



# Reasonable Modification/Accommodation

## Frequently Asked Questions



### **What is changing?**

The Federal Department of Transportation (DOT) has revised the rules under the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973.

The revised rules provide for public transit organizations to make reasonable modifications and accommodations to policies, practices, and procedures to avoid discrimination, and to ensure accessibility to individuals with disabilities.

### **What does a reasonable modification/accommodation do?**

A reasonable modification/accommodation will enable a person with a disability to fully use transit services.

### **When is this being implemented?**

The rule is effective July 13, 2015.

### **What service does reasonable modification/accommodation apply to?**

Reasonable modification/accommodation applies to the City of La Habra Heights Dial-A-Ride service.

### **How do I make a reasonable modification/accommodation request?**

Individuals with disabilities may request a reasonable modification of the City of La Habra Heights' Dial-A-Ride service in order to accommodate a disability. The City of La Habra Heights asks that a written request be made in advance using the Reasonable Modification Request Form.

### **What kinds of requests can be accommodated?**

Here are some examples of accommodations that can be made for customers with disabilities:

- Customers requiring medication while in transit or at an event; this includes administering insulin or conducting a finger stick blood test
- Customers requiring food related to medical conditions, such as a person with diabetes needing a high-sugar snack or covered drink to control low blood sugar
- Customer request to stop ahead of or behind a bus stop due to an obstruction (such as a parked car) or construction, when it is safe to do so, for either boarding or exiting a bus.
- Customer request to board before other passengers who are non-disabled.
- Customer request for a convenience stop due to lack of curb cuts or accessible path to travel.

### **What kinds of requests will be denied?**

Here are some examples of accommodations that will be denied:

- Customer flagging a bus for a pickup without a reservation.
- Customer request for bus operator to perform personal care attendant functions.
- Customer request for partial wheelchair securement.
- Customer request to use lap and shoulder belt without wheelchair securement.
- Boarding a customer whose wheelchair is being used to transport only possessions.
- Boarding a customer who is intoxicated, threatening, violent, or abusive.

### **Can I make a request for a Reasonable Modification/Accommodation on the bus?**

Requests can be made to Bus Operators if you are unable to make requests in advance. Service may be delayed as your request is considered.

### **Why do I have to contact the City of Whittier for requests for reasonable modification?**

The City of La Habra Heights contracts with the City of Whittier to operate the Dial-A-Ride service for La Habra Heights residents.

### **Where do I obtain a Reasonable Modification Request form?**

There are several ways to obtain a Reasonable Modification Request Form:

- Send an email to [mbrowne@cityofwhittier.org](mailto:mbrowne@cityofwhittier.org)
- Send a request to: Accessibility Coordinator, 13225 Walnut Street, Whittier, CA 90602
- Call the Accessibility Coordinator at (562) 567-9470

### **What happens after I submit my written reasonable modification/accommodation request?**

A written reply will be sent within ten (10 business days). The written response will communicate the decision regarding the requested reasonable modification/accommodation, and the reason(s) for the decision.

### **What is the basis for accommodating or denying a request?**

Requests are viewed to determine if the reasonable modification/accommodation provides use or access to the City of La Habra Heights' Dial-A-Ride services that the requestor otherwise would not have. The City of Whittier's focus is on accessibility, as distinct from convenience.

### **The DOT has prescribed four types of requests for modification/accommodation. Requests may be declined if:**

1. It fundamentally alters the nature of the service, program or activity.
2. It creates a direct threat to the health or safety of others.
3. It results in undue financial and administrative burden.
4. The requestor would still be able to fully use the service provided by Metro without the modification.

Please indicate if you have already made a written request. The City of Whittier representative may need to contact a supervisor or Manager regarding your request.

### **How do I file a complaint about my Reasonable Modification/Accommodation request?**

All complaints should be directed to the Parks, Recreation and Community Services Department. Complaints can be filed via email to [pks@cityofwhittier.org](mailto:pks@cityofwhittier.org) or by phone to (562) 567-9400. Written letters should be directed to Accessibility Coordinator, 13225 Walnut Street, Whittier, CA 90602.

You will receive an acknowledgement of receipt of your complaint and a tracking number for reference. Complaints are resolved within 90 days and you will receive a letter advising of the complaint resolution.

For complaints involving reasonable modification/accommodation, you will be informed about the decision and the reasons for the decision.

### **Where can I get more information?**

To obtain more information about the City of La Habra Heights' practice for reasonable modification/accommodation, including potential accommodations or declined requests, please visit [www.CityofWhittier.org](http://www.CityofWhittier.org).

The DOT rule revision can be viewed at <http://www.fta.dot.gov/civilrights/12325.html>.

### **Who can I contact at the City of La Habra Heights about Reasonable Modification/Accommodation?**

For reasonable modification/accommodation requests, please email the City of Whittier's Accessibility Coordinator at [mbrowne@cityofwhittier.org](mailto:mbrowne@cityofwhittier.org) or call (562) 567-9470.