

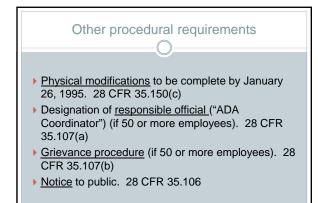


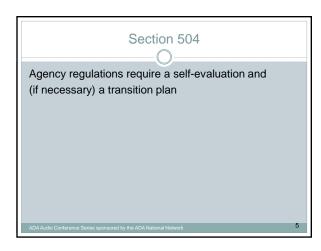
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Basic requirements: title II

DOJ regulation, 1991 (provisions unchanged by 2010 revisions)

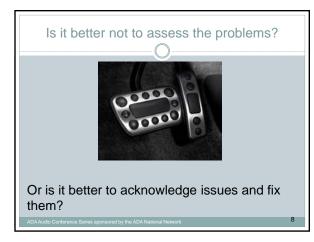
- Requires a <u>self-evaluation</u> of services, policies and practices,
 - with public input
 by January 26, 1993. 28 CFR 35.105(a)
- Requires a <u>transition plan</u>, where <u>physical changes</u> are necessary to achieve program accessibility,
- with public input,(if 50 or more employees)
- o by July 26, 1992. 28 CFR 35.150(d)













DOJ's 2010 Revisions

- Final rule issued September 15, 2010
- Modifies some parts of 1991 regulationAdopts new accessibility standards ("2010
- Standards"), including 2004 ADAAG
- Effective date: March 15, 2011
- Compliance date (facility provisions, hotel reservation policies)

• March 15, 2012: "compliance date" for using the 2010 Standards for new construction, alterations, program accessibility, and barrier removal.

New DOJ deadlines

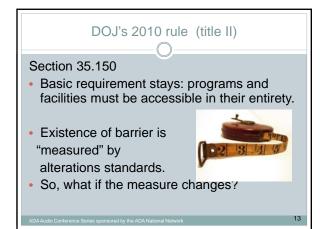
 Although under certain circumstances, the revised regulations permit the use of the 2010 Standards before the compliance date of March 15, 2012, entities are not required to comply with the 2010 Standards until March 15, 2012.

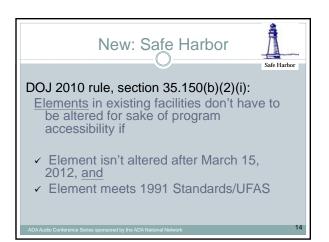
Compliance date and standards for public entities

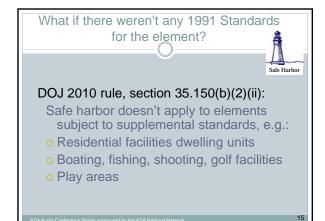
- From September 15, 2010, to March 15, 2012, when making architectural changes to provide program access, <u>choose</u> to follow the 1991 Standards, the UFAS, or the 2010 Standards.
- On or after March 15, 2012, <u>must comply with the 2010</u> <u>Standards</u> in making architectural changes to achieve program accessibility and for all new construction and alterations.
- On or after March 15, 2012, must consider the <u>supplemental requirements</u> (such as swimming pools, play areas, and fishing piers) in the 2010 Standards to assess compliance with program accessibility.

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Transition plan: approaches

- Follow each program or
- Assess the <u>facilities</u> and how they're used, then document where accessible programs can be offered
- Hybrid: assess both at once, then consider together

What kind of plan?

- Do what works for you
- Various options/models
- Identify it as your transition plan or barrier removal plan
- Look at how policies affect access
- Consider contractors, vendors, etc.





Resources
 DOJ's ADA website: www.ada.gov Regulations "One Book" February guidance: 2010 Revised ADA Requirements: Effective Date and Compliance Date Tips for the Transition to 2010 (from ADA One, LLC)
ADA Audio Conference Series sponsored by the ADA National Network 21





