

“ADA, the Next Generation”

Webinar Series

Order your own copy of the CD from the well-received and one-of-a-kind webinar on the **NEW** DOJ regulations **now available for purchase**

Presented live in the fall of 2010, the seven-part webinar (over 11 hours of content) offers a comprehensive look at the long awaited ADA regulations from the U.S. Department of Justice (DOJ). These are the first major revisions since the ADA was enacted. They bring sweeping changes for the next decades.

This CD will be helpful and used for years to come.

The CD provides an overview of the changes in the DOJ’s new September 15, 2010 regulations, the fine points about the policy-related provisions, and the details of the new accessibility standards, along with tips for transition to the March 2011 **effective date** and the March 2012 **compliance date**.

Unlike any other similar program of which we are aware, you hear the “official” view from DOJ’s John Wodatch, along with the practical perspectives and insights from some the country’s foremost and most experienced ADA experts, architects, and trainers.

If you missed all or any part of the live webinar series, or want the materials for future reference, you now have the opportunity to purchase the CD which includes PowerPoints and handouts. Also, included are the responses from the DOJ and webinar panel to numerous questions you will not find elsewhere.

This CD will also complement the more detailed workshops at the Association’s National ADA Conferences.

The contents of the webinar sessions on the CD are . . .

Session 1: The new Title II and Title III Regulations Discussed (Part 1)

Session 2: The new Title II and Title III Discussed (Part 2)

Session 3: Planning and a Discussion of the “Safe Harbors”

Session 4 : Administrative Provisions, Accessible Routes, and Building Blocks

Session 5: Common Space & Elements, Types, and Effective Communications

Session 6: Toilets, Bathing, Kitchen, and Plumbing Elements

Session 7: Specialized Rooms, Spaces, and Elements including Residential and Recreational

Things you will learn about:

The surprises - some unexpected changes from the proposed rules - do you know them?

The “sleepers” - some provisions you may not have noticed, but you need to know about.

The difficult details (for example, how to comply with some of the accessibility standards without increasing floor space or cost)

Suggestions for transition:

Should you start now to use the new standards, or wait?

Should you do additional barrier removal? Now, or later?

How safe are the new “safe harbors?”

Implications of DOJ’s additional “pre-rules” on web accessibility, equipment and furniture, 911

Who needs this CD?

ADA coordinators or compliance officers

Staff or managers for businesses, state/local governments, nonprofits or their organizations

Attorneys and Advocates

Architects and accessibility specialists

Consultants . . .

. . . any ADA professional who missed the initial webinar series or needs one of the best CD references available

Faculty for the CD - ADA Standards Sessions Include:

John Wodatch, Chief, Disability Rights Section (DRS)

Civil Rights Division, U.S. Department of Justice(DOJ), Washington, DC

John L. Wodatch is responsible for enforcement of Titles I, II and III of the Americans with Disabilities Act and plays a key role in developing Administration policy on the ADA. He is the chief author of the Department of Justice's ADA regulations and of the Federal regulations implementing Section 504 of the Rehabilitation Act of 1973. With more than 30 years of experience with the federal government specializing in the rights of persons with disabilities, he is one of the nation's foremost civil rights attorneys.

Irene Bowen, J.D., President

ADA One, LLC, & Former Deputy Chief, DRS, DOJ, Washington

Irene Bowen is a nationally known ADA consultant, trainer, and speaker. She is President of ADA One, LLC, and a part-time senior policy advisor for LCM Architects. Her clients include federal, state, and local agencies; colleges and universities; private entities; and organizations. Prior to August 2008 she was Deputy Chief of the Disability Rights Section at the Department of Justice, where she oversaw enforcement of the ADA and was actively involved in the development of the ADA, the original accessibility guidelines, and DOJ's 1991 and new regulations. She also served as Deputy General Counsel of the Access Board and co-founded the National Center for Law and Deafness. She recently wrote an ADA guidebook for nonprofits under contract with the Chicago Community Trust, published January 31, 2011. She is a member of the Board of Directors of the National Association of the ADA Coordinators (Association).

