
**Kern Community College District
Administrative Procedures
Chapter 3 – General Institution**

AP 3439 Students and Staff with Disabilities

Reference:

42 U.S.C. § 12101 et. seq.
Gov. Code, § 12940

The Kern Community College District shall adhere to the wording and the spirit of the Federal Americans with Disabilities Act (ADA) and accompanying laws and regulations that protect persons with disabilities in the State of California.

The Kern Community College District shall consider or retain for employment all qualified individuals who satisfy the requisite skills, experience, education, and other related requirements and can perform the essential functions of that position with or without reasonable accommodations. Pre-employment physicals or drug testing shall be conducted after an offer of employment has been made. This offer of employment is conditioned on the employees either passing these tests or providing proof of disability as defined in the ADA. The District will provide reasonable accommodation upon request to applicants and employees in accordance with the ADA.

The District's goal is to remove barriers to ensure that all qualified employees or students with disabilities are not excluded from or denied the benefits of services, programs, or activities because District facilities are inaccessible or unusable. The District, in terms of existing structures or new construction, shall make every reasonable effort to remove existing architectural barriers to the disabled and/or provide architectural access.

To the best of its ability, the District shall also furnish disabled students and staff with appropriate aids and instructional services in order to provide an equal opportunity to participate in the services, programs, or activities conducted by the Colleges.

The District shall designate a coordinator for the ADA related activity at each of its Colleges. The coordinator shall monitor compliance efforts, investigate complaints, complete an initial ADA self-evaluation, and update this evaluation at least every three (3) years.

The ADA complaint procedure to be utilized shall be that described in Administrative Procedure **3420**.