

Know Your Rights as a Person with a Disability in the Criminal Justice System

Thursday, June 4, 2020
2:00 pm ET

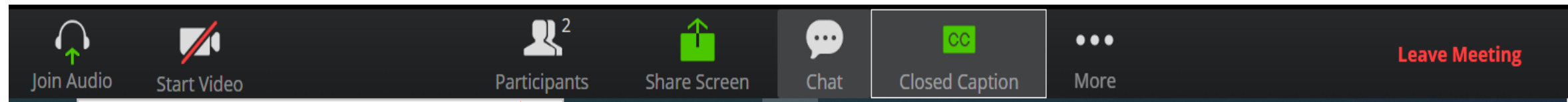


*This webinar is brought to you by The Arc US
and the People With Disabilities Foundation*



*For people with intellectual
and developmental disabilities*

Meeting Controls



Turn video on/off
Attendees videos are off by default

Participant List

Share Screen
Not enabled for this webinar

Chat

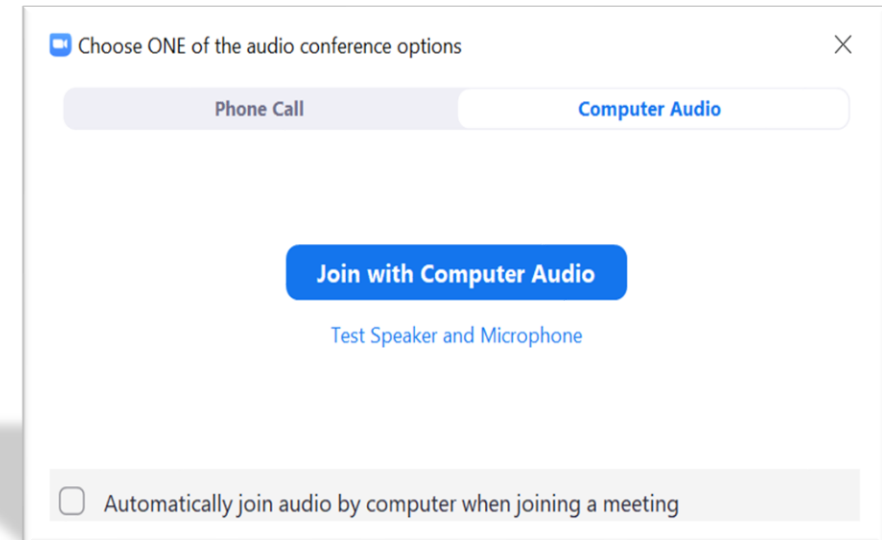
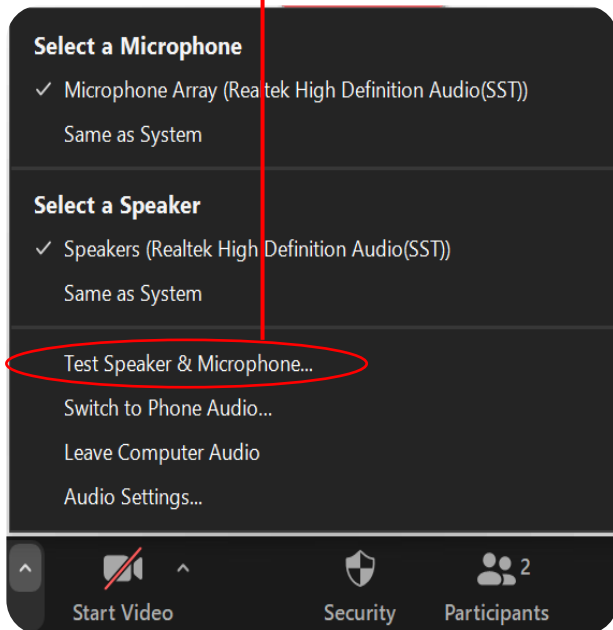
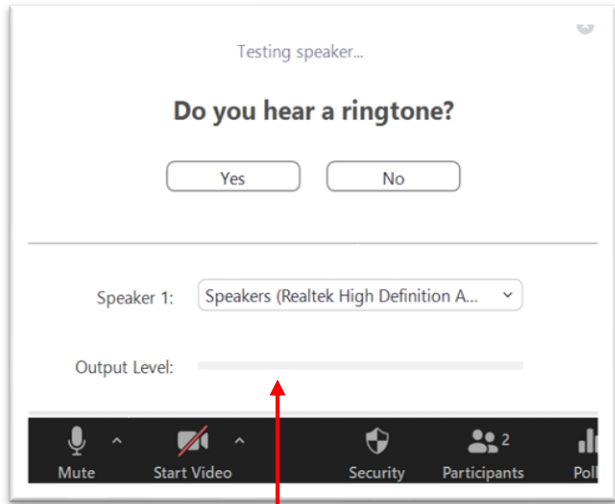
Turn on/off closed captions

