Index

ACCESS AND ACCESSIBILITY
- Generally, **§ 3:6**
- See also Barrier Removal, this index
- Alteration standards, **§ 7:1, § 7:8**
- Alternative accessibility, **§ 7:8**
- Architectural Barriers, this index
- Building codes, compliance with, **§ 7:1**
- Certifications of state laws, **§ 10:1**
- Communications Barriers, this index
- Convenient access, **§ 7:1**
- Course sites, **§ 5:7**
- Courthouses, **§ 12:8**
- Deposition site, **§ 5:3**
- Due process rights violations, **§ 12:8**
- Examinations, **§ 5:7**
- Federal certifications of state laws, **§ 10:1**
- Good faith compliance with ADAAG guidelines, **§ 2:6**
- Guidelines (ADAAG), **§ 2:6**
- Hotel reservation policies, **§ 3:8**
- Injunctions, **§ 12:4**
- Judicial deference to ADAAG guidelines, **§ 2:6**
- Justice Department Standards for Accessible Design (JDSAD), **§ 7:3**
- Multi-level restaurants, **§ 3:6**
- New construction, **§ 7:1**
- Path of travel alterations, **§ 7:10**
- Physical or nonphysical barrier, **§ 5:2**
- Policies affecting accessibility, **§ 3:6**
- Readily accessible defined, **§ 7:2**
- Rights-of-way, guideline revisions, **§ 2:6**
- State laws, federal certifications, **§ 10:1**
- Structural impracticability, **§ 7:5**
- Technology, Workforce Investment Act, **§ 1:7**
- Wheelchair Access, this index

ACCESS BOARD
- Accessibility Guidelines (ADAAG), **§ 2:6**
- Advisory committee, **§ 2:6**
- Guideline adoption procedures, **§ 2:6**
- Rule adoptions, **§ 2:6**

ACCESSIBILITY GUIDELINES
- Generally, **App. C**

ACCOMMODATIONS, PUBLIC
- See Public Accommodations, this index

ACCOMMODATIONS OF CONDITIONS
- Educational Accommodations, this index
- Examinations, this index
- Reasonable Accommodations, this index

ACCOUNTANT OFFICES
- Public accommodation status, **§ 5:2**

ADAAG GUIDELINES
- Alterations definition, **§ 6:2, § 7:7**
- Dormitories as transient lodging, **§ 5:8**
- Sight lines, **§ 7:3**

ADDITIONS TO BUILDINGS
- Alterations and new construction distinguished, **§ 7:4**

ADMINISTRATIVE BURDENS
- See Undue Burdens, this index

ADOPTION AGENCIES
- Public accommodation status, **§ 5:2**

AFFIRMATIVE DEFENSES
- Burden of proof, shifting, **§ 3:20**

AIDS TO DISABLED PERSONS
- Auxiliary Aids and Services, this index

AIDS TO DISABLED PERSONS —Cont'd
Companion Persons, this index

AIDS VIRUS
See HIV-AIDS, this index

AIRPORTS
Commercial facility treatment, **§ 5:4**
Elevators, **§ 7:4, § 7:11**

ALCOHOL USE
Disabilities protected, **§ 4:9, § 4:11**
Health and safety concerns, **§ 4:9**
Health condition mimicking indications of intoxication, **§ 3:7**
Leave of absence to obtain treatment, **§ 4:9**
Rehabilitation program participation, effect of, **§ 4:11**
Undue burden to accommodate, **§ 4:9**

ALTERATIONS
Generally, **§ 7:7 et seq.**
See also New Construction, this index
Accessibility standards, **§ 7:1, § 7:8**
ADAAG definition, **§ 6:2**
ADAAG standards, **§ 7:7**
Additions, **§ 7:4**
Alternative accessibility, **§ 7:8**
Definition, **§ 6:2, § 7:7**
Elevator requirements, **§ 7:11**
Fundamental alterations, modifications requiring, **§ 3:8**
Historic buildings, **§ 7:9**
Maintenance distinguished, **§ 7:7**
Mall elevators, **§ 7:12**
New construction distinguished, **§ 7:4**
Path of travel, **§ 7:10**
Primary function areas, **§ 7:10**
Private civil suits for prospective discrimination, **§ 12:3**
Remodeling, **§ 7:10**
Shopping center elevators, **§ 7:12**
20 percent rule, **§ 7:10**
Usability affects, **§ 7:10**

ALTERNATIVE DISPUTE RESOLUTION
Generally, **§ 12:10**

AMERICAN NATIONAL STANDARD SPECIFICATIONS (ANSI)
Architectural standards, **§ 1:1**

AMUSEMENT PARKS
Public accommodation status, **§ 5:2**

ANENCEPHALY
Generally, **§ 4:3**

ANIMALS
See Service Animals, this index

ARBITRATION
Generally, **§ 12:10**

ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD (ATBCB)
Generally, **App. A, § 2:6**
See also Access Board, this index

ARCHITECTURAL BARRIERS
Generally, **§ 6:5**
See also Access and Accessibility, this index; Barrier Removal, this index; Communications Barriers, this index
Adverse effects of barrier removal, **§ 6:2**
Alternatives to barrier removal, **§ 6:4**
ANSI standards, **§ 1:1**
Check-out aisles, **§ 6:6**
Cruise ships, **§ 5:2**
Curb cuts, readily achievable standards, **§ 6:2**
Doorknobs, **§ 6:5**
Door widening as readily achievable, **§ 6:2**
Elevators, readily achievable modifications, **§ 6:2**
Gas stations, **§ 6:4**
Good faith compliance, **§ 6:1**
Grocery stores, **§ 6:4**
Integration principle, **§ 3:3**
Model building plan, **App. A**

ARCHITECTURAL BARRIERS —Cont'd
Modifications of Architectural Barriers Act standards, **§ 1:6**
New Construction, this index
Priorities for barrier removal, **§ 6:3**
Prisons, **§ 12:8**
Ramps, **§ 6:2**
Readily achievable standard
Generally, **§ 6:2**
Alternatives, consideration of, **§ 6:4**
Cost concerns, **§ 6:1**
Curb cuts, **§ 6:2**
Landlord-tenant allocations, **§ 6:7**
Ramps, **§ 6:2**
Undue burden standard compared, **§ 6:1**
Structural impracticability of removal, **§ 7:2, § 7:5**
Temporary access restrictions, **§ 6:2**
Towel dispensers, **§ 6:5**
Waivers of ABA standards, **§ 1:6**

ARCHITECTURAL BARRIERS ACT (ABA)
Generally, **§ 1:6**
ADA, relationship to, **§ 1:6**
Modifications of standards, **§ 1:6**
Readily accessible defined, **§ 7:2**
Waivers of standards, **§ 1:6**

ARENAS
Public accommodation status, **§ 5:2**

ART GALLERIES
Public accommodation status, **§ 5:2**

ASSOCIATIONAL DISCRIMINATION
Generally, **§ 3:4, § 12:2**
Fair Housing Act, **§ 3:5**
Familial association, **§ 3:4**
Families, **§ 3:4**
Health care facilities, **§ 3:4**
Health insurance denial, **§ 3:4**
Injunctions, **§ 3:4**
Standing questions, **§ 3:4**

ASSOCIATIONAL STANDING
Generally, **§ 12:4**

ASTHMA
Disabilities protected, **§ 4:9**
Reasonable accommodations, **§ 3:8**

ATHLETIC PROGRAMS
See also Educational Facilities, this index
Golf Tournaments, this index
Public accommodation status of collegiate athletics programs, **§ 5:2**
Redshirt policies, **§ 3:7**

ATTENTION DEFICIT HYPERACTIVITY DISORDER (ADHD)
Burden of proof, **§ 5:6**
Conduct codes, **§ 3:9**
Currency testing requirement, **§ 5:6**
Modifications of policies to accommodate, **§ 3:9**
Student misbehavior, **§ 5:7**

ATTITUDES
See Regarded as Disabled, this index

ATTORNEY GENERAL
Generally, **§ 12:5**
Accessibility Guidelines (ADAAG), **§ 2:6**
Compliance reviews, **§ 12:1**
Damages, **§ 12:1, § 12:5**
Governmental immunity, **§ 12:8**
Injunctions, this index
Intervention in private civil actions, **§ 12:5**
Limitation of actions, **§ 12:6**
Past vs continuing violations, **§ 12:1**
Pattern or practice of discrimination, **§ 12:1**
Penalties, **§ 12:5**
Regulatory authority, **§ 2:6**
Rule adoptions, **§ 2:6**
Standards and guidelines, **§ 2:6**
State law certifications, **§ 10:1**
Technical Assistance Manual (TAM), **App. A**

ATTORNEYS
Counsel, this index
Right to Counsel, this index

AUDITORIUMS
Public accommodation status, **§ 5:2**

AUXILIARY AIDS AND SERVICES
Generally, **§ 8:1 et seq.**
See also Reasonable Accommodations, this index
Barrier removal distinguished, **§ 8:1**
Brailled materials, **§ 8:2**
Brailled menus, **§ 8:1, § 8:6**
Closed caption decoders, **§ 8:2**
Communications barriers, **§ 8:1**
Costs, **§ 8:1**
Day care facilities, **§ 8:4**
Direct threat, persons posing, **§ 8:5**
Educational institutions, **§ 8:4**
Effectiveness, **§ 8:6**
Forms of, **§ 8:2**
Fundamental alterations, **§ 8:4**
Health care facilities, **§ 8:1**
Health or safety concerns
Direct threats, **§ 8:5**
Undue burdens, **§ 8:3**
Injunctions to provide auxiliary services, **§ 12:4**
Interpreters provision of, **§ 8:1**
Reliability, **§ 8:6**
TDD devices, **§ 8:2**
Undue burdens
Generally, **§ 8:2**
Fundamental alterations, **§ 8:4**
Health or safety concerns, **§ 8:3**
Limitation, **§ 8:1**
Validity, **§ 8:6**

BACK INJURIES
Disabilities protected, **§ 4:9**

BANKS
Public accommodation status, **§ 5:2**

BARBER SHOPS
Public accommodation status, **§ 5:2**

BAR EXAMS
See Examinations, this index

BARRIER REMOVAL
Generally, **§ 6:1 et seq.**
Adverse effects, **§ 6:2**
Alternatives, **§ 6:4**

BARRIER REMOVAL—Cont'd
Architectural Barriers, this index
Auxiliary services distinguished, **§ 8:1**
Communications Barriers, this index
Continuing nature of obligation, **§ 6:1**
Costs concerns, **§ 6:1**
Curb cuts, readily achievable standards, **§ 6:2**
Door widening as readily achievable, **§ 6:2**
Elevators, readily achievable modifications, **§ 6:2**
Gas stations, **§ 6:4**
Good faith compliance, **§ 6:1**
Grocery stores, **§ 6:4**
Leased property, **§ 6:7**
Model building plan, **App. A**
New Construction, this index
Priorities for barrier removal, **§ 6:3**
Ramps, **§ 6:2**
Readily achievable standard
Generally, **§ 6:2**
Alternatives, consideration of, **§ 6:4**
Cost concerns, **§ 6:1**
Landlord-tenant allocations, **§ 6:7**
Undue burden standard compared, **§ 6:1**
Rest rooms, **§ 6:2**
Structural impracticability, **§ 7:2, § 7:5**
Tax credits and deductions, **§ 11:1, § 11:2**
Temporary access restrictions, **§ 6:2**

