

Eligibility for Services

The Americans with Disabilities Act Amendments Act of 2008 (Amendments Act), effective January 1, 2009, amends the Americans with Disabilities Act of 1990 (ADA) and includes a conforming amendment to the Rehabilitation Act of 1973 (Rehabilitation Act) that affects the meaning of the term disability in Section 504 of the Rehabilitation Act (Section 504), which states that:

"No otherwise qualified individual with a disability in the United States . . . shall, solely by reason of her or his disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance"

To be protected under the ADA and Section 504, a student must be determined to: (1) have a physical or mental impairment that substantially limits one or more major life activities; or (2) have a record of such an impairment; or (3) be regarded as having such an impairment.

1. The student must be *"otherwise qualified"*; in other words, the student must:
 - a. meet the essential, academic and technical standards required for admission or participation within the Navarro College education program or other activity;
 - b. meet the essential eligibility requirements for regular college services; and
 - c. meet the requirements of the student code of conduct.
2. The student must currently have a physical or mental impairment that substantially limits one or more major life activities.
 - a. Documentation of a student's disability/disabilities must be obtained from a qualified professional. For more information, see "Documentation Requirements".