

RULES
OF
DEPARTMENT OF HUMAN SERVICES
CHAPTER 290-1-11
PERSONS WITH A DISABILITY

Rule 290-1-11-.01 Legal Authority.

These rules are adopted and published pursuant Title II of the Americans with Disabilities Act of 1990, as amended (the "ADA"), 42 U.S.C. § 12132, and Section 504 of the Rehabilitation Act of 1973 ("Section 504"), 29 U.S.C. § 794, and Chapter 30-4 of the Official Code of Georgia Annotated, O.C.G.A. § 30-4-1 et seq.

Rule 290-1-11-.02 Prohibiting Discrimination Against Persons with a Disability.

(1) The Department prohibits unlawful discrimination on the basis of an individual's disability, as proscribed by Title II of the Americans with Disabilities Act of 1990, as amended (the "ADA"), 42 U.S.C. § 12132, and Section 504 of the Rehabilitation Act of 1973 ("Section 504"), 29 U.S.C. § 794, and applicable state laws.

(2) No qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities provided by the Department. Such prohibitions include individuals who are considered legally blind under state and federal law.

(3) The Department will make reasonable modifications to its policies, practices, or procedures when necessary to avoid discrimination on the basis of disability, as required by the ADA/Section 504. The Department is not required to provide modifications that would fundamentally alter the nature of the service, program, or activity or that would result in undue financial and administrative burdens.

Authority: O.C.G.A. Sec. 30-4-5