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Employment of People with Disabilities - President's Committee on: Background and General
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U.S. Department of Labor

Office of the Solicitor
Washington, D.C. 20210

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October 28, 1994

MEMORANDUM FOR: BARNICLE (OASP)
MASTEN (GERMAN) (OIG)
PALAST (OCTA)
ANDERSON (ESA)
COELHO (PCEPD) W
HENRY (CR)

CC: HUKILL (O/SOL)
KERR (O/SEC)

FROM: ROBERT A. SHAPIRO
Associate Solicitor for
Legislation and Legal Counsel

SUBJECT: Request for clearance by 11AM, MONDAY, OCTOBER 31, 1994

Attached for your clearance is a copy of

PROPOSED EXECUTIVE ORDER, ADDING TWO VICE-CHAIRS (FOR TOTAL OF 6)
TO THE PRESIDENT'S COMMISSION ON EMPLOYMENT OF PEOPLE WITH
DISABILITIES (AMENDING E.O. 12640)

If your office will clear this document, please have the appropriate
approving official in your office sign this memorandum in the space
provided in the lower right corner and

Return to: N-2428 (FPS), Attention: Phyllis Baxwith

This project is being handled by DENNIS McDANIEL, 219-2065

Attachment

Clearer's Signature: [Signature]

Clearer's Title: ACTING CHAIR

Clearer's Organization: President's Committee

Clearance Date: Oct. 31, 1994

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EXECUTIVE ORDER

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AMENDMENT TO EXECUTIVE ORDER NO. 12640

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the provisions of the Joint Resolution approved July 11, 1949, ch. 302, 63 Stat. 409, as amended, and the provisions of the Rehabilitation Act of 1973, P.L. 93-112, Section 501(a)-(f), as amended, and in order to add two Vice Chair positions to the four already provided to the "The President's Committee on Employment of People with Disabilities," it is hereby ordered that the first sentence of section 1(b) of Executive Order No. 12640 is amended by deleting the words "four Vice Chairmen" and inserting the words "six Vice Chairs" in lieu thereof.

THE WHITE HOUSE,

Codification of Presidential Proclamations and Executive Orders

SEC. 2. Functions. (a) The Committee shall advise the President and the Director of the Federal Mediation and Conciliation Service on methods of improving the efficiency of arbitration of disputes arising under collective bargaining agreements, and on other matters, not involving particular labor disputes, of general significance to strengthening and increasing the effectiveness of bilateral dispute resolution mechanisms under such agreements.

(b) In performance of its advisory responsibilities, the Committee shall report to the President and the Director of the Federal Mediation and Conciliation Service from time to time as requested.

(c) The Committee will undertake a review of regulations promulgated by the Federal Mediation and Conciliation Service that affect established arbitration and mediation procedures, and offer their findings and recommendations in a report to the President and the Director of the Federal Mediation and Conciliation Service within nine months of the Committee's establishment.

SEC. 3. Administration. (a) The heads of Executive agencies shall, to the extent permitted by law, provide the Committee such information as it may require to carry out its functions.

(b) Members of the Committee shall serve without compensation for their work on the Committee. However, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law for persons serving intermittently in the government service (5 U.S.C. 5701-5707).

(c) The Director of the Federal Mediation and Conciliation Service shall provide the Committee with such administrative services, facilities, staff and other support as may be necessary for the effective performance of its functions.

SEC. 4. General. (a) Notwithstanding the provisions of any other Executive Order, the responsibilities of the President under the Federal Advisory Committee Act, as amended, except that of reporting annually to the Congress, which are applicable to the Committee established by this Order, shall be performed by the Director of the Federal Mediation and Conciliation Service, in accordance with guidelines and procedures established by the Administrator of General Services.

(b) The Committee shall terminate 60 days after the Committee submits its report to the President and the Director of the Federal Mediation and Conciliation Service, or no later than September 30, 1988, unless sooner extended.

[Sec. 4 amended by EO 12497 of Dec. 29, 1984, 50 FR 125, 3 CFR, 1984 Comp., p. 237; EO 12533 of Sept. 30, 1985, 50 FR 40317, 3 CFR, 1985 Comp., p. 391; EO 12579 of Dec. 31, 1986, 52 FR 515, 3 CFR, 1986 Comp., p. 251; EO 12617 of Dec. 17, 1987, 52 FR 48179, 3 CFR, 1987 Comp., p. 282]

Executive Order 12640—The President's Committee on Employment of People With Disabilities

SOURCE: The provisions of Executive Order 12640 of May 10, 1988, appear at 53 FR 16994, 3 CFR, 1988 Comp., p. 440, unless otherwise noted.

By virtue of the authority vested in me as President by the Constitution and laws of the United States of America, and in order to provide

SENT BY:

Chapter 29—Labor

for the carrying out of the provisions of the Joint Resolution approved July 11, 1949, ch. 302, 63 Stat. 409, as amended, and the provisions of the Rehabilitation Act of 1973, P.L. 93-112, Section 501 (a)-(f), as amended, it is ordered as follows:

SECTION 1. Establishment and Composition of the President's Committee. (a) There is hereby established the President's Committee on Employment of People with Disabilities (hereinafter referred to as the Committee or as the President's Committee).

(b) The Committee shall be composed of a Chairman and not more than four Vice Chairmen, who shall be appointed by and serve at the pleasure of the President, and of so many other members as may be appointed thereto from time to time by the Chairman of the President's Committee from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee. Members appointed by the Chairman shall be appointed for a term of 3 years and may be reappointed. The Chairman of the President's Committee may at any time terminate the service of any member of the President's Committee, except any member appointed by the President.

(c) The Chairman of the President's Committee, upon the advice of the Executive Committee (hereinafter provided for), may designate as, or invite to be, associate members of the President's Committee any heads of Federal departments or agencies that have responsibility for training and rehabilitation services or advocate activities touching the field of interest of the Committee or that are leading employers of individuals with disabilities.

(d) Representatives of business, industry, labor, private organizations, public agencies, other concerned organizations, and individuals with disabilities who are not members may be invited to attend meetings of the Committee.

SEC. 2. Functions of the Committee. The President's Committee shall provide advice and information as to the development of maximum employment opportunities for people who are physically disabled, mentally retarded, and mentally ill. To this end the Committee shall advise the President as to information that can be used by employers, labor unions, and national and international organizations, suggest programs for public education, and suggest methods of enlisting cooperation among organizations and agencies, Federal, State, and local officials, Governors' and local Committees on Employment of People with Disabilities, professional organizations, organized labor, and appropriate international organizations. In carrying out these functions vested in it by the Rehabilitation Act, as amended, the Committee shall be guided by the general policies of the National Council on the Handicapped and shall work closely with the Department of Labor, the Department of Education, the Department of Health and Human Services, the Veterans' Administration, State employment security agencies, and State vocational rehabilitation agencies.

SEC. 3. Executive Committee. (a) There is hereby established the Executive Committee of the President's Committee on Employment of People with Disabilities. The Executive Committee shall be composed of the Chairman of the President's Committee, who shall also be the Chairman of the Executive Committee, the Vice Chairman of the President's Committee, and so many additional members as will provide an

Codification of Presidential Proclamations and Executive Orders

Executive Committee of not less than 15 and not more than 30 members. The said additional members shall be appointed for a term of 3 years by the Chairman of the President's Committee from among the members of the President's Committee or otherwise. The Chairman of the President's Committee may at any time terminate the service of any member of the Executive Committee.

(b) The Executive Committee shall advise and assist the Chairman of the President's Committee in the conduct of the business of the President's Committee and, as authorized by the President's Committee or the Chairman thereof (with due regard for the responsibilities of other Federal agencies), shall study the problems of people with disabilities in obtaining and retaining suitable employment, invite authorities in the various professional, technical, and other pertinent fields to advise it in the exploration of those problems, and review plans and projects for advocating the employment of people with disabilities.

SEC. 4. Advisory Council. There is hereby established the Advisory Council on Employment of People with Disabilities, which shall advise the President's Committee with respect to the responsibilities of the Committee. The Council shall be composed of the Chairman of the President's Committee, who shall also be the Chairman of the Council, and of the following-named officers, or their respective alternates: Secretary of State, Secretary of the Treasury, Secretary of Defense, The Attorney General, Secretary of the Interior, Secretary of Agriculture, Secretary of Commerce, Secretary of Labor, Secretary of Health and Human Services, Secretary of Housing and Urban Development, Secretary of Transportation, Secretary of Education, Chairman, Equal Employment Opportunity Commission, Administrator of General Services, Director, Office of Personnel Management, Director, United States Information Agency, Administrator of Veterans' Affairs, and the Postmaster General.

