

S. 933, 101ST CONGRESS

9/15/94

Bill, Sponsor and Short Title:

S.933 by HARKIN (D-IA) – Americans with Disabilities Act of 1990 (Pub. L. 101-336, approved 07/26/90)

Official Title (caption):

A bill to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

Introduced on Tuesday, May 9, 1989

Committee Referrals:

Senate Committee on Labor and Human Resources

All Specified Actions:

05/09/89 – In The SENATE

Introduced by HARKIN (D-IA)

Referred to Senate Committee on Labor and Human Resources

Public hearing held by Senate Committee on Labor and Human Resources

Hearings adjourned by Senate Committee on Labor and Human Resources

Remarks by HARKIN (D-IA) in "Congressional Record" (CR Page S-4984)

Full text of measure printed in "Congressional Record" (CR Page S-4987)

Remarks by KENNEDY, EDWARD (D-MA) in "Congressional Record" (CR Page S-4993)

Remarks by DURENBERGER (R-MN) in "Congressional Record" (CR Page S-4993)

Remarks by MCCAIN (R-AZ) in "Congressional Record" (CR Page S-4995)

Remarks by SIMON (D-IL) in "Congressional Record" (CR Page S-4995)

Remarks by CHAFEE (R-RI) in "Congressional Record" (CR Page S-4996)

Remarks by LIEBERMAN (D-CT) in "Congressional Record" (CR Page S-4996)

Remarks by KERRY, JOHN (D-MA) in "Congressional Record" (CR Page S-4996)

Remarks by CRANSTON (D-CA) in "Congressional Record" (CR Page S-4997)

Remarks by RIEGLE (D-MI) in "Congressional Record" (CR Page S-4997)

Remarks by JEFFORDS (R-VT) in "Congressional Record" (CR Page S-4998)

05/10/89 – In The SENATE

Public hearing held by Disability Policy Subcommittee

05/11/89 – In The SENATE

Remarks by GRAHAM, BOB (D-FL) in "Congressional Record" (CR Page S-5208)

05/16/89 – In The SENATE

Public hearing held by Disability Policy Subcommittee

Hearings recessed by Disability Policy Subcommittee subject to the call of the Chair

Remarks by LEAHY (D-VT) in "Congressional Record" (CR Page S-5412)

06/09/89 – In The SENATE

Remarks by SIMON (D-IL) in "Congressional Record" (CR Page S-6472)

06/22/89 – In The SENATE

Public hearing held by Senate Committee on Labor and Human Resources
Hearings adjourned by Senate Committee on Labor and Human Resources

07/12/89 – In The SENATE

Remarks by ROTH, WILLIAM (R-DE) in "Congressional Record" (CR Page S-7741)

08/01/89 – In The SENATE

Ordered printing of amendment(s) by MCCAIN (R-AZ) providing for
telecommunications services for hearing-impaired and speech-impaired
individuals (Amendment 541, CR Page S-9361)

Remarks by MCCAIN (R-AZ) in "Congressional Record" (CR Page S-9336)

Remarks by MCCAIN (R-AZ) in "Congressional Record" (CR Page S-9362)

Remarks by D'AMATO (R-NY) in "Congressional Record" (CR Page S-9395)

08/02/89 – In The SENATE

Public mark-up held by Senate Committee on Labor and Human Resources
Ordered reported with an amendment in the nature of a substitute by Senate
Committee on Labor and Human Resources

08/04/89 – In The SENATE

Remarks by DOLE (R-KS) in "Congressional Record" (CR Page S-10218)

08/30/89 – In The SENATE

Report filed by Senate Committee on Labor and Human Resources (S.Rept.
101-116)

Placed on Senate Legislative Calendar (Order 216)

09/06/89 – In The SENATE

Ordered printing of amendment(s) by HATCH (R-UT) providing for an exemption,
for two years following the effective date of this title,
an entity or an agent of such entity shall not be required to meet the
requirements of this section if such entity or agent is engaged in an
industry affecting commerce and has less than 25 employees for each
working day in each of 20 or more calendar weeks in the current or
preceding year (Amendment 705, CR Page S-10663)

