

## Senate Commerce Committee Nominee Questionnaire, 118th Congress

Instructions for the nominees: The Senate Committee on Commerce, Science, and Transportation (the “Committee”) asks you to provide typed answers to each of the following questions. It is requested that the nominee type the question in full before each response. Do not leave any questions blank. Type “None” or “Not Applicable” if a question does not apply to the nominee. Begin each section (i.e., “A”, “B”, etc.) on a new sheet of paper. Electronically submit your completed questionnaire to the Committee in PDF format and ensure that sections A through E of the completed questionnaire are in a text searchable and that any hyperlinks can be clicked. Section F may be scanned for electronic submission and need not be searchable.

### A. BIOGRAPHICAL INFORMATION AND QUALIFICATIONS

1. Name (Include any former names or nicknames used): David Michael Capozzi
2. Position to which nominated: Amtrak, Board of Directors, Member
3. Date of Nomination: April 29, 2022 (original date of nomination)
4. Address (List current place of residence and office addresses):  
[REDACTED]
5. Date and Place of Birth: February 23, 1958; Buffalo, NY
6. Provide the name, position, and place of employment for your spouse (if married) and the names and ages of your children (including stepchildren and children by a previous marriage).

Patricia Susan Capozzi (retired)  
David Matthew Capozzi 31  
Megan Marie Capozzi 28  
Margaret Ann Capozzi 28  
Michael Elias Capozzi 28

7. List all college and graduate schools attended, whether or not you were granted a degree by the institution. Provide the name of the institution, the dates attended, the degree received, and the date of the degree.

Tennessee Technological University  
September 1976 – December 1976

(No degree; stopped attending after car accident on January 2, 1977 that resulted in my spinal cord injury; spent 7 months in hospitals)

State University of New York at Buffalo  
September 1978 – May 1982  
Bachelor of Arts – May 1982

State University of New York at Buffalo Law School  
September 1982 – May 1985  
Juris Doctor – May 1985

8. List all post-undergraduate employment, including the job title, name of employer, and inclusive dates of employment, and highlight all management-level jobs held and any non-managerial jobs that relate to the position for which you are nominated.

Paralyzed Veterans of America  
Associate Advocacy Director  
June 1985 – June 1987

Paralyzed Veterans of America  
National Advocacy Director  
June 1987 – July 1989

National Easter Seal Society  
Vice President for Advocacy and Director of Project ACTION  
July 1989 – April 1992

U.S. Access Board  
Director, Technical and Information Services  
April 1992 – November 2008

U.S. Access Board  
Executive Director  
November 2008 – June 2020

9. Attach a copy of your resume. See attached.

10. List any advisory, consultative, honorary, or other part-time service or positions with Federal, State, or local governments, other than those listed above after 18 years of age.

- Mayor's Advisory Council - Project for Community Handicapped Integration Program, Advisory Council Member, Buffalo, NY, January 1981 – April 1982
- Montgomery County Commission for People with Disabilities, Commission Member, Rockville, MD, August 1989 – June 1991

11. List all positions held as an officer, director, trustee, partner, proprietor, agent, representative, or consultant of any corporation, company, firm, partnership, or other business, enterprise, educational, or other institution.

- Board of Directors, United Spinal Association, New York, NY, July 2020 – Present
- Advisory Committee Member, Mobility Fitness, Atherton, CA, July 2020 – Present

- Accessibility Professionals in the Built Environments Task Force Member, International Association of Accessibility Professionals, Atlanta, GA, July 2020 – Present
- Program Committee Member, Access Living, Chicago, IL, September 2020 – Present
- Advisory Council Morphic (making personal computers easier to use for everyone, including those with disabilities), College Park, MD, June 2021 – Present
- Biden-Harris Policy Volunteer. August – October 2020

12. Please list each membership you have had after 18 years of age or currently hold with any civic, social, charitable, educational, political, professional, fraternal, benevolent or religiously affiliated organization, private club, or other membership organization. (For this question, you do not have to list your religious affiliation or membership in a religious house of worship or institution.). Include dates of membership and any positions you have held with any organization. Please note whether any such club or organization restricts membership on the basis of sex, race, color, religion, national origin, age, or disability.