***James L. E. Terry, AIA, LEED AP, CAsp,
CEO, Evan Terry Associates, PC, Birmingham, AL***

James L. E. Terry, AIA, LEED AP, CAsp, is currently CEO of Evan Terry Associates, P.C. where he oversees all of ETA's access compliance services including their surveying and consulting on thousands of facilities nationwide for their clients' ADA compliance programs. He is a nationally known expert witness and speaker on interpreting and applying the ADA facilities requirements and is a member of the Board of Directors of National Association of ADA Coordinators (Association) . Mr. Terry is also a member of the Global Universal Design Commission's Commercial Building Consensus Committee which is developing the first Global Universal Design Standard for design professionals. In addition, he has been actively involved in the writing and publication of ETA's eleven books on ADA Facilities Compliance. He is a member of the Board of Directors of the Association.

And with

Doug Anderson, Founding Partner, LCM Architects; Current Member, U.S. Access Board, Washington, D.C.

Douglas Jay Anderson is a partner at LCM Architects LLC. He is a member of the U.S. Access Board and was Chair of the Board from 2009 to 2010. He has over fifteen years of experience in the area of accessibility consulting and specializes in interpretation and application of the Americans with Disabilities Act, State accessibility codes, and the Fair Housing Act. He is a HUD nationwide technical trainer on the design and construction requirements of the Fair Housing Act.

Jack Catlin, FAIA, Founding Partner, LCM Architects; Former Chair, U.S. Access Board, Washington, D.C.

John H. "Jack" Catlin, FAIA, is a founding partner of LCM Architects, LLC. He was the first practicing architect to chair the U.S. Access Board, and also chaired the subcommittee on the revision of the ADA Accessibility Guidelines. He applied universal design principles to the Access Living headquarters building in Chicago, for which he revived the Barrier-Free America Award from the Paralyzed Veterans of America. He is a nationwide trainer for the Department of Housing and Urban Development on the Fair Housing Act.

Bill Hecker, AIA, Accessibility Consultant, Hecker Design, LLC, Birmingham, AL

Bill Hecker, AIA, is an architect and accessibility consultant at Hecker Design, LLC. in Birmingham, AL. Since 1991, he has been one of the most respected ADA, Fair Housing, and access compliance speakers in the country. He has served as an expert witness in numerous landmark lawsuits related to the Fair Housing Act, ADA hotel requirements, movie theaters, and curb ramp-transition plans, many of those for the US Department of Justice. He served as a member of the Public Rights-of-Way Accessibility Advisory Committee for the US Access Board. As a result of his work on several of the Hawaiian Public Rights-of-Way cases, Bill has recently authored his third book, this one on ADA curb ramp design.

Mark J. Mazz, AIA

Mark J. Mazz, AIA started his accessibility career thirty years ago with the University of Maryland's Section 504 Transition Plan. Since then he has become one of the most technically accomplished and well-rounded access experts in the country. He is an excellent speaker who has taught seminars at five AIA National Conventions. In his eight years with the Federal Government, Mr. Mazz was an architect in DOJ's Housing and Civil Enforcement and Disability Rights Sections and the senior advisor on accessibility issues in HUD's Office of Fair Housing and Equal Opportunity. Some of his major clients in private practice have included the Architect of the US Capitol, other Federal agencies, and the Howard County Public School System.

Dean Perkins, R.A., ADA Coordinator, Florida Department of Transportation, Tallahassee, FL

Dean Perkins, R.A., P.A. has been a Florida Registered Architect since 1984, Dean works with the Florida Department of Transportation since 1988. He was appointed the Department's ADA Coordinator in 1992 and initiated the agency's ADA/Accessibility program. In 1997, Dean was appointed by Governor Chiles to the ADA Working Group to assist state and local agencies comply with the ADA. He advises customers in the design and construction of accessible buildings, facilities, roads and bridges. He designs and conducts ADA training and conducts compliance assessments for local agencies. Dean holds an M. A. from Florida A. & M. Univ., is a FL Registered Architect and Licensed Asbestos Consultant. He is a member of the National Association of ADA Coordinators Board of Directors.

