



#### **Summary Report: May 2019 Survey on** Workplace Accommodations in the Federal **Public Service**

Published: 2020-12-14

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Published by Treasury Board of Canada, Secretariat 90 Elgin, Ottawa, Ontario, K1A 0R5, Canada

Catalogue Number: BT22-252/1-2020E-PDF

ISBN: 978-0-660-39035-2

This document is available on the Government of Canada website, Canada.ca

This document is available in alternative formats upon request.

Aussi offert en français sous le titre : Rapport sommaire : Sondage sur les mesures d'adaptation au travail dans la fonction publique fédérale de mai 2019

## Summary Report: May 2019 Survey on Workplace Accommodations in the Federal Public Service

#### From <u>Treasury Board of Canada Secretariat</u>



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### Prepared for the Office of Public Service Accessibility, Treasury Board of Canada Secretariat

Supplier Name: Environics Research

Contract Number: 24062-20-377

Original Contract Date: 2019-07-22

Delivery Date: 2019-09-13

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- Over three quarters of requests require a medical certificate; roughly one third require a formal assessment
- Wait times can be long for assessments and for receiving a decision on the accommodation request, even after all required information is provided
- For about a third of employees, the approved accommodation is not fully implemented and functional
- Two thirds of supervisors handled fewer than one request per year on average
- <u>Supervisors most often start with Labour Relations</u>; a quarter are unaware whether their employee had a similar previous accommodation
- Many functional areas can be involved in handling a disability-related request
- There is a gap in understanding regarding request implementation and the reasons for delays
- There are differences in perceptions of who is denying the request and the reasons for the denial
- Most employees do not appeal a rejected request: more than two in five say they believed it would make no difference and one in three feared negative consequences
- <u>Compared with disability requests, non-disability requests are dealt with more quickly but are less likely to be approved</u>
- The treatment of employees with invisible disabilities differs from that of employees with visible disabilities
- Observations, conclusions and opportunities for further exploration
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Summary Report: May 2019 Survey on Workplace
Accommodations in the Federal Public Service
(PPT, 464 KB)

#### **Objectives and methodology**

#### **Objective**

The Office of Public Service Accessibility (OPSA) conducted a benchmark study of existing workplace accommodation practices in the federal public service, from both an employee and supervisor perspective, to identify common experiences, challenges and practices. This study helps identify opportunities to remove barriers and improve the process for work-related accommodations so that employees can contribute to their full potential as valued team members.

#### Methodology

OPSA conducted an online survey between May 6 and 24, 2019, with employees and supervisors who requested accommodation in the past three years across Canada. The survey required 20 to 30 minutes to complete, with 20 to 27 questions for the employee survey and 21 to 29 questions for the supervisor survey. The questions were designed to elicit information about respondents' understanding of the facts related to their experience. The survey was anonymous; therefore there is no direct correlation between employees' and supervisors' individual responses, because respondents in each group may have been reporting on their experience related to different accommodation requests.

A total of **5,245** surveys were completed by **4,933** different individuals:

- 1,832 surveys were completed by supervisors who requested an accommodation for an employee
- 3,413 surveys were completed by employees who requested an accommodation for themselves

• 312 individuals answered a survey as **both** a supervisor who requested an accommodation for an employee and as an employee who requested an accommodation for themselves (counted in both totals)

#### Reporting

The introduction to the survey described disability-related requests, so some people whose request was for another reason may not have participated (thereby under-representing these cases in the final data). Unless otherwise noted, the results in this presentation deck exclude accommodation requests that do not involve a disability. In total, 1,753 of 1,832 (96%) of supervisor requests and 3,247 of 3,413 employee requests (95%) involved a disability.

#### **Key findings**

- 1. Departments require guidance, communication tools, and access to expert advice and support to help them navigate the accommodations process.
- 2. Gaps exist between knowledge and perceptions on the part of both supervisors and employees, which suggests room for improvement in communication.
- 3. Employees may be asked repeatedly to provide medical certificates and undergo formal assessments to prove their need for accommodation.
- 4. Delays in completing the accommodation process can have negative implications for employee productivity, morale and health.
- 5. Employees who are denied accommodation reported that they didn't appeal the decision because of concerns about reprisal, damage to career prospects, negative impacts on relationships with management or a belief that it wouldn't make a difference.
- 6. Further exploration of the roles and responsibilities of the multiple, diverse functional areas involved in the accommodation process may highlight opportunities to clarify accountabilities, improve practices, and increase efficiency, timeliness and consistency in the resolution of accommodation requests.