BARS
See also Restaurants, this index
Public accommodation status, **§ 5:2**

BASEBALL
Wheelchair-bound coaches, **§ 9:2**

BATHROOMS
See Rest Rooms, this index

BEAUTY SHOPS
Public accommodation status, **§ 5:2**

BED AND BREAKFAST ESTABLISHMENTS
See also Hotels and Motels, this index
Public accommodation status, **§ 5:2**

BENEVOLENT PROTECTION STANDARD
Generally, **§ 1:1**

BICYCLE ROAD TOURS
Public accommodation status, **§ 5:2**

BIPOLAR DISORDER
Disabilities protected, **§ 4:6**
Insurance discrimination, **§ 3:18**

BISEXUALITY
See Sexual Orientation, this index

BLINDNESS
See Visual Impairments, this index

BOARD CERTIFICATIONS
See Examinations, this index

BOOKSTORES
Stocking practices, **§ 3:16**

BOWLING ALLEYS
Public accommodation status, **§ 5:2**

BRAILLE
Generally, **§ 8:2**
Bookstore stocking practices, **§ 3:16**
Restaurant menus, **§ 8:1, § 8:6**

BREWERIES
Service animal restrictions
Generally, **§ 3:13**
Burden of proof, **§ 3:21**

BRIDGE TOURNAMENTS
Visually impaired persons, **§ 3:8**

BUILDING CODES
Federal certifications, **§ 10:1**
Intimidation of protected persons through, **§ 3:5**
Model building plan, **App. A**

BURDEN OF PROOF
Generally, **§ 3:21**

BURDEN OF PROOF—Cont'd
Affirmative defenses affecting, **§ 3:21**
Exempt entities, **§ 5:9**
Exempt private clubs status, **§ 5:10**
Readily achievable standards, **§ 3:21**
Shifting of, **§ 3:21**
Waivers of remedies, **§ 12:10**

BURDENS OF COMPLIANCE
See Undue Burdens, this index

BUSES
Equivalent service requirements, **§ 5:2**

CARDIOVASCULAR DISORDERS
Generally, **§ 4:3**

CARPAL TUNNEL SYNDROME
Major life activities, **§ 4:5**

CARPETS
Readily achievable barrier removals, **§ 6:2**

CERTIFICATION COURSES
Educational institution status tests, **§ 5:7**

CERTIFICATIONS
State laws, federal certifications, **§ 10:1**

CHECK-OUT AISLES
Generally, **§ 3:14, § 6:6**

CHEMICAL HYPERSENSITIVITY SYNDROME
See Multiple Chemical Sensitivity Syndrome, this index
Reasonable accommodation, **§ 3:16**

CHILD CARE
See Day Care Facilities, this index

CHILDREN'S SPORTS ORGANIZATIONS
Public accommodation status, **§ 5:2**

CHRONIC CONDITIONS
Disabilities protected, **§ 4:9**

CIGARETTES
See Smoke Sensitivity, this index

CIVIL ACTIONS
See Private Civil Suits, this index

CIVIL RIGHTS ACT
ADA, relationship to, **§ 1:5**
ADA compared, **§ 1:1**
Personal liability standards, **§ 5:3**
Private club exclusions, **§ 5:10**
Purpose, **§ 1:1**

CLUBS
See Private Clubs, this index

COERCION
Title III rights infringements, **§ 3:5**

COLLEGES
See Educational Facilities, this index

COMMERCE CLAUSE
Facilities affecting commerce, **§ 5:4**

COMMERCIAL FACILITIES
See Public Accommodations, this index
Alterations, this index
Auxiliary aids and services, **§ 8:1 et seq.**
Educational Facilities, this index
Exempt Entities, this index
Lawn areas, **§ 7:6**
New Construction, this index
Primary functions, alterations to, **§ 7:10**
Priorities for barrier removal, **§ 6:3**
Private clubs operating, **§ 5:10**
Religious organizations, commercial activities by, **§ 5:11**
Residences attached to, **§ 7:1**
Structural impracticability of barrier removal, **§ 7:5**

COMMUNICATIONS BARRIERS
Generally, **§ 6:6**
See also Access and Accessibility, this index; Architectural Barriers, this index; Barrier Removal, this index
Adverse effects of barrier removal, **§ 6:2**
Alternatives to barrier removal, **§ 6:4**

COMMUNICATIONS BARRIERS —Cont'd
Auxiliary services
Generally, **§ 8:1**
Effectiveness, **§ 8:6**
Building access buzzers, **§ 6:6**
Closed caption decoders, **§ 8:2**
Effectiveness of auxiliary services, **§ 8:6**
FCC regulatory authority, **§ 2:4**
Good faith compliance, **§ 6:1**
New Construction, this index
Priorities for barrier removal, **§ 6:3**
Readily achievable standard
Generally, **§ 6:2**
Alternatives, consideration of, **§ 6:4**
Cost concerns, **§ 6:1**
Telephone availability in retail establishments, **§ 6:2**
Undue burden standard compared, **§ 6:1**
Security systems, **§ 6:6**
Sports telecast blackout rules, **§ 5:2, § 8:1**
Structural and nonstructural, **§ 6:6**
TDD devices, **§ 8:2**
Telephone availability in retail establishments, **§ 6:2**

COMMUNITY FACILITIES
Elevators, **§ 7:11**

COMPANION REQUIREMENTS
See also Auxiliary Aids and Services, this index
Cruise ships, **§ 3:7**
Notetakers, **§ 5:7**
Personal care attendants (PCA), **§ 9:3**
Theaters, wheelchair companion seating request, **§ 3:8**

COMPUTERS
Communications Barriers, this index
Internet, this index
Workforce Investment Act, access requirements, **§ 1:7**

CONCENTRATION IMPAIRMENTS
Disabilities protected by Title III, **§ 4:4**

CONCERT HALLS
Public accommodation status, **§ 5:2**

CONDUCT CODES
Attention deficit hyperactivity disorder (ADHD) students, accommodation, **§ 3:9**

CONSTITUTIONAL RIGHTS
Equal protection standards, **§ 1:1**
Prisoners, **§ 12:8**
Public accommodation rights generally, **§ 1:1**

CONSTRUCTION AND INTERPRETATION
Generally, **§ 2:6**
ABA standards, **§ 1:6**
Attorney General standards and guidelines, **§ 2:6**
Dormitories as transient lodging, **§ 5:8**
Exempt status, **§ 5:10, § 5:11**
Fair Housing Act intimidation proscriptions, **§ 3:5**
Intimidation, Fair Housing Act proscriptions, **§ 3:5**
Personal liability, Title VII standards, **§ 5:3**
Plain meaning construction
Generally, **§ 4:4**
Public accommodation, **§ 5:2**
Private club status, **§ 5:10**
Public accommodation, **§ 5:2**
Readily achievable standard, **§ 1:6**
Rehabilitation Act construction, **§ 1:3**
Religious organization, **§ 5:11**
Title I vs Title III, **§ 3:2**
Title VII (Civil Rights Act) standards of personal liability, **§ 5:3**
Transient lodging, **§ 5:8**
Undue burden standard, **§ 1:7**

CONSTRUCTION OF BUILDINGS
See New Construction, this index

CONTAGIOUS DISEASES
Direct threat determinations, **§ 9:2**
HIV-AIDS, this index

CONTROL
Operator status determinations, **§ 5:3**

CONVENTION CENTERS
Public accommodation status, **§ 5:2**

CORPORATE SHAREHOLDERS
Operator status, **§ 5:3**

CORRECTIVE MEASURES
Disabilities, correctable, **§ 4:2**

COSTS
See also Undue Burdens, this index
Auxiliary aids and services, **§ 8:1**
Interpreters, **§ 8:1**
Litigation fee awards, **§ 12:9**
Path of travel alterations, **§ 7:10**
Tax credits and deductions, **§ 11:1, § 11:2**

COUNSEL
Appointments
Generally, **§ 12:2**
Fee awards, **§ 12:9**
Depositions, access barrier at site of, **§ 5:3**
Offices, public accommodation status, **§ 5:2**
Operator status, **§ 5:3**
Right to Counsel, this index
Vexatious litigation, **§ 12:11**

COURSES RELATED TO APPLICATIONS
Educational institution status tests, **§ 5:7**

COURTHOUSES
Accessibility, **§ 12:8**
Chemical hypersensitivity syndrome, accommodation, **§ 3:16**
Depositions, access barrier at site of, **§ 5:3**
Guideline revisions, **§ 2:6**

CREDENTIALING COURSES
Educational institution status tests, **§ 5:7**

CREDIT APPLICATIONS
Health information requests, **§ 3:7**

CRUISE SHIPS
Barrier removal regulations, **§ 5:2**
Companion requirements, **§ 3:7**
Foreign flag ships in US waters, **§ 5:2**
Guideline revisions, **§ 2:6**
Public accommodation status, **§ 5:2**
Sleep apnea, modification of schedule to accommodate, **§ 3:8**
Wheelchairs restrictions, **§ 3:7**

CURB RAMPS
Path of travel alterations, **§ 7:10**

CURRENCY TESTING
Generally, **§ 5:6**

CYSTIC FIBROSIS
Disabilities protected, **§ 4:9**

DAMAGES
Generally, **§ 12:1**
Attorney General actions, **§ 12:5**
Rehabilitation Act, **§ 1:7**
Vexatious litigants, **§ 12:11**
Workforce Investment Act, **§ 1:7**

DAY CARE FACILITIES
Auxiliary aids and services, **§ 8:4**
HIV discrimination, **§ 3:4**
Public accommodation status, **§ 5:2**
Religious entity operated, **§ 5:2, § 5:11**
Undue burdens, **§ 8:4**

DEFINITIONS
Access and accessibility, **§ 3:6**
Affecting commerce, **§ 5:4**
Alteration, **§ 6:2, § 7:7**
Architectural barrier, **§ 6:5**
Auxiliary service, **§ 8:1**
Barrier, **§ 6:5**
Commerce, affecting, **§ 5:4**
Commercial facilities, **§ 5:4**
Communications barrier, **§ 6:6**
Currency testing, **§ 5:6**
Disability, **§ 4:1 et seq.**
Educational institution, **§ 5:7**
Eligibility criteria, **§ 5:6**

DEFINITIONS—Cont'd
Facility, **§ 5:2**
Ground floor, **§ 7:12**
Individual, **§ 3:2**
Major life activity, **§ 4:4**
Mall, **§ 7:12**
Operates, **§ 5:2, § 5:3**
Path of travel, **§ 7:10**
Primary function, **§ 7:10**
Private club, **§ 5:10**
Public accommodation, **§ 5:2**
Qualified individual, **§ 3:2**
Readily accessible, **§ 7:2**
Religious organization, **§ 5:11**
Second story, **§ 7:12**
Shopping center, **§ 7:12**
Story of building, **§ 7:11**
Subterfuge, **§ 3:18**
TDD, **§ 8:2**

DENTISTS
See also Health Care Facilities, this index
AIDS-HIV patients, **§ 3:3**
Direct threats and refusals to treat, **§ 9:2**
HIV-AIDS patients, **§ 9:2**
Operator status, **§ 5:3**

DEPARTMENT OF JUSTICE
See Attorney General, this index

DEPOSITIONS
Access barrier at site of, **§ 5:3**

DEPOTS
Public accommodation status, **§ 5:2**

DEPRESSION
Disabilities protected, **§ 4:6**

DIAGNOSTICE EQUIPMENT
Requirements for ADA compliance, **§ 3:17**

DIGESTIVE SKIN DISORDERS
Generally, **§ 4:3**

DIRECT THREATS
Generally, **§ 8:5, § 9:1**
See also Health and Safety Concerns, this index