- The Disability Law Reporter Service, Prentice Hall Law & Business, Editorial Board Member, January 1991 – January 1998
- Maryland Commuter Rail Key Station Plan Committee, Member, September 1991 – April 1992
- Handicapped is Only a Word, Board Member, May 1992 – May 1996
- U.S. International Council on Disabilities, Board Member, October 2005 – September 2008
- National Spinal Cord Injury Association, a program of United Spinal Association, Member, June 2013 – Present (in June 2020 I was elected to the Board of Directors of the United Spinal Association)

None restricted membership on the basis of sex, race, color, religion, national origin, age, or disability.

13. Have you ever been a candidate for and/or held a public office (elected, non-elected, or appointed)? If so, indicate whether any campaign has any outstanding debt, the amount, and whether you are personally liable for that debt.

No

14. List all memberships and offices held with and services rendered to, whether compensated or not, any political party or election committee within the past ten years. If you have held a paid position or served in a formal or official advisory position (whether compensated or not) in a political campaign within the past ten years, identify the particulars of the campaign, including the candidate, year of the campaign, and your title and responsibilities.

Biden-Harris Policy Volunteer, August – October 2020

15. Itemize all political contributions to any individual, campaign organization, political party, political action committee, or similar entity of \$200 or more for the past ten years.

None

16. List all scholarships, fellowships, honorary degrees, honorary society memberships, military medals, and any other special recognition for outstanding service or achievements.

- Honorary Member of the Kiosk Hall of Fame, February 2022
- 2020 Service to the Citizen Award winner. The award recognizes those public servants who demonstrate excellence in their delivery of services that impact the public's lives, September 2020
- Received an award in Vienna, Austria from the Zero Project (focused on the rights of persons with disabilities globally) recognizing my longstanding cooperative efforts with the European Commission to harmonize global ICT accessibility standards, February 2016
- National Advocate Award, Project ACTION, May 1992
- Advocate Award, Access to the Skies Program, January 1992
- People Who Make a Difference, National award sponsored by Helene Curtis, April 1991
- Summa Cum Laude, May 1982
- Phi Beta Kappa, May 1982
- Alpha Lambda Delta National Honor Society, May 1982
- Psychology Departmental Honors, May 1982

17. List each book, article, column, letter to the editor, Internet blog posting, or other publication you have authored, individually or with others. Include a link to each publication when possible. If a link is not available, provide a digital copy of the publication when available.

See below for chapters in books, testimony, and speeches, videos, and articles.

#### *Books*

Capozzi, D. and Cannon D. (1995). Transportation Accessibility. In the Encyclopedia of Disability and Rehabilitation (1st ed.) (pp. 731-738). New York, NY: Macmillan Publishing. ([website](#))

#### *Speeches, Videos, and Articles (samples)*

Impact of the Trace R&D Center: A panel discussion. Excerpts from a panel discussion at ASSETS 2021. October 14, 2021 ([website](#))

This 1990 disabilities law ushered in a new era. U.S. Embassy in Georgia. July 20, 2020 ([website](#))

Disability Employment: Removing Barriers to Prosperity in Africa. Department of State hosted interactive webchat. October 31, 2018 ([website](#))

Significance of Standardization and Antidiscrimination Actions Based on American Experience. Speech at Diversity Hub in Kraków, Poland. September 14, 2017 ([website](#))

A stick or a carrot? How do they do it in the US? Interview by Polish press. June 8, 2017 ([website](#))

FOIA committee mulls Section 508 responsibilities. Federal News Network. October 25, 2016 ([website](#))

ADA 25th Anniversary. Interview by WebABLE.tv. July 29, 2015 ([website](#))

18. List all speeches, panel discussions, and presentations (e.g., PowerPoint) that you have given on topics relevant to the position for which you have been nominated. Include a link to each publication when possible. If a link is not available, provide a digital copy of the speech or presentation when available.

