



# The Moore Center

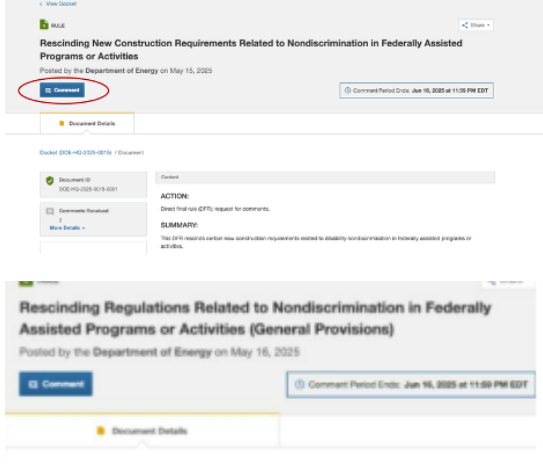
## Family Support Advisory Council

*Families Serving Families*

[moorecenter.org/fsc](http://moorecenter.org/fsc)

## Time is of the essence!

If you'd like to have input to the rescinding of 10 CFR 1040.73 (accessibility requirements for new construction), use the link: [National Association Of Councils On Developmental Disabilities | 🚨 Call to Action: Comment on the Direct final rule on nondiscrimination](#) and/or at [Tell the Department of Energy to Stop Attacking Civil Rights and Section 504 - DREDF](#) **no later than Monday, June 16.**



[Comment on the Direct Final Rule on Nondiscrimination](#)

[Tell the DOE to Stop Attacking Civil Rights & Section 504](#)

Under [10 CFR 1040.73](#), each facility or part of a facility constructed by, on behalf of, or for the use of a recipient of federal financial assistance is to be designed and constructed in a manner that the facility or part of the facility is readily accessible to, and useable by, handicapped persons, if the construction was commenced after June 13, 1980. [10 CFR 1040.73\(a\)](#). Relatedly, in the case of an alteration, each facility or part of a facility which is altered by, on behalf of, or for the use of a recipient of Federal financial assistance after June 13, 1980, in a manner that affects or could affect the usability of the facility or part of the facility is, to the maximum extent feasible, to be altered in a manner that the altered portion of the facility is readily accessible to and useable by handicapped persons. [10 CFR 1040.73\(b\)](#). Finally, under the regulation, design, construction, or alteration of buildings in conformance with section 3-8 of the Uniform Federal Accessibility Standards shall be deemed to comply with the requirements of the regulation with respect to those buildings. [10 CFR 1040.73\(c\)](#). Given the general prohibition on discriminatory activities and related penalties, see [10 CFR 1040.71](#), DOE finds these additional provisions unnecessary and unduly burdensome. It is DOE's policy to give private entities flexibility to comply with the law in the manner they deem most efficient. One-size-fits-all rules are rarely the best option. Accordingly, DOE finds good reason to eliminate this regulatory provision.

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