



BOYS & GIRLS CLUBS
OF HUNTINGTON VALLEY

U.S. DOT REGULATIONS IMPLEMENTING ADA:

Summary: The Department of Transportation is revising its rules under the Americans with Disabilities Act {ADA} and Section 504 of the Rehabilitation Act of 1973, as amended, specifically to provide that transportation entities are required to make reasonable modifications/accommodations to policies, practices, and procedures to avoid discrimination and ensure that their programs are accessible to individuals with disabilities.

Please note: Reasonable accommodation/Reasonable modification have different interpretations under Title I and Title II.

49 CFR §27. 7 Discrimination prohibited

...For the purposes of this section, the term reasonable accommodation shall be interpreted in a....manner consistent with the term "reasonable modifications" as set forth in the Americans with Disabilities Act Title II regulations at 28 CFR 35.130{b}(7), and not as it is defined or interpreted for the purposes of employment discrimination under Title I of the ADA (42 U.S.C 12111-12112) and its implementing regulations at 29 CFR Part 1630.

Details of the regulations can be found at : Electronic Code of Federal Regulations http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title49/49cfrv2_02.tpl OR by requesting a copy from Boys & Girls Clubs of Huntington Valley by calling John Pham at 714-374-2600.

PURPOSE:

The Boys & Girls Clubs of Huntington Valley's Twilight Education Project is committed to providing safe, reliable, courteous, accessible, user-friendly services to its participants. To ensure equality and fairness, Boys & Girls Clubs of Huntington Valley is committed to making reasonable modifications to its policies, practices, and procedures to avoid discrimination and ensure that our Twilight Education Project is accessible to individuals with disabilities. If you require a reasonable modification in order to participate in the Twilight Education Project, please refer to the procedure outlined below.

IMPLEMENTATION:

Reasonable modification applies to Twilight Education Project transportation.

Requesting a Modification

The document below entitled “Will My Request Be Granted?” contains examples of request that may be made and will be granted as well as requests that will NOT be granted.

If the modification you are seeking is found on the list under the “YES” column, our front line staff is authorized to grant the request.

If the request for modification is not listed in this document, you can submit your request by phone, by writing mail, or by email. The request will be forwarded to the ADA Compliance Officer for evaluation. You will receive a decision and written response within five (5) business days.

Phone: Alejandra Morales at 714-899-5900, ext. 1

Email: amorales@bgchv.com

Mail: Boys & Girls Clubs of Huntington Valley

Attn: Twilight Education Project

16582 Brookhurst Street

Fountain Valley, CA 92708

Complaint Process regarding a request that has not been granted

Complaints can be submitted to Boys & Girls Clubs of Huntington Valley by phone, email or mail. Refer to the contact information above.

Reasons a Request for Modification May Be Denied [DOT cfr 47 37.169(c)]

- A request may be denied if granting the request would fundamentally alter the nature of the services, programs, or activities offered by Boys & Girls Clubs of Huntington Valley’s Twilight Education Project.
- A request may be denied if granting the request would create a direct threat to the health of safety of others (including operators and other passengers).
- A request may be denied if, without the requested modification, the individual with a disability is still able to fully use Boys & Girls Clubs of Huntington Valley’s Twilight Education Project for its intended purposes.

Will My Request Be Granted?

Boys & Girls Clubs of Huntington Valley has attempted to list standard requests for modification to policies/procedures/practices that will or will not be granted. Other requests will be evaluated as received (see procedures above).

Getting On and Off the Vehicle & To the Door: Fixed Route	
YES	NO
<p>YES – A passenger may request to board separately from his or her wheelchair when the occupied weight of the device exceeds the design load of the vehicle lift</p> <ul style="list-style-type: none"> The operator will take control of a manual wheelchair and ensure it is appropriately loaded and secured 	<p>NO – Under normal conditions, a request will not be granted for the operator to take control of a motorized wheelchair or scooter (someone must travel with individual to take responsibility for mobility device).</p> <p>Exceptions:</p> <ul style="list-style-type: none"> A “courtesy” assist due to a dead battery; it is expected that the issue will be resolved before the individual travels again. An emergency situation on board the vehicle.
	NO – A request will not be granted for the operator to assist with luggage or packages.
	NO – A request will not be granted for the operator to lift an individual out of his or her mobility device in order to transfer them to a seat (except in case of an emergency on board the vehicle).
Positioning the Vehicle – Fixed Route	
YES – A request may be made from a rider to position the bus within a reasonable distance at a safe location to avoid obstructions to the passenger’s ability to enter or leave the vehicle at a designated stop location, such as parked cars, snow banks, and construction.	
Food and Medicine – Fixed Route	
YES – A passenger may request to eat or drink on board a vehicle in order to avoid adverse health consequences (examples: diabetes, medical treatment just received such as dialysis). The program participant will be required to ensure that any liquid is contained as best as possible to avoid spillage and to remove all trash from the bus.	

<p>YES – A passenger may take medicine while on board the bus (including administering insulin injections and conduction finger stick blood glucose testing). It is recommended that the bus operator be notified if the bus needs to stop for a moment to allow for an injection. The customer is expected to use extreme caution in order to avoid health hazards for other passengers and is responsible to remove all needles/syringes/medicine from the bus.</p>	
<p>Special Requests – Fixed Route</p>	
	<p>NO – A request will not be granted for service outside the service area or operating hours</p>
	<p>NO – A request will not be granted for Boys & Girls Clubs of Huntington Valley to provide a personal care attendant</p>
	<p>NO – A request will not be granted for an operator to care for a service animal.</p>
	<p>NO – A request will not be granted for a specific operator to transport you.</p>
	<p>NO – A request will not be granted for special equipment, a dedicated vehicle, or a specific type of vehicle</p>
	<p>NO – A request will not be granted for an operator to make an intermediate stop that would disrupt schedules and inconvenience other passengers; any unscheduled trip request.</p>