

Practical Solutions • Workplace Success

Accommodation and Compliance Series

Accommodation and Compliance Series: Vertigo

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Preface

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JAN'S Accommodation and Compliance Series

Introduction

JAN's Accommodation and Compliance Series is designed to help employers determine effective accommodations and comply with Title I of the Americans with Disabilities Act (ADA). Each publication in the series addresses a specific medical condition and provides information about the condition, ADA information, accommodation ideas, and resources for additional information.

The Accommodation and Compliance Series is a starting point in the accommodation process and may not address every situation. Accommodations should be made on a case by case basis, considering each employee's individual limitations and accommodation needs. Employers are encouraged to contact JAN to discuss specific situations in more detail.

For information on assistive technology and other accommodation ideas, visit JAN's Searchable Online Accommodation Resource (SOAR) at https://AskJAN.org/soar.

Information about Vertigo

Vertigo is the sensation of spinning, whirling, or dizziness caused by a disturbance in balance. Vertigo can be described as either subjective or objective. An individual who experiences objective vertigo may feel like things in her environment are moving, while an individual with subjective vertigo feels as if she is moving. Vertigo can be caused by Meniere's Disease, viral infections, central nervous system disorders such as stroke, migraines, multiple sclerosis, head trauma, acoustic neuroma (tumor), cardiovascular disorders, and sharp changes in blood pressure.

Vertigo can impact a person's ability to work. Individuals with vertigo may be limited in activities such as getting out of bed; walking; traveling; working around moving objects, under bright or fluorescent lights, or at heights; climbing ladders; viewing a computer monitor; or working in an environment that has many colors or patterns (e.g., a patterned carpet).

Vertigo and the Americans with Disabilities Act

The ADA does not contain a definitive list of medical conditions that constitute disabilities. Instead, the ADA defines a person with a disability as someone who (1) has a physical or mental impairment that substantially limits one or more "major life activities," (2) has a record of such an impairment, or (3) is regarded as having such an impairment. For more information about how to determine whether a person has a disability under the ADA, see How to Determine Whether a Person Has a Disability under the Americans with Disabilities Act Amendments Act (ADAAA).

Accommodating Employees with Vertigo

People with limitations from vertigo may develop some of the limitations discussed below, but seldom develop all of them. Also, the degree of limitation will vary among individuals. Be aware that not all people who are aging will need accommodations to perform their jobs and many others may only need a few accommodations. The following is only a sample of the possibilities available. Numerous other accommodation solutions may exist.

Questions to Consider:

- 1. What limitations is the employee experiencing?
- 2. How do these limitations affect the employee and the employee's job performance?
- 3. What specific job tasks are problematic as a result of these limitations?
- 4. What accommodations are available to reduce or eliminate these problems? Are all possible resources being used to determine possible accommodations?
- 5. Once accommodations are in place, would it be useful to meet with the employee to evaluate the effectiveness of the accommodations and to determine whether additional accommodations are needed?
- 6. Do supervisory personnel and employees need training?

Accommodation Ideas:

Limitations

Balancing

- Aerial Lifts
- Alerting Devices
- All-Terrain Scooters
- All-Terrain Wheelchairs
- Anti-fatigue Matting
- Bath Chairs
- Canes
- Crutches
- Ergonomic and Pneumatic Tools
- Evacuation Devices

- Fall Protection
- Grab Bars
- Grab Bars Toilet Hinged Arm Support
- Leg Extenders for Walkers
- Padded Edging
- Personal Safety and Fall Alert Devices
- Personal Transportation and Mobility Products
- Protective Eyewear
- Rollators and Rolling Walkers
- Rolling Safety Ladders
- Scooters
- Stair Assists
- Stair Lifts
- Swing Away Grab Bars
- Toileting Aids
- Walkers
- Walkers for Tall Individuals
- Walkers with Seats

Dizziness

- Alerting Devices
- Alternative Lighting
- Fall Protection
- Flexible Schedule
- Modified Break Schedule
- Padded Edging
- Personal Safety and Fall Alert Devices
- Protective Eyewear
- Rollators and Rolling Walkers
- Scooters
- Telework, Work from Home, Working Remotely
- Vehicle Rear Vision System

Effect of/Receive Medical Treatment

- Augmentative and Alternative Communication (AAC) Device
- Flexible Schedule
- Outgoing Voice Amplification Telephone
- Personal On-Site Paging Devices
- Protective Eyewear
- Telework, Work from Home, Working Remotely
- Voice Amplification

Overall Body Coordination

- Canes
- Convex Mirrors
- Ergonomic and Pneumatic Tools
- Long-Handled Mirrors
- Personal Transportation and Mobility Products
- Rollators and Rolling Walkers
- Scooters
- Telescoping Cameras
- Walkers
- Walkers with Seats

