLEASE CALL BOB AT 202-863-8098.

COMMENTS: _____

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Democratic National Committee

July 6, 1993

Via Fax

Kitty Higgins
Chief of Staff
Department of Labor
Washington, D.C.

Dear Ms. Higgins:

We are currently working together with the White House to plan and coordinate events marking the July 26th anniversary of the Americans with Disabilities Act. The White House indicated that they felt that Secretary Reich, as the only Cabinet member with a disability, might be interested in participating in these events - both in the context of whatever event occurs at the White House and, possibly, a separate joint event with several other Cabinet officials, including Attorney General Reno and Secretary Shalala.

Currently, the plan for the White House event envisions a brief meeting between the President and disabled appointees to the Administration and a Rose Garden ceremony where the President would make a statement and possibly sign either a directive or proclamation concerning disability issues.

We would clearly welcome participation by Secretary Reich and by you and your staff to help us plan a suitable event. Please have someone on your staff who we can coordinate with on this event contact me immediately at 863-8098. Thanks!

Sincerely,

Bob Sevigny
Director of
Disability Outreach

Today is the third anniversary of the enactment of the Americans with Disabilities Act. This landmark piece of legislation is a comprehensive civil rights law that provides protection from discrimination on the basis of disability. As we look today toward the future of the American workforce, we need to remind ourselves that the key to this future is the empowerment of all our workers, including those with disabilities. As I've said many times, we don't have a single person to waste in America. Our workforce training plans must reflect the commitment of the ADA to include and empower our citizens with disabilities.

THE WHITE HOUSE

WASHINGTON

July 12, 1993

MEMORANDUM FOR JOHN PODESTA AND TODD STERN

FROM: Mike Lux, Debbie Fine

SUBJECT: Special Letter Request

July 26th is the third anniversary of the enactment of the Americans With Disabilities Act, which is a very important day in the disability community. One of the major events celebrating this day is a parade in New York City.

Although we do not know exactly what the President will do in honor of this day, we are certain that he will not be participating in this parade. Paul Miller from White House Personnel, however, will attend. We would like him to read a statement from the President that acknowledges the importance of the ADA in the history of the civil rights movement in general, and its importance in improving the lives of people with disabilities in particular.

Background materials are attached. Thanks for your help.

Disability Independence Day March '95

April 23, 1993

To: President William Jefferson Clinton
 From: Daniel S. Robert, Co-chair, DIDM '93

Dear President Clinton,

On Sunday, July 25, 1993, the community of persons with disabilities of the Greater New York area, our friends and allies will come together in an historic demonstration of pride and unity to commemorate the third anniversary of the signing of the Americans with Disabilities Act (July 26, 1990).

Among those already committed to marching with us and speaking at our rally are Justin Dart, Chairman of the President's Committee on Employment of Persons with Disabilities, Judy Heumann, co-founder of the World Institute on Disability, Prof. Frank Bowe of Hofstra University, one of the outstanding heroes of the modern disability rights movement and Sharon Mistler, whose work I believe you know. Additional probable speakers include Sen. Paul Wellstone, Dennis Rivera, Pres. of Local 1199, NYC Health and Hospitals Workers Union and Mayor David Dinkins.

Mr. President, this community is well aware of your deep empathy with our struggle, your fervent commitment to the expeditious implementation of the ADA and to the overall enhancement of quality of life for Americans with disabilities. We look to you and to Vice President Gore for help and guidance in our efforts to acquaint the 'temporarily able-bodied' majority with our goals and entitlements, with our new self-image as the 'able disabled'.

Please regard this letter as a formal invitation to the Clinton and Gore families to march with us on July 25, to celebrate with us our emancipation from the centuries of darkness in which we were regarded as less than human. Share our jubilation. Speak to us of the dawning of a new era.

We are still negotiating with the NYC Police Department about the route of our march. But the location of the rally, Madison Square Park (5th Avenue at 23rd Street in the Chelsea section of Manhattan) is pretty well set, as is the time, 3:30 to 5:30 PM. We've invited a number of performers, including Pete Seeger and the National Theater of the Deaf to contribute to the festivities. There will be floats and marching bands, a real parade!