DIRECT THREATS—Cont'd
Arline factors, **§ 9:2**
Auxiliary aids and services requirements, **§ 8:5**
Contagious diseases, **§ 9:2**
Determinations, **§ 9:2**
Good faith determinations, **§ 9:2**
HIV-AIDS, **§ 9:2**
Needlestick injuries, **§ 9:2**
Theaters, disruptive behavior, **§ 3:3**

DISABILITIES PROTECTED
Generally, **§ 4:1 et seq.**
See also Eligibility Criteria, this index
ADHD, **§ 5:6**
Age-associated medical conditions, **§ 4:10**
Alcoholism, **§ 4:9**
Alcohol use, **§ 4:11**
Anencephaly, **§ 4:3**
Asthma, **§ 4:9**
Back injuries, **§ 4:9**
Burden of proof, **§ 5:6**
Cardiovascular disorders, **§ 4:3**
Carpal tunnel syndrome, **§ 4:5**
Chronic conditions, **§ 4:9**
Concentration, **§ 4:4**
Conditions or characteristics excluded, **§ 4:10**
Corrective measures, effect of, **§ 4:2**
Cultural characteristics, **§ 4:10**
Cystic fibrosis, **§ 4:9**
Depression, **§ 4:6**
Digestive skin disorders, **§ 4:3**
Disfigurement, **§ 4:3**
Documentation requirements, **§ 5:6**
Drug addition, **§ 4:2**
Drug use, **§ 4:11**
Duration of impairment, **§ 4:6**
Dwarfism, **§ 4:10**
Dyslexia, **§ 4:5**
Endocrine disorders, **§ 4:3**
Essential functions test for examination accommodations, **§ 5:7**
Excluded conditions or characteristics, **§ 4:10**
Exhibitionism, **§ 4:12**

DISABILITIES PROTECTED —Cont'd
Eye color, **§ 4:10**
Factual nature of inquiry, **§ 4:9**
Gambling, compulsive, **§ 4:12**
Gender identity disorders, **§ 4:12**
Genitourinary disorders, **§ 4:3**
Hair color, **§ 4:10**
Hearing impairments, **§ 4:9**
Height, **§ 4:10**
Hemic disorders, **§ 4:3**
HIV-AIDS
Generally, **§ 4:9**
Regarded as disabled, **§ 4:8**
Individuals and qualified individuals distinguished, **§ 3:2**
Infertility, **§ 4:4**
Law and fact questions, **§ 4:9**
Learning Disabilities, this index
Left handedness, **§ 4:10**
Lymphatic disorders, **§ 4:3**
Major Life Activities, this index
Multiple chemical sensitivity syndrome (MCS), **§ 4:9**
Musculoskeletal disorders, **§ 4:3**
Neurological disorders, **§ 4:3**
Obesity, **§ 4:9**
Obsessive compulsive disorder, **§ 5:7**
Osteoporosis, **§ 4:10**
Pedophilia, **§ 4:12**
Perceived and unperceived disabilities, **§ 4:1**
Permanent and stationary, **§ 4:1**
Physical or mental impairment, **§ 4:3**
Post-recovery protection, **§ 4:7**
Pregnancy, **§ 4:6, § 4:10**
Qualified individuals and individuals distinguished, **§ 3:2**
Record of Impairment, this index
Redocumentation requirements, **§ 5:6**
Regarded as Disabled, this index
Rehabilitation Act criteria, **§ 4:3**
Repetitive work, **§ 4:5**
Reproductive disorders, **§ 4:3, § 4:4**
Respiratory disorders, **§ 4:3, § 4:9**
Sense organ disorders, **§ 4:3**
Severity of disability, discrimination based on, **§ 3:3**

DISABILITIES PROTECTED —Cont'd
Sexual activity as major life activity, **§ 4:4**
Sexual disorders, **§ 4:12**
Sexual orientation, **§ 4:12**
Skin disorders, **§ 4:3**
Sleep, **§ 4:4**
Smoke sensitivity, **§ 4:9**
Social disorders, **§ 4:12**
Speech organ disorders, **§ 4:3**
Standing, impaired, **§ 4:5**
Substantial limitation of major life activity, **§ 4:1, § 4:5**
Transsexualism, **§ 4:12**
Transvestitism, **§ 4:12**
Visual impairment corrective measures, effect of, **§ 4:2**
Voyeurism, **§ 4:12**
Walking, impaired, **§ 4:5**
Weight
Generally, **§ 4:10**
See also Obesity, this index

DISCRIMINATION
Associational Discrimination, this index
Emergency services, **§ 5:3**
Insurers, **§ 3:18**
Pattern or practice, **§ 12:1**
Prospective, **§ 12:3**
Proving Discrimination, this index
Public Accommodations, this index
Rehabilitation programs, **§ 4:11**
Restaurant seating policies, **§ 3:7**
Telecommunications Discrimination, this index

DISFIGUREMENT
Generally, **§ 4:3**

DOCTORS
See Physicians, this index

DOGS
See Service Animals, this index

DOJ
See Attorney General, this index

DOORS
Widening as readily achievable, **§ 6:2**

DORMITORIES
Generally, **§ 5:8**
Public accommodation status, **§ 5:8**

DRINKING FOUNTAINS
Path of travel alterations, **§ 7:10**

DRUG USE
Disabilities exclusions, **§ 4:11**
Disabilities protected by Title III, **§ 4:2**
Health condition mimicking indications of intoxication, **§ 3:7**
Health facility services, denial of, **§ 4:11**
Rehabilitation program participation, effect of, **§ 4:11**
Testing policies, **§ 4:11**

DRY-CLEANERS
Public accommodation status, **§ 5:2**

DURATION OF IMPAIRMENT
Major life activities, **§ 4:6**

DWARFISM
Disabilities protected, **§ 4:10**

DYSLEXIA
Currency testing requirement, **§ 5:6**
Disabilities protected by Title III, **§ 4:5**
Multiple-choice exams, **§ 5:7**

ECONOMIC IMPACTS
Costs, this index
Undue Burdens, this index

EDUCATIONAL ACCOMMODATIONS
Generally, **§ 5:6 et seq.**
See also Educational Facilities, this index; Reasonable Accommodations, this index
Academic decisions, judicial deference to, **§ 5:7**
Accessible course sites, **§ 5:7**
Additional time to take examinations, **§ 5:7**
Behavioral problems, **§ 5:7**

EDUCATIONAL ACCOMMODATIONS—Cont'd
Counseling, **§ 5:7**
Course accommodations, **§ 5:7**
Discipline of ADHD students, **§ 5:7**
Essential functions test for examination accommodations, **§ 5:7**
Examinations, this index
Extra time to complete course, **§ 5:7**
Fundamental alterations
Generally, **§ 9:3**
Undue burdens, **§ 5:7**
Incompletes, **§ 5:7**
Judicial deference to academic decisions, **§ 5:7**
Notetakers, **§ 5:7**
Obsessive compulsive disorder, **§ 5:7**
Professional licensing examinations, **§ 5:7**
Reasonableness of process for obtaining, **§ 5:6**
Taped lectures, **§ 5:7**
Tutors, **§ 5:7**
Undue burdens, **§ 5:7**
Visual impairments, **§ 5:7**

EDUCATIONAL FACILITIES
Generally, **§ 5:5 et seq.**
See also Educational Accommodations, this index; Learning Disabilities, this index
ADHD
Behavior problems, **§ 5:7**
Burden of proof, **§ 5:6**
Conduct codes, **§ 3:9**
Applications, courses related to, **§ 5:7**
Athletic programs
Academic requirements, **§ 9:3**
Fundamental alterations, **§ 9:3**
Modifications of GPA requirements, **§ 3:9**
Public accommodation status, **§ 5:2**
Redshirt policies, **§ 3:7**
Safety requirements, **§ 3:7**
Scholarships, **§ 5:2**
Auxiliary aids and services, **§ 8:4**
Certification courses, status tests, **§ 5:7**

EDUCATIONAL FACILITIES —Cont'd
Chancellors, operator status, **§ 5:3**
Conduct standards, ADHD students, **§ 3:9, § 5:7**
Counseling accommodations, **§ 5:7**
Credentialing course status tests, **§ 5:7**
Day Care Facilities, this index
Dormitories, **§ 5:8**
Elementary schools, public accommodation status, **§ 5:2**
Elevators, **§ 7:11**
Examinations, this index
Exempt Entities, this index
Free appropriate public education rights, **§ 1:4**
Fundamental alterations, athletics academic requirements, **§ 9:3**
Governmental immunity, **§ 12:8**
HIV-AIDS students, **§ 9:2**
Immunity, **§ 12:8**
Individuals with Disabilities Education Act, this index
Interpreters, undue burdens, **§ 8:4**
Judicial deference to academic accommodation decisions, **§ 5:7**
Licensing course status tests, **§ 5:7**
Modifications of GPA requirements, athletic programs, **§ 3:9**
Notetaker accommodations, **§ 5:7**
Operator status, **§ 5:3**
Personal care attendants (PCA), **§ 9:3**
Public accommodation status
Generally, **§ 5:2**
Athletic programs, **§ 5:2**
Athletic scholarship programs, **§ 5:2**
Collegiate athletic programs, **§ 5:2**
Reasonableness of process for obtaining accommodations, **§ 5:6**
Rehabilitation Act coverage, **§ 5:7**
Safety requirements, athletic programs, **§ 3:7**
Specific requirements, **§ 5:5**
Status tests, **§ 5:7**
Taped lecture accommodations, **§ 5:7**
Tutor accommodations, **§ 5:7**

EDUCATIONAL FACILITIES —Cont'd
Undue burdens, interpreters as, **§ 8:4**
Whistleblowers, retaliation provisions, **§ 3:5**

EDUCATION FOR ALL HANDICAPPED CHILDREN ACT
Generally, **§ 1:4**

EFFECTIVE DATES
Generally, **§ 12:7**

ELEVATORS
Generally, **§ 7:11**
Airports, **§ 7:4**
Alterations and new construction distinguished, **§ 7:4**
Health care facilities, **§ 7:13**
Health care providers, **§ 7:11**
Locked, **§ 3:6**
Lofts, **§ 7:11**
Malls, **§ 7:12**
Mezzanines, **§ 7:11**
Nightclubs, **§ 7:12**
Professional offices, **§ 7:13**
Readily achievable modifications, **§ 6:2**
Restricted use, **§ 3:6**
Shopping centers, **§ 7:12**
Story defined for regulatory purposes, **§ 7:11**

ELIGIBILITY CRITERIA
See also Disabilities Protected, this index
Strength requirements for volunteer camp counselors, **§ 3:7, § 9:2**
Title III violations, **§ 3:7**

EMPLOYEES
Operator status, **§ 5:3**
Transportation systems for, Title III applicability, **§ 5:2**
Workforce Investment Act, this index

EMPLOYMENT DISCRIMINATION
Generally, **§ 2:2**
EEOC jurisdiction, **§ 2:2**

EMPLOYMENT DISCRIMINATION—Cont'd
Group insurance group, **§ 3:18**
Hospital staff privilege claims as Title I or Title III, **§ 3:2**
Insurance benefits, employee, **§ 3:18**
Organization of ADA, **§ 2:1**
Otherwise qualified individuals, **§ 2:2**
Public accommodation provisions distinguished, **§ 3:2**
Reasonable accommodations, **§ 2:2**
Volunteer worker claims as Title I or Title III, **§ 3:2**

