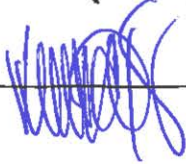


**San Bernardino County  
Department of Behavioral Health**

**Alcohol and Drug Services (ADS) Accessibility of Services  
Requirements Policy**



**Effective Date** 05/29/2012  
**Revision Date** 12/12/2016

Veronica Kelley, Director

**Policy** The State of California Department of Health Care Services (DHCS) requires all substance use disorder (SUD) treatment facilities licensed or certified by DHCS or receiving funding allocated by DHCS comply with Federal, State and local regulations and laws regarding accessibility of services and prohibits the discrimination against people with disabilities.

It is the policy of the Department of Behavioral Health (DBH) Alcohol and Drug Services (ADS) to require all County and contracted substance use disorder treatment programs comply with all associated ADA laws and regulations, including those pertaining to accessibility.

**Purpose** The Department of Behavioral Health (DBH) Alcohol and Drug Services (ADS) is committed to ensuring that all County and contracted SUD treatment programs remain in compliance with Federal, State and local regulations and laws that include the following:

- Americans with Disability Act (ADA)
- Section 504 of the Rehabilitation Act of 1973
- Title 45 of the Code of Federal Regulations, Part 84 Non-discrimination on the Basis of Handicap in Programs or Activities Receiving Federal Financial Activities
- Title 24 of the California Code of Regulations, Part 2, Activities Receiving Federal Financial Assistance
- Unruh Civil Rights Act California Civil Code, Sections 51 through 51.3 and all applicable laws related to services and access to services for persons with disabilities

ADS shall ensure services provided to Persons with Disabilities (PWDs) are substantially equivalent to services provided to non-disabled individuals.

**Reviews** ADS Program Coordinators shall conduct annual and quarterly reviews of all county and contracted SUD treatment programs to ensure compliance with all State and Federal and local regulations and laws and DBH policies and procedures.

ADS requires all county and contracted SUD treatment programs to adhere to

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**San Bernardino County  
Department of Behavioral Health**

**Alcohol and Drug Services (ADS) Accessibility of Services  
Requirements Policy, Continued**

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**Reviews,  
continued**

these regulations and laws. Additionally, all contracted providers are contractually bound to adhere to the Federal, State and local regulations and laws and DBH policies and procedures.

ADS shall investigate all claims regarding violations of policy.

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**Referrals**

In the event a County or contracted SUD treatment program is not able to provide SUD services that will sufficiently meet the needs of the Person with a Disability (PWD), the County or contracted provider shall contact the Alcohol and Drug Services Administration Access Coordinator.

The Alcohol and Drug Services Administration Access Coordinator will work with the PWD to develop an Access Plan.

The Access Plan will consist of:

1. Coordination with the PWD to determine specific needs.
2. Collaboration with the PWD in developing the Access Plan to ensure their needs are met, and travel time and distance are equivalent to the original provider.
3. Facilitation by the Alcohol and Drug Services Administration Access Coordinator to transfer services to the County or contracted SUD treatment facility that has been determined to best meet the needs of the PWD.

It is the responsibility of ADS to log and track referrals for PWDs.

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**Reference**

- Title 24, CA Code of Regulations, Part 2
  - Title 29, United States Code, Section 701 (Section 504 of the Rehabilitation Act of 1973)
  - Title 42, United States Code, Section 12101 et. seq. (Americans with Disability Act)
  - Title 45, Code of Federal Regulations, Part 84
  - Unruh Civil Rights Act, California Civil Code, Sections 51 through 51.3 and all applicable laws related to services and access to services for PWDs
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**Related Policy  
or Procedure**

DBH Standard Practice Manual:

- ADS0205: [Title 22 Fair Hearing Rights Policy](#)
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