I can be reached by phone at 212-366-0432 or by fax at 212-337-0801. I've sent our Platform and a few other pieces to fill in the picture, including a list of sponsors and endorsers.

cc: Sen. Harkin, Rep. Owens, Bob Sevigny

Disability Independence Day March '93

DISABILITY INDEPENDENCE DAY PROCLAMATION

WHEREAS, throughout history, people with disabilities have been oppressed.

AND WHEREAS, in the UNITED STATES of AMERICA, the non-disabled majority continues to regard persons with disabilities as inherently inferior, as lacking the ability to fully participate in the mainstream.

AND WHEREAS persons with disabilities continue to be discriminated against in the areas of employment, public service (including activities of state and local governments), public transportation, public accommodations (including business and service providers and privately-financed public transportation) and telecommunications.

AND WHEREAS, the AMERICANS WITH DISABILITIES ACT of 1990 mandates the elimination of discrimination in these areas of American life, mandates the expeditious removal of all barriers to full participation by persons with disabilities in these critical facets of the aforementioned mainstream.

AND WHEREAS July 26 is the anniversary of the signing of this ACT,

BE IT HEREWITH RESOLVED and PROCLAIMED THROUGHOUT THE LAND that from this time forward, JULY 26 shall be known as DISABILITY INDEPENDENCE DAY.

WE who issue this PROCLAMATION urge all Americans, non-disabled and disabled alike, to celebrate as one the birth of a new era of equality and justice.

ATTN:

BOB SEVIGNY

**PLATFORM
FOR THE SECOND ANNUAL
DISABILITY INDEPENDENCE DAY MARCH
Sunday, July 25, 1993**

I am strongly committed to full implementation and enforcement of the ADA, because I believe our entire nation will share in the economic and social benefits that will result from full participation of Americans with disabilities in our society...

My agenda for our country and for people with disabilities goes beyond full implementation of the ADA. I am committed to fighting for a national health care system which provides universal access to affordable, quality health care, with more options for personal assistance services for the elderly and for persons who are disabled.

(Letter from President Elect Bill Clinton to the ADA Employment Summit. December 1, 1992.)

The text of the ADA begins with the following "FINDINGS AND PURPOSES" (sec.2) which we, the community of persons with disabilities, wish to re-endorse and re-affirm.

a) FINDINGS. - The Congress finds that -

(1) some 43,000,000 Americans have one or more physical or mental disabilities, and this number is increasing as the population as a whole is growing older;

(2) historically, society has tended to isolate and segregate individuals with disabilities, and, despite some improvements, such forms of discrimination against individuals with disabilities continue to be a serious and pervasive social problem;

(3) discrimination against individuals with disabilities persists in such critical areas as employment, housing, public accommodations, education, transportation, health services, voting, and access to public services;

(4) unlike individuals who have experienced discrimination on the basis of race, color, sex, national origin, religion, or age, individuals who have experienced discrimination on the basis of disability have often had no legal recourse to redress such discrimination;

(5) individuals with disabilities continually encounter various forms of discrimination, including outright intentional exclusion, the discriminatory effects of architectural, transportation and communication barriers, overprotective rules and policies, failure to make modifications to existing facilities and practices, exclusionary qualification standards and criteria, segregation, and relegation to lesser services, programs, activities, benefits, jobs, and other opportunities;

(6) census data, national polls, and other studies have documented that people with disabilities, as a group, occupy an inferior status in our society, and are severely disadvantaged socially, vocationally, economically, and educationally;

(7) individuals with disabilities are a discrete and insular minority who have been faced with restrictions and limitations, subjected to a history of purposeful unequal treatment, and relegated to a position of political powerlessness in our society, based on characteristics that are beyond the control of such individuals and resulting from stereotypic assumptions not truly indicative of the individual ability of such individuals to participate in, and contribute to, society;

(8) the Nation's proper goals regarding individuals with disabilities are to assure equality of opportunity, full participation, independent living, and economic self-sufficiency for such individuals; and

(9) the continuing existence of unfair and unnecessary discrimination and prejudice denies people with disabilities the opportunity to compete on an equal basis and to pursue those opportunities for which our free society is justifiably

famous, and costs the United States billions of dollars in unnecessary expenses resulting from dependency and nonproductivity.