Senate Committee on Health, Education, Labor and Pensions, [The Americans with Disabilities Act and Accessible Transportation: Challenges and Opportunities](#), November 17, 2011

[Accessibility for All: The Impact of ADA on Transportation Decision Making](#), DOT Civil Rights Conference, September 26, 2012

International Summit on Accessibility, Ottawa, Canada, [Accelerating Progress Through Global Standards, Systems, and Tools](#), July 14, 2014

[Significance of Standardization and Antidiscrimination Actions Based on American Experience](#), Kraków, Poland, September 14, 2017

[Shaping the EU Agenda for Disability Rights 2020-2030 -- U.S. Experiences with Accessible Public Transportation](#), Video Conference, February 26, 2020

United Spinal Association Celebrates the [30th Anniversary of the Americans with Disabilities Act](#), Video Conference, July 15, 2020

Access Alliance Webinar, '[Lessons from International Disability Advocates for New Zealand](#)', February 21, 2022

Disability Access and Inclusion Program, Addis Ababa, Ethiopia (virtual presentation), July 26, 2022, (no link available; presentation attached)

[Accessibility of Information and Services](#), NDA Annual Conference 2022, Dublin, Ireland (virtual presentation), October 20, 2022

19. List all public statements you have made during the past ten years, including statements in news articles and radio and television appearances, which are on topics relevant to the position for which you have been nominated, including dates. Include a link to each statement when possible. If a link is not available, provide a digital copy of the statement when available.

United Spinal Updates, Fulfilling the Promise of the ADA: Making Our Railways More Accessible, July 22, 2022, ([link](#))

National Public Radio, The ADA was a victory for the disabled community, but we need more. My life shows why, July 29, 2022, ([link](#))

Testimony of Mr. David Capozzi, Nominee to the Amtrak Board of Directors, United States Senate Commerce, Science and Transportation Committee, Hearing on Nominations, September 7, 2022, ([link](#))

20. List all digital platforms (including social media and other digital content sites) on which you currently or have formerly operated an account, regardless of whether or not the account was held in your name or an alias. Include the full name of an “alias” or “handle”, including the complete URL and username with hyperlinks, you have used on each of the named platforms. Indicate whether the account is active, deleted, or dormant. Include a link to each account if possible.

LinkedIn: <https://www.linkedin.com/in/david-capozzi-36781713b>

21. Please identify each instance in which you have testified orally or in writing before Congress in a governmental or non-governmental capacity and specify the date and subject matter of each testimony.

- House Committee on Small Business, Subcommittee on General Oversight and the Economy, “Testimony Regarding Small Business Administration Programs for Veterans,” May 7, 1986.
- House Committee on the Judiciary, Subcommittee on Civil and Constitutional Rights, “Testimony Regarding HR. 4119 - The Fair Housing Amendments Act of 1986”, July 18, 1986.
- President’s Task Force on Adoption, “Adoption and People with Disabilities,” November 16, 1987.
- Senate Committee on Banking, Housing and Urban Affairs, Subcommittee on Housing and Urban Affairs, “Need for a Comprehensive National Housing Policy”, April 14, 1988.
- House Committee on Appropriations, Subcommittee on Transportation, “Fiscal Year 1990 Appropriations for the Department of Transportation and Related Agencies”, April 19, 1989.
- House Committee on Public Works and Transportation, Subcommittee on Surface Transportation, “The Americans with Disabilities Act,” September 20, 1989.
- Senate Committee on Banking, Housing and Urban Affairs, Subcommittee on Housing and Urban Affairs, “Reauthorization of the Urban Mass Transportation Act,” April 18, 1991.
- House Committee on Appropriations, Subcommittee on Transportation, “Fiscal Year 1994 Appropriations for the Architectural and Transportation Barriers Compliance Board”, April 19, 1993.

- House Committee on Appropriations, Subcommittee on Transportation, “Fiscal Year 1995 Appropriations for the Architectural and Transportation Barriers Compliance Board”, March 1, 1994.
- House Committee on Government Reform, Subcommittee on the District of Columbia, “Mass Transit: Many Management Successes at WMATA, but Capital Planning Could Be Enhanced,” September 21, 2001.
- Senate Committee on Health, Education, Labor and Pensions, The Americans with Disabilities Act and Accessible Transportation: Challenges and Opportunities, November 17, 2011.
- Senate Committee on Commerce, Science and Transportation, Hearing on Nomination to the Amtrak Board of Directors, September 7, 2022.

22. Given the current mission, major programs, and major operational objectives of the department/agency to which you have been nominated, what in your background or employment experience do you believe affirmatively qualifies you for appointment to the position for which you have been nominated, and why do you wish to serve in that position?