Ordered printing of amendment(s) by HATCH (R-UT) inserting on page 83,
line 21, "and" after the semicolon; striking on page 83,
beginning with line 22, through page 84, line 7, and inserting: "
(B) may, to indicate the public interest, assess a civil penalty
against the entity in an amount; (i) not exceeding \$1,000 for a first
violation; (ii) not exceeding \$5,000 for a second violation;
and (iii) not exceeding \$50,000 for any subsequent violation"
(Amendment 706, CR Page S-10663)

Ordered printing of amendment(s) by HATCH (R-UT) inserting "and" after the
semicolon on page 78, line 9; striking "; and" and inserting a period
on page 78, line 23; striking through page 79, line 6 on page 78,
beginning with line 24; inserting "18" on page 80, line 23,
and striking "36" (Amendment 707, CR Page S-10663)

Ordered printing of amendment(s) by HATCH (R-UT) ending discrimination on

the basis of disability in Federal wilderness areas (Amendment 708, CR Page S-10663)

Ordered printing of amendment(s) by HATCH (R-UT) providing a refundable tax credit for the costs of small businesses complying with the public accommodations provisions of the bill (Amendment 709, CR Page S-10663)

Unanimous consent agreement for consideration of the measure at 10 a.m. on Thursday, September 7, 1989 (CR Page S-10677)

Remarks by HATCH (R-UT) in "Congressional Record" (CR Page S-10617)

09/07/89 – In The SENATE

Ordered printing of amendment(s) by HARKIN (D-IA) inserting a comma after "agent" on page 92, line 18 (Amendment 711, CR Page S-10831)

Ordered printing of amendment(s) by HARKIN (D-IA) regarding Title IV C, provisions of services, striking "2" and inserting "3" on page 86, line 22 (Amendment 712, CR Page S-10832)

Ordered printing of amendment(s) by BOSCHWITZ (R-MN) requiring a judge to consider if a defendant who is accused of discrimination on the basis of disability has acted in good faith (Amendment 713, CR Page S-10832)

Ordered printing of amendment(s) by HOLLINGS (D-SC) increasing by one year the period for compliance with respect to the accessibility of over-the-road buses to individuals with disabilities (Amendment 714, CR Page S-10832)

Ordered printing of amendment(s) by HELMS (R-NC) clarifying the definition of handicapped under the Rehabilitation Act of 1973 relating to the uses of illegal drugs (Amendment 715, CR Page S-10832)

Ordered printing of amendment(s) by HELMS (R-NC) providing that the term "disabled" or "disability" shall not apply to an individual solely because that individual is a transvestite (Amendment 716, CR Page S-10832)

Ordered printing of amendment(s) by HARKIN (D-IA) striking "or" before "observing", and adding "or administering" after "observing"; striking lines 3-4 and inserting on page 93 the following: "(3) a person or organization covered by this Act from establishing, sponsoring, observing or administering the terms of a bona fide benefit plan that is not subject to State laws that regulate insurance"; and "providing that paragraphs (1), (2), and (3) are not used as a subterfuge to evade the purposes of Title I and III." (Amendment 717, CR Page S-10832)

Ordered printing of amendment(s) by HARKIN (D-IA) excluding an employee or applicant who is a current user of illegal drugs from the definition of "qualified individual with a disability" (Amendment 718, CR Page S-10832)

Ordered printing of amendment(s) by DOLE (R-KS) establishing a Government-wide program to provide entities with technical assistance (Amendment 719, CR Page S-10833)

Ordered printing of amendment(s) by GRASSLEY (R-IA) making applicable the provisions of the bill to the Senate, House of Representatives, and all the instrumentalities of the Congress (Amendment 720, CR Page S-10833)

Ordered printing of amendment(s) by HUMPHREY (R-NH) providing that an

individual with a "disability" shall not include any individual who uses illegal drugs (Amendment 721, CR Page S-10833)

Ordered printing of amendment(s) by ARMSTRONG (R-CO) providing a clearer definition of the term "disability" (Amendment 722, CR Page S-10833)

Ordered printing of amendment(s) by DOLE (R-KS) allowing certain capital expenditures of small businesses for auxiliary aids and services and reasonable accommodations to be treated as expense items, and for other purposes (Amendment 723, CR Page S-10833)

Ordered printing of amendment(s) by HARKIN (D-IA) establishing that should any provision in the Act be found to be unconstitutional by a court of law, such provision shall be severed from the remainder of the Act, and such action shall not affect the enforceability of the remaining provisions of the Act (Amendment 724, CR Page S-10833)