SEC. 5. Administrative and Incidental Matters. (a) The President's Committee, the Executive Committee, and the Advisory Council shall each meet on call of the Chairman of the President's Committee at a time and place designated by the Chairman. In the case of the President's Committee and the Executive Committee, the Chairman shall call at least one meeting and two meetings, respectively, to be held during each calendar year.

(b) In the absence of designation by the President, the Chairman of the President's Committee may from time to time designate a Vice Chairman of the President's Committee to be one or more of the following-named in the absence of the Chairman: Acting Chairman of the President's Committee, Acting Chairman of the Executive Committee, and Acting Chairman of the Advisory Council. The Chairman of the President's Committee shall from time to time assign other duties to the Vice Chairman thereof.

(c) The Chairman of the President's Committee shall on behalf of the President direct the President's Committee and its functions.

(d) The Chairman may from time to time prescribe such necessary rules, procedures, and policies relating to the President's Committee, the Executive Committee, and the Advisory Council, and to their affairs, as are not inconsistent with law or with the provisions of this Order.

SENT BY:

Chapter 29—Labor

(e) The Vice Chairmen shall advise and counsel the Committee and shall represent the Committee on appropriate occasions.

(f) All members (including the Chairman and Vice Chairmen) of the President's Committee, the Executive Committee, and the Advisory Council shall serve without compensation. The Chairman and the Vice Chairmen of the President's Committee may receive transportation and per diem allowances as authorized by law for persons serving without compensation. Persons with disabilities serving as Chairman or Vice Chairmen may be compensated for attendant expenses, consistent with government procedures and practices.

(g) Employees of the President's Committee shall be appointed, subject to law, and shall be directed by the Chairman of the Committee. To such extent as may be mutually arranged by the Chairman of the Committee and the Secretary of Labor, employees of the Committee shall be subject to the administrative rules, regulations, and procedures of the Department of Labor.

(h) The Department of Labor is requested to make available to the President's Committee necessary office space and to furnish the Committee, under such arrangements respecting financing as may be appropriate, necessary equipment, supplies, and services. The estimates of appropriations for the operations of the Committee shall be included within the framework of the appropriations structure of the Department of Labor, in such manner as the Director of the Office of Management and Budget may prescribe. The Chairman of the Committee, in cooperation with the Assistant Secretary for Administration and Management of the Department of Labor, shall be responsible for the preparation and justification of the estimates of appropriations for the Committee.

SEC. 6. Reporting. The President's Committee shall report annually to the President, who may apprise the Congress, and other interested organizations and individuals on the progress and problems of maximizing employment opportunities for people with disabilities.

SEC. 7. Prior Orders; Transition. (a) To the extent that this Order is inconsistent with any provision of any prior order, or with any provisions of any regulation or other measure or disposition, heretofore issued, made, or taken by the President or by any other officer of the Executive branch of the Government, this Order shall control. Executive Order No. 11480 of September 9, 1969, as amended, is hereby superseded.

(b) Without further action by the President or the Chairman of the Committee, all members, employees, records, property, funds, and pending business of the President's Committee on Employment of the Handicapped provided for in Executive Order No. 11480 of September 9, 1969, as amended, shall on the date of this Order become members, employees, records, property, funds, and pending business of the Committee established by this Order.

(c) The tenure of persons as members of the Committee in pursuance of the provisions of Section 7(b) of this Order, (i), in the case of persons appointed to the predecessor Committee by the President, shall be at the pleasure of the President, and (ii), in the case of other members, shall be for periods equal to their respective unexpired terms under Executive Order No. 11480, as amended, but shall also be subject to the provisions of the last sentence of Section 1(b) of this Order.

Publications and Reports: Design for All Americans, final report (June 1968), popularly known as the Chatelain Report, named for the chairperson; Inaccessible Buildings: A Special Report on Architectural Barriers, interim report (July 1967).
Remarks: Commission was also known as the National Commission on Architectural Barriers to Rehabilitation of the Handicapped.

•1878★ **NATIONAL COUNCIL ON DISABILITY (Disabled)**
 1100 Independence Ave., Suite 814 Phone: (202)267-3846
 Washington, DC 20591 Fax: (202)453-4240

Staff Contact: Mark S. Quigley
History and Authority: Council was originally established by the Rehabilitation, Comprehensive Services and Disability Amendments Act of 1978 under the Department of Health, Education and Welfare as the National Council on the Handicapped; transferred to the Department of Education by the Department of Education Organization Act of 1979; became an independent agency in 1984 by P.L. 98-121, the Rehabilitation Act Amendments of 1984; name changed by P.L. 100-630, the Handicapped Programs Technical Amendments Act of 1988, dated November 7, 1988.

Program: Council reviews all laws, programs, and policies of the federal government affecting disabled people and makes recommendations to the President of the United States, the U.S. Congress, the Secretary of Education, the Commissioner of the Rehabilitation Services Administration, and the Director of the National Institute of Disability and Rehabilitation Research.

Membership: Council consists of fifteen members and is chaired by Sandra S. Parrino of Briarcliff Manor, New York.

Staff: Mark S. Quigley, Public Affairs Specialist, serves as staff contact.

Publications and Reports: On the Threshold of Independence (February 1988); Toward Independence: An Assessment of Federal Laws and Programs Affecting Persons with Disabilities—With Legislative Recommendations (February 1986).

•1879★ **NATIONAL PLANNING AND ADVISORY COUNCIL (Disabled)**

History and Authority: Council was established December 7, 1974, by the Secretary of Health, Education and Welfare, by the White House Conference on Handicapped Individuals Act (Section III of P.L. 93-516, the Rehabilitation Act Amendments of 1974). It was a public advisory council of the Department of Health, Education and Welfare and terminated shortly after the White House Conference on Handicapped Individuals (see separate entry) was held May 23-27, 1977.

Program: Council was established to direct the White House Conference on Handicapped Individuals in planning and carrying out its responsibilities. Conference developed recommendations and stimulated a national assessment of problems, and solutions to such problems, facing individuals with disabilities. Council requested cooperation and assistance from appropriate federal agencies; rendered financial assistance to states to help organize conferences for the disabilities; and engaged individuals with disabilities and additional personnel as necessary in the civil service.

Membership: Council consisted of twenty-eight members appointed to the Secretary, not less than ten of whom were individuals with disabilities and five of whom were parents of individuals with disabilities.

•1880★ **OVERSEAS DEPENDENTS SCHOOLS NATIONAL ADVISORY PANEL ON THE EDUCATION OF HANDICAPPED DEPENDENTS (Disabled)**

Office of Dependent Schools Phone: (703)325-7810
 Department of Defense Fax: (703)325-2059
 2401 Eisenhower Ave.,
 Rm. 148
 Alexandria, VA 22331-1100

Designated Federal Employee: Trudy S. Paul

History and Authority: Panel was established July 17, 1980, by P.L. 96-561 and P.L. 94-142. It is a public advisory panel and reports to the Director, Department of Defense Dependents Schools.

Program: Panel advises the Director, Department of Defense Dependents Schools, on educational needs of disabled children that are not being met within the system. Panel publicly comments on any bill to the education of disabled children and on the procedures for distribution of funds. Panel receives input from consumer and interest groups and assists in the evaluation of any data which the Director in the performance of his/her responsibility. Panel will also make recommendations for changes in the budget, financial management of the special education program, and policy and procedure changes based on operational information.

Membership: Panel is composed of members representative of disabled individuals, teachers of disabled children, parents of disabled children, ODS and regional educational officials, and administrators of special education programs. Total membership is determined by need; members serve one- to two-year terms. Membership selects a chairperson annually. Dr. John Dewitt and Dr. Joseph Serreira cochair the Panel.

Staff: Support services are provided by the Department of Defense. Trudy S. Paul, Special Education Coordinator, Education Division, Office of Dependent Schools, serves as designated federal employee.

Meetings: Panel meets at least once a year.

★1881★ **PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES (Disabled)**

1111 Twentieth St., Rm. 636 Phone: (202)653-5044
 Washington, DC 20036 Fax: (202)653-7386

Executive Director: Richard C. Douglas

History and Authority: An act of July 11, 1949, 63 Stat 409, authorized appropriations for the President's Committee on National Employ the Physically Handicapped Week. President Eisenhower established the President's Committee on Employment of the Physically Handicapped on October 10, 1955, under Executive Order 10640 and pursuant to the act of 1949. It was renamed President's Committee on Employment of the Handicapped (PCEH) by President Kennedy under Executive Order 10994, dated February 14, 1962; renamed by Executive Order 12640 issued by President Reagan May 10, 1988. It is a presidential advisory committee that operates under the Department of Labor.