Leave Meeting

Connect to audio

Connect to Audio

- Use your phone or computer to join the audio conference.
- If you opt to connect using computer audio, you can test your speaker.



Microphone, Video, and Layout

This webinar is in listen-only mode.
You cannot unmute yourself.

Your video has also been turned off.

Depending on your layout, you may see the presenters and the American Sign Language Interpreter or only the American Sign Language Interpreter.

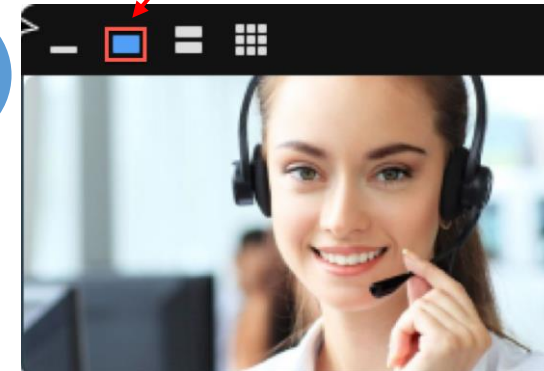
Gallery View

Select this view to see the presenters and ASL Interpreters



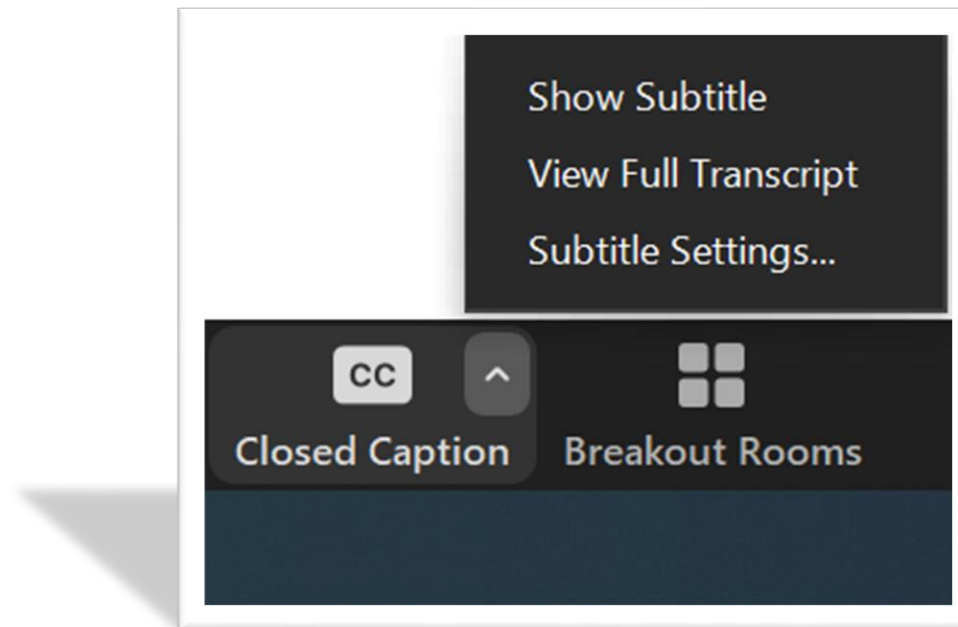
Active Speaker View

Select this view if you would only like to see the ASL interpreter

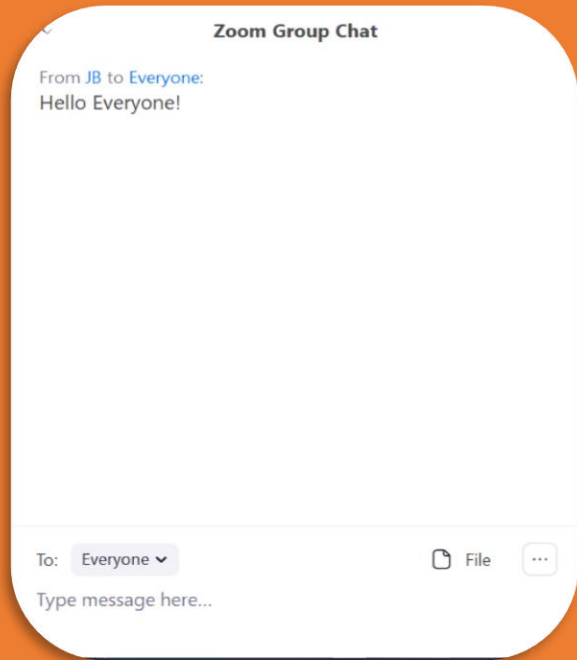


Closed Captions

- To view closed captions, click on show subtitle.
- To adjust the sizing of the captions, select subtitle settings. The default size is small. Choose medium or large for a larger font size.



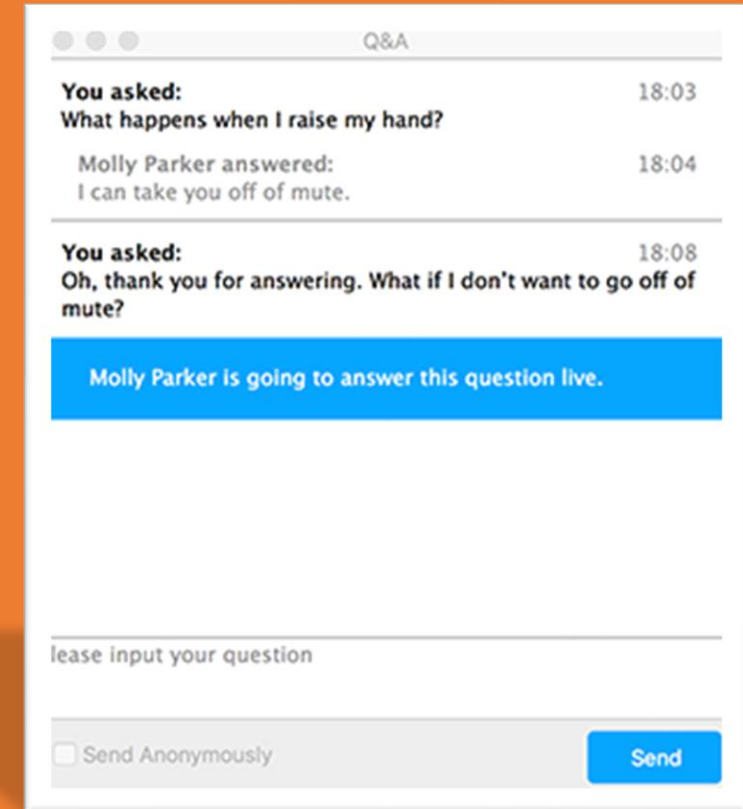
Chat



- You can send chat messages to the host and panelists.
- Use chat if you need assistance connecting your audio, if you can't see the presentation, etc.
- When you click on chat, the chat window will appear. It will be on the right if you are not in full screen. If you are in full screen, it will appear in a window that you can move around your screen.

Question for the Presenters?

Submit questions using the Q&A feature. We can either reply to you via text in the Q&A window or answer your question live (out loud).



The screenshot shows a Q&A interface with a title bar labeled "Q&A". It contains two question-and-answer pairs. The first pair shows a question asked at 18:03 and an answer by Molly Parker at 18:04. The second pair shows a question asked at 18:08. Below the questions, a blue banner states "Molly Parker is going to answer this question live." At the bottom, there is a text input field with the placeholder "Please input your question", a checkbox for "Send Anonymously", and a "Send" button.

Question	Time	Answer	Time
You asked: What happens when I raise my hand?	18:03	Molly Parker answered: I can take you off of mute.	18:04
You asked: Oh, thank you for answering. What if I don't want to go off of mute?	18:08		

Molly Parker is going to answer this question live.

