

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3966

To amend the Fair Labor Standards Act of 1938 to clarify that individuals with impaired vision or blindness are not to be covered by special certificates for employment under section 14(c) of such Act.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 1994

Mr. TRAFICANT introduced the following bill; which was referred to the Committee on Education and Labor

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## A BILL

To amend the Fair Labor Standards Act of 1938 to clarify that individuals with impaired vision or blindness are not to be covered by special certificates for employment under section 14(c) of such Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Blind Workers’ Wage  
5 Equity Act”.

6 **SEC. 2. IMPAIRED VISION OR BLINDNESS.**

7 Section 14(c) of the Fair Labor Standards Act of  
8 1938 (29 U.S.C. 214(c)) is amended—

1           (1) by redesignating paragraphs (2), (3), (4),  
2           and (5) as paragraphs (3), (4), (5), and (6), respec-  
3           tively, and

4           (2) by adding after paragraph (1) the following:

5           “(2)(A) The Secretary shall not issue a certificate  
6           under paragraph (1) to authorize the payment of wages  
7           under a special certificate by reason of such individual’s  
8           impaired vision or blindness.

9           “(B) For purposes of subparagraph (A), the term  
10          ‘impaired vision or blindness’ means—

11           “(i) any limitation in visual acuity or visual  
12          field, including blindness, or

13           “(ii) blindness as determined by visual acuity  
14          which is no better than 20/200 in the better eye with  
15          correcting lenses or visual acuity which, if better  
16          than 20/200, is accompanied by a limit to the field  
17          of vision in the better eye to such a degree that its  
18          widest diameter subtends an angle of no greater  
19          than 20 degrees.”.

20          **SEC. 3. EFFECTIVE DATE.**

21          The amendments made by section 2 shall take effect  
22          90 days after the date of the enactment of this Act.

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