ENACTMENT OF ADA
Generally, **§ 1:1**
Effective dates, **§ 12:7**

ENDOCRINE DISORDERS
Generally, **§ 4:3**

ENFORCEMENT
Generally, **§ 12:1 et seq.**
Alternative dispute resolution, **§ 12:10**
Associational standing, **§ 12:4**
Attorney General, this index
Compliance reviews, **§ 12:1**
Damages, **§ 12:1**
Exhaustion of administrative remedies, **§ 12:4**
Fee awards, **§ 12:9**
Governmental immunity, **§ 12:8**
Injunctions, this index
Judicial deference
Academic decisions, judicial deference to, **§ 5:7**
ADAAG guidelines, **§ 2:6**
Limitation of actions, **§ 12:6**
Mootness defense, **§ 12:4**
Past vs continuing violations, **§ 12:1**
Pattern or practice of discrimination, **§ 12:1**
Prima Facie Case, this index
Private Civil Suits, this index
Speculative future harm, **§ 12:4**
Tester standing, **§ 12:4**
Vexatious litigants, **§ 12:11**

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC)
Benefit plans, disability-based distinctions, **§ 3:18**
Jurisdiction, **§ 2:2**
Regulatory authority, **§ 2:2**

EQUAL PARTICIPATION RIGHTS
Generally, **§ 3:3**

EQUAL PROTECTION RIGHTS
Generally, **§ 1:1**

EQUIVALENCY DETERMINATIONS
Generally, **§ 10:1**

EQUIVALENT FACILITATION
Generally, **§ 7:6**
Local code certifications, **§ 10:1**

EQUIVALENT SERVICE
See also Auxiliary Aids and Services, this index; Reasonable Accommodations, this index
Transportation systems, **§ 5:2**
Wheelchair access, **§ 5:2**

ESSENTIAL FUNCTIONS TEST
Examination accommodations, **§ 5:7**

EVIDENCE
See Proving Discrimination, this index

EXAMINATIONS
Accessibility standards applicable to, **§ 5:7**
Access requirements, **§ 5:7**
Accommodations
Essential functions test for, **§ 5:7**
Extra time accommodations, **§ 5:7**
Multiple choice format, **§ 5:7**
Rehabilitation Act, **§ 5:7**
Unfair advantage objections, **§ 5:7**
Visual impairments, **§ 5:7**
Additional time, **§ 5:7**
Additional time accommodations, **§ 5:7**
Anxiety, test-taking, **§ 4:5**
Bar exams, visually impaired, **§ 2:2**

EXAMINATIONS—Cont'd
Defined, **§ 5:7**
Distraction-free environment accommodations, **§ 5:7**
Dyslexics. reasonable accommodation, **§ 4:5**
Educational institution status tests, **§ 5:7**
Essential functions test, **§ 5:7**
Extra time accommodations, **§ 5:7**
Fundamental alterations of rules, **§ 9:3**
Judicial deference to academic accommodation decisions, **§ 5:7**
Major life activity, test taking as, **§ 4:5**
Multiple choice format accommodations, **§ 5:7**
Rehabilitation Act accommodations, **§ 5:7**
Status tests, **§ 5:7**
Test taking as major life activity, **§ 4:5**
Undue burdens, **§ 5:7**

EXEMPT ENTITIES
Generally, **§ 5:9 et seq.**
See also Governmental Immunity, this index
Burden of proof as to status, **§ 5:9, § 5:10**
Private Clubs, this index
Religious Organizations, this index
Small businesses, **§ 5:12**

EXERCISE FACILITIES
Public accommodation status, **§ 5:2**

EXHIBITIONISM
Disabilities protected, **§ 4:12**

EYE COLOR
Disabilities protected, **§ 4:10**

FACILITATION
Equivalent facilitation, **§ 7:6**

FAIR HOUSING ACT
Associational rights, **§ 3:5**
Commercial facilities, complementary coverage of Title III, **§ 5:4**

FAIR HOUSING ACT—Cont'd
Intimidation proscriptions, **§ 3:5**
Readily accessible defined, **§ 7:2**
Title III and commercial facilities, complementary coverage of Title III, **§ 5:4**

FAMILIES
Associational discrimination claims, **§ 3:4**

FEDERAL CERTIFICATIONS
Generally, **§ 10:1**

FEDERAL COMMUNICATIONS COMMISSION (FCC)
Regulatory authority, **§ 2:4**

FEDERAL GOVERNMENT
Application of ADA to, **§ 2:3**

FINANCIAL BURDENS
See also Undue Burdens, this index
Individuals with Disabilities Education Act (IDEA), **§ 1:4**
Rehabilitation Act, **§ 1:4**

FOOD, DRUG, AND COSMETIC ACT
Service animal requirements, **§ 3:13**

FOOD BANKS
Public accommodation status, **§ 5:2**

FOOD PREPARATION FACILITIES
Service animal restrictions
Generally, **§ 3:13**
Burden of proof, **§ 3:21**

FRANCHISORS
Operator status, **§ 5:3**

FREE APPROPRIATE PUBLIC EDUCATION (FAPE)
Generally, **§ 1:4**

FRIVOLOUS LITIGATION
Generally, **§ 12:11**

FUNDAMENTAL ALTERATIONS
Generally, **§ 9:1, § 9:3**
See also Alterations, this index

FUNDAMENTAL ALTERATIONS —Cont'd
Academic requirements for athletes, **§ 9:3**
Auxiliary services as undue burdens, **§ 8:4**
Educational accommodations, **§ 5:7, § 9:3**
Examination rules, **§ 9:3**
Golf tournament, **§ 3:10, § 9:3**
Modifications requiring, **§ 3:8**
Personal care attendants (PCA), **§ 9:3**
Rehabilitation Act, **§ 9:3**
Undue burdens
Generally, **§ 5:7**
Auxiliary services, **§ 8:4**
Wheelchair basketball player, **§ 9:3**

FURNITURE
Readily achievable modifications, **§ 6:2**

GALLERIES
Public accommodation status, **§ 5:2**

GAMBLING, COMPULSIVE
Disabilities protected, **§ 4:12**

GAS STATIONS
Barrier removal alternatives, **§ 6:4**
Standing of private citizen to seek injunctive relief, **§ 12:4**

GENDER IDENTITY DISORDERS
Disabilities protected, **§ 4:12**

GENITOURINARY DISORDERS
Generally, **§ 4:3**

GOLF COURSES
Private club exclusions, **§ 5:10**
Public accommodation status, **§ 5:2**

GOLF TOURNAMENTS
Fundamental alterations, **§ 3:10**
Public accommodation status, **§ 5:2**
Reasonable accommodation, **§ 3:10, § 9:3**

GOOD FAITH
ADAAG guidelines compliance, **§ 2:6**
Barrier removal compliance, **§ 6:1**

GOOD FAITH—Cont'd
Direct threat determinations, **§ 9:2**

GOVERNMENTAL IMMUNITY
Generally, **§ 12:8**
Federal government, application of ADA to, **§ 2:3**
Leased government property, **§ 6:7**
Public Services and Transportation, this index

GOVERNMENT SERVICES
See Public Services and Transportation, this index

GROCERY STORES
Barrier removal, **§ 6:4**

GUIDE DOGS
See Service Animals, this index

GYMNASIUMS
Public accommodation status, **§ 5:2**

HAIR COLOR
Disabilities protected, **§ 4:10**

HEALTH AND SAFETY CONCERNS
See also Direct Threats, this index
Alcoholism accommodation, **§ 4:9**
Auxiliary aids and services presenting undue burdens, **§ 8:3**
Contagious diseases, **§ 9:2**
Direct threat, persons posing, **§ 8:5**
Direct threat determinations, **§ 9:2**
Service animal quarantine restrictions, **§ 9:3**
Strength requirements for volunteer camp counselors, **§ 3:7, § 9:2**
Undue burdens, **§ 8:3**
Wheelchair seating accommodations, **§ 9:2**

HEALTH CARE FACILITIES
Amusement parks, **§ 5:2**
Art galleries, **§ 5:2**
Associational discrimination, **§ 3:4**
Auxiliary aids and services, **§ 8:1**
Counseling services, hearing impaired persons, **§ 3:5**
Dentists, this index

HEALTH CARE FACILITIES —Cont'd
Direct threats and refusals to treat, **§ 9:2**
Drug users, denial of services to, **§ 4:11**
Elevators, **§ 7:11, § 7:13**
Emergency room services discrimination, **§ 5:3**
Galleries, **§ 5:2**
Hearing impaired persons
Counseling services, **§ 3:5**
Screening, **§ 3:7**
HIV-AIDS, this index
Hospices, **§ 5:2**
Individuals as operators, **§ 5:3**
Libraries, **§ 5:2**
Museums, **§ 5:2**
Operators, **§ 5:3**
Orthopedic surgery, refusal to perform on AIDS patient, **§ 3:3**
Parks, **§ 5:2**
Physicians, this index
Public accommodation status, **§ 5:2**
Referrals to accommodate a special need, **§ 3:12**
Religious hospitals, **§ 5:11**
Screening, hearing impaired persons, **§ 3:7**
Staff privileges claim as Title I or Title III matter, **§ 3:2**
Surgery, refusal to perform on AIDS patient, **§ 3:3**
Zoos, **§ 5:2**

HEALTH CLUBS
Public accommodation status, **§ 5:2**
Reasonable accommodation, **§ 3:3**

HEALTH INSURANCE
Associational discrimination, **§ 3:4**

HEARING IMPAIRMENTS
Generally, **§ 2:4**
See also Interpreters, this index; Communications Barriers, this index
Costs of interpreters, **§ 8:1**
Disabilities protected, **§ 4:9**
Health counseling services, **§ 3:5**

HEARING IMPAIRMENTS —Cont'd
Screening by health care facilities, **§ 3:7**
Service animals, **§ 3:13**
Sports telecast blackout rules, **§ 5:2, § 8:1**

HEIGHT
Disabilities protected, **§ 4:10**

HEMIC DISORDERS
Generally, **§ 4:3**

HIGH DOSED CHEMOTHERAPY (HDCT)
Insurance restrictions, **§ 3:18**

HISTORIC BUILDINGS
Alterations and historical integrity, **§ 7:9**

HISTORY OF ADA
Generally, **§ 1:1**

HIV-AIDS
Bodily fluid contacts, **§ 9:2**
Child care facilities, **§ 3:4**
Dental care, **§ 3:3**
Dentist refusal to treat, **§ 9:2**
Direct threats, **§ 9:2**
Disabilities protected, **§ 4:9**
Insurance benefit caps, **§ 3:18**
Insurance premium calculations, **§ 3:18**
Needlestick injuries, **§ 9:2**
Orthopedic surgery, refusal to perform, **§ 3:3**
Regarded as disabled, **§ 4:8**
Surgery, refusal to perform, **§ 3:3**

HOMELESS SHELTERS
Public accommodation status, **§ 5:2**

HOMES
Commercial facilities, residences attached to, **§ 7:1**
Model homes, **§ 5:2**
Public accommodation status, **§ 5:2**
Residential facilities, **§ 5:8**