Please input your question

☐ Send Anonymously Send

PRESENTERS



-
- Reginald Thomas (he/him), Senior Program Associate, National Initiative, Thomas@thearc.org
 - Dori Tempio (she/her), Director of Community Outreach and Consumer Rights, Dtempio@able-sc.org

Message

- We stand with you.
- We will fight with you.
- We will work tirelessly with you.

Know Your Rights as a Person with a Disability in the Criminal Justice System

Know Your Rights Series
Webinar 2 of 3
June 4, 2020

Know Your Rights Webinar Series

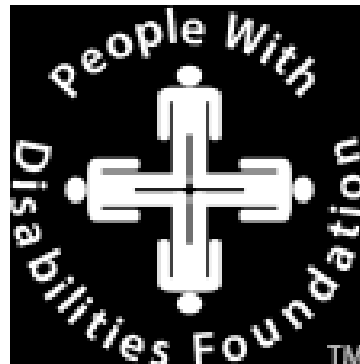
- Webinar 1: Criminal Justice System 101
 - Recording will be available soon on thearc.org
- **Webinar 2: Know Your Rights as a Person with a Disability (today)**
- Webinar 3: Criminal Justice and Self-Advocacy
 - June 17th, 2pm EDT

Welcome to the Webinar!

- All attendees are muted
- You can turn on closed captions
- The ASL interpreter will be spotlighted
 - Short breaks while we change interpreters
- If you have technical problems during the webinar, please visit support.zoom.us or type in the chat box
- Today's webinar will be recorded and archived, along with the PowerPoint and a transcript, on www.thearc.org

People with Disabilities Foundation

- Thanks to the People with Disabilities Foundation for making this webinar possible!
- The Foundation provides people with all types of disabilities with the education and advocacy to have access to equal opportunities in all aspects of life





The Arc®

*National Center on Criminal
Justice & Disability*®



Who we are & what we do.

Mission Statement

*To create greater access and opportunities for independence through
empowering individuals with disabilities and promoting community inclusion.*

Center for Independent Living (CIL)

- ☐ Community-based
- ☐ Consumer driven
- ☐ Cross-disability
- ☐ Nonprofit 501 (c)(3)

1978: Amendments to the Rehabilitation Act provides for consumer-controlled centers for independent living.

Learning Objectives

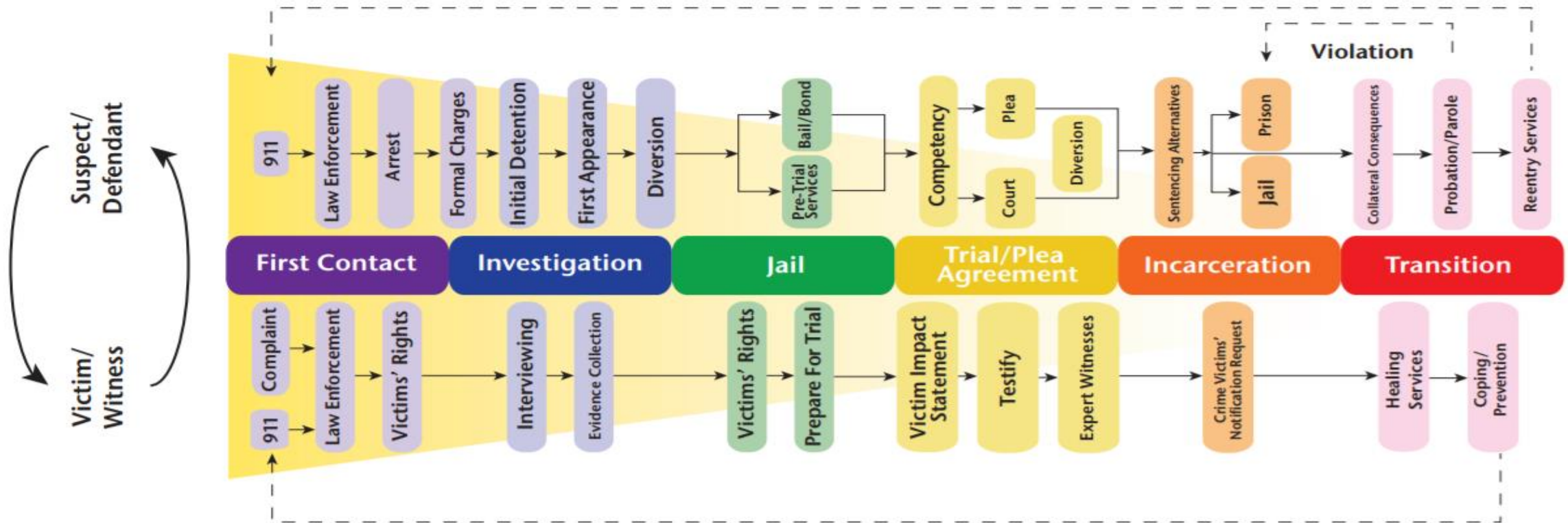
After this webinar, you will be able to:

- Recognize barriers in the criminal justice system
- Explain two key rights under the American with Disabilities Act (ADA)
- Identify available resources that might be able to help you

Question

Why is it important to know your rights in the criminal justice system?

Pathways to Justice® Model



Question

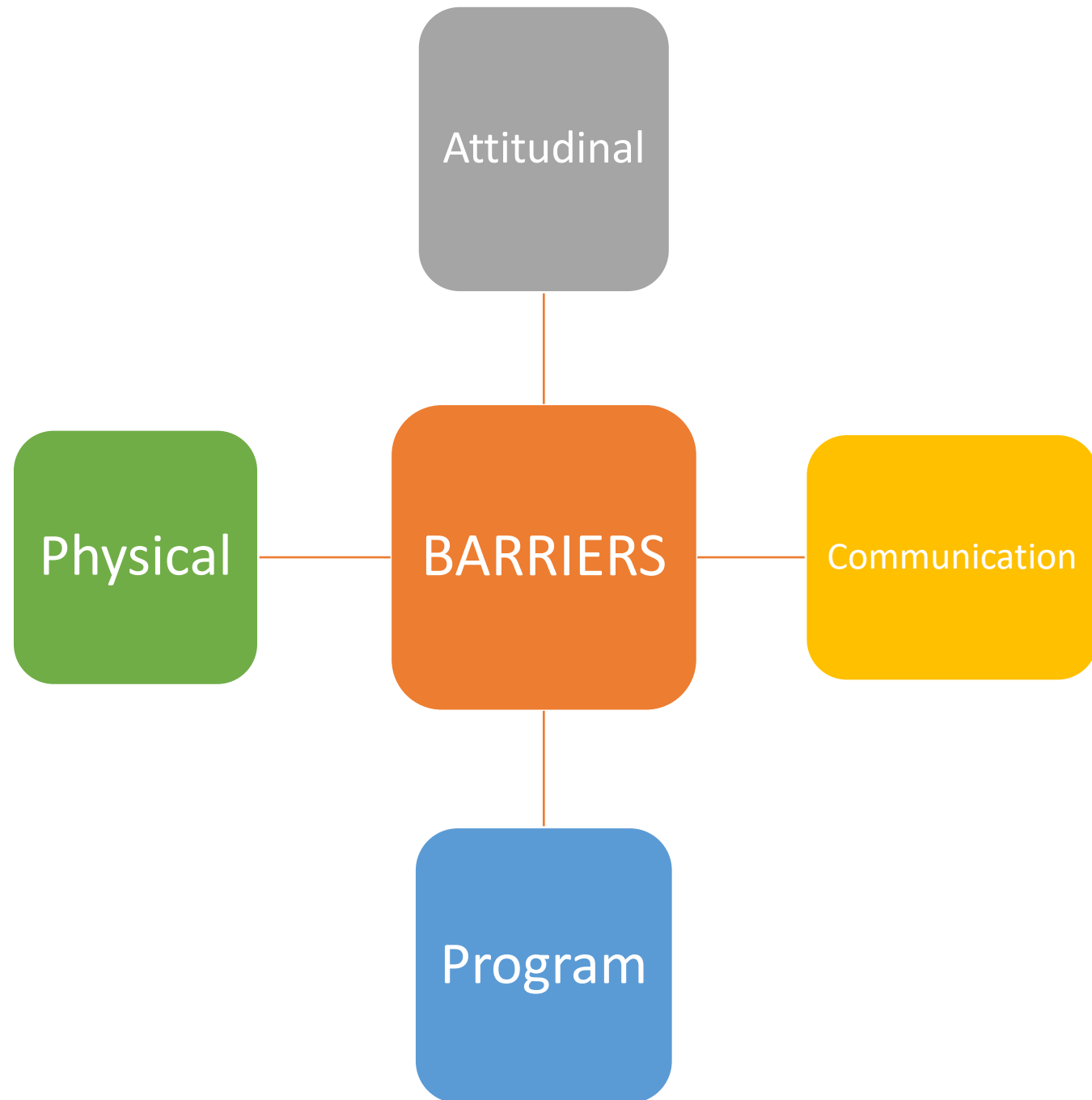
Why is it important to know your rights in the criminal justice system?