My background and employment experience make me particularly suited to serve as a member of the Board of Directors for Amtrak. Section 22202 (a)(1)(B) of the Infrastructure Investment and Jobs Act amended the composition of the Amtrak Board of Directors. The Board must now include at least one member who is an individual with a disability with a demonstrated history of, or experience with, accessibility, mobility, and inclusive transportation in passenger rail or commuter rail. I have been a wheelchair user since a car accident in 1977 and have the necessary experience for this position.

I was a member of the legal team and was a lobbying captain for the disability community that helped craft the Americans with Disabilities Act (ADA); my expertise was helping with the transportation provisions. After enactment of the ADA, I chaired the Urban Mass Transportation Administration’s (UMTA – now FTA) ADA Federal Advisory Committee. The Committee advised UMTA on developing its ADA transportation regulations. While at the Access Board I was responsible for the development of ADA accessibility guidelines for transportation vehicles and facilities. I also created an advisory committee to update the Board’s rail vehicle guidelines; the committee provided its recommendations in July 2015.

I know how to interact with a Board of Directors. At the Access Board I reported to a Board of twenty-five members: twelve representatives from most of the cabinet agencies and thirteen members of the public appointed by the President of the United States. I also know how to be a productive Board member. I was elected to the United Spinal Association Board of Directors in June 2020 and have actively participated in all Board activities since then. (I’m also a member of Amtrak Guest Rewards.)

23. What do you believe are your responsibilities, if confirmed, to ensure that the department/agency has proper management and accounting controls, and what experience do you have in managing a large organization?

If confirmed as a Board member, I expect to be responsible for attending and contributing during meetings, communicating with the President and Chief Executive Officer and other Board members, overseeing the performance of the President and Chief Executive Officer, and assisting in developing the annual budget and ensuring that proper financial controls are in place. I also expect to ensure that the company exercises its obligations to comply with laws and regulations specifically regarding accessibility for people with disabilities.

As Executive Director at the Access Board I was responsible for \$9.2 million in program expenditures and twenty-nine professional and support staff for the only federal agency whose primary mission is accessibility for people with disabilities. I was responsible for strategic planning, personnel evaluations, budget justifications and execution, and rulemaking. I prepared agenda materials for 70 Board meetings and out-of-town events. I was a member of the Senior Executive Service since 2004. At the Access Board I received “clean” independent audit opinions every year. I have extensive experience in public speaking. I was interviewed over 150 times for international, national, and local radio, television, and print media and was featured as a keynote and conference speaker at over 300 conferences and seminars including twenty-five international conferences. As a manager, I supervised the development of accessibility guidelines for the ADA, Architectural Barriers Act, Communications Act, and accessibility standards for information and communication technology and medical diagnostic equipment under the Rehabilitation Act. I also managed a small number of staff and contractors as Vice President of Advocacy for Easter Seals and the Paralyzed Veterans of America.

24. What do you believe to be the top three challenges facing the department/agency, and why?

In terms of accessibility challenges, Amtrak is facing implementation issues in making its stations accessible, ensuring that rail cars are procured to be the most accessible as possible, and that outreach to the disability community be improved.

The Americans with Disabilities Act provided 20 years (to 2010) for Amtrak to make its stations accessible. Amtrak missed this deadline. As of April 2021, where Amtrak has sole and shared responsibility, 74 of 386 stations are accessible. Amtrak expects to have full accessibility by September 2027 and will spend \$900 million on station accessibility between 2021 and 2026. If confirmed as a member of the Board, I will provide strong advocacy to ensure the staff is accountable in meeting this goal.

Amtrak has a fleet of about 1,300 cars. Amtrak plans to replace nearly 40 percent of its rail car fleet by 2031. Since many cars can last at least 40 years it is critical that the best procurement decisions are made to ensure accessibility for years to come.

Improved outreach to the disability community is essential. Amtrak needs to improve its standing with the disability community largely because of its failure to meet its ADA obligations. In December 2020, Amtrak settled an ADA complaint with the Department of Justice (DOJ) which requires Amtrak to make its intercity rail system accessible, prioritizing stations with the most significant barriers to access. Amtrak will also train staff on ADA requirements and implement an improved process for accepting and handling ADA complaints. One result of the DOJ



settlement is that Amtrak paid over \$2 million to more than 1,500 individuals who experienced disability discrimination while traveling or attempting to travel by train. Public outreach is one way to improve Amtrak's standing with the disability community. The Infrastructure Investment and Jobs Act now requires the Amtrak Board to meet at least annually with representatives of Amtrak employees, representatives of persons with disabilities, and the general public to discuss financial performance and service results.