HOMOSEXUALITY
See Sexual Orientation, this index

HOSPICES
Public accommodation status, **§ 5:2**

HOSPITALS
See also Health Care Facilities, this index
Interpreters in emergency rooms, **§ 8:4**
Public accommodation status, **§ 5:2**
Religious organization operated, **§ 5:11**

HOSTILE LEARNING ENVIRONMENT
Proving, **§ 3:23**

HOTELS AND MOTELS
Public accommodation status, **§ 5:2, § 5:8**
Reasonable accommodations, reservation policies, **§ 3:8**
Residential facilities distinguished, **§ 5:8**
Standing of private citizen to seek injunctive relief, **§ 12:4**

HOUSING LAWS
Intimidation of protected persons through, **§ 3:5**

IMMUNITY
See Governmental Immunity, this index

IMPAIRMENTS
See Disabilities Protected, this index

IMPRACTICABILITY
Structural, **§ 7:2, § 7:5**

INDEPENDENT CONTRACTORS
Operator status, **§ 5:3**

INDIVIDUALS
Operator status, **§ 5:3**
Qualified individuals distinguished, **§ 3:2**

INDIVIDUALS PROTECTED BY ADA
See Disabilities Protected, this index

INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA)
ADA, relationship to, **§ 1:4**
Financial burdens on local government, **§ 1:4**
Free appropriate public education rights, **§ 1:4**

INFERTILITY
Disabilities protected by Title III, **§ 4:4**

INJUNCTIONS
Accessibility orders, **§ 12:4**
Associational discrimination, **§ 3:4**
Associational discrimination claims, **§ 3:4**
Auxiliary service orders, **§ 12:4**
Mootness defense, **§ 12:4**
Rehabilitation Act, **§ 1:7**
Smoking policies, **§ 3:8**
Standing, **§ 12:4**
Vexatious litigation, **§ 12:11**
Workforce Investment Act, **§ 1:7**

INSURANCE
Actuarial soundness standard, **§ 3:18**
AIDS benefit caps, **§ 3:18**
AIDS premium calculations, **§ 3:18**
Bipolar disorder, mortgage insurance denial based on, **§ 3:18**
Differential charges justification of, **§ 3:18**
Discriminatory policies, **§ 3:18**
Employee group plans, **§ 3:18**
Experimental treatment restrictions, **§ 3:18**
High dosed chemotherapy (HDCT), **§ 3:18**
Justification of differential charges, **§ 3:18**
Long-term disability plans, **§ 3:18**
McCarran-Ferguson Act, **§ 3:18**
Mental disability benefits discrimination, **§ 3:18**
Pre-existing restrictions, **§ 3:18**
Pretext for discrimination, liability policy requirements as, **§ 3:18**
Safe harbor, **§ 3:18**

INSURANCE—Cont'd
Scope of ADA coverage, **§ 3:18**
State laws, **§ 3:18**
Subterfuges to evade ADA requirements, **§ 3:18**

INSURANCE OFFICES
Public accommodation status, **§ 5:2**

INTEGRATION PRINCIPLE
Generally, **§ 3:3**
Architectural barriers, **§ 3:3**
Internet use, **§ 3:3**

INTENT
Discriminatory, **§ 3:20**
Pretext claims, **§ 3:21**
Rehabilitation Act, **§ 3:21**

INTERFERENCE
Title III rights interference with, **§ 3:5**

INTERNET
See also Communications Barriers, this index
Integration principle, **§ 3:3**
Public accommodations, websites as, **§ 5:2**
Technology access requirements, **§ 1:7**
Workforce Investment Act, **§ 1:7**

INTERPRETATION OF ADA
See Construction and Interpretation, this index

INTERPRETERS
See also Hearing Impairments, this index
Auxiliary aids and services, **§ 8:1**
Costs, **§ 8:1**
Hospital emergency rooms, **§ 8:4**
Undue burdens, **§ 8:4**

INTERSCHOLASTIC ATHLETIC PROGRAMS
Public accommodations, **§ 5:2**

INTIMIDATION
Title III rights, interference through, **§ 3:5**

INTOXICATION
Alcohol Use, this index
Drug Use, this index
Health condition mimicking, **§ 3:7**

JUDICIAL DEFERENCE
Academic decisions, judicial deference to, **§ 5:7**
ADAAG guidelines, **§ 2:6**

JUSTICE DEPARTMENT
See Attorney General, this index

JUSTICE DEPARTMENT STANDARDS FOR ACCESSIBLE DESIGN (JDSAD)
Generally, **§ 7:3**

KLEPTOMANIA
Disabilities protected, **§ 4:12**

LANDLORD AND TENANT
Barrier removal responsibilities on leased property, **§ 6:7**
Exempt landlords, **§ 6:7**
Public accommodations, leased and leasing of, **§ 5:2, § 5:3**

LAUNDROMATS
Public accommodation status, **§ 5:2**

LAVATORIES
See Rest Rooms, this index

LAWN AREAS
Wheelchair access, **§ 7:6**

LAWYER OFFICES
Public accommodation status, **§ 5:2**

LAWYERS
See Counsel, this index

LEAGUES
Public accommodation status, **§ 5:2**

LEARNING DISABILITIES
See also Individuals With Disabilities Education Act, this index
Age-base criteria, **§ 3:7**
Athletic program safety requirements, **§ 3:7**
Athletic scholarships, **§ 5:2**

LEARNING DISABILITIES —Cont'd
Burden of proof, **§ 5:6**
Course requirements, **§ 5:7**
Currency testing requirement, **§ 5:6**
Documentation requirements, **§ 5:6**
Eligibility criteria, **§ 5:6**
Medical school accommodation, **§ 3:9**
Reasonable accommodation, **§ 3:7**
Redocumentation requirements, **§ 5:6**

LEASED PROPERTY
See also Landlord and Tenant, this index
Barrier removal responsibilities, **§ 6:7**

LECTURE HALLS
Public accommodation status, **§ 5:2**

LEFT HANDEDNESS
Disabilities protected, **§ 4:10**

LEGISLATIVE HISTORY OF ADA
Generally, **§ 1:1**

LIBRARIES
Elevators, **§ 7:11**
Public accommodation status, **§ 5:2**

LICENSING COURSES
Educational institution status tests, **§ 5:7**

LIFTS
See Elevators, this index

LIMITATION OF ACTIONS
Generally, **§ 12:6**

LITIGATION
Generally, **§ 12:1 et seq.**
Alternative dispute resolution, **§ 12:10**
Associational standing, **§ 12:4**
Attorney General, this index
Courthouses, this index
Damages, **§ 12:1**
Depositions, access barrier at site of, **§ 5:3**
Exhaustion of administrative remedies, **§ 12:4**

LITIGATION—Cont'd
Fee awards, **§ 12:9**
Governmental immunity, **§ 12:8**
Injunctions, this index
Limitation of actions, **§ 12:6**
Mootness defense, **§ 12:4**
Past vs continuing violations, **§ 12:1**
Prima Facie Case, this index
Private Civil Suits, this index
Tester standing, **§ 12:4**
Vexatious litigants, **§ 12:11**

LOBBIES
Path of travel alterations, **§ 7:10**

LOCAL GOVERNMENTS
Federal certifications of local codes, **§ 10:1**
Public Services and Transportation, this index

LODGINGS
Public accommodation status, **§ 5:2**

LOFTS
Elevator requirements, **§ 7:11**

LONG-TERM DISABILITY BENEFITS
Mental impairments, **§ 5:2**

LYMPHATIC DISORDERS
Generally, **§ 4:3**

MAINTENANCE
Alterations distinguished, **§ 7:7**

MAJOR LIFE ACTIVITIES
Generally, **§ 4:4**
See also Disabilities Protected, this index
Asthma as interfering with, **§ 4:9**
Bipolar syndrome, **§ 4:6**
Carpal tunnel syndrome, **§ 4:5**
Definition, **§ 4:4**
Duration of impairment, **§ 4:6**
Hearing impairments, **§ 4:9**
Pregnancy, **§ 4:6**
Record of impairment, **§ 4:7**
Regarded as disabled, **§ 4:8**
Repetitive work, **§ 4:5**
Studying, **§ 4:5**

MAJOR LIFE ACTIVITIES —Cont'd
Substantial limitation of, **§ 4:1, § 4:5**
Test taking, **§ 4:5**
Working, **§ 4:5**
Writing, **§ 4:5**

MALLS
Definition, **§ 7:12**
Elevators, **§ 7:11, § 7:12**
Public accommodation status, **§ 5:2**

MANAGEMENT
Operator status determinations, **§ 5:3**

MARITAL ARTS SCHOOL
HIV-AIDS student, **§ 9:2**

MCCARRAN-FERGUSON ACT
Generally, **§ 3:18**
See also Insurance, this index

MEDICAL DIAGNOSTICE EQUIPMENT
Requirements for ADA compliance, **§ 3:17**

MEDICAL OFFICES
See Health Care Facilities, this index

MEDICAL SCHOOLS
Learning disabilities, accommodation, **§ 3:9**

MENTAL IMPAIRMENTS
Generally, **§ 4:3**
See also Disabilities Protected, this index
Credit applications, health information requests, **§ 3:7**
Insurance benefits discrimination, **§ 3:18**
Long-term disability benefits, **§ 5:2**

MEZZANINES
Elevator requirements, **§ 7:11**

MOBILITY DEVICES
Reasonable accommodations, **§ 3:15**

MOBILITY IMPAIRMENTS
See also Wheelchair Access, this index

MOBILITY IMPAIRMENTS —Cont'd
Golf tournaments, reasonable accommodation, **§ 3:10, § 9:3**
Service animals, **§ 3:13**

MODEL HOMES
Public accommodation status, **§ 5:2**

MODIFICATIONS OF BUILDINGS
Fundamental alterations, **§ 3:8**

MODIFICATIONS OF POLICIES
ADHD students, **§ 3:9**
Athletic program requirements, **§ 3:9**
Blanket modifications, **§ 3:10**
Bridge tournaments, **§ 3:8**
Burden of proof, **§ 3:21**
Check-out facilities, **§ 3:14**
Cruise ships' schedules, **§ 3:8**
Extent of modification required, **§ 3:9**
Golf tournament, **§ 3:10, § 9:3**
Hotel reservations, **§ 3:8**
Individual inquiries as to need, **§ 3:10**
Necessity of, **§ 3:8**
Reasonable accommodation through
Generally, **§ 3:8**
Blanket modifications, **§ 3:10**
Burden of proof, **§ 3:21**
Check-out facilities, **§ 3:14**
Extent of modification required, **§ 3:9**
Individual inquiries, **§ 3:10**
Reasonable time to effect, **§ 3:22**
Requests for modifications, **§ 3:21**
Service animal policies, **§ 3:13**
Reasonable time to effect, **§ 3:22**
Requests for modifications, **§ 3:21**
Service animal policies, **§ 3:13**
Smoking and tobacco use, **§ 3:8**
Theaters, **§ 3:8**
Undue Burdens, this index
Wheelchair companion seating, **§ 3:8**

MOTELS
See Hotels and Motels, this index

MOTOR VEHICLES
Parking, this index

MOTOR VEHICLES—Cont'd
Readily achievable barrier removals, **§ 6:2**

MOVIE THEATERS
See Theaters, this index

MULTIPLE CHEMICAL SENSITIVITY SYNDROME (MCS)
Disabilities protected, **§ 4:9**
Reasonable accommodation, **§ 3:16**