- (b) **PURPOSE.** - It is the purpose of this Act -
- (1) to provide a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities;
 - (2) to provide clear, strong, consistent, enforceable standards addressing discrimination against individuals with disabilities;
 - (3) to ensure that the Federal Government plays a central role in enforcing the standards established in this Act on behalf of individuals with disabilities; and
 - (4) to invoke the sweep of congressional authority, including the power to enforce the fourteenth amendment and to regulate commerce, in order to address the major areas of discrimination faced day-to-day by people with disabilities.

The avowed purpose of the Disability Independence Day March is:

- to commemorate the third anniversary of the signing into law of the Americans with Disabilities Act (ADA) on July 26, 1990;
- to celebrate our emergence as a powerful political, economic, and creative force in the mosaic of the American mainstream; and
- to signal our determination to continue to fight for equality at every level of this society.

Our first Disability Independence March was held on July 26, 1992. It focused on "Employment". Title I of the ADA, which went into effect on that date. Specifically, we confronted the City of New York with its failure to modify its Affirmative Employment Plan to include goals and timetables for the employment of qualified persons with disabilities. Inasmuch as this issue has not yet been resolved, we are committed to continue the struggle.

The 1993 Disability Independence Day March has a two-fold theme. One focus is UNIVERSAL COMMUNICATION. Title IV of the ADA, "Telecommunications", which goes into effect July 26, 1993, guarantees "to make available to all individuals in the United States a rapid, efficient, nationwide communication service". This is a great victory but it only begins to address the vast range of barriers to communication. Deaf and hard of hearing persons cannot possibly be equal participants in the mainstream without access to and participation in a supportive network of services and of certified and qualified interpreters. Persons with cognitive, visual, verbal and other disabilities also experience obstacles to communication. Access to technology is one of the means whereby these barriers could be minimized. The theme of "Universal Communication" compels us to find ways of understanding each other both within the community of persons with disabilities and within society as a whole.

The other focus of the 1993 Disability Independence Day March is UNIVERSAL HEALTH CARE, which was purposefully omitted from the ADA. We believe that the community of persons with disabilities has a critical role to play in the re-examination of the health care system. Our experiences with access, affordability and adequacy of the private and public health care systems can provide consistent and valuable guidelines for policy makers. Access to health care is a civil rights issue for all people, both with and without disabilities. Lack of access to health care can create obstacles to full participation in employment, community activities and family life. The participants in the Disability Independence Day March take the position that "Universal Health Care" is a right not a privilege. We place particular emphasis on personal assistance services (PAS), and on self determination in all decisions concerning treatment and rehabilitation. We support health care reform based on principles of non discrimination, comprehensiveness, appropriateness, equity and efficiency.

In conclusion, with this Disability Independence Day March, we are calling upon persons with all types of disabilities to come together to develop a common agenda; to create a unified, coherent, all-inclusive vision of the future. Without unity, the ADA will forever remain a hollow promise. Without pride in our individual and common identities as persons with disabilities, there can be no progress. We can and will start the unifying process NOW.

We have a window of opportunity that will not open again in our lifetimes. Let us join together, members of the disability community, business, labor and government. Let us work together to keep the promise of the ADA and the American Dream for all our citizens. (Justin Dart)

THE WHITE HOUSE

WASHINGTON

July 24, 1993

MEMORANDUM FOR JOHN PODESTA AND TODD STERN

FROM: Mike Lux

SUBJECT: Americans with Disabilities Act

Attached are several summaries of the ADA and related issues, including some that we asked the Department of Justice to prepare for the President.

You should also be aware that based on a request from the Office of Public Liaison, Cabinet Affairs asked the chiefs of staff at all of the departments to consider organizing activities or issuing statements honoring the third anniversary of the ADA. A summary follows:

On July 26th, the Attorney General will meet with leaders in the disabilities community; she will meet with several business leaders on the importance of enforcement of the ADA and why it is good for business; she will also visit businesses in Tacoma Park, Maryland that have successfully complied with the ADA requirements.

The Department of Education is planning three days of seminars on the ADA and other disability related issues.

The Department of Health and Human Services will issue a statement to the press on July 26th, and will swear in Bob Williams as Administrator of Administration on Developmental Disabilities on July 28th.