Considered (debated) in the Senate under the unanimous consent agreement of Wednesday, September 6, 1989 (CR Page S-10701)

Consideration of committee amendment(s) in the nature of a substitute (CR Page S-10701)

Parts of a different measure incorporated into this measure (S. 1452)

Amendment offered by HATCH (R-UT) ending discrimination on the basis of disability in Federal wilderness areas (Amendment 708, CR Page S-10734)

Agreed to amendment by HATCH (R-UT) (by Voice Vote) No. 708

Amendment offered by HARKIN (D-IA) inserting a comma after "agent" on page 92, line 18 (Amendment 711, CR Page S-10736)

Amendment offered by HARKIN (D-IA) regarding Title IV C, provisions of services, striking "2" and inserting "3" on page 86, line 22 (Amendment 712, CR Page S-10736)

Motion by HARKIN (D-IA) to consider amendments "en bloc" (Nos. 711 and 712)

No objection to request for unanimous consent by HARKIN (D-IA)

Agreed to amendment by HARKIN (D-IA) (by Voice Vote) No. 711, en bloc

Agreed to amendment by HARKIN (D-IA) (by Voice Vote) No. 712, en bloc

Amendment offered by HATCH (R-UT) providing a refundable tax credit for the costs of small businesses complying with the public accommodations provisions of the bill (Amendment 709, CR Page S-10736)

Senate cosponsor(s) added to amendment (Amendment 709, CR Page S-10738)

Point of order by BENTSEN (D-TX) that the amendment violates Section 311(a) of the Congressional Budget Act

Motion by HATCH (R-UT) to waive Section 311(a) of the Congressional Budget Act pursuant to Section 904(b) of the Congressional Budget Act

Recorded vote requested by HATCH (R-UT) on his motion to waive

Motion by HATCH (R-UT) failed of necessary 3/5 majority (Vote No. 1170: 48-44)

Point of order by BENTSEN (D-TX) sustained by the chair (by Voice Vote)

Amendment No. 709 falls

Amendment offered by BOSCHWITZ (R-MN) requiring a judge to consider if a defendant who is accused of discrimination on the basis of disability has acted in good faith (Amendment 713, CR Page S-10751)

Recorded vote requested by BOSCHWITZ (R-MN) on his amendment

Agreed to amendment by BOSCHWITZ (R-MN) (Vote No. 1171: 90-0) No. 713

Amendment offered by HOLLINGS (D-SC) increasing by one year the period for

compliance with respect to the accessibility of over-the-road buses to individuals with disabilities (Amendment 714, CR Page S-10756)
Senate cosponsor(s) added to amendment (Amendment 714, CR Page S-10757)
Agreed to amendment by HOLLINGS (D-SC) (by Voice Vote) No. 714
Full text of measure printed in "Congressional Record" (CR Page S-10701)
Remarks by MURKOWSKI (R-AK) in "Congressional Record" (CR Page S-10803)
Amendment offered by HELMS (R-NC) clarifying the definition of handicapped under the Rehabilitation Act of 1973 relating to the uses of illegal drugs (Amendment 715, CR Page S-10774)
Agreed to amendment by HELMS (R-NC) (by Voice Vote) No. 715
Amendment offered by HELMS (R-NC) providing that the term "disabled" or "disability" shall not apply to an individual solely because that individual is a transvestite (Amendment 716, CR Page S-10776)
Agreed to amendment by HELMS (R-NC) (by Voice Vote) No. 716
Amendment offered by HARKIN (D-IA) striking "or" before "observing", and adding "or administering" after "observing"; striking lines 3-4 and inserting on page 93 the following: "(3) a person or organization covered by this Act from establishing, sponsoring, observing or administering the terms of a bona fide benefit plan that is not subject to State laws that regulate insurance"; and "providing that paragraphs (1), (2), and (3) are not used as a subterfuge to evade the purposes of Title I and III." (Amendment 717, CR Page S-10776)
Agreed to amendment by HARKIN (D-IA) (by Voice Vote) No. 717
Amendment offered by HARKIN (D-IA) excluding an employee or applicant who is a current user of illegal drugs from the definition of "qualified individual with a disability" (Amendment 718, CR Page S-10776)
Motion by HARKIN (D-IA) to lay aside his amendment, temporarily
No objection to request for unanimous consent by HARKIN (D-IA)
Amendment offered by DOLE (R-KS) establishing a Government-wide program to provide entities with technical assistance (Amendment 719, CR Page S-10778)
Agreed to amendment by DOLE (R-KS) (by Voice Vote) No. 719
Amendment by HELMS (R-NC) modified (by Unanimous Consent) (Amendment 715, CR Page S-10780)
Agreed to amendment by HELMS (R-NC) (by Voice Vote) No. 715, as modified
Amendment offered by GRASSLEY (R-IA) making applicable the provisions of the bill to the Senate, House of Representatives, and all the instrumentalities of the Congress (Amendment 720, CR Page S-10780)
Division (standing) vote demanded by GRASSLEY (R-IA) on his amendment
Agreed to amendment by GRASSLEY (R-IA) (by Division Vote) No. 720