MULTIPLE SCLEROSIS
Examinations, extra time accommodations, **§ 5:7**

MUNICIPALITIES
Governmental Immunity, this index
Public Services and Transportation, this index

MUSCULAR DYSTROPHY
Strength criteria for volunteer camp counselors, **§ 3:7, § 9:2**

MUSCULOSKELETAL DISORDERS
Generally, **§ 4:3**

MUSEUMS
Elevators, **§ 7:11**
Public accommodation status, **§ 5:2**

NATIONAL HISTORIC PRESERVATION ACT
Alterations affecting historical integrity, **§ 7:9**

NEGLIGENCE
ADA violations to prove, **§ 12:4**

NEUROLOGICAL DISORDERS
Generally, **§ 4:3**

NEW CONSTRUCTION
Generally, **§ 7:1 et seq.**
See also Alterations, this index
Accessibility standards, **§ 7:1**
Additions as, **§ 7:4**
Alterations distinguished, **§ 7:4**
Building codes, compliance with, **§ 7:1**
Elevator requirements, **§ 7:11**

NEW CONSTRUCTION—Cont'd
Equivalent facilitation, **§ 7:6**
General standards, **§ 7:2**
Innocent owner defense, **§ 7:2**
Lines of sight, **§ 7:3**
Mall elevators, **§ 7:12**
Model building plan, **App. A**
Private civil suits for prospective discrimination, **§ 12:3**
Rest rooms, **§ 7:4**
Shopping center elevators, **§ 7:12**
Sight lines, **§ 7:3**
Structural impracticability, **§ 7:2, § 7:5**
Subsequent owners of noncompliant construction, **§ 7:2**

NEWSPAPERS
Public accommodation status, **§ 5:2**

NIGHTCLUBS
Elevators, **§ 7:12**

NONGOVERNMENTAL ORGANIZATIONS
Public accommodation status, **§ 5:2**
Standing, associational, **§ 12:4**

NURSERY SCHOOLS
Public accommodation status, **§ 5:2**

NURSES
Operator status, **§ 5:3**

OBESITY
Disabilities protected, **§ 4:9**
Weight within normal range, **§ 4:10**

OBSESSIVE COMPULSIVE DISORDER
Disabilities protected, **§ 5:7**

OPERATORS
Public accommodation, **§ 5:3**

ORGANIZATION OF ADA
Generally, **§ 1:1, § 2:1**

ORGANIZATIONS
Public accommodation status, **§ 5:2**
Standing, associational, **§ 12:4**

OSTEOPOROSIS
Disabilities protected, **§ 4:10**

OTHERWISE QUALIFIED INDIVIDUALS
Employment discrimination, **§ 2:2**

OVERSIGHT
Operator status determinations, **§ 5:3**

PARKING
Readily achievable barrier removals, **§ 6:2**
Vans, discrimination against, **§ 3:7**

PARKS
Public accommodation status, **§ 5:2**

PARTIES
See also Standing to Sue, this index
Landlord and tenant defendants, **§ 6:7**

PASSENGER SHIPS
See Cruise Ships, this index

PAST VS CONTINUING VIOLATIONS
Generally, **§ 12:1**

PATH OF TRAVEL
Alterations, **§ 7:10**

PATTERN OR PRACTICE DISCRIMINATION
Generally, **§ 12:1**

PEDOPHILIA
Disabilities protected, **§ 4:12**

PENALTIES
Attorney General actions, **§ 12:5**

PERCEIVED DISABILITY
See Regarded as Disabled, this index

PERSONAL CARE ATTENDANTS (PCA)
Fundamental alterations, **§ 9:3**

PERSONS PROTECTED BY ADA
See Disabilities Protected, this index

PHARMACIES
Public accommodation status, **§ 5:2**

PHYSICAL OR MENTAL IMPAIRMENT
Generally, **§ 4:3**

PHYSICAL OR MENTAL IMPAIRMENT—Cont'd
See also Disabilities Protected, this index

PHYSICIANS
See also Health Care Facilities, this index
Operator status, **§ 5:3**
Staff privileges claim as Title I or Title III matter, **§ 3:2**

PLATFORM LIFTS
Alterations and new construction distinguished, **§ 7:4**

POSTGRADUATE SCHOOLS
Public accommodation status, **§ 5:2**

PREGNANCY
Disabilities protected, **§ 4:6, § 4:10**

PRESUMPTIONS
See Proving Discrimination, this index

PRETEXT
Discriminatory intent, **§ 3:21**
Insurance requirements, **§ 3:18**

PRIMA FACIE CASE
Generally, **§ 3:20**
Burden of proof, shifting of, **§ 3:21**
Hostile learning environment claims, **§ 7:10**

PRISONS
Architectural barriers, **§ 12:8**

PRIVATE CIVIL SUITS
Generally, **§ 12:2**
Actual notice of noncompliance, **§ 12:3**
Affirmative defenses, **§ 3:21**
Alternative dispute resolution, **§ 12:10**
Appointed counsel
Generally, **§ 12:2**
Fee awards, **§ 12:9**
Associational discrimination, **§ 12:2**
Associational standing, **§ 12:4**
Damages, **§ 12:1**
Elements of action, **§ 12:2**

PRIVATE CIVIL SUITS—Cont'd
Exhaustion of administrative remedies, **§ 12:4**
Fee awards, **§ 12:9**
Governmental immunity, **§ 12:8**
Intervention by Attorney General, **§ 12:5**
Limitation of actions, **§ 12:6**
Mootness defense, **§ 12:4**
Negligence claims, ADA violations to prove, **§ 12:4**
Notice of noncompliance, **§ 12:3**
Past vs continuing violations, **§ 12:1**
Prospective discrimination, **§ 12:3**
Remedies
Generally, **§ 12:1**
Injunctions, this index
Right to counsel
Generally, **§ 12:2**
Fee awards, **§ 12:9**
Speculative future harm, **§ 12:4**
Standing to sue, **§ 12:2, § 12:4**
Testers, **§ 12:4**
Vexatious litigants, **§ 12:11**

PRIVATE CLUBS
Generally, **§ 5:10**
Burden of proof as to status, **§ 5:10**
Criteria, membership, **§ 5:10**
Public accommodations exemption, **§ 5:10**
Selective membership, **§ 5:10**

PRIVATE HOMES
Public accommodation status, **§ 5:2**

PRIVATE SCHOOLS
Public accommodation status, **§ 5:2**

PROFESSIONAL CORPORATIONS
Operator status, **§ 5:3**

PROFESSIONAL OFFICES
Elevators, **§ 7:13**
Public accommodation status, **§ 5:2**

PROTECTED ACTIVITY
Whistleblowers, retaliation, **§ 3:5**

PROVING DISCRIMINATION
Generally, **§ 3:19 et seq.**

PROVING DISCRIMINATION —Cont'd
Burden of proof, **§ 3:21**
Constructive denial of request for accommodation, **§ 3:22**
Denial of request for accommodation, constructive, **§ 3:22**
Harassment claims, **§ 3:23**
Hostile learning environment claims, **§ 3:23**
Intent, **§ 3:20, § 3:21**
Modification, reasonableness, **§ 3:21**
Prima facie case
Generally, **§ 3:20**
Burden of proof, shifting of, **§ 3:21**
Request for accommodation, constructive denial of, **§ 3:22**
Sexual harassment claims, **§ 3:23**

PUBLIC ACCOMMODATIONS
Generally, **§ 5:1 et seq.**
Accountant offices, **§ 5:2**
Adoption agencies, **§ 5:2**
Affect on commerce, **§ 5:4**
Aircraft, commercial facility treatment, **§ 5:4**
Alterations, **§ 7:7 et seq.**
Arenas, **§ 5:2**
Athletic scholarship programs, **§ 5:2**
Attorney offices, **§ 5:2**
Attorneys as operators, **§ 5:3**
Auditorium, **§ 5:2**
Auxiliary aids and services, **§ 8:1 et seq.**
Banks, **§ 5:2**
Barber shops, **§ 5:2**
Bars, **§ 5:2**
Beauty shops, **§ 5:2**
Bed and breakfast establishments, **§ 5:2**
Bicycle road tours, **§ 5:2**
Bowling alleys, **§ 5:2**
Children's sports organizations, **§ 5:2**
Collegiate athletic programs, **§ 5:2**
Commercial facilities, **§ 5:1, § 5:4**
Concert halls, **§ 5:2**
Constitutional rights generally, **§ 1:1**
Construction of term, **§ 5:2**

PUBLIC ACCOMMODATIONS —Cont'd
Contractual relationships to places of, **§ 5:2**
Control and operator status, **§ 5:3**
Convention centers, **§ 5:2**
Corporate shareholders, operator status, **§ 5:3**
Cruise ships, **§ 5:2**
Day care centers, **§ 5:2**
Dentist, operator status, **§ 5:3**
Deposition site, **§ 5:3**
Dormitories, **§ 5:8**
Dry-cleaners, **§ 5:2**
Educational facilities, **§ 5:2**
Elementary schools, **§ 5:2**
Employees as operators, **§ 5:3**
ER physician as operator, **§ 5:3**
Exempt Entities, this index
Exercise facilities, **§ 5:2**
Facility defined, **§ 5:2**
Fair Housing Act complementary coverage, **§ 5:4**
Food banks, **§ 5:2**
Franchisors as operator, **§ 5:3**
Golf courses and tournaments, **§ 5:2**
Government property leased for movie theater, **§ 6:7**
Gymnasiums, **§ 5:2**
Health care facilities, **§ 5:2**
Health spas, **§ 5:2**
Homeless shelters, **§ 5:2**
Homes, **§ 5:2**
Hospices, **§ 5:2**
Hospitals
Generally, **§ 5:2**
Staff privilege claims as Title I or Title III, **§ 3:2**
Hotels, **§ 5:2, § 5:8**
Independent contractors as operators, **§ 5:3**
Individuals as operators, **§ 5:3**
Insurance offices, **§ 5:2**
Interscholastic athletic programs, **§ 5:2**
Invitation-only facilities, **§ 5:2**
Laundromats, **§ 5:2**
Lawyer offices, **§ 5:2**

PUBLIC ACCOMMODATIONS —Cont'd
Leagues, **§ 5:2**
Leased and leasing of, **§ 5:2, § 5:3, § 6:7**
Lecture halls, **§ 5:2**
Lodgings, **§ 5:2**
Malls, **§ 5:2**
Management and operator status, **§ 5:3**
Manufacturing site tours, **§ 5:2**
Mixed use facilities, **§ 5:2**
Model homes, **§ 5:2**
Motels, **§ 5:2, § 5:8**
Motion picture houses, **§ 5:2**
New Construction, this index
Newspapers, **§ 5:2**
Nursery schools, **§ 5:2**
Nurses as operators, **§ 5:3**
Office noticed as deposition site, **§ 5:3**
Open to the public, what constitutes, **§ 5:2**
Operate defined, **§ 5:2**
Operators of, **§ 5:3**
Organization of ADA, **§ 2:1**
Organizations, **§ 5:2**
Oversight and operator status, **§ 5:3**
Ownership, **§ 5:2**
Path of travel alterations, **§ 7:10**
Permitted services within, **§ 5:2**
Pharmacies, **§ 5:2**
Physical space as element, **§ 5:2**
Physicians as operators, **§ 5:3**
Plain meaning construction, **§ 5:2**
Postgraduate schools, **§ 5:2**
Primary functions, alterations to, **§ 7:10**
Priorities for barrier removal, **§ 6:3**
Private club exemption, **§ 5:10**
Private enclaves within public spaces, **§ 5:2**
Private homes, **§ 5:2**
Private schools, **§ 5:2**
Professional corporation, operator status, **§ 5:3**
Professional offices, **§ 5:2**
Publications, **§ 5:2**