Larry Schneider, AIA, Independent ADA Architect, Palm Beach, Gardens, FL

Larry M. Schneider, AIA is the principal of his own firm. He provides general accessibility consulting services to clients in the public and private sector as to Titles II and III of the ADA as well as to fair housing. He sat on the AIA national committee to prepare position papers on the changes to ADAAG. He currently is the AIA representative on the ANSI A117.1 Committee that creates the national guidelines for accessibility. He was formerly the Accessibility, Value Analysis, and Partnering Coordinator with the firm of Dade Aviation Consultants at Miami International Airport. He has been involved with the accessibility codes for the State of Florida since 1985, including as a member and chairperson (from 1993 to 1996) of the Florida Board of Building Codes and Standards.

John Paul Scott, AIA, Dep. Director, Physical Access, Mayor's Office on Disability, City & County of San Francisco.

John Paul Scott primary role is refocusing and implementing the City's ADA Transition Plan for buildings and facilities. Additionally he develops access policy for design of publicly funded construction. A graduate of the University of California at Berkeley's and Lawrence University's Architectural Schools. Mr. Scott cut his chops in the accessibility arena while working for Walt Disney Company as their access-guru. As a California, licensed architect, he served on a large variety of US Access Board's, California Division of the State Architect's and other organization's boards and committees that focus on accessible design.

CD Contents - Over 11 Hours of NEW ADA Information

Session 1: Overview of Title II and Title II Regulations, Part I

John Wodatch, Irene Bowen

Overview of the new rules;

Service animals: Emotional support animals aren't service animals, but what about animals that assist people with psychiatric disabilities?

Segways and service animals: What questions can you ask about either one, and when can you say "no"?

Effective communication: can you use video interpreting services, how, and when? How do the new provisions on automated phone systems and relay calls affect you?

DOJ's separate notices on electronic/web communication, theater captioning/video description, next generation 9-1-1;

Testing and licensing, with a focus on documentation; and,

Transitioning/ time frames.

Session 2: Overview of Title II and Title II Regulations, Part II

John Wodatch, Irene Bowen

Overview of the new rules;

New construction and alterations: how these now overlap with barrier removal and program access; making sense of the DOJ-drafted provisions in tandem with the Access Board piece;

New definition of "place of lodging" and implications under both titles (for higher education, shelters, others);

Hotel reservations, event ticketing and seating;

The new element-by-element ***safe harbor***;

DOJ's notice of its intent to regulate furniture and equipment;

Certification of codes: if you comply with a code certified before 2010, does it "count"? Should you urge your state to go for it, under relaxed new procedures? And,

Compliance and enforcement: DOJ can now retain title II complaints for investigation, rather than sending them to "designated agencies." What are the implications?

Session 3: Planning for the transition and beyond, and using the safe harbors

John Wodatch, Irene Bowen, James L. E. Terry

What should you do first to get to policy compliance within six months?

Is it time for a do-over? Do you need to do a new or revised self-evaluation, transition plan, or barrier removal plan? If you don't have to, should you anyway?

How safe are the "safe harbors" under title II and title III? Are you "grandfathered" out?

Is there any advantage to doing barrier removal in the next 6 months, or 18 months, under the 1991 standards, versus using the 2010 standards?

Is this a sleeper provision? They call it "maintenance," but it addresses reducing access below 1991 Standards. How and when are reductions allowed?

What can you learn from the preamble (analysis) and the appendices, with their helpful explanations and drawings? How do they relate to the requirements themselves?

How do you ensure compliance with all applicable laws, including state and local codes and ordinances?

Do the new provisions apply under section 504 too? Or should state and local governments and others who receive federal funds, and federal agencies, continue to follow the 504 rules?

Session 4 - ADA Standards - Admin provisions; Accessible Routes; & Building Blocks

Jack Catlin, James L. E. Terry

Overview of the new ADA Standards;

What has been clarified, added, dropped, or changed from the 1991 Standards?

Equivalent facilitation, tolerances, and the expanded definitions section.

How will changes affect different facility types?

