



Substance Use Disorder and Recovery Services (SUDRS) Accessibility of Services Requirements Policy

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Policy

It is the policy of the Department of Behavioral Health (DBH) Substance Use Disorder and Recovery Services (SUDRS) to require that all County and contracted substance use disorder treatment programs comply with Federal, State and local regulations and laws regarding accessibility of services and prohibiting discrimination against people with disabilities.

Purpose

To provide guidance for all County and contracted Substance Use Disorder (SUD) treatment programs to 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.

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

Program Reviews

DBH SUDRS Program Coordinators shall conduct quarterly and annual reviews of all directly operated and contracted SUD treatment programs to ensure compliance with State, Federal and local laws and regulations and DBH policies and procedures.

Additionally, DBH SUDRS shall investigate all claims regarding violations or non-compliance with State, Federal and local laws and regulations and DBH policies and procedures.

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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 DBH SUDRS Placement Coordinator. The SUDRS Placement Coordinator will work with the PWD to develop an Access Plan.

The Access Plan will consist of:

- Coordination with the PWD to determine specific needs.
- Collaboration with the PWD in developing the Access Plan to ensure needs are met, and travel time and distance are equivalent to the original provider.
- Facilitation by the SUDRS Placement 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 the SUDRS Placement Coordinator to log and track referrals for PWDs.

Related Policy or Procedure

[DBH Standard Practice Manual and Departmental Forms:](#)

- [Title 22 Fair Hearing Rights Policy \(SUDRS0205\)](#)
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Reference(s)

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