

S 1881

Americans with Disabilities Act Restoration Act of 2007

Congress: 110 (2007–2009, Ended)

Chamber: Senate

Policy Area: Civil Rights and Liberties, Minority Issues

Introduced: Jul 26, 2007

Current Status: Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 110-773

Latest Action: Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 110-773. (Nov 15, 2007)

Official Text: <https://www.congress.gov/bill/110th-congress/senate-bill/1881>

Sponsor

Name: Sen. Harkin, Tom [D-IA]

Party: Democratic • **State:** IA • **Chamber:** Senate

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Specter, Arlen [R-PA]	R · PA		Jul 26, 2007
Sen. Kennedy, Edward M. [D-MA]	D · MA		Jul 30, 2007
Sen. Stevens, Ted [R-AK]	R · AK		Jan 31, 2008

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Hearings By (full committee)	Nov 15, 2007

Subjects & Policy Tags

Policy Area:

Civil Rights and Liberties, Minority Issues

Related Bills

Bill	Relationship	Last Action
110 HR 3195	Related bill	Jun 27, 2008: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 856.

Americans with Disabilities Act Restoration Act of 2007 - Amends the Americans with Disabilities Act of 1990 to remove from the definition of "disability" a reference to substantially limiting one or more major life activities.

Prohibits, in determining whether an individual has an impairment, considering whether the individual uses a mitigating measure, the impact of any mitigating measures, or whether the impairment is episodic, in remission, or latent. Defines the term "mitigating measure."

Defines "physical" and "mental" (used regarding an impairment), "record of physical or mental impairment," and "regarded as having a physical or mental impairment."

Declares that an adverse action taken because of an individual's use of a mitigating measure constitutes discrimination under the Act.

Prohibits employment discrimination against an individual on the basis of disability (currently, against a qualified individual with a disability because of the disability).

Allows, as a defense to a charge of discrimination, that the individual alleging discrimination is not a qualified individual with a disability.

Requires that the Act's provisions be broadly construed.

Directs the Attorney General, the Equal Employment Opportunity Commission (EEOC), and the Secretary of Transportation to issue regulations to carry out the provisions of this Act.

Requires the Architectural and Transportation Barriers Compliance Board to issue guidelines to supplement the existing Minimum Guidelines and Requirements for Accessible Design.

Entitles duly issued federal regulations and guidance to deference by administrative agencies or officers and courts.

Actions Timeline

- **Nov 15, 2007:** Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 110-773.
- **Jul 26, 2007:** Introduced in Senate
- **Jul 26, 2007:** Sponsor introductory remarks on measure. (CR S10151-10152)
- **Jul 26, 2007:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure as introduced: CR S10152-10153)