Senate cosponsor added to bill (CR Page S-10782)
Agreed to amendment by HARKIN (D-IA) (by Voice Vote) No. 718
Amendment offered by HUMPHREY (R-NH) providing that an individual with a "disability" shall not include any individual who uses illegal drugs (Amendment 721, CR Page S-10784)
Agreed to amendment by HUMPHREY (R-NH) (by Voice Vote) No. 721
Amendment offered by ARMSTRONG (R-CO) providing a clearer definition of the term "disability" (Amendment 722, CR Page S-10785)

Agreed to amendment by ARMSTRONG (R-CO) (by Voice Vote) No. 722
Amendment offered by DOLE (R-KS) allowing certain capital expenditures of
small businesses for auxiliary aids and services and reasonable
accommodations to be treated as expense items, and for other purposes
(Amendment 723, CR Page S-10787)

Amendment by DOLE (R-KS) withdrawn (No. 723)
Amendment offered by HARKIN (D-IA) establishing that should any provision
in the Act be found to be unconstitutional by a court of law,
such provision shall be severed from the remainder of the Act,
and such action shall not affect the enforceability of the remaining
provisions of the Act (Amendment 724, CR Page S-10788)

Agreed to amendment by HARKIN (D-IA) (by Voice Vote) No. 724

Agreed to committee amendment(s) (by Voice Vote) in the nature of a
substitute, as amended

Read the third time (by Voice Vote)

Recorded vote requested by KENNEDY, EDWARD (D-MA) on final passage

Passed (agreed to), as amended (Vote No. 1173: 76-8)

Senate cosponsor(s) added to amendment (Amendment 709, CR Page S-10831)

09/12/89 – In The HOUSE

Received in the House, after passage in the Senate

Remarks by CONTE (R-MA) in "Congressional Record" (CR Page H-5494)

09/12/89 – In The SENATE

Senate cosponsor(s) added to amendment (Amendment 707, CR Page S-10943)

Remarks by GRAHAM, BOB (D-FL) in "Congressional Record" (CR Page S-10953)

Full text of measure printed in "Congressional Record" (CR Page S-10954)

09/14/89 – In The SENATE

Remarks by ARMSTRONG (R-CO) in "Congressional Record" (CR Page S-11173)

09/15/89 – In The SENATE

Remarks by HARKIN (D-IA) in "Congressional Record" (CR Page S-11224)

09/18/89 – In The HOUSE

Extensions to Remarks by SHUMWAY (R-CA) in "Congressional Record" (CR Page
E-3063)

09/22/89 – In The SENATE

Remarks by PRYOR (D-AR) in "Congressional Record" (CR Page S-11718)

Remarks by HARKIN (D-IA) in "Congressional Record" (CR Page S-11719)

09/26/89 – In The SENATE

Remarks by GARN (R-UT) in "Congressional Record" (CR Page S-11922)

09/28/89 – In The SENATE

Remarks by INOUE (D-HI) in "Congressional Record" (CR Page S-12180)

10/02/89 – In The HOUSE

Remarks by BURTON (R-IN) in "Congressional Record" (CR Page H-6440)

11/14/89 – In The HOUSE
Extensions to Remarks by MOODY (D-WI) in "Congressional Record" (CR Page E-3806)

11/16/89 – In The HOUSE
Extensions to Remarks by GINGRICH (R-GA) in "Congressional Record" (CR Page E-3871)