Stress Intolerance

- Apps for Anxiety and Stress
- Behavior Modification Techniques
- Counseling/Therapy
- Environmental Sound Machines / Tinnitus Maskers / White Noise Machines
- Flexible Schedule
- Job Restructuring
- Marginal Functions
- Modified Break Schedule
- Supervisory Methods
- Support Animal

Support Person

Work-Related Functions

Commute

- Flexible Schedule
- Ridesharing/Carpooling
- Telework, Work from Home, Working Remotely
- Transportation Assistance
- Van Conversion

Light

- Alternative Lighting
- Anti-Glare Filters for Fluorescent Lights
- Flexible Schedule
- Fluorescent Light Tube Covers
- Full Spectrum or Natural Lighting Products
- LED Light Filters
- Lighting Gel Filters
- Modified Lighting
- Non-Fluorescent Lighting
- Personal Visors
- Simulated Skylights and Windows
- Sun/UV Protective Clothing
- Telework, Work from Home, Working Remotely
- Transparent Window Shades
- UV Protection Shelters
- Vehicle Window Tinting and Shades

Parking

- Accessible Parking Space
- Flexible Schedule
- Telework, Work from Home, Working Remotely
- Wheelchairs

Policies

- Additional Training Time / Training Refreshers
- Aide/Assistant/Attendant
- Environmental Sound Machines / Tinnitus Maskers / White Noise Machines
- Flexible Schedule
- Marginal Functions
- Modified Break Schedule
- Periodic Rest Breaks
- Physical/Social Distancing Signage
- Policy Modification
- Reassignment
- Service Animal
- Sleep Alerting Devices
- Strobe Lights
- Supervisory Methods
- Support Animal
- Telework, Work from Home, Working Remotely
- Touchless Faucets

Stress

- Apps for Anxiety and Stress
- Behavior Modification Techniques
- Counseling/Therapy
- Environmental Sound Machines / Tinnitus Maskers / White Noise Machines
- Flexible Schedule
- Job Coaches
- Job Restructuring
- Marginal Functions
- Modified Break Schedule
- Monitor Mirrors

- Odor Control
- On-site Mentoring
- Service Animal
- Simulated Skylights and Windows
- Strobe Lights
- Supervisory Methods
- Support Animal
- Support Person
- Telework, Work from Home, Working Remotely
- Uninterrupted Work Time

Situations and Solutions:

The following situations and solutions are real-life examples of accommodations that were made by JAN customers. Because accommodations are made on a case-by-case basis, these examples may not be effective for every workplace but give you an idea about the types of accommodations that are possible.

An employee with vertigo mentions that their dizziness makes it difficult for them to climb ladders but does not have this issue while climbing stairs.

The employer allows the individual to use a rolling safety ladder as climbing it is more akin to climbing stairs and it also provides the benefit of a hand railing for additional balance support.

A potential employee discloses that she has vertigo while being given a tour of the office and shown to a prospective workstation.

She states that the fluorescent lighting in the area is a trigger for her vertigo. The employer agrees to provide full spectrum lighting sources for the work area should she be hired for the position.

An applicant with vertigo is required to take a pre-employment screening test to be considered for the position.

The test is normally performed on a computer, but the applicant states that prolonged computer use causes her vertigo to flare up. To accommodate this need, the employer allowed the individual to take a written version of the test instead.

An employee with vertigo occasionally cannot make it into work due to her severe flare ups.

The employer has been allowing the employee to use paid sick leave during these occasions, but the employee requested that some other form of accommodation be reviewed to help her so that she may not need to use her sick leave on these occasions. After exploring the options, the employer allows the individual to work from home on these days as an accommodation.

An employee discloses that because of his vertigo, it is difficult for him to make it to work on time in the morning, as the vertigo is more likely to flare up when he gets out of bed.

The employer allows the individual to have a flexible start time and make up the time at the end of the shift.

Products

There are numerous products that can be used to accommodate people with limitations. JAN's Searchable Online Accommodation Resource at https://AskJAN.org/soar is designed to let users explore various accommodation options. Many product vendor lists are accessible through this system; however, JAN provides these lists and many more that are not available on the Web site upon request. Contact JAN directly if you

have specific accommodation situations, are looking for products, need vendor information, or are seeking a referral.

Resources

Job Accommodation Network

West Virginia University PO Box 6080 Morgantown, WV 26506-6080 Toll Free: (800) 526-7234

TTY: (304) 293-7186 Fax: (304) 293-5407

jan@askjan.org https://askjan.org

The Job Accommodation Network (JAN) is a free consulting service that provides information about job accommodations, the Americans with Disabilities Act (ADA), and the employability of people with disabilities.

