



Division of Developmental Disabilities Services
The Learning Curve
“Enhancing the Knowledge of DDDS Professionals”

Supplemental Review Questions
December 25, 2010/Volume 3 Issue 1
The Olmstead Decision: “The Year of Community Living”

Circle the Correct Answer

1. Many consider the Olmstead decision to be what?
 - a) The Brown v. Board of Education for the disabled population.
 - b) A decision that allows people the right to carry hand guns.
 - c) Provides people with disabilities the right to make their own decisions when it comes to where to live, what to eat, and how to interact with the community
 - d) None of the above.
2. States are obligated to “make reasonable modifications in policies, practices or procedures when the modifications are necessary to avoid discrimination on the basis of disability unless...
 - a) they lack the financial resources and the individual is unable to pay for the modifications on their own.
 - b) the public entity can demonstrate that making modifications would fundamentally alter the nature of the service, program or activity.”
 - c) there is not enough time to provide reasonable modifications due to the number of people and complexity of the issues being addressed within the programs.”
 - d) None of the above.
3. Which one of the following has not emerged as a broad principle from the Olmstead decision?
 - a) Unjustified institutionalization of the people with disabilities is discrimination and violates the ADA;
 - b) A person cannot be denied community services just to keep an institution at its full capacity; and,
 - c) there is no requirement under the ADA that community-based services be imposed on people with disabilities who do not desire it.
 - d) All of the above.
4. The United States Superior Court based the Olmstead decision on which law?
 - a) ADA
 - b) The Constitution
 - c) Title VII
 - d) None of the above
5. Which of the following groups is a subclass that must be considered due to the Olmstead decision?
 - a) Institutional residents whose needs can be appropriately met in the community with reasonable modifications.
 - b) Residents who require institutional care.
 - c) Persons who reside in the community and are at risk for institutionalization because of an absence of care.
 - d) All of the above.

Fill in the Blanks

6. The Commission's goals through 2012 include ensuring a sufficient number of _____, and accessible housing options for individuals with disabilities
7. In moving forward the Commission continues updating its _____, monitoring _____ toward achieving its goals and adapting to unforeseen issues.
8. In order to address the Olmstead decision the Governor's Commission on _____ for Individuals with Disabilities was created by Governor Ruth Ann Minner.
9. The Court placed the burden of proving the existence of a "fundamental alteration" on the _____.
10. The Court based its decision on sections of the ADA and federal regulations that require states to administer their services, programs and activities, "in the most _____ to the needs of the qualified individuals with disabilities