Program: Committee was established to facilitate the development of maximum employment opportunities for the physically and mentally disabled. It supplies information to employers, conducts public education programs, and enlists the aid and cooperation of federal officials, state officials, local committees, professional trade groups, and organized labor.

Membership: Committee comprises approximately 600 members representing employers, training and rehabilitation specialists, educators, labor leaders, veterans organizations, medical and health professionals, service organizations, community leaders, as well as persons with disabilities, their organizations, and their advocates. Justin Dart Jr. chairs the Committee.

Subsidiary Units: Executive Committee of the President's Committee; Advisory Council on Employment of People with Disabilities; Governor's Committees on Employment of People with Disabilities, in all fifty states.

Publications and Reports: Accion Afirmativa Para Personas Con Impedimento; Affirmative Action to Employ Handicapped People; College Freshmen with Disabilities Preparing for Employment; A College Student with a Disability: A Faculty Handbook; Disabled Adults in America; Disabled Adults of Hispanic Origin; Disabled Americans at Work; Employers Are Asking about Accommodating Workers with Disabilities; Guide to Job Placement of the Mentally Restored; Independent Living Ideas: Job Tips for People with Mental or Emotional Problems; Independent Living Ideas: The Volunteer Path to Employment; The Law and Disable People; Medical Examinations: Are They Beneficial and Legal, fact sheet; President's Committee/Howard University Proceedings of National Conference—Building Bridges to Independence; Respond to: Workers with Diabetes; Special Report: Black Adults with Disabilities; Special Report: Disabled Women in America; Worklife, Fall (ADA Special), 1990.

Meetings: Annual conference open to the public. The conference is held outside Washington, D.C., every other year.

Remarks: Committee may also be contacted by TDD (202)653-5050.

★1882★ **PRESIDENT'S TASK FORCE ON THE MENTALLY HANDICAPPED (Disabled)**

History and Authority: Task Force was established by President Nixon, December 18, 1969, as a presidential advisory task force. It dissolved September 1970 upon submission of its final report.

Program: Task Force reviewed then existing public and private programs for the mentally handicapped and made recommendations for improving services and opportunities.

Membership: Task Force was composed of thirteen members. Jeanette Rockefeller, member of the President's Committee on Mental Retardation (see separate entry), and past president of the National Association for Mental Health, chaired the Task Force.

Publications and Reports: Action Against Mental Disability, final report (September 1970).

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIESIndependent

AUTHORITY: Executive Order 12640, May 10, 1988 (name change -- see historical note)

METHOD: Appointed by the President and see below

MEMBERS: The Committee shall be composed of a
Chairman and not more than
FOUR Vice Chairmen appointed by the President
 and
 of so many other members as may be appointed from time to time by the Chairman from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee.

CHAIRMAN
AND

VICE CHAIRMEN: Appointed by the President. (In the absence of designation by the President, the Chairman may from time to time designate a Vice Chairman to be Acting Chairman of the President's Committee.)

TERM: The Chairman and Vice Chairmen appointed by the President serve at the pleasure of the President.

The Members appointed by the Chairman shall be appointed for a term of three years and may be reappointed. The Chairman may at any time terminate the service of any member of the President's Committee, except any member appointed by the President.

SALARY: All members, including the Chairman and Vice Chairmen, serve without compensation. The Chairman and the Vice Chairmen may receive transportation and per diem allowances as authorized by law for persons serving without compensation. Persons with disabilities serving as Chairman or Vice Chairmen may be compensated for attendant expenses, consistent with government procedures and practices.

(CONTINUED - PAGE TWO)

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES (Cont'd)IndependentPURPOSE:

The Committee shall provide advice and information as to the development of maximum employment opportunities for people who are physically disabled, mentally retarded, and mentally ill. Shall advise the President as to information that can be used by employers, labor unions, and national and international organizations, suggest programs for public education, and suggest methods of enlisting cooperation among organizations and agencies, Federal, State, and local officials, Governors' and local Committees on Employment of People with Disabilities, professional organizations, organized labor, and appropriate international organizations

The Committee shall be guided by the general policies of the National Council on the Handicapped and shall work closely with the Department of Labor, the Department of Education, the Department of Health and Human Services, the Veterans' Administration, State employment security agencies, and State vocational rehabilitation agencies.

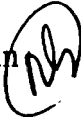
HISTORICALNOTE:

Formerly called the President's Committee on Employment of the Handicapped pursuant to E.O. 11480 of 9/9/69. E.O. 12640, 5/10/88, changes the name to President's Committee on Employment of People with Disabilities and supersedes E.O.'s 11480 of 9/9/69 and 12106 of 12/28/78. This is the fourth name change since President Truman made the first appointments in 1948.

MEMORANDUM

To: Alexis Herman, Mike Lux, Melanne Verveer, Bruce Lindsey, John Emerson, John Podesta, Marcia Hale

Cc: George Stephanopoulos, Bob Boorstin

Fr: Ricki Seidman 

Re: Trouble Spots with the Disability Community

I received a call from Pat Wright at the Disability Rights and Education Fund (DREDF). She raised several issues (large and small) to which I believe we should devote immediate attention.

As you may recall, during the debates we had a bit of tension with the disability community. In general they feel that the President paid no attention to their concerns during the campaign or the transition. They are seeking signs of our goodwill.

1. The disability community feels that they have received no attention from the principals or anyone of influence in this Administration.

The problem here is sparked by the fact that Bob Reich is going to speak to a Republican disability group today, when no Administration official has spoken to any Democratic disability group. Pat called the Labor Department and was told that Reich was going because of a personal friend in the group. The problem is not that Reich is going to speak to the group's luncheon. It is that neither he nor any other Cabinet member has plans to speak to any Democratic group.

Proposed Solution: A high level Administration official, perhaps even a principal should attend or put in an appearance at DREDF's Gala on Saturday night. The President and First Lady and the Vice President and Second Lady are honorary co-chairs of the Gala. (This should be resolved by **Public Liaison**.)

2. A Reagan/Bush holdover at the National Council on Disability, Sandy Perino, is apparently going to Austria to represent the Administration on disability issues.

Ms. Perino is HATED by the disability community. Tom Harkin wrote into the appropriations legislation a termination of her term as head of the Council in order to move her out of the job. The disability community believes that President Clinton should ask for the resignation of independent agency heads as Reagan did.

Proposed Solution: **Public Liaison** should look into whether Perino is in fact making the trip and take appropriate action, as allowed by law, to assure that Perino does not represent the Clinton Administration. This is a very big issue for the disability community. **Personnel** should look into whether Perino's resignation has been requested, and if not, when it should be requested.

3. The disability advocacy community has only one candidate for a senior-level Administration post and they have no indication whether that individual is being given serious consideration.

According to Wright, the one person being promoted by the disability community for a sub-Cabinet level job is Judy Heumann, a candidate for Assistant Secretary for Special Education and Rehabilitative Services at the Department of Education. Wright said that Heumann has been unable to ascertain whether she is being seriously considered, and that Harkin has inquired unsuccessfully on her behalf.

At the same time, a South Carolinian, Joe Dusenberry reportedly has already had two interviews for the job. Dusenberry runs the only state agency in the country that does not have an independent living program for disabled people, and according to Wright, Dusenberry has opposed instituting such a program.

Proposed solution: **Personnel** should inquire into this matter and assure that Heumann receives serious consideration. If Dusenberry is a serious candidate, **Personnel** should ascertain whether the concerns of the disability community are accurate.

4. The disability community feels slighted in small, symbolic ways that could be easily corrected.

The DREDF Gala includes an auction. Last year, President Bush provided an autographed copy of the ADA bill and Dan Quayle donated a golf club to the auction. Through Tony Coelho, Wright has requested an autographed copy of Clinton's inaugural address for the auction this year and believes the request has been turned down. It is easily believable that this request just never reached the right person (I'm not even sure who the right person is.)

Note: We are sending a letter from the President and First Lady that will be printed in the program. The printer's deadline is today.

Proposed solution: The **Staff Secretary** should arrange for the President to autograph a copy of the Inaugural Address for the DREDF auction.

Pat Wright was instrumental in the passage of the ADA. She is the disability's most effective advocate and is highly respected throughout the entire civil rights community. She is a friend of the Administration and wants to help fend off possible challenges from other disability groups, including protest letters and wheelchair demonstrators in front of the White House. She can be reached at 202/986-0375.



President's Committee on Employment of People with Disabilities

WHREP.93

THE PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES (PCEPD).

MISSION – The Mission of the President's Committee is to promote the President's clearly articulated disability policy: to empower all of America's 43 million citizens with disabilities to realize their potential as fully equal, fully productive, fully independent participants in the mainstream.