Barriers and the Criminal Justice System



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Physical Barriers

- Physical features that limit access
 - Narrow spaces
 - Steps (no wheelchair ramps)
 - Doors that are hard to grasp and open



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Communication Barriers

- Information is not available in multiple ways
 - Language is not clear
 - Font is too small to read
 - Can't use a communication device



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Attitudinal Barriers

- Behaviors and assumptions about disability
 - People with disabilities always need help
 - “Inspiration Porn”



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Program Barriers

- Lack of accommodations or support
 - Not allowed to participate in an activity
 - Option to participate in a different or separate program



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Polling Question

A police station does not have a wheelchair ramp. What type of barrier is this?

Polling Question

A prosecutor doesn't believe you should testify, because you have a disability. What type of barrier is this?



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American with Disabilities Act (ADA)



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Question

What is discrimination?

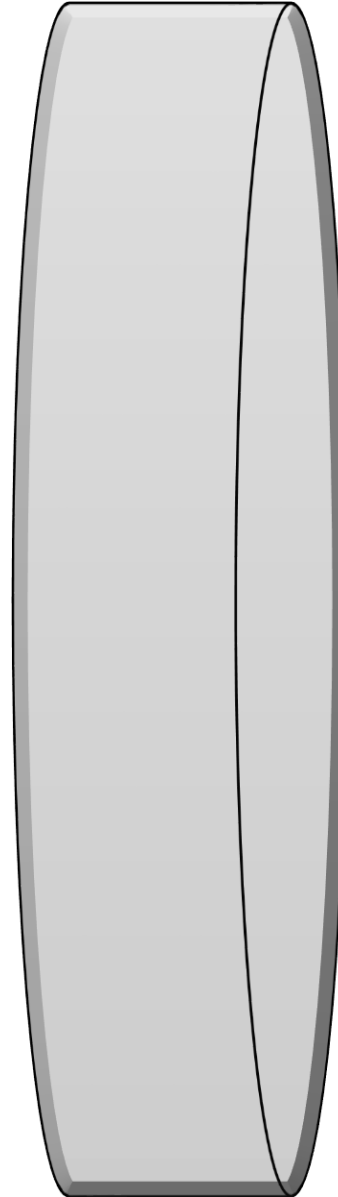


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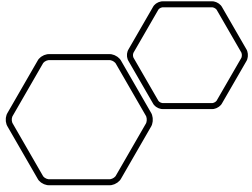
Rights of people with disabilities



Discrimination by justice professionals

Americans with Disabilities Act

Title	Subject	Who's affected?
Title I	Employment	Private employers with 15+ employees; all public employers
Title II	Public Programs and Activities	State and local governments
Title III	Public Accommodations	Hotels, restaurants, merchants, doctor's offices, private schools, day care centers, health clubs, sports stadiums, movie theaters, etc.
Title IV	Telecommunications (closed captioning)	Telephone and internet companies
Title V	Miscellaneous Provisions	Various entities