## **B. POTENTIAL CONFLICTS OF INTEREST**

1. Describe all financial arrangements, deferred compensation agreements, and other continuing dealings with business associates, clients, or customers. Please include information related to retirement accounts, such as a 401(k) or pension plan.

I have received monthly social security payments and pension payments from my federal service since July 2020. My arrangements are fully described in Part III of my Executive Branch Confidential Financial Disclosure Report (OGE Form 450). In connection with the nomination process, I have consulted with the designated Amtrak ethics representative to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the Amtrak Board of Directors' Code of Business Conduct and Ethics and the terms of Amtrak's Ethics Opinion Letter which has been provided to this Committee. I am not aware of any other potential conflicts of interest.

2. Do you have any commitments or agreements, formal or informal, to maintain employment, affiliation, or practice with any business, association, or other organization during your appointment? If so, please explain.

Yes. My arrangements are fully described in Part III of my Executive Branch Confidential Financial Disclosure Report (OGE Form 450). In connection with the nomination process, I have consulted with the designated Amtrak ethics representative to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the Amtrak Board of Directors' Code of Business Conduct and Ethics and the terms of Amtrak's Ethics Opinion Letter which has been provided to this Committee. I am not aware of any other potential conflicts of interest.

3. Indicate any investments, obligations, liabilities, or other relationships which could involve potential conflicts of interest in the position to which you have been nominated. Explain how you will resolve each potential conflict of interest.

In connection with the nomination process, I have consulted with the designated Amtrak ethics representative to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the Amtrak Board of Directors' Code of Business Conduct and Ethics and the terms of Amtrak's Ethics Opinion Letter which has been provided to this Committee. I am not aware of any other potential conflicts of interest.

4. Describe any business relationship, dealing, or financial transaction which you have had during the last ten years, whether for yourself, on behalf of a client, or acting as an agent, that could in any way constitute or result in a possible conflict of interest in the position to which you have been nominated. Explain how you will resolve each potential conflict of interest.

In connection with the nomination process, I have consulted with the designated Amtrak ethics representative to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the Amtrak Board of Directors' Code of Business Conduct and

Ethics and the terms of Amtrak's Ethics Opinion Letter which has been provided to this Committee. I am not aware of any other potential conflicts of interest.

5. Identify any other potential conflicts of interest, and explain how you will resolve each potential conflict of interest.

In connection with the nomination process, I have consulted with the designated Amtrak ethics representative to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the Amtrak Board of Directors' Code of Business Conduct and Ethics and the terms of Amtrak's Ethics Opinion Letter which has been provided to this Committee. I am not aware of any other potential conflicts of interest.

6. Describe any activity during the past ten years, including the names of clients represented, in which you have been engaged for the purpose of directly or indirectly influencing the passage, defeat, or modification of any legislation or affecting the administration and execution of law or public policy.

None

## C. LEGAL MATTERS

1. Have you ever been disciplined or cited for a breach of ethics, professional misconduct, or retaliation by, or been the subject of a complaint to, any court, administrative agency, the Office of Special Counsel, an Inspector General, professional association, disciplinary committee, or other professional group? If yes:

No.

- a. Provide the name of court, agency, association, committee, or group;
- b. Provide the date the citation, disciplinary action, complaint, or personnel action was issued or initiated;
- c. Describe the citation, disciplinary action, complaint, or personnel action;
- d. Provide the results of the citation, disciplinary action, complaint, or personnel action.

2. Have you ever been investigated, arrested, charged, or held by any Federal, State, or other law enforcement authority of any Federal, State, county, or municipal entity, other than for a minor traffic offense? If so, please explain.

No.

3. Have you or any business or nonprofit of which you are or were an officer ever been involved as a party in an administrative agency proceeding, criminal proceeding, or civil litigation? If so, please explain.

No.

4. Have you ever been convicted (including pleas of guilty or nolo contendere) of any criminal violation other than a minor traffic offense? If so, please explain.

No.

5. Have you ever been accused, formally or informally, of sexual harassment or discrimination on the basis of sex, race, religion, or any other basis? If so, please explain.

