

SYLLABUS

Course Number: C 545

Course Name: Americans with Disabilities Act (ADA)

Professor: Richard C. Gould

When: Tuesday, 6:00 p.m. - 9:00 p.m. (10 weeks, commencing May 4)
Summer Semester, 2010

Units: 2 Units

Course Materials: Americans with Disabilities Act (ADA), 42 USCS §§ 12101-12213 and 47 USCS §§ 225, 611 / §§ 1-514; California Fair Employment and Housing Act, Government Code §§ 12900, et seq.; Unruh Civil Rights Act, California Civil Code §§ 51-55.1; handouts.

Please note that the reading assignments in the course Syllabus set forth both the US Title 42 code sections, as well as the corresponding designations from the original Act, Public Law 101-336. The Title 42 materials for this course which will be provided you by Empire College are formatted from the original Act, and its sections appear on the weekly reading assignments in **bold** type.

Empire College will charge a materials fee for copies of the ADA and handouts. Students will be expected to obtain copies of the pertinent sections of the California Government and Civil Codes, as reflected on the assignments for weeks 4 and 7.

Grading: Grading will be on a Pass / Fail basis (65% or higher represents a Pass, and below 65% a Fail).

Grade Determination: The grade will be comprised of the results of a two hour final exam.

Attendance: A minimum of 80% attendance is required. This means that no more than 20% of the total class hours can be missed .

Goals: This course will cover Title I (Employment), Title II (State and Local Government Services), Title III (Public Accommodations), Title IV (Telecommunications) and Title V (Miscellaneous) of the Americans with Disabilities Act (ADA), as well as its relationship with California's Fair Employment and Housing Act (FEHA) and the Unruh Civil Rights Act.

Through an in depth analysis of the Act and the regulations implementing its provisions, together with a review of technical assistance and related materials, students will learn the full scope and application of this federal legislation.

Assignments for the Class

- Week 1 Introduction (Congressional findings, background, purpose of the Act, etc.); 42 USCA §§ 12101-12102 / §§ 2-3; Title I - Employment, 42 USCA § 12111 / § 101.
- Week 2 Title I - Employment, 42 USCA § 12111 / § 101.
- Week 3 Title I - Employment, 42 USCA § 12112 / § 102.
- Week 4 Title I - Employment, 42 USCA §§ 12113-12117 / §§ 103-107; **California Government Code §§ 12900-12945.2.**
- Week 5 Title III - Public Accommodations, 42 USCA § 12181 / § 301.
- Week 6 Title III - Public Accommodations, 42 USCA § 12182 / § 302.
- Week 7 Title III - Public Accommodations, 42 USCA §§ 12183; 12187-12189 / §§ 303; 307-309; **California Civil Code §§ 51-55.1.**
- Week 8 Viewing of "Obstacle Courts" film (produced by the California Judicial Council's Access and Fairness Advisory Committee).
- Title II - State and Local Government Services, 42 USCA § 12131 / § 201.
- Week 9 Title II - State and Local Government Services, 42 USCA §§ 12132-12134 / §§ 202-204.
- Week 10 Transportation provisions of Titles II & III, 42 USCA §§ 12141-12165; 12184-12186 / §§ 221-245; 304-306.
- Title IV - Telecommunications, 47 USCA §§ 225, 611 / §§ 401-402.
- Title V - Miscellaneous, 42 USCA §§ 12201-12213 / §§ 501-514.
- Final Exam.

Guest Speaker(s) will be scheduled, time permitting. Make-up class(es) to be scheduled as needed.

Final Exam: 2 Hours – open materials exam

A series of multiple choice questions and a series of short essay questions will be given for the final exam.

For the multiple choice questions, students will be expected to choose the best of alternative answers, in accordance with the ADA, its regulation and interpretive materials.

For the short essay questions, students will be expected to accurately respond to each question asked with a brief, yet comprehensive narrative answer. (Answers need not conform to the traditional style for law school essay exams.)