Office of Disability Employment Policy

200 Constitution Avenue, NW, Room S-1303 Washington, DC 20210 Toll Free: (866) 633-7365

odep@dol.gov

https://www.dol.gov/agencies/odep

The Office of Disability Employment Policy (ODEP) is an agency within the U.S. Department of Labor. ODEP provides national leadership to increase employment opportunities for adults and youth with disabilities while striving to eliminate barriers to employment.

American Hearing Research Foundation

8 South Michigan Avenue, Suite #814 Chicago, IL 60603-4539 Direct: (312) 726-9670

Fax: (312) 726-9695

<u>lkoch@american-hearing.org</u> http://www.american-hearing.org To promote, conduct, and furnish financial assistance for medical research into the causes, prevention, and cure of deafness, impaired hearing, and balance disorders; encourage the collaboration of clinical and laboratory research; encourage and improve teaching in the medical aspect of hearing problems; and disseminate the latest and most reliable scientific knowledge to physicians, hearing professionals, and the public.

American Occupational Therapy Association

6116 Executive Boulevard, Suite 200 North Bethesda, MD 20852-4929

Direct: (301) 652-6611 members@aota.org https://www.aota.org/

The American Occupational Therapy Association (AOTA) is the national professional association established in 1917 to represent the interests and concerns of occupational therapy practitioners and students of occupational therapy and to improve the quality of occupational therapy services.

American Physical Therapy Association

http://www.moveforwardpt.com/Default.aspx

MoveForwardPT.com is the official consumer information website of the American Physical Therapy Association.

American Speech-Language-Hearing Association

2200 Research Blvd Rockville, MD 20850-3289 Toll Free: (800) 638-8255 Direct: (301) 296-5700

Fax: (301) 296-8580 http://www.asha.org

ASHA promotes the interests of, and provide the highest quality services for, professions in audiology, speech-language pathology, and speech and hearing science; and an advocate for people with communication disabilities.

Hearing Health Foundation

363 Seventh Avenue, 10th Floor New York, NY 10001-3904 Toll Free: (866) 454-3924 Direct: (212) 257-6140

info@hearinghealthfoundation.org http://hearinghealthfoundation.org

Our Mission:

To prevent and cure hearing loss and tinnitus through groundbreaking research and to promote hearing health.

Mayo Clinic

13400 E. Shea Blvd. Scottsdale, AZ 85259 Direct: (480) 301-8000 http://www.mayoclinic.org/

The Mayo Clinic's mission to inspire hope and contribute to health and well-being by providing the best care to every patient through integrated clinical practice, education and research.

MedlinePlus

8600 Rockville Pike Bethesda, MD 20894 <u>custserv@nlm.nih.gov</u> <u>https://medlineplus.gov</u>

MedlinePlus is the National Institutes of Health's Web site for patients and their families and friends. Produced by the National Library of Medicine, the world's largest medical library, it brings you information about diseases, conditions, and wellness issues in language you can understand. MedlinePlus offers reliable, up-to-date health information, anytime, anywhere, for free.

National Center for Biotechnology Information

8600 Rockville Pike Bethesda, MD 20894 pubmedcentral@ncbi.nlm.nih.gov https://www.ncbi.nlm.nih.gov/

The National Center for Biotechnology Information advances science and health by providing access to biomedical and genomic information.

National Institute on Deafness and Other Communication Disorders

31 Center Drive MSC 2320 Bethesda, MD 20892 Toll Free: (800) 241-1044 nidcdinfo@nidcd.nih.gov

http://www.nidcd.nih.gov/Pages/default.aspx

National Resource center for health information about hearing, balance, smell, taste, voice, speech, and language for health professionals, patients, industry, and the public.

National Organization for Rare Disorders

55 Kenosia Avenue Danbury, CT 06813-1968 Toll Free: (800) 999-6673 Direct: (203) 744-0100

Fax: (203) 263-9938

http://www.rarediseases.org

NORD is a unique federation of voluntary health organizations dedicated to helping people with rare "orphan" diseases and assisting the organizations that serve them. NORD is committed to the identification, treatment, and cure of rare disorders through programs of education, advocacy, research, and service.

Remedy's Health Communites

http://www.healthcommunities.com

Remedy Health Media is America's fastest growing health information and technology company. We are a leading provider of clinical resources and wellness tools that help millions of patients and caregivers live healthier, more fulfilled lives.

Our mission is to empower patients and caregivers with the information and applications needed to efficiently navigate the healthcare landscape and as a result, to permit better health outcomes through use of our products and services.

Vestibular Disorders Association

5018 NE 15th Ave Portland, OR 97211 Toll Free: (800) 837-8428

Fax: (503) 229-8064 info@vestibular.org http://www.vestibular.org

Our mission is to inform, support, and advocate for the vestibular community. We envision a global community where vestibular disorders are widely recognized, rapidly diagnosed, and effectively treated.

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