I have not had any complaints of harassment, discrimination, or retaliation made against me to any employer or any other entity with which I had a relationship (such as a contractor). However, when I was Executive Director of the Access Board (AKA "Architectural and Transportation Barriers Compliance Board"), a former employee, Anita Kinney, filed both an equal employment opportunity (EEO) complaint and a complaint with the Merit Systems Protection Board (MSPB), against the agency. As Executive Director, my name was in the caption of both cases, but I was not named in my personal capacity. It is common practice for complaints against federal agencies to include the name of the agency head. All complaints were settled on March 2, 2021 after I had retired as Executive Director. (See [https://www.pacermonitor.com/public/case/30172880/KINNEY\\_v\\_CAPOZZI](https://www.pacermonitor.com/public/case/30172880/KINNEY_v_CAPOZZI)). The current

Executive Director's name was substituted for mine in the caption for the civil action in D.C. District Court, as is typical when the agency head is named in an official, rather than a personal, capacity.

6. Please advise the Committee of any additional information, favorable or unfavorable, which you feel should be disclosed in connection with your nomination.

None.

**D. RELATIONSHIP WITH COMMITTEE**

1. Will you ensure that your department/agency complies with deadlines for information set by congressional committees, and that your department/agency endeavors to timely comply with requests for information from individual Members of Congress, including requests from members in the minority?

Yes.

2. Will you ensure that your department/agency does whatever it can to protect congressional witnesses and whistleblowers from reprisal for their testimony and disclosures?

Yes.

3. Will you cooperate in providing the Committee with requested witnesses, including technical experts and career employees, with firsthand knowledge of matters of interest to the Committee?

Yes.

4. Are you willing to appear and testify before any duly constituted committee of the Congress on such occasions as you may be reasonably requested to do so?


Yes.

**F. AFFIDAVIT**

David M. Capozzi being duly sworn, hereby states that he/she has read and signed the foregoing Statement on Biographical and Financial Information and that the information provided therein is, to the best of his/her knowledge, current, accurate, and complete.

  
Signature of Nominee

Subscribed and sworn before me this 31 day of January, 2023.

  
Notary Public

SHARON BLINDER HILL  
NOTARY PUBLIC  
MONTGOMERY COUNTY  
MARYLAND  
MY COMMISSION EXPIRES MAY 28, 2023

# DAVID M. CAPOZZI



## EXPERIENCE

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### ***U.S. ACCESS BOARD***

#### ***Executive Director***

***November 2008 – June 2020***

Was responsible for \$9.2 million in program expenditures and 29 professional and support staff for the only Federal agency whose primary mission is accessibility for people with disabilities. Responsible for strategic planning, personnel evaluations, budget justifications and execution, and rulemaking. Prepared agenda materials for 70 Board meetings and out-of-town events. Member of the Senior Executive Service since 2004.

Reported to a Board of 25 members: 12 representatives from most of the cabinet agencies and 13 members of the public appointed by the President of the United States. Received “clean” independent audit opinions every year.

Extensive experience in public speaking. Interviewed over 150 times for international, national, and local radio, television, and print media; featured as a keynote and conference speaker at over 300 conferences and seminars including 25 international conferences.

Developed accessibility guidelines for the Americans with Disabilities Act (ADA), Architectural Barriers Act (ABA), Communications Act, and accessibility standards for information and communication technology and medical diagnostic equipment under the Rehabilitation Act.

- Issued 6 notices of proposed rulemaking and preliminary regulatory assessments, 5 final rules and final regulatory assessments, and 6 other rules (advance, draft, or supplemental notices of proposed rulemaking); none of the rulemakings faced a legal challenge.
- Managed two Federal Advisory Committees on Rail Vehicle Access and Medical Diagnostic Equipment.

Received new legislative responsibilities from Congress under the Patient Protection and Affordable Care Act (accessibility standards for medical diagnostic equipment), Food and Drug Administration Safety and Innovation Act (best practices on providing accessible information on prescription drug container labels), and the Federal Aviation Administration Reauthorization Act (study to determine the feasibility of in-cabin wheelchair restraint systems).

Coordinated with the Office of Management and Budget and House and Senate appropriations and authorizing committees.

Managed the Board’s ABA enforcement program. Updated a legacy complaint tracking system to accept complaint information via a web-based complaint form. Initiated a customer satisfaction survey; 80 percent rated their satisfaction at the highest rating.

