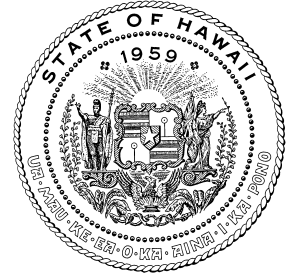


# Americans with Disabilities Act - Title III

## Requirements for Public Accommodations

### Coverage



### Covered Buildings and Facilities

The Title III design requirements apply to the facilities of **places of public accommodation** and **commercial facilities** whether or not they receive Federal funds.



### Place of Public Accommodation Defined

Title III defines a place of public accommodation as a facility, operated by a private entity, whose operations affect commerce and that falls within at least one of the following categories:

- An inn, hotel, motel, or other place of lodging, except for an establishment located within a building that contains not more than five rooms for rent or hire and that is actually occupied by the proprietor of the establishment as the residence of the proprietor;
- A restaurant, bar, or other establishment serving food or drink;
- A motion picture house, theater, concert hall, stadium, or other place of exhibition or entertainment;
- An auditorium, convention center, lecture hall, or other place of public gathering;
- A bakery, grocery store, clothing store, hardware store, shopping center, or other sales or rental establishment;
- A laundromat, dry cleaner, bank, barber shop, beauty shop, travel service, shoe repair service, funeral parlor, gas station, office of an accountant or lawyer, pharmacy, insurance office, professional office of a health care provider, hospital, or other service establishment;
- A terminal, depot, or other station used for specified public transportation;
- A museum, library, gallery, or other place of public display or collection;
- A park, zoo, amusement park, or other place of recreation;
- A nursery, elementary, secondary, undergraduate, or postgraduate private school, or other place of education;



- A day care center, senior citizen center, homeless shelter, food bank, adoption agency, or other social service center establishment; and
- A gymnasium, golf course, or other place of exercise or recreation.

## Commercial Facility Defined

Title III defines a commercial facility as a facility (1) whose operations will affect commerce; (2) that is intended for nonresidential use by a private entity; (3) that is covered or expressly exempted from the Fair Housing Act of 1968; and (4) that is not an aircraft or railroad vehicle. Examples include factories, warehouses, office buildings, and other buildings where employment may occur.



Under Title III, **facility** means all or any portion of buildings; structures; sites; complexes; equipment; rolling stock or other conveyances (such as cruise ships, floating restaurants, etc.); roads; walks; passageways; parking lots; or other real or personal property, including the site where the building, property, structure, or equipment is located.



## Exempted Facilities

Title III exempts the facilities of the following entities from its new construction and alteration design requirements: state and local governments, private clubs, religious organizations or entities controlled by a religious organization, private homes (if used exclusively as a residence), and multi-family housing.

## ADA Information

Call the DOJ Toll-Free ADA Information Line for answers to general and technical questions about the ADA and to order technical assistance materials: 800-514-0301 (voice) 800-514-0383 (TTY). Visit the DOJ ADA web site to see the Title III regulations and related guidance at [ada.gov](http://ada.gov).



## DISABILITY AND COMMUNICATION ACCESS BOARD

919 Ala Moana Blvd., Room 101 • Honolulu, HI 96814  
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