THE PCEPD is a small, independent federal agency, created by Executive Order of the President. The agency is operated by a Chairman appointed by and reporting directly to the President, who serves until discharged or replaced. The President also appoints four Vice Chairs. The appointments of the Chair and the Vice Chairs do not require Senate confirmation, and are for no specified term. The Chairman appoints the members of the Committee, and a 21 person executive committee, the members of which serve three year terms in an advisory capacity. There are nine standing subcommittees, created and appointed by the Chair. The Chair, Vice Chairs and all executive committee members are compensated, when necessary, for essential travel, meal and lodging expenses, but receive no salaries. Other PCEPD members also serve as volunteers, generally without compensation for travel. The PCEPD is served by a professional staff consisting of 37 authorized full time employees: an executive director, a member of the non-career Senior Executive Service, serving at the pleasure of the chair, and 36 members of the federal civil service. PCEPD purchases certain management services from the Department of Labor in areas such as accounting, legal representation and the processing of personnel and contract transactions.

BUDGET – The PCEPD budget from appropriated federal funds: FY '92 -- \$4.32 million; FY '93 -- \$4.23 million; FY '94 -- \$4.32 million. These figures include funding for JAN – the Job Accommodation Network – which operates a separate office and staff under contract with West Virginia University. Funding for JAN: FY '92 -- \$840,000; FY '93 -- \$840,000; FY '94 -- \$1,094,000.

JAN operates three national 800 number telephone lines offering free information about providing job accommodations for people with disabilities and the requirements of the Americans with Disabilities Act. The JAN services, under the able leadership of Director Barbara Judy, enjoy an excellent reputation among the members of the disability community.

HISTORY – The PCEPD was established in 1947 by Executive Order of President Truman – principally to facilitate the employment of World War II veterans with disabilities. Early Chairmen were flag rank military officers. Popular Oscar winning movie star Harold Russell, a veteran with a severe disability was an early member, and served as Chairman from 1964–1989. Over the years PCEPD reportedly became a somewhat passive, self-centered agency, not much respected by a growing and increasingly active nationwide disability community of service providers and consumer and family advocates. PCEPD "membership" grew to over 600 individuals, many of whom were relatively or completely inactive. In the mid-eighties leading Congresspersons seriously considered abolishing the agency. It was saved under the leadership of new Executive Director, Jay Rochlin, who worked with Harold Russell and others to promise, plan and initiate reforms. There was a period of transition during which authentic leaders of the disability community began to be involved in PCEPD activities. Harold Russell announced his retirement in 1988.

NEW ADMINISTRATION – On July 27, 1989, President Bush appointed disability rights leader Justin Dart as Chairman of PCEPD. Executive Director, Jay Rochlin, resigned early in April of 1990. Simultaneously the new Chairman called for an Inspector General's audit of the agency, a competitive national recruitment for a new executive director and a refined structure. He set out a new policy direction:

THE PRESIDENT'S COMMITTEE DOES NOT REPRESENT ITSELF, ITS STAFF, ITS MEMBERS, ITS CHAIRMAN. IT REPRESENTS THE PRESIDENT, AND THEREFORE THE PEOPLE OF THE UNITED STATES.

THE TASK OF THE PRESIDENT'S COMMITTEE IS NOT TO GOVERN, NOT TO CREATE AND IMPOSE SOLUTIONS, BUT RATHER TO UTILIZE THE POWER AND PRESTIGE OF THE PRESIDENCY AS A UNIFYING, COORDINATING FORCE, AS A FORUM IN WHICH THE AUTHENTIC, DEMOCRATICALLY CHOSEN REPRESENTATIVES OF THE DISABILITY COMMUNITY, GOVERNMENT, LABOR AND THE PRIVATE SECTOR COME TOGETHER TO DEVELOP AND IMPLEMENT SOLUTIONS.

IN ORDER TO ACCOMPLISH ITS MISSION THE PRESIDENT'S COMMITTEE MUST GATHER A TEAM OF STAFF AND VOLUNTEERS CAPABLE OF UTILIZING THE

MAJOR MEDIA OF COMMUNICATION, EDUCATION, COMMERCE AND THE DEMOCRATIC PROCESS TO COMMUNICATE THE CONCEPT AND PRACTICE OF EMPOWERMENT INTO THE HEART AND MIND AND ACTION OF EVERY AMERICAN.

EXECUTIVE DIRECTOR – From 101 candidates to serve as PCEPD Executive Director a distinguished search committee chose Vermont Vocational Rehabilitation Director Rick Douglas, who is a wheel chair user. Working under both Democratic and Republican Governors for six years, he had earned a reputation as a unifier of all constituencies, a sound executive, and a creator of successful new programs to employ people with severe disabilities. Prior to that he had served for ten years as U.S. marketing director of British Airways, raising the U.S. market share of that company 400%. Rick is the first person with a disability to be PCEPD Director.

THE INSPECTOR GENERAL'S AUDIT found 26 problems in various areas of management, all of which had occurred before the employment of Mr. Douglas. There were specific recommendations. All of the recommended actions either have been completed or plans to complete them have been approved by the OIG.

CURRENT STAFF – One strong recommendation was to strengthen the management capabilities of the staff. The Executive Director has employed several new executive staff who have long track records in areas such as federal administration, media communication and disability empowerment policy. Currently there are 32 permanent and five temporary staff. Of the present staff, 56% are persons with disabilities, 30% are persons belonging to minorities and 8% are persons without disabilities who have immediate family members with severe disabilities.

OUTREACH – The current Chair, Executive Director and staff have undertaken an aggressive program of outreach to achieve the meaningful involvement of the authentic representatives of every major national disability community, labor and business constituency in the development, communication and implementation of Presidential disability policy. There is regular consultation with key White House, agency and Congressional staff.

THE CHAIRMAN has appointed the Presidents of the U. S. Chamber of Commerce, the National Federation of Independent Business (recently deceased), the Chairman of the Consortium for Citizens with Disabilities, the Director of Civil Rights, AFL-CIO and other national leaders

to the Executive Committee. He has reached out to involve previously excluded constituencies by appointing persons with psychiatric disabilities to the Executive Committee, and through personal sponsorship for the new national organization through which people with mental retardation will advocate for themselves. As PCEPD Chair he has traveled to each state at least once, making presentations at over 500 large and small gatherings totaling tens of thousands of persons. He has participated in numerous interviews with national and local media. A substantial proportion of his extensive travel was paid by non-federal entities.

EXECUTIVE DIRECTOR RICK DOUGLAS has, during his first two years on the job, made presentations to more than 30,000 citizens in over 160 large meetings in 42 states. He has met with the leadership of the Business Round Table, the AIA, the ABA, the airlines, the travel and hospitality industries and a majority of the significant disability-related entities of business, labor, veterans and government. With the volunteer assistance of his wife, Nancy, who is a PR professional, he has promoted the employment of people with disabilities 6 times on national television, more than 30 times on local television and on numerous occasions through the print media. He launched a media campaign to promote utilization of the JAN 1-800 number information services, with the result that during the last quarter JAN logged 15,196 calls, and handled 4,466 cases -up 98% from the same quarter last year.

Other PCEPD executives have made substantial contributions to the PCEPD outreach initiatives - among them disability rights pioneers John Lancaster and Maggie Roffee, ex-business leader Wilson Hulley and media professional Dina Dorich.

DISTINGUISHED VOLUNTEERS - The distinctive and most valuable asset of PCEPD is its body of distinguished volunteers who serve as advisers and active participants in the process of promoting the disability policies of the President. With the aggressive PCEPD outreach programs, the number of volunteers has swelled to over 1,000. Volunteer participants in PCEPD activities - in addition to those listed as members of formal PCEPD committees - have included McDonald's President Ed Rensie, "Mother of ADA" Pat Wright, Southwest Bell Telephone President Jim Adams, new Assistant Secretary of Education Judy Heumann, Arkansas Rehabilitation Director Bob Simpson, former Vice President of AFL-CIO Jack Gannon and significant representatives of virtually every major disability community constituency.

GOVERNOR'S AND MAYOR'S COUNCILS, STATE DISABILITY CONSTITUENCY ORGANIZATIONS - The PCEPD has traditionally maintained a cooperative relationship with

the governors' councils on disability that exist in almost every state. The agency has initiated aggressive outreach to improve that relationship, and to create sound working relationships with the growing number of other state and local level disability community entities. PCEPD currently has relationships with 630 mayors' councils on disability, and more than a 1,000 state and local advocacy and service provider organizations.

ANNUAL MEETING – The most visible product of the PCEPD has been its annual meeting, traditionally held in Washington, usually attended by 2,000–4,000 persons. In recent years it has often been held outside of Washington, and has become less of a social gathering for marginal players in the disability community, and more of a forum for serious policy discussion among the major leaders of government, business, labor and the disability community.

