



County Technical Assistance Service

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Title II Requirements

Dear Reader:

The following document was created from the CTAS electronic library known as e-Li. This online library is maintained daily by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other e-Li material.

Sincerely,

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Title II Requirements

Reference Number: CTAS-2034

To be in compliance with Title II, state and local governments—

- May not refuse to allow an individual with a disability to participate in a service, program, or activity because of the disability.
- Must provide programs and services in an integrated setting, unless separate or different accommodations are needed for equal opportunity.
- Must eliminate unnecessary eligibility standards or rules that deny individuals with disabilities an equal opportunity to enjoy programs and services.
- Are required to make needed modifications to policies, practices, and procedures that deny equal access to individuals with disabilities unless doing so would result in a major change to the program.
- Must ensure effective communication by furnishing auxiliary aids and services unless doing so would result in an undue burden or change.
- May provide additional special benefits to individuals with disabilities.
- May not charge individuals with disabilities to cover the costs of changes needed to ensure nondiscriminatory treatment.
- Shall operate all programs so that they are readily accessible and usable by individuals with disabilities.

42 U.S.C. § 12132.

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