



# TDLR CONSTRUCTION ACCESSIBILITY REQUIREMENTS



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2014 Construction Conference  
Tom Kolko, P.E.  
Construction Division  
Field Engineering Branch Manager

## Background

**All projects must be constructed so that they are in compliance with various accessibility requirements. These requirements are contained in:**

1. Texas Accessibility Standards (TAS)
2. 16 TAC, Part 4, Chapter 68, Elimination of Architectural Barriers (AB)
3. Texas Government Code, Title 4, Subtitle E., Chapter 469, Elimination of Architectural Barriers (TABA)

## Background (continued)

As with other entities, TxDOT projects with \$50,000 worth of pedestrian elements must be reviewed and registered according to the requirements of the Texas Department of Licensing and Regulation (TDLR).

In the past TDLR reviewed TxDOT construction plans and performed the final inspections to verify our projects comply with the accessibility requirements.

There have been changes to this process.

## Change in Project Inspections

In early 2013 TDLR informed TxDOT that they would discontinue performing project inspections beginning in May 2013.

CST issued a purchase order to a Registered Accessibility Specialist, (RAS) to perform the needed inspections for projects let in May 2013 and thereafter.

Projects let prior to May 2013 will still need to be inspected by TDLR because we have already paid for the inspections.

## Change in Project Inspections (continued)

There have been cases where TDLR has not responded to inspection requests for projects let prior to May 2013.

If this occurs contact CST for assistance in obtaining the inspections from TDLR.

If these problems persist, we may ask TDLR to refund all the inspection fees and we will utilize the RAS.

## Change in Project Plan Reviews

In November 2013 TDLR informed TxDOT that they would also discontinue performing project plan reviews beginning in February 2014.

CST executed a change notice to the purchase order with the RAS to perform the project plan reviews starting in February 2014.

## RAS

All TDLR fees and RAS fees will be paid by CST.

## RAS (continued)

Access Partnership has established a special email account for project plan reviews and inspection requests. Their contact information is:

The Access Partnership, LP  
3006 Bee Caves Road A-240  
Austin, Texas 78746  
(512) 476-8675  
Email: [TxDOT@access-lp.com](mailto:TxDOT@access-lp.com)

## Process for Requesting Project Plan Reviews

### 1. Email to the RAS and CST\_ADA\_INSP:

- The project plans (electronic files). If the plans are too large to send via email, use the Dropbox program or mail the plans and forms to the RAS and email just the forms to CST\_ADA\_INSP.,
- The completed “Request for Architectural Barriers Plan Review and Registration” Form (TxDOT Form 2522), and
- The “Architectural Barriers Project Registration Form” (TDLR FORM AB05).

## Process for Requesting Project Plan Reviews (continued)

2. The RAS will register the plans with TDLR and notify us of the TDLR Project Number (EABPRJ Number). TxDOT add the EABPRJ # and the estimated cost of construction to the P1C screen in DCIS.
3. The RAS will perform the plan review.

## Process for Requesting Project Plan Reviews (continued)

4. After the plan review, the RAS will send the district a report on the review. The report may point out areas in the plans that will need to be revised. If revisions are necessary, make the revisions and resubmit the plans to the RAS for filing with TDLR.

## Process for Requesting Project Inspections

### 1. Email to the RAS and CST\_ADA\_INSP:

- The completed “Request for Architectural Barriers Inspection” Form (TxDOT Form 2523), and
- The “Architectural Barriers Project Registration Form” (TDLR FORM AB05).

This should be done once the pedestrian elements are completed. Per TDLR, in no case should the inspection request be made over a year after construction is completed.

## Process for Requesting Project Inspections (continued)

2. For projects that were not reviewed and submitted to TDLR by the RAS, the RAS will retrieve the plans from TDLR. TDLR may take up to three weeks to provide the plans to the RAS.
3. Once the RAS has the plans, they will contact the district to schedule the project inspection with a TxDOT representative.
4. The RAS, along with a TxDOT representative, will inspect the project for compliance.

## Process for Requesting Project Inspections (continued)

5. If the inspection finds the project:

- a. is in compliance, the RAS will provide TDLR with the final project files, or
- b. contains areas of non-compliance, TxDOT will have 90 days to make the required modifications and inform the RAS that the modifications have been made. Note, if the required modifications have not been made within 270 days of the inspection, the RAS is required by law to inform TDLR of the violation. No re-inspection is required.

## Assistance

CST has established a web page with information of requesting project plan reviews and project inspections. It is located on the CST home page (<http://crossroads.org/cst/>). See “TDLR Construction Accessibility Requirements” under “Quick Links”.

Also, you may contact:

Richard Kirby, P.E., at 512-416-3301 or Tom Kolko, P.E., at 512-416-2512.

Questions?