THE ADA SUMMIT held in Washington on December 2, 1992 was an outstanding example of PCEPD's determination to become a force for solutions by the people, for the people and of the people. This PCEPD sponsored event brought over two hundred leaders of government, business, labor and the disability community together to dialogue about ADA. The results were an historic joint statement pledging support for full and harmonious compliance with ADA, and the establishment of an ongoing committee to serve as a forum for information sharing and consensus problem solving. Among the authors of the joint statement were the major business organizations that had formerly opposed the law. Equally historic was a signed statement by President-elect Clinton pledging full support for the implementation of the ADA, and calling for citizen cooperation. The President's message was delivered and vigorously interpreted by Senator Tom Harkin and leading members of the Clinton disability transition team. Smaller but otherwise similar summits have been held during the past few months in the areas of psychiatric disability, international disability policy, and regional airline access.

OPERATION PEOPLE FIRST – Pursuant to President Clinton's pledge to bring the American people, including people with disabilities, into the decision making and action processes of government, PCEPD is undertaking Operation People First. Five young leaders of the Clinton Campaign have been employed on a temporary basis to arrange teleconferences with the representatives of every major disability constituency in every state. Participants will provide input for the development of the President's disability policy, and become members of an ongoing communicative network to ensure that the promise of people first democracy is kept. No such network list exists at present.

EMD

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIESIndependent

AUTHORITY: Executive Order 12640, May 10, 1988 (name change -- see historical note)

METHOD: Appointed by the President and see below

MEMBERS: The Committee shall be composed of a
Chairman and not more than
FOUR Vice Chairmen appointed by the President

and

of so many other members as may be appointed from time to time by the Chairman from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee.

CHAIRMANAND

VICE CHAIRMEN: Appointed by the President. (In the absence of designation by the President, the Chairman may from time to time designate a Vice Chairman to be Acting Chairman of the President's Committee.)

TERM: The Chairman and Vice Chairmen appointed by the President serve at the pleasure of the President.

The Members appointed by the Chairman shall be appointed for a term of three years and may be reappointed. The Chairman may at any time terminate the service of any member of the President's Committee, except any member appointed by the President.

SALARY: All members, including the Chairman and Vice Chairmen, serve without compensation. The Chairman and the Vice Chairmen may receive transportation and per diem allowances as authorized by law for persons serving without compensation. Persons with disabilities serving as Chairman or Vice Chairmen may be compensated for attendant expenses, consistent with government procedures and practices.

EMD

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES (Cont'd)IndependentPURPOSE:

The Committee shall provide advice and information as to the development of maximum employment opportunities for people who are physically disabled, mentally retarded, and mentally ill. Shall advise the President as to information that can be used by employers, labor unions, and national and international organizations, suggest programs for public education, and suggest methods of enlisting cooperation among organizations and agencies, Federal, State, and local officials, Governors' and local Committees on Employment of People with Disabilities, professional organizations, organized labor, and appropriate international organizations

The Committee shall be guided by the general policies of the National Council on the Handicapped and shall work closely with the Department of Labor, the Department of Education, the Department of Health and Human Services, the Veterans' Administration, State employment security agencies, and State vocational rehabilitation agencies.

HISTORICALNOTE:

Formerly called the President's Committee on Employment of the Handicapped pursuant to E.O. 11480 of 9/9/69. E.O. 12640, 5/10/88, changes the name to President's Committee on Employment of People with Disabilities and supersedes E.O.'s 11480 of 9/9/69 and 12106 of 12/28/78. This is the fourth name change since President Truman made the first appointments in 1948.



President's Committee on Employment of People with Disabilities

8 November 1993

Dear Colleague:

As a leader in the disability community we want to invite you to participate in a nationwide telephone conference call on Monday, November 22, 1993 from 2:00 pm - 4:00 pm EST. The purpose of the conference call will be to discuss President Clinton's Health Care Reform Plan with leaders in the disability community throughout the country.

Over 100 sites will be on line at one time. The teleconference will originate from Washington, DC. The format will be like a TV or radio talk show with Justin Dart as host. We will also have a professional moderator, a panel of experts from the Administration and the Consortium of Citizens with Disabilities, and a live audience of 30 - 40 disability leaders. After a description of the Plan's consequences for people with disabilities, live questions and discussion will be taken by the panel from 20 pre-selected sites.

A cross section of disability organizations will be represented, and all the 50 states and territories will be included. A video tape of the program will be produced at the Washington, DC site and then widely distributed to Congress, the Administration, the disability community, and other interested parties. This teleconference call will be a tremendous opportunity for leaders in the disability community to let Washington policy makers understand the concerns of their constituencies.

The panel of experts will be led by Governor Richard F. Celeste, the past Governor of Ohio and head of President Clinton's Health Care Campaign. Governor Celeste has been a supporter of the rights of people with disabilities. Joining Governor Celeste on the panel will be Susan Daniels with the Developmental Disabilities Administration and a member of the Long Term Care Task Force of Mrs. Clinton's Health Care Reform Task Force, Marty Ford with the ARC and Co-Chair of CCD's Task Force on Long Term Care Services and Medicaid, Tony Young with Fairfax Opportunities Unlimited and Co-Chair of CCD's PAS Task Force, Janet O'Keefe with the American Psychological Association and Co-Chair of CCD's Health Care Task Force, and Gina McDonald representing the National Council on Independent Living.

This telephone conference is being sponsored by the President's Committee and is by and for disability community leaders. It is an opportunity for you to ask the questions concerning the Health Care Reform Plan and its impact on people with disabilities that will not be

answered in the media. It is also an opportunity to demonstrate the concern of the disability community over health care reform with a large participation of disability community leaders nationwide.

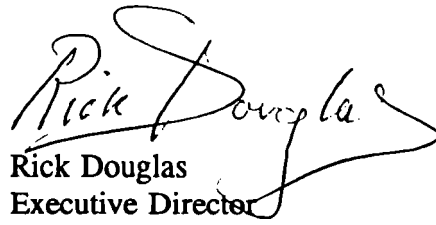
If you want to participate in this historic telephone conference call, please contact the site coordinator closest to you on the list attached. The site coordinators will have the address of the location for the call closest to you. If you have further questions ask your site coordinator or call John Lancaster or Maggie Roffee at 202-376-6200.

We look forward to your participation.

Sincerely,


Justin Dart
Chairman




Rick Douglas
Executive Director

**PRESIDENT'S COMMITTEE ON EMPLOYMENT
OF PEOPLE WITH DISABILITIES**
NATIONAL HEALTH CARE REFORM AUDIO-TELECONFERENCE
Monday, November 22, 1993
2:00 - 4:00 P.M. EST
CONFERENCE SITES
(Call now to reserve a place)

ALABAMA

Montgomery

Angeline Pinckard
205/281-8780
205/288-7171 (FAX)

Birmingham

Joe Eversole
205/290-4400

Mobile

Issac Bowie
205/479-8611

ALASKA

Anchorage

Carolyn Morris
907-269-4877
907/269-4879 (TDD)
907/269-4825 (FAX)

Juneau

Keith Anderson
907/465-2814
907/465-2856 (FAX)

Fairbanks

Darrell McBirney,
Jr.
907/474-0146

ARIZONA

Phoenix

Jim Bruzewski
602/239-4762
602/239-5868 (FAX)

Tucson

Jerry Gary
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602/881-4983 (FAX)

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Danielle Strickman
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Dr. Stanlet
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Cindy Jones
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Grand Junction

Jeff Lydon
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New Haven

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505/292-1068 (FAX)

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376-6200

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713/520-5785 (FAX)
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608/267-0949 (FAX)

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Cheyenne

Woody Absher
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(V/TDD)
307/777-5939 (FAX)
Casper
Carol Kinney
307/266-9656
Powell
Dixie Shade
1-800-735-8319

GUAM

Agana

Ben Servino
671/472-8931
671/477-4826 (FAX)



President's Committee on Employment
of People with Disabilities

20 April 1993

Janet A. Blanchard
Associate Director
Presidential Personnel
The White House
Washington, DC 20500

Dear Ms. Blanchard:

Our Executive Director, Rick Douglas, and Chairman, Justin Dart, wanted you to have a copy of the ADA Employment Summit's Health Insurance Work Group Issue Paper which we have sent to Hillary Rodham Clinton's Health Care Reform Task Force. If you have any questions do not hesitate to contact Justin Dart, Rick Douglas or myself.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Lancaster".

