National Guides



Littler on Disability in the Workplace

Scope of Discussion. This publication provides an overview of the Americans with Disabilities Act (ADA) and the ADA Amendments Act of 2008 (ADAAA), and the law's coverage and requirements. In addition to evaluating who is protected under the Act and what impairments may constitute a disability, the publication also addresses the ADA's requirement that employers provide reasonable accommodations to qualified individuals with a disability. Practical recommendations and guidelines for engaging in the interactive process and handling employee requests for reasonable accommodation are provided for employers.

The focus of this publication is federal law. While some state law distinctions may be included, the coverage is not comprehensive, and many state disability laws offer broader protections than the ADA.

1. OVERVIEW OF THE ADA

- 1.1 Introduction
- 1.2 Which Employers are Subject to the ADA?
- 1.3 Who is Protected by the ADA?
- 1.4 What is a Disability?
- 1.5 Who is a "Qualified individual with a Disability"?
- 1.6 What is a Reasonable Accommodation?
- 1.7 What Remedies are Available Under the ADA?

2. ADDITIONAL ISSUES UNDER THE ADA

- 2.1 Medical Inquiries
- 2.2 Special Issues Related to the COVID-19 Pandemic
- 2.3 Special Issues Related to Alcoholism & Drug Addiction
- 2.4 Disability-Based Harassment
- 2.5 Retaliation Under the ADA

3. PRACTICAL GUIDELINES FOR EMPLOYERS

- 3.1 The Interactive Process
- 3.2 Sample Disability & Accommodation Policy
- 3.3 Accommodation Worksheet
- 3.4 Sample Correspondence