Was responsible for the Board’s training, technical assistance, and research programs. Developed an online guide to the ADA and ABA standards with illustrated technical bulletins



and a series of short animations that dynamically explain various requirements and the rationale behind them.

Completed a multi-year research project that analyzed data from 500 individuals who use wheeled mobility devices. Findings were compared to those in three other countries and to the current standards in those countries and the United States.

Received full cost reimbursement from sponsoring groups for over 75% of training sessions. Made training payment forms electronic to speed the internal review process. Began a monthly webinar series in partnership with the National Network of ADA Centers and a bi-monthly webinar series with the Chief Information Officers Council, Accessibility Community of Practice.

Implemented a records management program. Met the requirements of the Managing Government Records Directive in January 2016 one year ahead of schedule. Transitioned the agency's procurement contract from the Department of the Treasury to the Department of the Interior to lower administrative costs. Moved e-mail to the "cloud" and acquired a voice over-the-internet telephone system. Was responsible for the agency's Internet presence. Managed its restructuring in July 2013 to a content management system; created a Twitter account in August 2015 with over 1,700 followers.

***U.S. ACCESS BOARD  
Director, Technical and Information Services  
April 1992 – November 2008***

Managed a staff of 14 professionals responsible for rulemaking, training, technical assistance, outreach, and research activities on accessibility issues.

Developed accessibility guidelines and standards for the ADA, ABA, Communications Act, and Rehabilitation Act.

- Issued 13 notices of proposed rulemaking, 12 final rules, and 12 other rules (advance, draft, or supplemental notices of proposed rulemaking).
- Managed the successful completion of 12 advisory committees and two regulatory negotiation committees.

Received new legislative responsibilities from Congress under section 255 of the Communications Act, section 508 of the Rehabilitation Act, and the Help America Vote Act because of the agency's strong accessibility track record.

Testified three times before Congressional committees.

***NATIONAL EASTER SEAL SOCIETY  
Vice President for Advocacy and Director of Project ACTION  
July 1989 – April 1992***

Managed over \$2.5 million in Federal projects, testified before Congress, and represented Easter Seals before Federal agencies. Responded to media inquiries and promoted the rights of people with disabilities through public speaking, information dissemination, and referrals.

Chaired the Urban Mass Transportation Administration's (UMTA) ADA Federal Advisory Committee. The 26-member Committee advised UMTA on developing its ADA regulations.

Managed Project ACTION (Accessible Community Transportation in our Nation), a \$2 million multi-year research and demonstration project to improve access to public transportation for people with disabilities funded through a cooperative agreement with the Federal Transit Administration. Prepared a request for proposal solicitation and selected twenty-five projects to carry out model demonstration programs. Organized and conducted five Project ACTION National Steering Committee meetings.

Conducted comprehensive research on transportation for people with disabilities. Published “Project ACTION Reconnaissance Survey of 112 Transit Systems”, and “Project ACTION Combined Research Results”.

Completed an award-winning multi-media campaign on how the ADA helps to facilitate accessible transportation. Initiated a quarterly newsletter, Project ACTION Update and prepared and distributed a free brochure: “Securement of Wheelchairs and Other Mobility Aids on Transit Vehicles”.

Managed a \$421,000 project between Easter Seals, the Community Transportation Association of America, and the Department of Health and Human Services to provide technical assistance to human services transportation providers on the requirements of the ADA. Developed a national resource center for information dissemination, a toll-free technical assistance hotline, conducted ten workshops, and provided three regional training conferences.

Managed a \$100,000 cooperative agreement between Easter Seals, three transit trade associations and the Urban Mass Transportation Administration on the transportation implications of the ADA. Developed a 960-page implementation manual and a 14-minute explanatory videotape used at five regional conferences during a one-month period that were attended by over 700 individuals.

Represented Easter Seals on the American National Standards Institute, ANSI A117 Committee – a voluntary national standards committee on architectural access for people with disabilities.

Testified three times before Congressional committees.

***PARALYZED VETERANS OF AMERICA***  
***National Advocacy Director***  
***June 1987 – July 1989***

Managed a staff of professionals who promoted and protected the rights of persons with disabilities. Was responsible for strategic planning, program budgeting, and staff performance evaluations. Developed and conducted annual training conferences for PVA members and volunteers. Wrote articles on disability issues for Paraplegia News, PVA’s monthly magazine.