John A. Lancaster
Executive Assistant to the Chairman



President's Committee on Employment
of People with Disabilities

October 4, 1993

Dear Colleague:

Health care is a major issue that impacts on the full employment of people with disabilities, and the President's Committee will be following developments in health care reform closely. Today, I want to bring two important items to your attention.

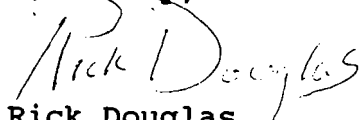
First, as you know, just a few weeks ago President Clinton outlined a comprehensive health care reform plan to Congress and the nation. Enclosed is a summary of those sections of the Administration's proposal, the **Health Security Plan**, that relate to the disability community. This summary focuses on issues identified by the President's Committee's Health Insurance Work Group and by disability leaders throughout the United States as those of most concern to the disability community.

Many members of Congress agree that health care reform is needed. In fact, some 71 health care proposals are now in Congress. Through our "Legislative Update" publication, the President's Committee will keep you apprised of health care reform bills that emerge as the most significant.

Second, WE NEED YOUR HEALTH CARE STORIES! In preparing to address the issues, Congress is gathering information on experiences with the current health care system and will be seeking testimony. To respond appropriately, we need to know your experiences -- both the problems and the solutions. Tell us, in brief writings or tapes about problems with health care systems have affected your life, or about successful health care solutions by states, health care providers or others. We will share these with the appropriate Congressional committees. This is your opportunity for your voice to be heard. Please send us your examples as soon as possible. Better yet, fax them to Maggie Roffee here at the President's Committee at 202-376-6868. We don't need polished documents; hand written material is fine.

Thank you!

Sincerely,


Rick Douglas
Executive Director

Health Security Plan

Issues of Concern to People with Disabilities

The President's Committee on Employment of People with Disabilities has prepared this document to assist the disability community in understanding the President's health care reform proposal. The information provided focuses on issues of primary concern to this constituency and does not include information on all aspects of the plan. This summary is based on the most recent information available to the Committee.

President's Committee on Employment of People with Disabilities

Health Security Plan

Overview

The Health Security Plan will guarantee all Americans and legal residents a comprehensive package of health benefits with no lifetime limits, a choice of health plans, and the security of having lifetime coverage. Types of plans that will be available include the traditional fee-for-service selection of individual doctors, a preferred provider network, and the HMO.

People who are employed will be able to sign up for a health plan at work. State governments will set up health alliances to give consumers and small businesses the ability to buy affordable care. Individuals will enroll through a health alliance unless they are covered under government-sponsored programs such as Medicare, Department of Defense, Department of Veterans Affairs, and the Indian Health Service. Individuals eligible for Medicaid receive coverage through regional health alliances.

Security

Every American will receive a Health Security Card that guarantees a comprehensive package of lifetime benefits, regardless of employment or health status.

All plans must meet national standards on benefits, quality and access, but each state may tailor the new system to local needs and conditions.

All employers contribute to health care premiums for employees; both employers and employees share the responsibility. Individuals who are self-employed or unemployed will buy health coverage from the regional alliance. The self-employed individual will be able to take a 100% tax deduction for the cost of the premiums. Discounts will be provided for low-income people.

There are limits on out-of-pocket payments, and discounts to ease the burden on low-income individuals and small employers.

The plan includes a comprehensive benefit package with no lifetime limits on medical coverage in order to guarantee access to a full range of medically necessary or appropriate services.

Individuals who are elderly or disabled and eligible for Medicare will receive coverage for outpatient prescription drugs.

Americans are guaranteed a choice of health plans and providers.

No health plan may deny enrollment to any applicant because of health, employment or financial status, nor may they charge some individuals more than others because of age, medical condition or other factors related to their health status.

All health plans will be required to meet national quality standards and provide useful information that allows consumers to make valid comparisons among plans and providers or to change plans during the annual enrollment period.

Separate programs will increase federal support for long-term care and improve the quality and reliability of private long-term care insurance.

Benefit Package

The Health Security Plan guarantees every American a comprehensive benefits package which includes the following services:

- Hospital Services
- Emergency Services
- Services of physicians and other health professionals
- Clinical preventive services
- Mental health services
- Substance abuse services
- Family planning services
- Pregnancy-related services
- Hospice
- Home health care
- Extended care services
- Ambulance services
- Outpatient laboratory and diagnostic services
- Outpatient prescription drugs and biologicals
- Outpatient rehabilitation services
- Durable medical equipment, prosthetic and orthotic devices
- Vision and hearing care
- Preventive dental services for children
- Health education

Selected Questions and Answers for the Disability Community

The following questions address issues of particular concern to members of the disability community.

Q. How will the Health Security Plan prohibit exclusion from coverage for persons with pre-existing conditions and prevent rating practices and pricing schedules that discriminate against higher users of health care?

A. Through legislation every American will be guaranteed access to a comprehensive package of benefits. The legislation will specifically outlaw discriminatory insurance practices, including overcharging or excluding people because of "pre-existing conditions," and establish community rating, regardless of age, sex, income, health

status, disability or employment status.

Q. How will the plan ensure continuity and portability of coverage, especially in times of change such as geographic move or new employment status?

A. The Health Security Plan guarantees that you will never lose your health coverage. If you switch jobs and/or move, you remain covered by your current plan until you are enrolled in a new one. If you lose your job, you are still guaranteed health coverage.

Q. How will the plan provide, and what will be the scope of, allowable preventive services, including services to prevent worsening of a disability?

A. The Health Security plan provides for a comprehensive benefit package, including preventive services. Medical coverage guarantees access to a wide range of medically necessary or appropriate services. While the guaranteed benefit is primarily focused on post-acute illness, in the context of disability this could include health care services that might prevent secondary disability or deteriorating function, assist in establishing and maintaining maximum independence and functional ability, and assist in promoting physical and psycho-social well-being.

Q. How will the plan cover access to and coverage for diagnostic services?

A. Diagnostic services and outpatient laboratory services will be part of the comprehensive benefit package guaranteed by legislation.

Q. How will the plan cover long term home and community based services?

A. The plan will increase federal authority to provide home and community based services to individuals with the most severe disabilities without regard to income or age. This will be accomplished through innovative state and federal partnerships. Benefits will include comprehensive personal assistance services defined as assistance (including supervision, standby assistance and cuing) with activities of daily living.

States will have the flexibility to define and design home and community based services, including personal assistance services, case management, homemaker and chore assistance, home modifications, respite services, assistive technology, adult day services, habilitation and rehabilitation, supported employment and home health services not otherwise covered by Medicaid, private insurance, or through the basic health plans.

States will be able to offer vouchers or cash directly to eligible individuals.

Co-insurance will be paid by eligible individuals to cover cost of services according to a sliding scale with those below 150% of the federal poverty standard only having to pay a nominal fee. A tax credit of 50% of the costs up to \$15,000 for assistance with activities of daily living will be available for employed individuals with disabilities.

State plans for home and community based services for people with the most severe disabilities will be developed with input from the disability community.

Individuals currently receiving home and community based services under Medicaid will continue to receive those services.

Q. How will the plan address long term care in medical facilities?

A. There will be incentives in the plan which will shift the balance from institutional care toward home and community based services. Medicaid coverage for nursing home and ICF/MR care will be improved so that individuals may retain up to \$12,000 in personal assets.

Q. How will the plan cover prescription drugs and biologicals?

A. Prescription drugs, biological products and insulin will be part of the guaranteed benefit package.

Q. How will the plan cover durable medical equipment and other assistive devices, and related services?

A. Durable medical equipment and specified assistive devices that would improve functional abilities or prevent further deterioration in function, and training for their use, will be part of the guaranteed benefit package.

Q. How will the plan cover outpatient rehabilitation services?

A. Outpatient occupational therapy, outpatient physical therapy, and outpatient speech-pathology services for the purpose of attaining or restoring speech are covered. Coverage applies to therapies used to restore functional capacity or minimize limitations on physical and cognitive functions as a result of an illness or injury.

Q. How does the plan address extended care services?

A. The plan covers inpatient services in a skilled nursing or rehabilitation facility, after an acute illness or injury as an alternative to continued hospitalization. One hundred days of extended care are available each year.

Q. How does the plan cover home health care?

A. The plan provides the same services as under the current Medicare program (including skilled nursing, physical, occupational and speech therapy, prescribed social services) with the addition of prescribed home infusion therapy and outpatient prescription drugs and biologicals. Such coverage, however, is limited to its use as an alternative to institutionalization for illness or injury. The need for continued therapy is re-evaluated at the end of each 60 days of treatment.