Americans with Disabilities Act

Title II



State & Local Governments

Law Enforcement

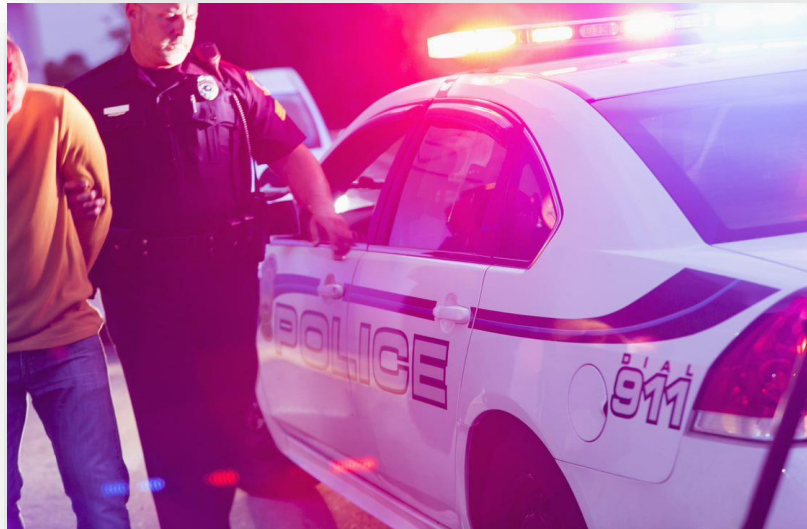
Jails & Prisons

Courts

Overt (Direct) Discrimination

- A police officer says to Susan:

“I’m arresting you, because I think autistic people are dangerous.”



Disparate (Indirect) Impact

- Juan can't participate in a jail program because of the medication he uses.



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Failure to Modify

- Izzie's GED teacher won't change the material to account for her disability.



Polling Question

Being told you're dangerous because of your disability is what type of discrimination?



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Joy's Story

Two Basic Rights

1. Right to **Effective Communication**

2. Right to **Access Programs and Services**

Right to Effective Communication

A person with a disability has the right to **communicate as effectively** as someone without a disability.



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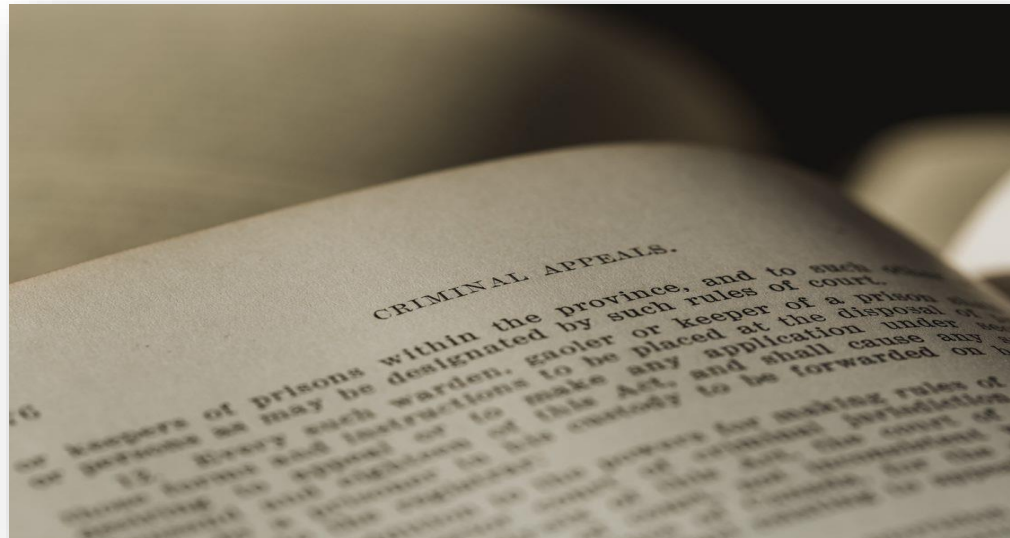
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Right to Access Programs and Services

A person with a disability has the right to **access programs and services** on the same basis as someone without a disability



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How do I get help?



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Resources

- Private defense attorney or public defender
- Prosecutor or victim services professional
- State and local chapters of The Arc
 - <https://www.thearc.org/find-a-chapter>
- Protection and advocacy organizations
 - <http://www.ndrn.org/en/ndrn-member-agencies.html>



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Resources

- Civil rights and legal services organizations
- State and local bar associations
- The Arc's National Center on Criminal Justice & Disability
 - <http://www.thearc.org/NCCJD/about/request-assistance>
- Department of Justice, Disability Rights Section
 - <https://www.justice.gov/crt/how-file-complaint>



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Participant Q&A

- Type your questions in the Q&A
 - You can find the Q&A at the bottom of your Zoom screen
- If we don't get to your question, email it to NCCJDinfo@thearc.org

Join Us Next Time

Webinar 3: Criminal Justice & Self-Advocacy

When: June 17th, 2020, 2:00pm EDT

Dori Tempio



able
SOUTH CAROLINA

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