



Utah State Instructional Materials Access Center

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Eligibility Criteria Pursuant to 17 U.S.C. Section 121 (formerly known as the Chafee Amendment)

A student's right to receive educational materials in accessible formats, such as braille, large print, audio or electronic formats, shall be determined as follows:

- The student is enrolled in an elementary or secondary educational program
- The student is eligible for or is already receiving services through an individualized educational program (IEP) or a 504 Accommodation Plan.
- The student meets one of the following eligibility requirements:

Blindness:

The student meets the Utah State Board of Education eligibility criteria for legal blindness, i.e.: Blind persons whose visual acuity is 20/200 or less in the better eye with correcting glasses, or a very limited field of vision (20 degrees at its widest point), as determined by a competent authority possessing experience in making such determinations.

Visually Impaired:

The student meets the Utah State Board of Education eligibility criteria for visual impairment, i.e.: Persons whose visual disability, with correction and regardless of optical measurement, prevents the reading of standard printed material, as determined by a competent authority possessing experience in making such determinations.

Physical Limitation:

The student is unable to read or to use standard print as a result of physical limitations to such a degree that their impairment makes it difficult or impossible for them to hold a book, turn the pages, or read standard print, as determined by a competent authority possessing experience in making such determinations.

Organic Dysfunction:

The student has reading limitations as a result of organic dysfunction (including dyslexia and learning disabilities) of sufficient severity to prevent the reading of printed materials in a normal manner. Eligibility must be determined by a competent authority possessing experience in making such determinations.

Examples of Competent Authority:

- Blindness, Visual Impairment, or Physical Limitations (including TBI)
 - Doctors of medicine; doctors of osteopathy; ophthalmologists; optometrists; registered nurses; therapists; and professional staff of hospitals, institutions (including schools), public or private welfare agencies, or any person whose competence under specific circumstances is acceptable to the Library of Congress.
- Organic Dysfunction (including dyslexia and learning disabilities)
 - Doctors of medicine, doctors of osteopathy, or be included on the student's IEP/504.

The LEA is responsible to maintain documentation that would support a continued eligible print disability. This documentation may include the relevant pages of the IEP, evaluations, and the report of the competent authority or any other reports or information.