PUBLIC ACCOMMODATIONS —Cont'd
Purpose of ADA, **§ 1:1**
Purpose of Title III, **§ 5:1**
Railroads, commercial facility treatment, **§ 5:4**
Recreation facilities, **§ 5:2**
Residential facilities, **§ 5:8**
Restaurants, **§ 5:2**
Restricted access facilities, **§ 5:2**
Retail stores, **§ 5:2**
Rooming houses, commercial facility treatment, **§ 5:4**
Schools, **§ 5:2**
Secondary schools, **§ 5:2**
Senior citizen centers, **§ 5:2**
Service establishments, **§ 5:2**
Service providers, **§ 5:2**
Shopping centers, **§ 5:2**
Ski resorts, **§ 5:2**
Social service establishments, **§ 5:2**
Sports arenas, **§ 5:2**
Stadiums, **§ 5:2**
Theaters, **§ 5:2**
Tours of manufacturing site, **§ 5:2**
Trade associations, **§ 5:2**
Transient lodging, **§ 5:8**
Travel agents, **§ 5:2**
Undergraduate schools, **§ 5:2**
University chancellor as operator, **§ 5:3**
Volunteer worker claims as Title I or Title III, **§ 3:2**
Websites, **§ 5:2**
Wedding facilities, **§ 5:2**
Wholesale businesses, **§ 5:2**
Youth sports organizations, **§ 5:2**

PUBLICATIONS
Public accommodation status, **§ 5:2**

PUBLIC RIGHTS-OF-WAY
Guideline revisions, **§ 2:6**

PUBLIC SERVICES AND TRANSPORTATION
Generally, **§ 2:3**
Integration principle, **§ 3:3**
Organization of ADA, **§ 2:1**

PUBLIC SERVICES AND TRANSPORTATION—Cont'd
Participation in evaluation process, **§ 2:3**

PURPOSE OF ADA
Generally, **§ 1:1, § 5:1**

PYROMANIA
Disabilities protected, **§ 4:12**

QUALIFIED INDIVIDUALS
Individuals distinguished, **§ 3:2**

RAILROADS
Commercial facility treatment, **§ 5:4**

READILY ACHIEVABLE
See also Barrier Removal, this index
ABA modifications and waivers, **§ 1:6**
Burden of proof, **§ 3:21**
Construction and interpretation, **§ 1:6**
Modifications, ABA, **§ 1:6**
Undue burden standard compared, **§ 6:1**
Waivers, ABA, **§ 1:6**

REASONABLE ACCOMMODATIONS
See also Educational Accommodations, this index
Asthmatics, **§ 3:8**
Athletic programs, **§ 3:7**
Behavioral problems, educational accommodations, **§ 5:7**
Chemical hypersensitivity syndrome, **§ 3:16**
Constructive denial of request for, **§ 3:22**
Denial of request for, constructive, **§ 3:22**
Direct threat exception, **§ 9:1**
Dyslexics, **§ 4:5**
Educational accommodations
Generally, **§ 5:6 et seq.**
See also Educational Accommodations, this index
Elective nature, **§ 3:1**
Employment, **§ 2:2**
Equal participation rights, **§ 3:3**

REASONABLE ACCOMMODATIONS—Cont'd
Equivalent service obligations, transportation systems, **§ 5:2**
Fundamental alterations
Generally, **§ 9:3**
Exceptions, **§ 9:1**
Undue burdens, **§ 5:7**
Golf tournament, **§ 3:10, § 9:3**
Health clubs, **§ 3:3**
Hotel reservation policies, **§ 3:8**
Integration principle, **§ 3:3**
Learning disabled persons, **§ 3:7**
Mobility devices, **§ 3:15**
Modifications of policies to provide
Generally, **§ 3:8**
Blanket modifications, **§ 3:10**
Burden of proof, **§ 3:21**
Check-out facilities, **§ 3:14**
Extent of modification required, **§ 3:9**
Individual inquiries, **§ 3:10**
Reasonable time to effect, **§ 3:22**
Requests for modifications, **§ 3:21**
Service animal policies, **§ 3:13**
Obsessive compulsive disorder, **§ 5:7**
Option to accept, **§ 3:1**
Professional licensing examinations, **§ 5:7**
Reasonableness of process for obtaining education accommodations, **§ 5:6**
Referral to accommodate a special need, **§ 3:12**
Request for, constructive denial, **§ 3:22**
Requests for modifications to accommodate, **§ 3:21**
Second hand smoke, **§ 4:9**
Separate, option to accept, **§ 3:1**
Smoke sensitivity, **§ 4:9**
Smoking policies, **§ 3:8**
Transportation systems, equivalent service obligations, **§ 5:2**
Visually impaired persons, **§ 3:8**

RECORD OF IMPAIRMENT
Generally, **§ 4:7**
Major life activities, **§ 4:7**

RECORD OF IMPAIRMENT —Cont'd
Post-recovery protection, **§ 4:7**

RECREATION FACILITIES
Public accommodation status, **§ 5:2**

REFERRALS
Reasonable accommodation, referral to obtain, **§ 3:12**

REGARDED AS DISABLED
Generally, **§ 4:8**
Attitudes of others, **§ 4:8**
Drug use, suspected, **§ 4:11**
HIV-AIDS, **§ 4:8**
Perceived disability, **§ 4:9**
Rehabilitation Act, **§ 4:8**

REGULATORY AUTHORITY
DOJ, **§ 2:6**
EEOC, **§ 2:2**
FCC, **§ 2:4**

REHABILITATION ACT
ADA, relationship to, **§ 1:3**
Alcoholism, **§ 4:9**
Back injuries, **§ 4:9**
Construction and interpretation, **§ 1:3**
Contagious diseases, **§ 9:2**
Damages, **§ 1:7**
Disabilities protected, **§ 4:3**
Dwarfism, **§ 4:10**
Educational institutions, **§ 5:7**
Enactment, **§ 1:3**
Equal protection standards, **§ 1:1**
Examinations accommodations, **§ 5:7**
Financial burdens on local governments, **§ 1:4**
Fundamental alterations, **§ 9:3**
Injunctions, **§ 1:7**
Intent, **§ 3:21**
Obesity, **§ 4:9**
Perceived disability, **§ 4:9**
Purpose, **§ 1:3**
Readily accessible defined, **§ 7:2**
Regarded as disabled, **§ 4:8**
Remedies, **§ 1:7**
Scope of Act, **§ 1:3**

RELIGIOUS ORGANIZATIONS
Generally, **§ 5:11**
Commercial activities by, **§ 5:11**
Day care centers operated by, **§ 5:2**
Day care facilities, **§ 5:11**
Hospitals, **§ 5:11**
Public accommodation activities of, **§ 5:11**

REMEDIES
See also Enforcement, this index
Equal Employment Opportunity Commission (EEOC) jurisdiction, **§ 2:2**
Intent to discriminate, **§ 3:20**
Prima facie case, **§ 3:20**
Rehabilitation Act, **§ 1:7**
Workforce Investment Act, **§ 1:7**

REMODELLING
Generally, **§ 7:10**
See also Alterations, this index

REPETITIVE WORK
Major life activities, **§ 4:5**

REPRODUCTIVE DISORDERS
Generally, **§ 4:3**
Major life activities, **§ 4:4**

RESIDENCES
See Homes, this index

RESIDENTIAL FACILITIES
See also Hotels and Motels, this index
Public accommodation status, **§ 5:8**

RESPIRATORY DISORDERS
Generally, **§ 4:3**
Disabilities protected, **§ 4:9**

RESPONDEAT SUPERIOR
Franchisors as operator, **§ 5:3**

RESTAURANTS
Alterations and new construction distinguished, **§ 7:4**
Associational discrimination, **§ 12:2**
Brailled menus, **§ 8:1, § 8:6**
Franchisors, operator status, **§ 5:3**
Multi-level, **§ 3:6**

RESTAURANTS—Cont'd
Public accommodation status, **§ 5:2**
Readily achievable modifications, **§ 6:2**
Seating policies, discriminatory, **§ 3:7**
Service animals, **§ 3:13**
Standing of private citizen to seek injunctive relief, **§ 12:4**
Vexatious litigants, **§ 12:11**

REST ROOMS
Alterations and new construction distinguished, **§ 7:4**
Hand dryers, **§ 6:5**
Path of travel alterations, **§ 7:10**
Priorities for barrier removal, **§ 6:3**
Readily achievable barrier removals, **§ 6:2**
Towel dispensers, **§ 6:5**

RETAIL STORES
Assistants, accommodative, **§ 3:16**
Bookstore stocking practices, **§ 3:16**
Check-Out Aisles, this index
Dressing room assistance, request for, **§ 3:22**
Franchisors, operator status, **§ 5:3**
Priorities for barrier removal, **§ 6:3**
Public accommodation status, **§ 5:2**
Readily achievable modifications, **§ 6:2**
Service Animals, this index
Special accessible goods and services, **§ 3:16**
Standing of private citizen to seek injunctive relief, **§ 12:4**

RETALIATION
Generally, **§ 3:5**

RIGHTS-OF-WAY
Guideline revisions, **§ 2:6**

RIGHT TO COUNSEL
Generally, **§ 12:2**
Fee awards, **§ 12:9**
Vexatious litigation, **§ 12:11**

RISKS
See also Insurance, this index

RISKS—Cont'd
Arline factors, **§ 9:2**
Direct threat determinations, **§ 9:2**

ROOMING HOUSES
Commercial facility treatment, **§ 5:4**

SAFE HARBORS
Insurers, **§ 3:18**

SAFETY REQUIREMENTS
Athletic programs, **§ 3:7**
Service animal accommodations, **§ 3:13**
Service animal restrictions, **§ 3:21**
Whitewater rafting, participation, **§ 3:7**

SCHOOLS
See Educational Facilities, this index

SCOPE OF ADA
Generally, **§ 3:1 et seq.**
Access and accessibility, **§ 3:6**
Associational discrimination, **§ 3:4**
Employment vs public accommodation provisions, **§ 3:2**
Individuals and qualified individuals distinguished, **§ 3:2**
Individuals protected. Disabilities Protected, this index
Insurance, **§ 3:18**
Qualified individuals and individuals distinguished, **§ 3:2**
Retaliation provisions, **§ 3:5**
Volunteer worker claims as Title I or Title III, **§ 3:2**
Whistleblowers, retaliation provisions, **§ 3:5**

SCREENING
Hearing impaired persons, **§ 3:7**

SECONDARY SCHOOLS
Public accommodation status, **§ 5:2**

SECURITY SYSTEMS
Communications barriers, **§ 6:6**

SENIOR CITIZEN CENTERS
Public accommodation status, **§ 5:2**

SENSE ORGAN DISORDERS
Generally, **§ 4:3**

SEPARATE ACCOMMODATION
Option to accept, **§ 3:1**

SERVICE ANIMALS
Generally, **§ 3:13**
Care of service animals, responsibilities for, **§ 3:13**
Damages caused by, **§ 3:13**
Food, Drug, and Cosmetic Act conflicts, **§ 3:13**
Food preparation facility restrictions
Generally, **§ 3:13, § 5:2**
Manufacturing site tours, **§ 5:2**
Quarantine restrictions, **§ 9:3**
Restaurants, **§ 3:13**
Safety concerns, **§ 3:13, § 3:21**
Uses of, **§ 3:13**