Most of the other departments and agencies are issuing statements to the Press, including the Department of Veterans Affairs and EEOC. On Monday, we will put together a packet of all statements issued to the press. The packet will include a statement from the President, which is being read at celebrations in various cities around the country.

1331 F Street, N.W.
Washington, DC 20004-1107
202-376-6200 (Voice)
202-376-6205 (TDD)
202-376-6219 (Fax)



President's Committee on Employment
of People with Disabilities

NOV 26

NEWS RELEASE

Contact: Dina Dorich
or
John Donnelly
(202) 376-6200

For Immediate Release:

MARRIOTT, UAL AND NORDSTROM EXECUTIVES TO ADDRESS BUSINESS FORUM ON AMERICANS WITH DISABILITIES ACT

WASHINGTON, D.C., Nov.23-- A full-day forum to provide businesses with examples of successful and innovative ideas for implementation of the Americans with Disabilities Act (ADA) will be conducted in Washington, D.C. on December 7 by the President's Committee on Employment of People with Disabilities.

Included among the featured speakers who will report on successful programs for hiring workers with disabilities are J. Willard Marriott, chairman and president of Marriott Corporation Stephen Wolf, chairman and chief executive officer of UAL, and Nordstrom co-chair John Nordstrom. Dozens of small business and association executives will also present and attend.

The emphasis of the forum, says Rick Douglas, executive director of the President's Committee, will be on helping small businesses understand ADA, identifying resources and opportunities, and providing practical information based on successful experience.

Owners, operators and representatives of businesses have been invited to participate in the program, which will include panel discussions, presentations of case histories and comments by government officials and members of Congress, including Senator Tom Harkin and Representative Major Owens.

During the morning program, to be moderated by Roscoe Swann, Jr., director of Minority Business Development for Amtrak, panelists from trade associations are scheduled to outline efforts to educate their membership on business opportunities and market potential.

The afternoon session will focus on how small businesses can build effective local partnerships with public and private

vocational rehabilitation organizations and the disability community. John Kemp, executive director of the United Cerebral Palsy Association, will moderate.

The Americans with Disabilities Act, which was passed by Congress in 1990, prohibits discrimination in the workplace and guarantees civil rights to America's 43 million people with disabilities.

Beginning in July of 1994 the legislation's provisions on employment will take effect for businesses with 15 or more employees. The law now covers those with 25 or more.

Douglas says the forum will be "a real dialogue with the business community, not a monologue" and will provide opportunity for an exchange of information between those small businesses affected by ADA.

Among the participants will be disability leaders, Administration officials, representatives of organized labor and trade associations, franchisees, corporate executives and small business owners.

The information presented at the forum will assist the President's Committee in the development of ADA informational materials which will be distributed to small businesses to assist them in their ADA implementation. The forum is a first step in a multiyear and multipronged long-range national program.

The forum will be held in the Dirksen Senate Office Building, Room G-50 from 9 A.M. to 3:30 P.M. on December 7, 1993. For additional information, contact the President's Committee on Employment of People with Disabilities, 1331 F Street NW, Washington, D.C. 20004.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Bob Seigny to Debbie Fine; RE: Personally Identifiable Information [partial] (3 pages)	07/26/1993	b(6)

COLLECTION:

Clinton Presidential Records
Public Liaison
William White, Jr.
OA/Box Number: 14204

FOLDER TITLE:

ADA [Americans with Disabilities Act] Independence Day 1993

2007-0143-F
db4551

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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RR. Document will be reviewed upon request.

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MEMORANDUM

TO: Debbie Fine
FROM: Bob Sevigny, Disability Outreach
RE: List of Invitees to Meeting with President Clinton.
DATE: July 26, 1993

Attached is a tentative list of attendees to the meeting with President Clinton and their security information:

<u>NAME</u>	<u>ORGANIZATION</u>	<u>DOB</u>	<u>SSN</u>	<u>PHONE #</u>
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✓ Denise A. Figueroa	NICL			518-274-0701
✓ Mike Auberger	ADAPT			303-733-9324
✓ Robert Williams	CCD PAS Task Force			202-842-1266
✓ Max Starkloff *(Colleen Starkloff)	Paraquad, Inc.			314-534-5100
✓ Paul Marchand	The ARC			202-785-3388
✓ Oral O. Miller	American Council of the Blind		(b)(6)	202-467-5081
✓ James Gashel	Nat'l Federation of the Blind			410-659-9314
✓ Hardy Stone	Head Injury Surv.			301-443-3593
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✓ *(Andrea Dove)	Attendant	

