Program Accessibility

Consistent with City of Hazard's self-assessment, City of Hazard will consider the extent to which any City of Hazard facilities are "public facilities" or will be used by the public. City of Hazard will operate its programs and activities out of those facilities consistent with 40 C.F.R. § 7.65 so that, when each program or activity is viewed in its entirety, it is readily accessible to and usable by persons with disabilities.

A. Existing Facilities:

1. Structural changes in existing facilities are not required when other methods provide program accessibility. Such methods include:

    a. Redesigning equipment or the facility after case review.
    b. Providing appropriate signage directing people to accessible features.
    c. Reassigning staff, or services to accessible sites.

2. Evacuation procedures will be developed by the City of Hazard for persons with disabilities.

B. New Construction and Alterations:

Each facility or part of a facility constructed by, on behalf of, or for the use of City of Hazard must be designed and constructed in such a manner that the facility is readily accessible to and usable by persons with disabilities. Alterations to existing facilities shall, to the maximum extent feasible, be designed and constructed to be readily accessible to and usable by persons with disabilities.

C. Off Campus:

Contractual or lease agreements for the use of non-City of Hazard facilities should ensure that any program, service, or activity of City of Hazard in that facility is accessible. If a program, service, or activity is not wholly operated by City of Hazard, City of Hazard will attempt to assure that these programs, services, or activities, as a whole, provide an equal opportunity for the participation of persons with disabilities.

Reasonable Modifications and Auxiliary Aids and Services:

No participant with a disability in a City of Hazard program, service, employment or activity will be denied the benefits of, be excluded from participation in, or be otherwise discriminated against in the provision of services available to all individuals in general.

Each individual is responsible for making requests regarding reasonable modifications or auxiliary aids or services to meet their particular needs to enable the City of Hazard to provide an appropriate response to the request. However, the failure to request a reasonable modification or auxiliary aid or service does not always excuse the City of Hazard from providing a reasonable modification or auxiliary aid or service, as long as it does not result in a fundamental alteration or undue burden.

All auxiliary aids, services used by persons with disabilities to provide access to City of Hazard programs, services, employment and activities need not be on hand or present at all times.

A City of Hazard does not need to provide a reasonable modification or auxiliary or service that would fundamentally alter the nature of the program, service, employment or activity, for example, requiring waiver of essential program or licensure requirements; violating accreditation requirements; or posing an undue administrative burden on City of Hazard.

In determining reasonable modifications or appropriate auxiliary aids or services, City of Hazard considers the wishes of the individual.

City of Hazard will not require an individual with a disability to accept a modification, aid, service, opportunity, or benefit under any circumstances.