11/17/89 – In The SENATE
Remarks by SIMON (D-IL) in "Congressional Record" (CR Page S-16040)
Remarks by DURENBERGER (R-MN) in "Congressional Record" (CR Page S-16102)

12/11/89 – In The HOUSE
Extensions to Remarks by ACKERMAN (D-NY) in "Congressional Record" (CR Page E-4137)

01/24/90 – In The SENATE
Remarks by HELMS (R-NC) in "Congressional Record" (CR Page S-196)

02/01/90 – In The HOUSE
Remarks by MCNULTY (D-NY) in "Congressional Record" (CR Page H-185)

03/07/90 – In The HOUSE
Remarks by OWENS, MAJOR (D-NY) in "Congressional Record" (CR Page H-692)

03/08/90 – In The SENATE
Remarks by PRYOR (D-AR) in "Congressional Record" (CR Page S-2352)

03/09/90 – In The SENATE
Remarks by DOLE (R-KS) in "Congressional Record" (CR Page S-2565)

03/15/90 – In The HOUSE
Extensions to Remarks by GUNDERSON (R-WI) in "Congressional Record" (CR Page E-701)

03/26/90 – In The HOUSE
Remarks by CONTE (R-MA) in "Congressional Record" (CR Page H-1059)

05/01/90 – In The HOUSE
Remarks by BARTLETT (R-TX) in "Congressional Record" (CR Page H-1920)

05/02/90 – In The SENATE
Remarks by HARKIN (D-IA) in "Congressional Record" (CR Page S-5581)

05/08/90 – In The SENATE
Remarks by PELL (D-RI) in "Congressional Record" (CR Page S-5781)

05/15/90 – In The HOUSE

Remarks by DELAY (R-TX) in "Congressional Record" (CR Page H-2315)
Remarks by BURTON (R-IN) in "Congressional Record" (CR Page H-2317)
Remarks by NEAL, RICHARD (D-MA) in "Congressional Record" (CR Page H-2325)
Remarks by HOYER (D-MD) in "Congressional Record" (CR Page H-2330)

05/17/90 – In The HOUSE

Resolution passed related to this measure (H.Res. 394)

05/22/90 – In The HOUSE

Motion by HOYER (D-MD) to consider (or proceed with consideration)
No objection to request for unanimous consent by HOYER (D-MD)
Considered (debated) in the House (CR Page H-2639)
Motion by HOYER (D-MD) to strike all after the enacting clause and insert
in lieu thereof the text of H.R. 2273, as passed by the House
Agreed to motion by HOYER (D-MD) (by Voice Vote)
Read the third time (by Voice Vote)
Passed (agreed to), as amended (by Voice Vote)
Another measure incorporated into this measure (H.R. 2273, as passed by the
House)
Full text of measure printed in "Congressional Record" (CR Page H-2639)

05/22/90 – In The SENATE

Remarks by MCCAIN (R-AZ) in "Congressional Record" (CR Page S-6715)

05/23/90 – In The HOUSE

Extensions to Remarks by BUNNING (R-KY) in "Congressional Record" (CR Page
E-1671)

05/24/90 – In The SENATE

Remarks by DURENBERGER (R-MN) in "Congressional Record" (CR Page S-6937)

05/24/90 – In The HOUSE

Extensions to Remarks by MARLENEE (R-MT) in "Congressional Record" (CR Page
E-1699)
Extensions to Remarks by HAMMERSCHMIDT (R-AR) in "Congressional Record"
(CR
Page E-1724)
Considered (debated) in the House (CR Page H-3070)
Motion by HOYER (D-MD) to insist on House amendment(s) --AND--
Motion by HOYER (D-MD) to request conference
No objection to request for unanimous consent by HOYER (D-MD)
Motion by FISH (R-NY) to instruct conferees to insist on the inclusion of
the provisions of Section 310(b) of the House amendment relating to
the date when civil actions may be taken against certain private
entities in Title III
Agreed to motion by FISH (R-NY) (by Voice Vote)
Sent to conference and conferees appointed (by Unanimous Consent) (CR
Page H-3071)

Extensions to Remarks by SAIKI (R-HI) in "Congressional Record" (CR Page E-1772)

Extensions to Remarks by CRAIG (R-ID) in "Congressional Record" (CR Page E-1774)