089563

Fernando Torres-Gil

HHS - Asst. Sec
for Aging

✓ Paul Miller

White House

202-456-7026

Mike Lux/Debbie Fine

White House

Minyon Moore

DNC
Constituency Director

(b)(6)

202-863-7112

✓ Bob Sevigny

DNC Disability
Outreach Director
(Assistant)

202-863-8098

*(Sean Hecker)

** Names with asterisks only need security clearance to enter the White House, not for admission to the meeting with the President.

One of the participants in the meeting will be Justin Dart, who recently resigned as head of the President's Committee on the Employment of People with Disabilities. After he resigned, you put in a call to him and had some very positive correspondence back and forth. Dart, although a Republican and close personal friend of George Bush, has been extremely positive about you and the administration, both publicly and privately.

The issues I expect people to raise during the meeting include:

- Implementation and Enforcement of the ADA. They want more funding for enforcement and an executive order to all agencies on implementation and enforcement. Domestic Policy Council and HHS are working on a policy paper that may become an executive order, but it is not done yet.
- Health Care Reform. They are strong advocates of very extensive long term care program, and want to ensure equitable treatment under managed care.
- Personal Assistance Services (PAS). During the campaign, you had pledged to appoint a task force on PAS. We have not yet done that, but are looking at the issue in the health reform task force, and intend on appointing a commission later under the auspices of the National Commission on Disabilities for looking at non-health related PAS issues.
- Personnel Issues. Although several high visibility people with disabilities have been appointed so far, they will probably raise concerns that not enough people with disabilities have been appointed yet, particularly in areas not directly related to disability issues.

III. PARTICIPANTS

28 Participants (see attached)

Senator Harkin
Representative Hoyer
Fernando Torres-Gil, Assistant Secretary on Aging
Judy Heumann, Assistant Secretary of the Office of Special
Education and Rehabilitation Services
Paul Miller, White House Personnel
Alexis Herman
Mike Lux
Kathy Way, Domestic Policy Council

IV. PRESS PLAN

Closed

V. SEQUENCE OF EVENTS

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- o Informal discussion
- o You should make closing remarks.

VI. REMARKS

Talking points attached.

Meeting with Disability Leaders
Tuesday July 27
TALKING POINTS

Thanks to everyone in this room, and the strong leadership of Senator Harkin and Congressman Hoyer, we celebrated the third anniversary of the enactment of the ADA yesterday. I want you to know that this administration strongly supports that legislation and will provide strong enforcement of it. Our administration is committed to this legislation from top to bottom, as the activities of Attorney General Reno and many other government agencies yesterday showed.

I also want to thank all of you here who helped so much on my campaign.

I want to acknowledge the members of my administration, as well as those nominated but not yet confirmed, who are here with us today and who have been leaders in the disabilities community for years:

Marca Bristo, Nominee for Chair of the National Council on Disabilities
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Paul Miller, Director of Disability Outreach, White House Personnel
Bobby Simpson, Commissioner of Rehabilitation Services, Department of Education
Max Starkloff, Nominee for Chair of Commission on White House Fellowships
Fernando Torres-Gil, Assistant Secretary on Aging, HHS
Bob Williams, Commissioner of Administration on Developmental Disabilities, HHS
Justin Dart, Chair, President's Committee on the Employment of People with Disabilities
Bob Sevigny (Sev-in-y), Director of Disability Outreach, DNC

We need your help on getting our economic package through in these next few weeks. It's too important, and we've come too far to allow ourselves to fail now. The growth of our economy and the long term strength of our country are at stake.

We're also going to need your help on health care reform. Our package will insure that everyone, regardless of their employment situation or pre-existing health conditions, has affordable health care. We will include new funding for long term care and home based personal assistance services. And we will assure that the unique needs of people with disabilities are met.