Served as the lead negotiator on the Department of Transportation’s Federal Advisory Committee that negotiated proposed regulations implementing the Air Carrier Access Act. Filed a lawsuit against the Department of Transportation to compel the issuance of final regulations; the case was settled, resulting in the issuance of the regulations.

Championed a provision in the Airport and Airway Improvement Act providing \$250,000 to develop the nation’s first boarding chair and lifting device for people with mobility disabilities to access commuter aircraft.

Served as co-chair of the Transportation Task Force of the Consortium for Citizens with Disabilities – the largest coalition of disability groups in Washington, DC.

Oversaw the purchase of the rights to operate the Access to the Skies program from Rehabilitation International, USA. Developed the program's first newsletter and an awards program that recognized contributions to safe, comfortable, and dignified air travel for people with disabilities.

Testified 3 times before Congressional committees.

***PARALYZED VETERANS OF AMERICA***  
***Associate Advocacy Director***  
***June 1985 – June 1987***

Maintained liaisons with Federal agencies and monitored issues regarding independent living, social security, and transportation.

Briefed and prepared attorneys for oral arguments in a U.S. Supreme Court case, Paralyzed Veterans of America v. Department of Transportation.

Worked closely with the National Council on the Handicapped (now the National Council on Disability) to develop policy statements and recommendations in their 1986 report, "Toward Independence". The recommendations served as the basis for the ADA.

Organized and conducted PVA's Disability Rights conference which was attended by over 75 attorneys specializing in the legal rights of people with disabilities.

Testified twice before Congressional committees.

**LEADERSHIP AND AWARDS**

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Honorary Member of the Kiosk Hall of Fame, February 2022.

2020 Service to the Citizen Award winner. The award recognizes those public servants who demonstrate excellence in their delivery of services that impact the public's lives. September 2020

Received an award in Vienna, Austria from the Zero Project (focused on the rights of persons with disabilities globally) recognizing my longstanding cooperative efforts with the European Commission to harmonize global ICT accessibility standards. February 2016.

Interagency Committee on Standards Policy, Standards Executive. September 2004 – June 2020.

Senior Executive Service. May 2004 – June 2020. (The Senior Executive Service is a corps of 7,800 Federal employees who serve as the executive management of Federal agencies.)

Section 508 Executive Steering Committee. September 1998 – June 2020. (The Executive Steering Committee provides leadership to the Chief Information Officer Council's Accessibility Committee of Practice to improve implementation of Section 508, a law requiring that all electronic and information technology developed, procured, maintained, or used by the Federal government be accessible to people with disabilities.)

National Advocate Award, Project ACTION, May 1992.

Advocate Award, Access to the Skies Program, January 1992.

People Who Make a Difference, National award sponsored by Helene Curtis, April 1991.

Member of the “legal team” and lobbying “captain” for the disability community that helped craft the Americans with Disabilities Act. May 1989 – July 1990.

Congressional Task Force on the Rights and Empowerment of Americans with Disabilities, Member. June 1988 – July 1990.

## **EDUCATION**

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### **STATE UNIVERSITY OF NEW YORK AT BUFFALO FACULTY OF LAW AND JURISPRUDENCE**

Juris Doctor – May 1985

Admitted to practice law in the State of Pennsylvania (Bar number: 052481 Retired)

### **STATE UNIVERSITY OF NEW YORK AT BUFFALO FACULTY OF SOCIAL SCIENCES**

Bachelor of Arts – May 1982

Summa Cum Laude • Phi Beta Kappa • Alpha Lambda Delta National Honor Society •  
Psychology Departmental Honors

## **VOULNTEER ACTIVITIES**

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Advisory Board Member, European Accessibility Resource Centre, Madrid, Spain, December 2022 – Present.

Board of Directors, United Spinal Association, New York, New York. July 2020 – Present.

Advisory Committee Member, Mobility Fitness, Atherton, California. July 2020 – Present.

Accessibility Professionals in the Built Environments Task Force Member, International Association of Accessibility Professionals, Atlanta, Georgia. July 2020 – Present.

Program Committee Member, Access Living, Chicago, Illinois. September 2020 – Present.

Advisory Council Morhic (making personal computers easier to use for everyone, including those with disabilities), College Park, Maryland. June 2021 – Present.

Biden-Harris Policy Volunteer. August – October 2020.