06/05/90 – In The SENATE

Unanimous consent agreement for consideration of the measure at noon on Wednesday, June 6, 1990 (CR Page S-7411)

06/06/90 – In The HOUSE

Extensions to Remarks by ROWLAND, JOHN (R-CT) in "Congressional Record" (CR

Page E-1801)

Extensions to Remarks by LIPINSKI (D-IL) in "Congressional Record" (CR Page E-1806)

06/06/90 – In The SENATE

Considered (debated) in the Senate under the unanimous consent agreement of Tuesday, June 5, 1990 (CR Page S-7422)

Motion by HARKIN (D-IA) to disagree to House amendment(s) to the Senate amendment –AND–

Motion by HARKIN (D-IA) to request conference

Agreed to motion by HARKIN (D-IA) (by Voice Vote)

Motion by HELMS (R-NC) to instruct conferees

Recorded vote requested by HELMS (R-NC) on the motion to instruct conferees

Motion by MITCHELL, GEORGE (D-ME) to table previous motion by HELMS (R-NC)

Recorded vote requested by MITCHELL, GEORGE (D-ME) on his motion to table the motion to instruct

Rejected motion by MITCHELL, GEORGE (D-ME) (Vote No. 2110: 40-53) Senate failed to table motion to instruct conferees relating to language which allows employers to refuse to assign workers with infectious diseases to food handling jobs

Motion by HELMS (R-NC) to vitiate request by MITCHELL, GEORGE (D-ME) for record vote on his motion to instruct the conferees

No objection to request for unanimous consent by HELMS (R-NC)

Agreed to motion by HELMS (R-NC) (by Voice Vote) to instruct the conferees

Motion by GRASSLEY (R-IA) to instruct conferees

Motion by GRASSLEY (R-IA) withdrawn

Sent to conference and conferees appointed (by Unanimous Consent) (CR Page S-7450)

Remarks by KERRY, JOHN (D-MA) in "Congressional Record" (CR Page S-7448)

06/07/90 – In The HOUSE

Extensions to Remarks by CRANE (R-IL) in "Congressional Record" (CR Page E-1854)

Extensions to Remarks by OWENS, MAJOR (D-NY) in "Congressional Record" (CR Page E-1857)

Extensions to Remarks by OWENS, MAJOR (D-NY) in "Congressional Record" (CR Page E-1864)

06/14/90 – In The HOUSE

Extensions to Remarks by ANDERSON (D-CA) in "Congressional Record" (CR Page E-1972)

06/19/90 – In The SENATE

Remarks by DURENBERGER (R-MN) in "Congressional Record" (CR Page S-8262)

06/20/90 – In The HOUSE

Remarks by SMITH, PETER (R-VT) in "Congressional Record" (CR Page H-3957)

06/25/90 – In The HOUSE

Conference committee agreed to file report in agreement

06/26/90 – In The HOUSE

Report filed by conference committee (H.Rept. 101-558)
Full text of Conference Report printed in "Congressional Record" (CR Page H-4169)

06/27/90 – In The HOUSE

Public hearing held by House Committee on Rules
Granted a waiver by House Committee on Rules to waive certain points of order against the conference report (H.Res. 427)

07/11/90 – In The SENATE

Ordered printing of amendment(s) by HATCH (R-UT) permitting the reassignment of food handlers with infectious or communicable diseases and granting State and local food handling laws preeminence over Federal laws in this area (Amendment 2118 to the Instructions to the Motion to Recommit, CR Page S-9593)

Ordered printing of amendment(s) by HELMS (R-NC) including the human immune deficiency (HIV) virus on the list of infectious and communicable diseases that may be transmitted through food supply, and granting employers the right to reassign food-handlers with the HIV virus or AIDS (Amendment 2119 to the Instructions to the Motion to ,Recommit, CR Page S-9593)

Conference report submitted and considered (CR Page S-9527)

Motion by FORD, WENDELL (D-KY) to recommit (send back) conference report to the conference on the disagreeing votes of the two Houses, with instructions to the Senate conferees to strike language of Section 509, and insert the text of the Ford Amendment No. 2112, as adopted yesterday

Amendment offered by HATCH (R-UT) permitting the reassignment of food handlers with infectious or communicable diseases and granting State and local food handling laws preeminence over Federal laws in this area (Amendment 2118 to the Instructions to the Motion to Recommit, CR Page S-9532)