THE WHITE HOUSE

WASHINGTON

July 26, 1993

MEETING WITH DISABILITY LEADERS

DATE: Tuesday July 27, 1993
LOCATION: Roosevelt Room
TIME: 2:45 PM
From: Alexis Herman
Mike Lux

I. PURPOSE

You will be meeting with leaders of the disability community most of whom have also been supporters of your campaign and administration. Some of the people in the room are also Presidential appointees. The purposes of the meeting are to:

1. Allay concerns in the disability community about our administration's commitment to their issues.
2. Give members of Congress who are close allies to these groups the assurance we take this constituency seriously (Senator Harkin and Congressman Hoyer will be at the meeting.)
3. Get their support for our reconciliation package and health care reform.
4. Commemorate the third anniversary of the Americans with Disabilities Act (ADA), which was Monday, July 26.

II. BACKGROUND

Disability rights activists came of age as a political force with the movement to pass the ADA. President Bush took advantage of his signing of that act to be very high visibility on the issue, and to court the constituency incessantly. There has been a lot of unhappiness with our administration because they don't feel we have paid enough attention to them or their issues. This meeting will go a long way toward allaying those concerns.

In addition to this meeting, Secretary Shalala held a very successful meeting with them several weeks ago; and they have met with Ira Magaziner and members of the health care reform working groups.

One of the participants in the meeting will be Justin Dart, who recently resigned as head of the President's Committee on the Employment of People with Disabilities. After he resigned, you put in a call to him and had some very positive correspondence back and forth. Dart, although a Republican and close personal friend of George Bush, has been extremely positive about you and the administration, both publicly and privately.

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LIST OF ATTENDEES

Kathi Way, Domestic Policy Council

Mike Auburger, ADAPT

Marca Bristo, ACCESS Living; appointed Chair of the National Council on Disabilities

Daniel Bross, AIDS Action Council

Judi Chamberlain, Coordinating Committee of the National Association of Psychiatric Survivors

Justin Dart, President's Committee on the Employment of People with Disabilities

Denis Figueroa, National Council on Independent Living

Laurie Flynn, National Alliance of the Mentally Ill

Donald Galloway, Disabled International USA

Jim Gashel, National Federation of the Blind

Linda Tonsing Gonzales, Rural Center of Independent Living

I. King Jordan, Gallaudet University

John Kemp, United Cerebral Palsy Association

Paul Marchand, The Arc and Consortium for Citizens with Disabilities

Oral O. Miller, American Council of the Blind

Joseph Rogers, National Mental Health Consumer Self Help Clearing House

Bob Sevigny, DNC Disability Outreach Director

Bobby Charles Simpson, Arkansas Rehabilitation Services

Edward Smith, North Carolina

Ben Soukup, National Association of the Deaf

Max Starkloff, Center for Independent Living in Saint Louis, appointed Chair of Commission on White House Fellowships

Hardy Stone, Head Injury Survivors

Ann Marie Vinup, Learning Disability Association of America

Nancy Ward, National Self Advocacy Steering Committee

Robert Williams, Consortium for Citizens with Disabilities
Personal Assistance Services Task Force
(appointed Administrator, Administration on
Developmental Disabilities)

Patrisha Wright, Disability Rights Education and Defense Fund

John MarkEnnis personal interpreter to I King Jordan

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. memo	Bob Seigny to Debbie Fine; RE: Personally Identifiable Information [partial] [duplicate of 001] (3 pages)	07/26/1993	b(6)

COLLECTION:

Clinton Presidential Records
Public Liaison
William White, Jr.
OA/Box Number: 14204

FOLDER TITLE:

ADA [Americans with Disabilities Act] Independence Day 1993

2007-0143-F
db4551

RESTRICTION CODES

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Fernando Torres-Gil	HHS - Asst. Sec for Aging	
✓ Paul Miller	White House	202-456-7026
Mike Lux/Debbie Fine	White House	
Minyon Moore	DNC Constituency Directo	202-863-7112
✓ Bob Sevigny	DNC Disability Outreach Director	202-863-8098
*(Sean Hecker)	(Assistant)	

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Department of Justice

FOR IMMEDIATE RELEASE

**OPA
(202) 514-2007
TDD (202) 514-1888**

FAX COVER SHEET

ATTENTION: Debbie Fine

FAX NUMBER: 456-6218

NUMBER OF PAGES: 5

FROM: Julie Ambender

PLEASE CALL 202-514-2007 AND ASK FOR Heather, IF THERE IS A PROBLEM WITH THE TRANSMISSION.



