

# Policy Manual



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| <b>Title:</b> Service to Students with Disabilities   | <b>Number:</b><br>6Hx2-5.09 |
| <b>Legal Authority:</b> Fla. Statutes 1000.05, Florida Administrative Code 6A-19.002, Section 504, Rehabilitation Act of 1973 | <b>Page:</b><br>1 of 2      |

## GENERAL STATEMENT

Broward College (the College) seeks to comply with the laws that govern accessibility standards for disabled students as defined under the Americans with Disabilities Act of 1990 (ADA) and Section 504 of the Rehabilitation Act of 1973. In accordance with the ADA “no otherwise qualified [disabled] individual shall solely by reason of...handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity.” The provisions of academic accommodations cannot compromise the academic standards of the course, but afford the student with disabilities an equal opportunity to achieve equal results.

## THE POLICY AND THE STUDENT

Students are responsible for requesting accommodations through the Office of Disability Service and for accessing approved accommodations.

The College will assist students with disabilities in a variety of ways. Accommodations will be determined on a case-by-case basis. The Office of Disability Services will serve as a liaison with local rehabilitative agencies and assist in coordinating campus services for students with disabilities.

The College will establish procedures to provide students with reasonable accommodation(s) as required under the ADA and the Rehabilitation Act of 1973. Such accommodations will be based on acceptable documentation of the student’s disability. The College retains the right to require additional testing, and/or documentation, if needed, to establish the student’s need for modifications to the instructional program (e.g., course substitution or waiver).

## THE POLICY AND THE FACULTY AND STAFF

Faculty and staff are required to comply with the facilitation of disability accommodations as determined by the Office of Disability Services and requested by the student. Faculty shall notify the Office of Disability Services when approved accommodations are refused by the student.

## IMPLEMENTATION AND OVERSIGHT

The Associate Vice President for Student Success and Enrollment Management Services, under the direction of the Vice President for Student Affairs and Enrollment Management is responsible for the implementation and oversight of policy compliance. Students who wish to grieve a decision of the Office of Disability Services may appeal in writing to the Associate Vice President for Student Success and Enrollment Management Services within 5 business days of the decision. The Associate Vice President will consider the appeal and render a decision within 5 business days after receiving the request from the student. If the student is not satisfied with the response of the Associate Vice President, he/she may appeal in writing to the Vice President for Student Affairs and Enrollment Management within 5 business days after the decision is

**History:** Revised as Policy 5.17 (*Service to Handicapped*) on December 16, 1986; revised, re-titled, and re-numbered on July 23, 1997; revised on August 29, 2001, revised August 26, 2008.

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| <b>Approved by the Board of Trustees</b> | <b>Date</b><br>August 26, 2008 | <b>President’s Signature</b><br> | <b>Date</b><br>August 26, 2008 |
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rendered by the Associate Vice President. The Vice President for Student Affairs and Enrollment Management will render a decision within 5 business days after receiving the request from the student. The decision of the Vice President for Student Affairs and Enrollment Management shall be final.

### VIOLATION OF POLICY

Students who do not supply documentation as requested may be subject to a delay in receiving services.

An individual faculty member who fails to provide an approved accommodation to a student with a documented disability may be subject to discipline from the college, up to and including dismissal, as well as being held personally accountable by a court of law for his/her failure to accommodate the student as directed by the Office of Disability Service.

### DEFINITIONS

Disability – According to the Americans with Disability Act, the term “disability” means, with respect to an individual that:

- (A) A physical or mental impairment that substantially limits one or more of the major life activities of such individual;
- (B) A record of such an impairment; or
- (C) Being regarded as having such impairment.

[Link to Procedure A6Hx2-5.09](#)

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