Recorded vote requested by HELMS (R-NC) on the amendment

Amendment offered by HELMS (R-NC) including the human immune deficiency (HIV) virus on the list of infectious and communicable diseases that

may be transmitted through food supply, and granting employers the right to reassign food-handlers with the HIV virus or AIDS (Amendment 2119 to the Instructions to the Motion to Recommit, CR Page S-9543)
Recorded vote requested by HATCH (R-UT) on the amendment
Rejected amendment by HELMS (R-NC) (Vote No. 2148: 39-61) No. 2119 to the Instructions to the Motion to Recommit
Agreed to amendment by HATCH (R-UT) (Vote No. 2149: 99-1) No. 2118 to the Instructions to the Motion to Recommit
Agreed to motion by FORD, WENDELL (D-KY) (by Voice Vote) to recommit the conference report, with instructions, as amended

07/12/90 – In The HOUSE

Public mark-up held by Conference Committee
Conference committee agreed to file report in agreement
Report filed by conference committee (H. Rept. 101-596)
Full text of Conference Report printed in "Congressional Record" (CR Page H-4582)
Resolution passed related to this measure (H.Res. 427)
Conference report submitted and considered (CR Page H-4614)
Motion by HAWKINS, AUGUSTUS (D-CA) to agree to conference report
Motion by DANNEMEYER (R-CA) to recommit (send back) conference report with instructions that the House conferees insist on language that allows employers to refuse to assign any employee with an infectious disease or communicable disease to a job involving food handling provided that the employer makes reasonable accommodations that offer an alternative employment opportunity for which the employee is qualified (Chapman amendment)
Recorded vote requested by DANNEMEYER (R-CA) on his motion to recommit
Rejected motion by DANNEMEYER (R-CA) (Vote No. 2227: 180-224)
Recorded vote requested by HOYER (D-MD) on agreeing to the conference report
Agreed to conference report (Vote No. 2228: 377-28)
Remarks by HOYER (D-MD) in "Congressional Record" (CR Page H-4630)

07/12/90 – In The SENATE

Unanimous consent agreement for consideration of the measure (conference report) at 8:50 a.m. on Friday, July 13, 1990. The conference report will be debated for 40 minutes, equally divided between Senators Harkin and Hatch, or their designees. At 9:30 a.m., the Senate will vote on final passage of the conference report (CR Page S-9643)

07/13/90 – In The SENATE

Conference report submitted and considered under the unanimous consent agreement of Thursday, July 12, 1990 (CR Page S-9684)
Recorded vote requested by MITCHELL, GEORGE (D-ME) on final passage
Agreed to conference report (Vote No. 2152: 91-6)
Remarks by KENNEDY, EDWARD (D-MA) in "Congressional Record" (CR Page S-9680)

07/17/90 – In The HOUSE

Signed in the House

07/17/90 -- In The SENATE
Signed in the Senate
Presented to the President

07/26/90 -- In The SENATE
Signed by the President
Became Public Law No. 101-336

08/04/90 -- In The SENATE
Remarks by MITCHELL, GEORGE (D-ME) in "Congressional Record" (CR Page S-12474)

Existing Laws Cited in this Bill:

Pub.L. 73-416 SEC. 2, 221, 711 -- Communications Act of 1934
Pub.L. 93-112 SEC. 7 -- Rehabilitation Act of 1973
Pub.L. 98-549 SEC. 8 -- Cable Communications Policy Act of 1984

Companion or Similar Bills:

H.R.2273 BY COELHO (D-CA) -- Americans With Disabilities Act of 1989
H.R.3500 BY UPTON (R-MI) -- Small Business Access Improvement Act of 1989
H.R.3652 BY MOODY (D-WI) -- Small Business Rehabilitation Relief Act of 1989
H.R.4807 BY HOYER (D-MD) -- Americans with Disabilities Act of 1990
H.R.5455 BY ROSTENKOWSKI (D-IL) -- Small Business Tax Incentive Act of 1990
H.R.5826 BY ROSTENKOWSKI (D-IL) -- Small Business Tax Incentive Act of 1990
S.1661 BY PRYOR (D-AR) -- Small Business Disabilities Tax Credit Act of 1989
S.1876 BY KOHL (D-WI) -- Small Business Rehabilitation Relief Act of 1989