- Q. How and to what extent will the plan cover mental health, counseling and substance abuse?**
- A. Initially, the plan will provide 30 days per episode, with 60 days annually for inpatient or residential treatment of mental health problems; 30 visits per year for outpatient psychotherapy; and 120 days per year for intensive non-residential treatment services.**

By the year 2001, a comprehensive, integrated benefit structure with appropriate management replaces prescribed limits on individual services. By 2001 the management of treatment will determine the length of inpatient care. Limits on, and cost-sharing for, outpatient treatment and non-residential treatment services will be eliminated.

Further Information

To obtain a 30-page summary of the Health Security Plan, contact the Superintendent of Documents, P. O. Box 371954, Pittsburgh, PA 15250-7954, and request item number 040-000-00632-0. Cost is \$2.50. To order by phone, call 202-783-3238 (Voice). Individuals who are deaf or hearing impaired may access this number through their State Relay System or by calling 1-800-877-8339.

As with other major legislation related to disability or employment issues, the President's Committee will monitor this bill as it moves through Congress and will issue periodic "Legislative Updates." If you wish to receive these updates, please send your name and address to: Office of Public Affairs, President's Committee on Employment of People with Disabilities, 1331 F Street, NW, Washington, DC 20004.

MEMORANDUM

TO: Jan Piercy
FROM: Paul Steven Miller
DATE: February 3, 1993
SUBJECT: Disability Community Issues and the National Council on Disability

- A very serious political crisis is occurring regarding the chairperson of the National Council on Disability ("NCD"), Sandra Parrino, a Bush appointee who is still chairperson of this commission
 - During the end of December and early January, Parrino placed notices for, interviewed and hired a new executive director of the NCD (a person who was on the national executive council of the Americans with Disabilities for Bush/Quayle)
 - Parrino is planning to go to Austria to represent this administration at an international disability conference -- community is ballistic, this is not a way to demonstrate "change"
 - My phone has been ringing off the hook with angry leaders of the disability community and elected officials who are closely allied with the disability community -- the disability community sees these actions as a total disregard of its issues, its concerns and its political relevance, particularly in light of the hard work it did to elect President Clinton
 - Solution: Send a letter requesting her immediate resignation.
- Ancillary Critical Political Concerns Brewing for the Disability Community and the Personnel Department
 - Massive outreach done by this department to the disability community to solicit resumes in an effort to create a diverse administration -- expectations have been created by this administration
 - Yet, no person from the disability community who has come through my office has been

interviewed or even contacted regarding an appointment

- Other candidates for key positions impacting the disability community appear to be getting interviews, without concern for their anti-disability policy positions
- There is no political access in this administration for the disability community other than for one person in the personnel department
 - community needs to know that they have someone in the administration who hears their concerns, cares about their issues and who can respond accordingly on behalf of the administration
 - Otherwise the community will feel that they have to take political matters into their own hands

**PRELIMINARY AGENDA
71st MEETING OF
THE NATIONAL COMMISSION FOR EMPLOYMENT POLICY**

Radisson Plaza Lord Baltimore Hotel
The Royal Board Room
Baltimore, Maryland
May 20 - 21, 1993

Thursday, May 20

- 8:30 a.m. Coffee, Tea, and Danish
- 9:00 71st Meeting Called to Order
- Approval of Minutes of the 70th Meeting
- Chairman's Report
- Discussion of 18th Annual Report
- 9:30 Director's Report: Update on PY 1992 Commission Research
- 9:45 Proposed Research Topics for Remainder of PY 1992
- 10:45 Break
- 11:00 Discussion of Site Visits
- o Lafayette Family Development Center
- o Community Support Center
- 11:15 Meeting Temporarily Adjourned
- 11:30 Early Lunch
- 12:30 Depart for Site Visits

Friday, May 21

- 8:30 a.m. Coffee, Tea, and Danish
- 9:00 71st Meeting Reconvened
- Final decisions for PY 1992 research topics
- Dates and location of 72nd Commission meeting
- 11:30 71st Meeting Adjourned

NATIONAL COMMISSION FOR EMPLOYMENT POLICY
1522 K Street, NW, Suite 300
Washington, D.C. 20005

(202) 724-1545

May 14, 1993

Ms. Janet A. Blanchard
Associate Director
Presidential Personnel
The White House
Washington, D.C. 20500

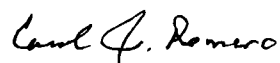
Dear Ms. Blanchard:

In reference to your letter of February 16, 1993, and our response of February 19, 1993 in which we stated we will inform you of the Commission's official meetings, enclosed please find our tentative agenda for the 71st meeting of the National Commission for Employment Policy.

The Commission will hold this meeting in Baltimore, Maryland on May 20-21. It will include site visits to training projects for economically disadvantaged individuals. The locations and times are indicated on the enclosed agenda.

Should any further information be needed by your office today, May 14, please call me at (202) 724-1553. The Commission's director will be in the office on Monday, May 17.

Sincerely yours,



Carol J. Romero
Deputy Director

Enclosure

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIESIndependent

E.M.D.

AUTHORITY: Executive Order 12640, May 10, 1988 (name change -- see historical note)

METHOD: Appointed by the President and see below

MEMBERS: The Committee shall be composed of a
Chairman and not more than
FOUR Vice Chairmen appointed by the President
and
of so many other members as may be appointed from time to time by the Chairman from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee.

CHAIRMAN
AND
VICE CHAIRMEN: Appointed by the President. (In the absence of designation by the President, the Chairman may from time to time designate a Vice Chairman to be Acting Chairman of the President's Committee.)

TERM: The Chairman and Vice Chairmen appointed by the President serve at the pleasure of the President.

The Members appointed by the Chairman shall be appointed for a term of three years and may be reappointed. The Chairman may at any time terminate the service of any member of the President's Committee, except any member appointed by the President.

SALARY: All members, including the Chairman and Vice Chairmen, serve without compensation. The Chairman and the Vice Chairmen may receive transportation and per diem allowances as authorized by law for persons serving without compensation. Persons with disabilities serving as Chairman or Vice Chairmen may be compensated for attendant expenses, consistent with government procedures and practices.

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES (Cont'd)IndependentPURPOSE:

The Committee shall provide advice and information as to the development of maximum employment opportunities for people who are physically disabled, mentally retarded, and mentally ill. Shall advise the President as to information that can be used by employers, labor unions, and national and international organizations, suggest programs for public education, and suggest methods of enlisting cooperation among organizations and agencies, Federal, State, and local officials, Governors' and local Committees on Employment of People with Disabilities, professional organizations, organized labor, and appropriate international organizations

The Committee shall be guided by the general policies of the National Council on the Handicapped and shall work closely with the Department of Labor, the Department of Education, the Department of Health and Human Services, the Veterans' Administration, State employment security agencies, and State vocational rehabilitation agencies.

HISTORICALNOTE:

Formerly called the President's Committee on Employment of the Handicapped pursuant to E.O. 11480 of 9/9/69. E.O. 12640, 5/10/88, changes the name to President's Committee on Employment of People with Disabilities and supersedes E.O.'s 11480 of 9/9/69 and 12106 of 12/28/78. This is the fourth name change since President Truman made the first appointments in 1948.

Executive Order 12640 of May 10, 1988

President's Committee on Employment of People With Disabilities*Superseded E.O.'s 11480 9/9/69
12106 12/28/78*

By virtue of the authority vested in me as President by the Constitution and laws of the United States of America, and in order to provide for the carryout of the provisions of the Joint Resolution approved July 11, 1949, ch. 363 Stat. 409, as amended, and the provisions of the Rehabilitation Act of 1973, P.L. 93-112, Section 501 (a)-(f), as amended, it is ordered as follows:

Section 1. Establishment and Composition of the President's Committee. There is hereby established the President's Committee on Employment of People With Disabilities (hereinafter referred to as the Committee or as the President's Committee).

The Committee shall be composed of a Chairman and not more than two Vice Chairmen, who shall be appointed by and serve at the pleasure of the President, and of so many other members as may be appointed thereto from time to time by the Chairman of the President's Committee from among persons (including representatives of organizations) who can contribute to the achievement of the objectives of the Committee. Members appointed by the Chairman shall be appointed for a term of 3 years and may be reappointed. The Chairman of the President's Committee may at any time terminate the service of any member of the President's Committee, except any member appointed by the President.

The Chairman of the President's Committee, upon the advice of the Executive Committee (hereinafter provided for), may designate as, or invite to be associate members of the President's Committee any heads of Federal departments or agencies that have responsibility for training and rehabilitation services or advocate activities touching the field of interest of the Committee or that are leading employers of individuals with disabilities.

(d) Representatives of business, industry, labor, private organizations, public agencies, other concerned organizations, and individuals with disabilities who are not members may be invited to attend meetings of the Committee.

