

PROCEDURE

Series:	HR-Resources Practices	COA: 5.0, RPM 2 CFOP: NA
Procedure Name:	Americans With Disabilities	
Procedure Number:	HR-2202	
Revision #/Date:	(4) 8/11/14, (5) 3/4/19, 10/07/2025	
Reviewed Date	11/6/12, 12/1/15, 4/16/24	
Effective Date:	09/04	
Applicable to:	All Family Partnerships of Central Florida (FPOCF), Applicants, Independent Contractors and Volunteers, Interns and Temporary Employees. Also applicable to consumers of the programs of the FPOCF under Section 504 of the Rehabilitation Act of 1973	

<u>PURPOSE:</u>	To ensure a workplace that is free from discrimination against individuals with disabilities who, with or without reasonable accommodation, are qualified for open positions and/or all other opportunities available to all employees including promotional, training, benefits, etc. To ensure that qualified applicants, independent contractors and volunteers, interns and temporary employees with disabilities have access to our facilities and application process with or without reasonable accommodation. To comply with Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act Amendments Act of 1990 and to comply with the ADAAA as may be amended.
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References

FPOCF Policies/Procedures: HR-2201, HR2805, OP-1110, Auxiliary Aids Plan for Persons with Disabilities or Limited English Proficiency, Support to the Deaf or Hard-of-Hearing Attestation Form

Overview

FPOCF complies with all federal, state, regulatory and State statutes impacting applicants, clients, employees' independent contractors, volunteers, interns and temporary employees. All new hires are provided information about the agency's commitment to ensure compliance with Americans with Disabilities Act of 1990 by way of this procedure. also receive an Attestation Form regarding FPOCF's commitment to support the Deaf and Hard-of-Hearing. This form, which is signed by all new hires, includes the requirements and expectations of ensuring access to programs and services for those who are hard of hearing or deaf, the agency's point of contact as well as the DCF ADA/Section 504 Coordinator.

FPOCF prohibits all discrimination against a qualified individual with a disability. This includes, but is not limited to, discrimination with respect to hiring, assignment, transfer, promotion, discharge, compensation, benefits, training, and all other terms and conditions of employment.

Terms used in this section have the following general meanings:

- (a) Disability means a physical or mental impairment that substantially limits one or more of the major life activities of an individual;
 - (b) A disabled individual is a person who has such an impairment, has a record of such impairment, or is regarded as having such an impairment;
 - (c) A qualified person with a disability means an individual with a disability who, with or without reasonable accommodation, can perform the essential functions of the position that the individual holds or has applied for.
1. FPOCF also prohibits any discrimination against an employee because the employee has a family member with a disability. FPOCF seeks reasonable accommodations for qualified individuals with disabilities that do not result in undue hardship in its business operations. Examples of some of the factors to be considered in determining whether a proposed accommodation creates an undue hardship are:
 - The nature and cost of the accommodation;
 - The overall financial resources of the facility and FPOCF at which the reasonable accommodation is necessary;
 - The number of persons employed at that facility;
 - The overall financial resources of FPOCF. Other factors also can have a bearing on whether an accommodation would create undue hardship.
 2. The directors of the respective programs, and appropriate leadership in conjunction with the HR Senior Director will make the determination of whether an accommodation creates an undue hardship.
 3. Every FPOCF job description includes essential job functions which are listed in the document. Annually, and/or as positions are filled, job descriptions are reviewed to ensure that essential functions of a position are up-to-date and accessible.
 4. All employees shall always comply with safety rules. FPOCF makes every effort to place applicants and employees in positions for which they are qualified. However, employees and job applicants are not placed in positions where, with or without a reasonable accommodation, they would create a direct threat to the safety or health of themselves or others. The determination that an individual poses a direct safety or health threat must be confirmed by an opinion in writing from a physician or other appropriate professional.
 5. Any applicant or employee who believes that there has been a violation of FPOCF's procedure or any applicable law relating to Section 504 of the Rehabilitation Act of 1973 and/or the Americans with Disabilities Act of 1990 should immediately contact FPOCF Human Resources Senior Director who serves as the EEO Officer for FPOCF. Complaints may be registered within 180 days of the incident. Reports may be made orally or in writing. Employees may use the Employee Grievance Process identified in HR2805. A prompt, confidential (to the extent practicable) and impartial investigation of the alleged discriminatory conduct will be undertaken. If the agency finds that inappropriate conduct occurred, prompt, corrective action is taken against all responsible individuals. This is done at the sole discretion of the agency and may include discipline up to and including termination.

6. No employee shall be retaliated against, harassed, intimidated, threatened, coerced or discriminated against for making a charge, testifying, assisting or participating in any manner in an investigation, proceeding or hearing for opposing alleged unlawful discriminatory practices prohibited by state and federal laws.
7. Additionally, any consumer who believes that he or she has been discriminated or retaliated against in violation of Section 504 of the Rehabilitation Act of 1973 and/or the Americans with Disabilities Act of 1990 may file a complaint by writing or calling: The FPOCF Contract and Compliance Director with who also serves as the FPOCF ADA Coordinator. Consumers may also contact the Department of Children and Families Office of Civil Rights, 1317 Winewood Blvd., Bldg. 1, Room 101 Tallahassee, FL 32399-0700. The telephone number is (850) 487-1901. Contact may also be made with DCF's Central Region's ADA/504 Coordinator at (850) 717-4567.
8. Complaints can also be filed with the United States Equal Employment Opportunity Commission (EEOC) at 2 South Biscayne Blvd, One Biscayne Tower, Suite 2700, Miami FL 33131 or by calling (800) 696-4000 or with the Health and Human Services hotline at 1-800-368-1019 (voice) or 1-800-537-7697 (TDD) or via e-mail at: orcmal@hhs.gov.

In addition, any person who believes that he or she has been discriminated or retaliated against in violation of this procedure, may contact the Department of Health and Human Services, Attn: Office of Civil Rights within 180 days of the incident at Sam Nunn Atlantic Federal Center Suite 3B70, 61 Forsyth Street SW, Atlanta, Georgia 32303-8909 or by telephone at (404) 562-7886.

BY DIRECTION OF THE PRESIDENT AND
CHIEF EXECUTIVE OFFICER:



PHILIP J. SCARPELLI
President and Chief Executive Officer
Family Partnerships of Central Florida

APPROVAL DATE: 12/09/2025