only to programs or activities con-
ducted by Executive agencies and not
to federally assisted programs.

Substantial impairment means a sig-
nificant loss of the integrity of finished
materials, design quality, or special
character resulting from a permanent
alteration.


§ 51–10.110 Self-evaluation.

(a) The agency shall, by August 24,
1987, evaluate its current policies and
practices, and the effects thereof, that
do not or may not meet the require-
ments of this part, and, to the extent
modification of any such policies and
practices is required, the agency shall
proceed to make the necessary modi-
fications.

(b) The agency shall provide an op-
portunity to interested persons, includ-
ing handicapped persons or organiza-
tions representing handicapped per-
sons, to participate in the self-evalua-
tion process by submitting comments
(both oral and written).

(c) The agency shall, until three
years following the completion of the
self-evaluation, maintain on file and
make available for public inspection:
(1) a description of areas examined
and any problems identified, and
(2) a description of any modifications
made.

§ 51–10.111 Notice.

The agency shall make available to
employees, applicants, participants,
beneficiaries, and other interested per-
sons such information regarding the
provisions of this part and its applica-
bility to the programs or activities
conducted by the agency, and make
such information available to them in
such manner as the head of the agency
finds necessary to apprise such persons
of the protections against discrimina-
tion assured them by section 504 and
this regulation.


§ 51–10.130 General prohibitions
against discrimination.

(a) No qualified handicapped person
shall, on the basis of handicap, be ex-
cluded from participation in, be denied
the benefits of, or otherwise be sub-
jected to discrimination under any pro-
gram or activity conducted by the
agency.

(b)(1) The agency, in providing any
aid, benefit, or service, may not, di-
rectly or through contractual, licens-
ing, or other arrangements, on the
basis of handicap—
(i) Deny a qualified handicapped
person the opportunity to participate in
or benefit from the aid, benefit, or
service;
(ii) Afford a qualified handicapped
person an opportunity to participate in
or benefit from the aid, benefit, or
service that is not equal to that af-
forded others;
(iii) Provide a qualified handicapped
person with an aid, benefit, or service
that is not as effective in affording
equal opportunity to obtain the same
result, to gain the same benefit, or to
reach the same level of achievement as
that provided to others;
(iv) Provide different or separate aid,
benefits, or services to handicapped
persons or to any class of handicapped
persons than is provided to others un-
less such action is necessary to provide
qualified handicapped persons with aid,
benefits, or services that are as effec-
tive as those provided to others;
(v) Deny a qualified handicapped
person the opportunity to participate as
a member of planning or advisory boards;
or
(vi) Otherwise limit a qualified
handicapped person in the enjoyment
of any right, privilege, advantage, or
opportunity enjoyed by others receiv-
ing the aid, benefit, or service.

(2) The agency may not deny a quali-
ified handicapped person the oppor-
tunity to participate in programs or
activities that are not separate or dif-
ferent, despite the existence of permis-
sibly separate or different programs or
activities.

(3) The agency may not, directly or
through contractual or other
arrangements, utilize criteria or meth-
ods of administration the purpose or ef-
fect of which would—
(i) Subject qualified handicapped per-
sons to discrimination on the basis of
handicap; or
(ii) Defeat or substantially impair ac-
complishment of the objectives of a