Sec. 2. Functions of the Committee. The President's Committee shall provide advice and information as to the development of maximum employment opportunities for people who are physically disabled, mentally retarded, and mentally ill. To this end the Committee shall advise the President as to information that can be used by employers, labor unions, and national and international organizations, suggest programs for public education, and suggest methods of enlisting cooperation among organizations and agencies, Federal, State, and local officials, Governors' and local Committees on Employment of People with Disabilities, professional organizations, organized labor, and appropriate international organizations. In carrying out these functions vested in it by the Rehabilitation Act, as amended, the Committee shall be guided by the general policies of the National Council on the Handicapped and shall work closely with the Department of Labor, the De-

Sec. 3. Executive Committee. (a) There is hereby established the Executive Committee of the President's Committee on Employment of People with Disabilities. The Executive Committee shall be composed of the Chairman of the President's Committee, who shall also be the Chairman of the Executive Committee, the Vice Chairman of the President's Committee, and so many additional members as will provide an Executive Committee of not less than 15 and not more than 30 members. The said additional members shall be appointed for a term of 3 years by the Chairman of the President's Committee from among the members of the President's Committee or otherwise. The Chairman of the President's Committee may at any time terminate the service of any member of the Executive Committee.

(b) The Executive Committee shall advise and assist the Chairman of the President's Committee in the conduct of the business of the President's Committee and, as authorized by the President's Committee or the Chairman thereof (with due regard for the responsibilities of other Federal agencies), shall study the problems of people with disabilities in obtaining and retaining suitable employment, invite authorities in the various professional, technical, and other pertinent fields to advise it in the exploration of those problems, and review plans and projects for advocating the employment of people with disabilities.

Sec. 4. Advisory Council. There is hereby established the Advisory Council on Employment of People with Disabilities, which shall advise the President's Committee with respect to the responsibilities of the Committee. The Council shall be composed of the Chairman of the President's Committee, who shall also be the Chairman of the Council, and of the following-named officers, or their respective alternates: Secretary of State, Secretary of the Treasury; Secretary of Defense; The Attorney General; Secretary of the Interior; Secretary of Agriculture; Secretary of Commerce; Secretary of Labor; Secretary of Health and Human Services; Secretary of Housing and Urban Development; Secretary of Transportation; Secretary of Education; Chairman, Equal Employment Opportunity Commission; Administrator of General Services; Director, Office of Personnel Management; Director, United States Information Agency; Administrator of Veterans' Affairs; and the Postmaster General.

Sec. 5. Administrative and Incidental Matters. (a) The President's Committee, the Executive Committee, and the Advisory Council shall each meet on call of the Chairman of the President's Committee at a time and place designated by the Chairman. In the case of the President's Committee and the Executive Committee, the Chairman shall call at least one meeting and two meetings, respectively, to be held during each calendar year.

(b) In the absence of designation by the President, the Chairman of the President's Committee may from time to time designate a Vice Chairman of the President's Committee to be one or more of the following-named in the absence of the Chairman: Acting Chairman of the President's Committee, Acting Chairman of the Executive Committee, and Acting Chairman of the Advisory Council. The Chairman of the President's Committee shall from time to time assign other duties to the Vice Chairmen thereof.

(c) The Chairman of the President's Council on Economic Advisors shall not be permitted to direct the President's Committee on Economic Development.

(d) The Chairman may from time to time make, amend, suspend, or repeal such rules, regulations, procedures, and policies relating to the conduct of the Selective Committee, and the Advisory Committee, as may be necessary, provided that such rules, regulations, procedures, and policies are not inconsistent with law or with the provisions of this Act.

(e) The Vice Chairmen shall advise and represent the Committee on appropriate

(f) All members (including the Chairman's Committee, the Executive Committee) shall serve without compensation. The Chairman's Committee may receive travel expenses as authorized by law for persons with disabilities serving as Chairmen. Expenses for attendant expenses, consistent with the organization's policies, shall be paid.

(g) Employees of the President's Counsel, and shall be directed by the extent as may be mutually arranged the Secretary of Labor, employees of administrative rules, regulations, a Labor.

(h) The Department of Labor is required to provide the necessary office, under such arrangements respecting necessary equipment, supplies, and services for the operations of the Committee as the Director of the Office of Management and Administration of the Department of Labor may determine, as the Chairman of the Committee, in cooperation with the Department of Labor, responsible for the preparation and jurisdiction for the Committee.

Sec. 6. Reporting. The President's President, who may apprise the C tions and individuals on the progre ment opportunities for people with

Sec. 7. *Prior Orders; Transition.* (a) Notwithstanding any provision of any law, regulation or other measure or order that may be taken by the President or by any other officer of the Government, this Order shall take effect on September 9, 1969, as amended, is hereby

(b) Without further action by the I
tee, all members, employees, recor
of the President's Committee on E
for in Executive Order No. 11480
on the date of this Order becom
funds, and pending business of t

Executive Orders

EO 12640

(c) The Chairman of the President's Committee shall on behalf of the President direct the President's Committee and its functions.

(d) The Chairman may from time to time prescribe such necessary rules, procedures, and policies relating to the President's Committee, the Executive Committee, and the Advisory Council, and to their affairs, as are not inconsistent with law or with the provisions of this Order.

(e) The Vice Chairmen shall advise and counsel the Committee and shall represent the Committee on appropriate occasions.

(f) All members (including the Chairman and Vice Chairmen) of the President's Committee, the Executive Committee, and the Advisory Council shall serve without compensation. The Chairman and the Vice Chairmen of the President's Committee may receive transportation and per diem allowances as authorized by law for persons serving without compensation. Persons with disabilities serving as Chairman or Vice Chairmen may be compensated for attendant expenses, consistent with government procedures and practices.

(g) Employees of the President's Committee shall be appointed, subject to law, and shall be directed by the Chairman of the Committee. To such extent as may be mutually arranged by the Chairman of the Committee and the Secretary of Labor, employees of the Committee shall be subject to the administrative rules, regulations, and procedures of the Department of Labor.

(h) The Department of Labor is requested to make available to the President's Committee necessary office space and to furnish the Committee, under such arrangements respecting financing as may be appropriate, necessary equipment, supplies, and services. The estimates of appropriations for the operations of the Committee shall be included within the framework of the appropriations structure of the Department of Labor, in such manner as the Director of the Office of Management and Budget may prescribe. The Chairman of the Committee, in cooperation with the Assistant Secretary for Administration and Management of the Department of Labor, shall be responsible for the preparation and justification of the estimates of appropriations for the Committee.

Sec. 6. Reporting. The President's Committee shall report annually to the President, who may apprise the Congress, and other interested organizations and individuals on the progress and problems of maximizing employment opportunities for people with disabilities.

Sec. 7. Prior Orders; Transition. (a) To the extent that this Order is inconsistent with any provision of any prior order, or with any provisions of any regulation or other measure or disposition, heretofore issued, made, or taken by the President or by any other officer of the Executive branch of Government, this Order shall control. Executive Order No. 11480 of September 9, 1969, as amended, is hereby superseded.

Without further action by the President or the Chairman of the Committee, all members, employees, records, property, funds, and pending business of the President's Committee on Employment of the Handicapped provided in Executive Order No. 11480 of September 9, 1969, as amended, shall, as of the date of this Order become members, employees, records, property, funds, and pending business of the Committee established by this Order.

(c) The tenure of persons as members of the Committee in pursuance of the provisions of Section 7(b) of this Order, (i), in the case of persons appointed to the predecessor Committee by the President, shall be at the pleasure of the President, and (ii), in the case of other members, shall be for periods equal to their respective unexpired terms under Executive Order No. 11480, as amended, but shall also be subject to the provisions of the last sentence of Section 1(b) of this Order.

RONALD REAGAN

THE WHITE HOUSE,

May 10, 1988.

Executive Order 12641 of May 20, 1988

Designating Certain Facilities of the National Aeronautics and Space Administration in the State of Mississippi as the John C. Stennis Space Center

Senator John C. Stennis has served his country as a United States Senator over 40 years and has steadfastly supported the Nation's space program since its inception. He has demonstrated visionary leadership and has consistently worked to assure United States world leadership and preeminence in space.

The installation now to be renamed has played and will continue to play a major role in the United States space program and has been the recipient of the Senator's unwavering support from the moment the decision was made to establish that installation.

NOW, THEREFORE, I, RONALD REAGAN, President of the United States of America, by virtue of the authority vested in me by the Constitution and laws of the United States, do hereby direct the Administrator of General Services to designate the facilities of the National Space Technology Laboratories of the National Aeronautics and Space Administration in the State of Mississippi as the John C. Stennis Space Center; and such facilities shall be thereafter known and referred to by that name.

RONALD REAGAN

THE WHITE HOUSE,

May 20, 1988