U.S. Department of Justice

Office of Public Affairs

Washington, D.C. 20530

MEMORANDUM

July 19, 1993

TO: DEBBIE FINE

FR: JULIE ANBENDER

RE: COMMEMORATING THE ANNIVERSARY OF THE AMERICAN WITH
DISABILITIES ACT

Per Steve Silverman's memorandum of July 16, I am forwarding you this memo. The Attorney General has agreed to pursue all of the options outlined in the attached. Please call if you have any comments and/or suggestions.

July 16, 1993

Memorandum For: Attorney General Janet Reno

From: Julie Anbender, Myron Marlin & Mark Sakaley
Office of Public Affairs

Subject: Anniversary of the Americans with
Disabilities Act

→ **Background**

Monday, July 26th, marks the third anniversary of the Americans with Disabilities Act (ADA), the major civil rights law for persons with disabilities. The ADA prohibits discrimination in employment, transportation, state and local government activities, public accommodations and telecommunications. The Department is the primary agency charged with enforcement of the Act.

The Public Affairs Office and the Public Access Section of the Civil Rights Division feel that your participation in events highlighting the Act's importance will lead to increased awareness and thus better voluntary compliance. In addition, the White House recommends that the Department take a lead in commemorating the law on that day.

→ **Perceptions of the Law**

The disability community considers the ADA to be the preeminent focal point for improving their quality of life and ensuring their civil rights. Yet, they believe that businesses are not complying with the law because business does not fear enforcement by the Department. They perceive our resources to be inadequate in light of the large number of enterprises covered by the law. In fact, currently 10 attorneys enforce the public accommodations provisions -- each with case loads of over 100 complaints.

Leaders of the business community have reinforced this view. They say privately that businesses postpone making expenditures needed for compliance until contacted by Department officials in response to a complaint. Despite the ADA's flexible standards, businesses have argued that the law is too costly.

→ **Options to Mark the Day**

Today we met with Jim Turner, John Wodatch and Alan Payne from the Civil Rights Division, Eldie Achson, Gail Hoffman and Grace Mastalli from OPD, and Bob Brink from OLA to discuss options for the 26th, and briefly review ADA policy in general.

July 26 ADA Anniversary
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It seems clear, after consulting with leaders of the disability community (coupled with the fact that you already have met with every other segment of the civil rights community), that you should meet with representatives of that community in your office on the 26th to listen to their concerns. In addition please consider the following:

* Take a walking tour of a selected site with members of the disability community to observe the measures business establishments have taken to comply with the law. This would enable you to visually demonstrate the simplicity and significance of compliance and allow you to discuss the law with shopkeepers and their patrons. (eg: Takoma Park, Maryland - a local suburban community which benefitted from DOJ technical assistance to become a model of compliance.)

* Recognize the efforts of large and small businesses which have made important strides in providing access either by meeting with them in your office or holding a ceremony in the Great Hall.

* Announce a national public service campaign which uses celebrities with disabilities as spokespersons. These PSA's would promote the need to comply with the law and the ease with which it can be done. (ie: Itzaak Perlman and New York Jet Dennis Byrd)

* Send a letter and status update to Members of Congress on enforcement efforts to date.

→ **Message**

Any event we plan certainly will bring with it questions from the media, business and disability groups about your approach to enforcement.

Yesterday, Jim Turner broadly characterized the Department's approach at a news conference announcing a major settlement with a NY hotel:

"On July 26, the ADA becomes three years old. While we continue efforts to educate and negotiate, we are sending out the word that the ADA also authorizes us to go to court, to seek compulsive orders and to levy serious fines. The time for using jawboning as a the main enforcement tool is coming to an end. The Justice Department will be using all the enforcement tools that Congress provided in this Act."

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We would like to discuss with you any variations on this theme as well as your thoughts on strengthening our commitment to enforcement of the Act.

For example, you could authorize the transfer of 2 million dollars to the Civil Rights Division from other department components to hire 20 additional Public Access attorneys. We understand that Senator Harkin (a primary sponsor of the ADA) has approached the Domestic Policy Council to direct you to take this action.