(3) Would not be living in the unit except to provide the necessary supportive services.

Near-elderly family means a family whose head, spouse, or sole member is a person who is at least 50 years of age but below the age of 62; or two or more persons, who are at least 50 years of age but below the age of 62, living together; or one or more persons who are at least 50 years of age but below the age of 62 living with one or more live-in aides.

Person with disabilities:
(1) Means a person who:
   (i) Has a disability, as defined in 42 U.S.C. 423;
   (ii) Is determined, pursuant to HUD regulations, to have a physical, mental, or emotional impairment that:
      (A) Is expected to be of long-continued and indefinite duration;
      (B) Substantially impedes his or her ability to live independently, and
      (C) Is of such a nature that the ability to live independently could be improved by more suitable housing conditions; or
   (iii) Has a developmental disability as defined in 42 U.S.C. 6001.
   (2) Does not exclude persons who have the disease of acquired immunodeficiency syndrome or any conditions arising from the etiologic agent for acquired immunodeficiency syndrome;
   (3) For purposes of qualifying for low-income housing, does not include a person whose disability is based solely on any drug or alcohol dependence; and
   (4) Means ‘‘individual with handicaps’’, as defined in §8.3 of this title, for purposes of reasonable accommodation and program accessibility for persons with disabilities.

§ 5.502 Requirements concerning documents.

For any notice or document (decision, declaration, consent form, etc.) that this subpart E requires the responsible entity to provide to an individual, or requires the responsible entity to obtain the signature of an individual, the responsible entity, where feasible, must arrange for the notice or document to be provided to the individual in a language that is understood by the individual if the individual is not proficient in English. (See 24 CFR 8.6 of HUD’s regulations for requirements concerning communications with persons with disabilities.)