



ANDREW M. CUOMO
Governor

RICHARD A. BALL
Commissioner

**Application to Request Reasonable
Accommodation of a Disability**

Application for reasonable accommodation may be made to your supervisor or to Mark Lansing, agency designee for Reasonable Accommodation (DRA). If the request is made to the supervisor, the supervisor will forward the request to the DRA.

All confidential information received by Department of Agriculture and Markets (Department) personnel pertaining to your request shall be handled as such. All medical information is confidential and maintained separately from personnel records.

Section A

(To be completed by employee and
returned to the supervisor or the DRA)

Name:	Title:	Division/Bureau:
Work Location:	Telephone Number(s):	E-mail:

I am requesting the following reasonable accommodation(s):

It is necessary for me to have this accommodation for the following reason(s):

Employees Signature:	Date:
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The employee should retain a copy of this form. The original is filed by the DRA in the Human Resources Management Office in Albany.

Application to Request Reasonable Accommodation of Disability

Section B
Initial Response to Request for an Accommodation
(To be completed by DRA)

Name of Employee:

We have reviewed your application for an accommodation.

Your request has been approved.

Comments:

No decision has been made at this time. We will continue to assess your request. The DRA will contact you within the next two weeks.

Comments:

DRA Signature:	Date:
Mark Lansing	

The employee should retain a copy of this form. The original is filed by the DRA in the Human Resources Management Office in Albany.

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Section C
Notification of Need for Additional Information
(To be completed by DRA and returned to the employee)

Name of Employee:

We are continuing to assess your request. To make a determination, we need the following information:

Medical Documentation

Please inform your doctor of your application for an accommodation and have your doctor send us medical documentation, indicating the limitations that your disability would place on your job performance.

- A copy of the duties description for your title; or –
- A list of essential functions of your position is attached for the doctor’s reference.

- Information should be sent by the following date:
- The report should be provided to:
Mark Lansing, Director of Human Resources Management/DRA at The NYS Department of Agriculture and Markets, 10B Airline Drive, Albany, New York, 12235; or at mark.lansing@agriculture.ny.gov.

All medical information pertaining to reasonable accommodation must be kept confidential by the Agency.

Other

Explain:

- We require no additional information from you at this time.

The Department’s review process will include an evaluation of all relevant information. This may include an interview with you and/or your supervisor. After completion of the review, you will be informed in writing by the DRA regarding the Department’s decision.

We anticipate that the decision will be made by:

If you have any questions, you may call Mark Lansing, DRA at 518-457-3216.

Signature of DRA:	Date:
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The employee should retain a copy of this form. The original is filed by the DRA.

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Section D

Notice of Agency Determination

(To be completed by the DRA and returned to employee)

Name of Employee:

Based on the information you provided, the Department is able to provide you with a reasonable accommodation of your disability, as follows:

The accommodation granted is as you requested in your application.

The accommodation granted differs from the accommodation you requested, as follows:

Please discuss this with your supervisor. A letter from the DRA confirming this decision will be sent to you within the next week once you accept the accommodation. If you have any questions, you may call Mark Lansing at 518-457-3216. The employee should retain a copy of this form, and return the original with his or her signature to be filed by the DRA.

I accept the reasonable accommodation <input type="checkbox"/>	I reject the reasonable accommodation <input type="checkbox"/>
Employee Signature: <input type="text"/>	Date: <input type="text"/>

-or-

Based on the information you provided, the Department is unable to provide you with a reasonable accommodation of your disability, as you requested on:

We are denying your request for the following reason(s):

Signature of DRA: <input type="text"/>	Date: <input type="text"/>
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If you have any questions you may call the DRA. The employee should retain a copy of this form. The original is filed by the DRA.

Remedies relating to Dissatisfaction with Agency's Reasonable Accommodation Determination

A letter from the DRA confirming the decision will be sent to you within the next week after you receive the Notification of Agency Determination. If you are dissatisfied with the determination, you now have several options:

1. You may choose to accept this decision and end the process; or
2. You may choose to file an internal discrimination complaint at this time if you feel that the *Department's* determination is unlawful.
3. In addition to the options stated above, other alternatives may also be available. These include, but are not limited to:
 - Filing a complaint with any compliance agency designated under Sections 503/504 of the Rehabilitation Act of 1973;
 - Filing a complaint with the New York State Division of Human Rights;
 - Filing a complaint with the Equal Employment Opportunity Commission or any appropriate federal oversight agency under the American with Disabilities Act; and
 - Filing a private right of action to challenge the alleged discriminatory act, under the New York State Human Rights Law, or any applicable statute.

You may initiate these alternatives after the first denial by the Department of your request for an accommodation. Although these time limitations vary, the time for filing a complaint pursuant to all the alternatives begins to run when the Department first denies your request for an accommodation. However, you should consult with the appropriate anti-discrimination agency as to the time limitations for initiating such an action.