- Significant scoping and technical requirement changes:
 - o Accessible routes
 - o Accessible means of egress
 - o Stairways
 - o Elevators, platform lifts, LULAs, and private residence elevators
 - o Doors, doorways, and gates
 - o Floor and ground surfaces
 - o Changes in level
 - o Ramps and curb ramps
 - o Turning spaces
 - o Clear floor and ground spaces
 - o Knee and toe spaces
 - o Protruding objects
 - o Reach ranges
 - o Operable parts

Session 5 - ADA Standards - Common Space & Element Types; and Communications

Doug Anderson, Irene Bowen, James L. E. Terry

What has been clarified, added, dropped, or changed from the 1991 Standards?

How will changes affect different facility types?

Significant scoping and technical requirement changes:

Common space types including

§ Parking spaces and passenger loading zones

§ Dressing, fitting, and locker rooms

Common element types including

§ Dining surfaces and work surfaces

§ Storage elements

§ Benches

§ Handrails

§ Windows (this is completely new)

§ Automatic teller machines and fare machines

§ Check-out aisles, sales and service counters

§ Depositories, vending machines, change machines, mail boxes, and fuel dispensers

Communications systems and devices including

§ Telephones

§ Fire alarm systems

§ Assistive listening systems

§ Two-way communication systems (this is also new)

§ Detectable warnings

Session 6 - ADA Standards - Toilets, Bathing, Kitchens and Plumbing Elements

Irene Bowen, Bill Hecker, Larry Schneider, James L. E. Terry

In many facility types, these requirements are some of the most critical to the users. Significant changes have made certain sections stricter and others less restrictive than the 1991 Standards.

The 1991 Standard allowed six by six and five by seven foot single user toilet rooms. What are the smallest configurations a single user toilet room can have under the new Standards?

How do these requirements compare to the IBC and ICC/ANSI A117.1 Accessibility Standards?

How will changes affect different facility types?

- Significant scoping and technical requirement changes:
 - Toilet and bathing facilities
 - Water closets and toilet compartments
 - Lavatories and sinks
 - Urinals
 - Bathtubs
 - Shower compartments
 - Grab bars
 - Seats
 - Drinking fountains
 - Kitchens and kitchenettes
 - Saunas and steam rooms
 - Washing machines and clothes dryers
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Session 7 - ADA Standards - Specialized Rooms, Spaces and Elements includes Recreation and Residential

Irene Bowen, Jack Catlin, Mark J. Mazz, James L. E. Terry

Many new sections covering whole new facility types have been added in the 2010 ADA Standards. Two common facility types no longer have their own sections. Some VERY significant changes and clarifications have been made in those sections that were already included in the 1991 Standards. What has changed and how must those changes be incorporated into new, altered, and existing facilities?

If residential facilities are not (typically) covered by the ADA, why are there new standards for them? How do the covered residential facility types correlate with the ADA transient lodging and Fair Housing requirements?

- Significant scoping and technical requirement changes:
 - Transportation facilities
 - Assembly areas
 - Medical care and long-term care facilities
 - Transient lodging guest rooms
 - Transportation facilities
 - Completely new sections:
 - Judicial facilities and courtrooms
 - Detention and correctional facilities
 - Holding and housing cells
 - Residential dwelling units and facilities
 - Recreational facilities including amusement rides, exercise machines and equipment; boating, fishing, golf and miniature golf facilities, play areas, swimming pools and spas.
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If you are an up-to-date Associate of the National Association of ADA Coordinator, to order on line select the following:

CD ORDER BY ASSOCIATE

DO NOT FORGET TO REGISTER FOR THE SPRING 2011 NATIONAL ADA CONFERENCE

If you are an ADA Coordinator, Section 504 Compliance Officer, Attorney, Facilities or Human Resources professional, ADA consultant, or a person who handles ADA issues on a daily basis

If you are attending the Spring National Conference in Miami, April 11-14, 2011, you may purchase a copy of the CD, *at the conference only*, for a *reduced* rate of \$295.

If you experience any problems with your online purchase or need additional CD purchase information
Please contact – Jon Spain at Evan Terry Associates – (205) 972-9100
or email him at: jspain@evanterry.com