SERVICE ANIMALS FOOD PREPARATION FACILITY RESTRICTIONS
Burden of proof, **§ 3:21**

SERVICES
Auxiliary Aids and Services, this index
Public accommodation status of service providers, **§ 5:2**
Public Services and Transportation, this index

SERVICE STATIONS
See Gas Stations, this index

SEVERITY OF DISABILITY
Discrimination based on, **§ 3:3**

SEXUAL ACTIVITY
Major life activities, **§ 4:4**

SEXUAL DISORDERS
Disabilities protected, **§ 4:12**

SEXUAL HARASSMENT CLAIMS
Proving, **§ 3:23**

SEXUAL ORIENTATION
Disabilities protected, **§ 4:12**

SHIPS
See Cruise Ships, this index

SHOPPING CENTERS
Definition, **§ 7:12**
Elevators, **§ 7:11, § 7:12**
Public accommodation status, **§ 5:2**

SHUTTLE BUSES
Equivalent service requirements, **§ 5:2**

SIDEWALKS
Curb cuts, readily achievable standards, **§ 6:2**
Path of travel alterations, **§ 7:10**

SIGN LANGUAGE INTERPRETERS
See Interpreters, this index

SKIN DISORDERS
Generally, **§ 4:3**

SKI RESORTS
Public accommodation status, **§ 5:2**

SLEEP
Disabilities protected by Title III, **§ 4:4**

SLEEP APNEA
Cruise ship accommodation, **§ 3:8**

SMALL BUSINESSES
Generally, **§ 5:12**
Tax credits and deductions, **§ 11:1, § 11:2**

SMOKE SENSITIVITY
Disabilities protected, **§ 4:9**
Injunctions, **§ 3:8**
Reasonable accommodation of asthmatics, **§ 3:8**
Second hand smoke, **§ 4:9**

SOCIAL DISORDERS
Disabilities protected, **§ 4:12**

SOCIAL SERVICE FACILITIES
Elevators, **§ 7:11**
Public accommodation status, **§ 5:2**

SOFTWARE
Technology access requirements, Workforce Investment Act, **§ 1:7**

SOVEREIGN IMMUNITY
See Governmental Immunity, this index

SPECIALIZATION REQUIREMENTS
Referrals to accommodate a special need, **§ 3:12**
Service animals, **§ 3:13**

SPECIFIC ADA REQUIREMENTS
Generally, **§ 3:11 et seq.**

SPEECH IMPAIRED PERSONS
Generally, **§ 2:4**
See also Telecommunications Discrimination, this index

SPEECH ORGAN DISORDERS
Generally, **§ 4:3**

SPORTS
Fundamental alterations of rules to accommodate, **§ 9:3**
Television blackout rules, hearing impaired person challenges, **§ 5:2, § 8:1**
Wheelchair-bound baseball coaches, **§ 9:2**

STADIUMS
Lines of sight, **§ 7:3**
Public accommodation status, **§ 5:2**

STAIRWAYS
Readily achievable barrier removals, **§ 6:2**

STANDING ERECT
Disabilities protected by Title III, **§ 4:5**

STANDING TO SUE
Generally, **§ 12:2**
Associational discrimination claims, **§ 3:4**
Injunctions, **§ 12:4**

STATE IMMUNITY
See Governmental Immunity, this index

STATE LAW
Generally, **App. E**

STATE LAW—Cont'd
Building Codes, this index
Disabilities, permanent and stationary, **§ 4:1**
Federal certifications, **§ 10:1**
Insurance regulations, **§ 3:18**
Permanent and stationary disabilities, **§ 4:1**

STATE SERVICES
See Public Services and Transportation, this index

STATUTORY CONSTRUCTION
See Construction and Interpretation, this index

STEPS
Readily achievable barrier removals, **§ 6:2**

STEREOTYPES
Direct threat determinations, **§ 9:2**

STREETS
Curb cuts, readily achievable standards, **§ 6:2**

STRUCTURAL IMPRACTICABILITY
Generally, **§ 7:2, § 7:5**

STUDYING
Major life activities, **§ 4:5**

SUBJECTIVE IMPAIRMENT
See Regarded as Disabled, this index

SUBSTANTIAL LIMITATIONS
Generally, **§ 4:1, § 4:5**
See also Major Life Activities, this index

SUBTERFUGES
Insurers, **§ 3:18**

SURGEONS
Health Care Facilities, this index
Physicians, this index
Staff privileges claim as Title I or Title III matter, **§ 3:2**

TAX CREDITS
Generally, **§ 11:1**

TAX DEDUCTIONS
Generally, **§ 11:2**

TECHNICAL ASSISTANCE MANUAL (TAM)
Generally, **App. A**

TECHNOLOGY ACCESS REQUIREMENTS
Workforce Investment Act, **§ 1:7**

TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD)
Generally, **§ 2:4**

TELECOMMUNICATIONS DISCRIMINATION
Generally, **§ 2:4**
Federal Communications Commission jurisdiction, **§ 2:4**
Hearing impaired persons, **§ 2:4**
Organization of ADA, **§ 2:1**
Speech impaired persons, **§ 2:4**
TDD devices, **§ 2:4**

TELEPHONES
Path of travel alterations, **§ 7:10**
TDD devices, **§ 2:4**

TELEVISION
See also Communications Barriers, this index
Closed caption decoders, **§ 8:2**

TERMINALS
Elevators, **§ 7:11**
Public accommodation status, **§ 5:2**

TEST TAKING
See also Examinations, this index
Major life activities, **§ 4:5**

THEATERS
See Theaters, this index
Captioning, **§ 8:2**
Disruptive behavior, **§ 3:3**
New construction sight lines, **§ 7:3**
Public accommodation status, **§ 5:2**
Sight lines, **§ 7:3**
Wheelchair companion seat request, **§ 3:8**
Wheel chair seating, **§ 6:7**

TITLE I
Generally, **§ 2:2**
See also Employment Discrimination, this index

TITLE II
Generally, **§ 2:3**
See also Public Services and Transportation, this index

TITLE III
Effective dates, **§ 12:7**
Enactment, **§ 2:1**
Title IX (Education) discrimination compared, **§ 3:23**

TITLE IV
Generally, **§ 2:4**
See also Telecommunications Discrimination, this index

TITLE V
Generally, **§ 2:1, § 2:5**

TITLE VII (EMPLOYMENT DISCRIMINATION LAW)
See Civil Rights Act, this index

TITLE IX (EDUCATION LAW)
Educational Accommodations, this index
Educational Facilities, this index
Title III compared, **§ 3:23**

TOBACCO
See Smoke Sensitivity, this index

TOILETS
See Rest Rooms, this index

TORT CLAIMS
See also Private Civil Suits, this index
Negligence, ADA violations to prove, **§ 12:4**

TRADE ASSOCIATIONS
Public accommodation status, **§ 5:2**

TRANSIENT LODGING
Dormitories as, **§ 5:8**
Public accommodation status, **§ 5:8**

TRANSPORTATION
Employee systems, **§ 5:2**
Equivalent service obligations, **§ 5:2**
Public Services and Transportation, this index
Purpose of ADA, **§ 1:1**

TRANSSEXUALISM
Disabilities protected, **§ 4:12**

TRANSVESTITISM
Disabilities protected, **§ 4:12**

TRAVEL AGENTS
Public accommodation status, **§ 5:2**

UNDERGRADUATE SCHOOLS
Public accommodation status, **§ 5:2**

UNDUE BURDENS
Alcoholism, accommodation of, **§ 4:9**
Auxiliary services
Generally, **§ 8:1, § 8:2**
Fundamental alterations, **§ 8:4**
Health or safety concerns, **§ 8:3**
Construction and interpretation, **§ 1:7**
Costs creating, **§ 8:1**
Day care facilities, **§ 8:4**
Difficulty and, **§ 8:1**
Educational accommodations, **§ 5:7**
Examination accommodations, **§ 5:7**
Fundamental alterations
Generally, **§ 5:7**
Auxiliary services, **§ 8:4**
Health and safety concerns, **§ 8:3**
Interpreters, **§ 8:4**
Movie theaters, closed captioning services, **§ 8:2**
Personal care attendants (PCA), **§ 9:3**
Readily achievable standard compared, **§ 6:1**
Workforce Investment Act, **§ 1:7**

UNIFORM FEDERAL ACCESSIBILITY STANDARDS
Generally, **App. D**

UNIVERSITIES
See Educational Facilities, this index

URINALS
See Rest Rooms, this index

VANS
Parking discrimination, **§ 3:7**

VESSELS
See Cruise Ships, this index

VEXATIOUS LITIGANTS
Generally, **§ 12:11**

VIOLATIONS OF TITLE III
Past vs continuing, **§ 12:1**

VISUAL IMPAIRMENTS
Bar exams, **§ 2:2**
Bridge tournament participation, **§ 3:8**
Corrective measures, effect of, **§ 4:2**
Dressing room assistance in retail store, request for, **§ 3:22**
Examination accommodations, **§ 5:7**
Reasonable accommodation, **§ 3:8**
Service animals, **§ 3:13**

VOLUNTEER WORKERS
Title I vs Title III claims, **§ 3:2**

VOYEURISM
Disabilities protected, **§ 4:12**

WALKING
Disabilities protected by Title III, **§ 4:5**

WEBSITES
See Internet, this index

WEDDING FACILITIES
Public accommodation status, **§ 5:2**

WEIGHT
See also Obesity, this index
Disabilities protected, **§ 4:10**

WHEELCHAIR ACCESS
See also Barrier Removal, this index
Architectural Barriers, this index
Baseball coaches, wheelchair-bound, **§ 9:2**
Basketball player, fundamental alterations of rules, **§ 9:3**
Cruise ship restrictions, **§ 3:7**

WHEELCHAIR ACCESS—Cont'd
Elevators, this index
Equivalent service requirements, **§ 5:2**
Historic buildings, **§ 7:9**
Lawn areas of entertainment facilities, **§ 7:6**
Lifts, restricted use, **§ 3:6**
Lines of sight, **§ 7:3**
Movie theaters, **§ 6:7**
Path of travel alterations, **§ 7:10**
Safety concerns, **§ 9:2**
Sight lines, **§ 7:3**
Structural impracticability, **§ 7:5**
Theater, companion seat request, **§ 3:8**
Vans, discrimination against, **§ 3:7**

WHITEWATER RAFTING
Safety requirements restricting participation, **§ 3:7**

WHOLESALE BUSINESSES
Public accommodation status, **§ 5:2**

WORDS AND PHRASES
See Definitions, this index

WORKFORCE INVESTMENT ACT
ADA, relationship to, **§ 1:7**
Damages, **§ 1:7**
Injunctions, **§ 1:7**
Internet access, **§ 1:7**
Remedies, **§ 1:7**
Technology access requirements, **§ 1:7**
Undue burden standards, **§ 1:7**

WORKING
Major life activities, **§ 4:5**

WRITING
Major life activities, **§ 4:5**

YOUTH SPORTS ORGANIZATIONS
Public accommodation status, **§ 5:2**

ZONING LAWS
Intimidation of protected persons through, **§ 3:5**

ZOOS
Public accommodation status, **§ 5:2**