Disability requests most often have to do with changes in health or personal circumstances; supervisors are more likely to attribute them to difficulties carrying out job-related duties (difficulties relating to performance)

Table 1: Primary reason prompting a disability accommodation request

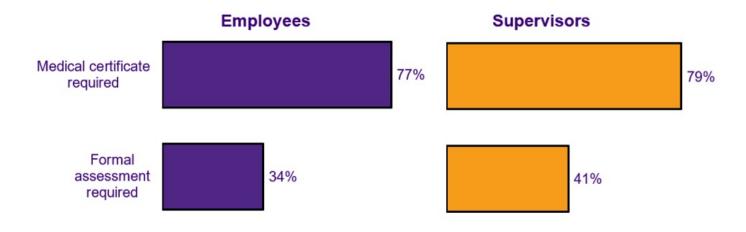
Primary reason prompting a disability accommodation request	Employees	Supervisors
Change in personal health or circumstances	57%	55%
Difficulties carrying out existing job-related duties	19%	27%
Change in general office workspace	14%	12%
Starting a new job or existing duties changed	5%	4%
Staffing process	2%	1%
Change in job-related processes, supervisor, co- workers or clients	1%	Less than 1%
Change in general administrative process	1%	Less than 1%
Another reason	6%	3%

#### Source:

• Q3A-G/Q31A-G. For which of the following activities did the employee request an accommodation? / For which of the following activities did you request an accommodation? (Includes only disability accommodation requests: supervisor n=1,753; employee n=3,247)

# Over three quarters of requests require a medical certificate; roughly one third require a formal assessment

Figure 1-2: Medical evidence required for employee/supervisor requests



#### ▼ Figure 1-2: Text version

Medical evidence required for employee requests: A bar chart providing results from employee requests: Medical certificate required 77%, Formal assessment required 34%

Medical evidence required for supervisor requests: A bar chart providing results from supervisor requests: Medical certificate required 79%, Formal assessment required 41%

Employees with an **invisible** disability are more likely to be asked for evidence:

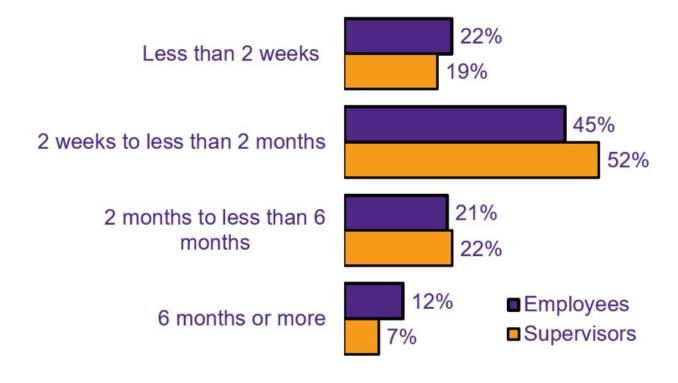
- 87% were required to get a medical certificate
- 44% were required to get a formal assessment

#### Source:

- Q14/Q41. Was your employee / were you required to provide a medical certificate or other evidence to support their/your accommodation? (Includes only disability accommodation requests: supervisors n=1,753; employees n=3,247)
- Q17/Q44. Was your employee / were you required to participate in a formal assessment by a medical doctor or specialist from Health Canada or outside of the public service? (Includes only disability accommodation requests: supervisors n=1,753; employees n=3,247)

# Wait times can be long for assessments and for receiving a decision on the accommodation request, even after all required information is provided

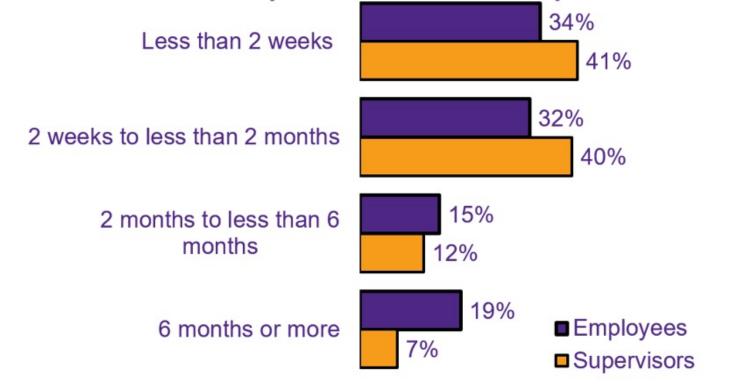
Figure 3: Wait time for formal assessment



#### ▼ Figure 3: Text version

A bar char of wait times for a formal assessment. Employee results: Less than 2 weeks 22%, 2 weeks to less than 2 months 45%, 2 months to less than 6 months 21%, 6 months or more 12%. Supervisor results: Less than 2 weeks 19%, 2 weeks to less than 2 months 52%, 2 months to less than 6 months 22%, 6 months or more 7%.

Figure 4: Wait time for a decision on an accommodation request after all required information was provided



#### ▼ Figure 4: Text version

A bar char of wait times for a decision on an accommodation request after all required information was provided. Employee results: Less than 2 weeks 34%, 2 weeks to less than 2 months 32%, 2 months to less than 6 months 15%, 6 months or more 19%. Supervisor results: Less than 2 weeks 41%, 2 weeks to less than 2 months 40%, 2 months to less than 6 months 12%, 6 months or more: 7%

#### Source:

- 20/Q47. How long did you and your employee wait for the formal assessment to be completed by a medical doctor or specialist from Health Canada or outside of the public service? / How long did you wait for the formal assessment...? (Includes only disability accommodation requests: supervisors n=720; employees 1,103)
- Q21/Q48. How long did it take to receive a decision for this accommodation request after you / your employee provided all required information...? (Includes

only disability accommodation requests: supervisors n=1,753; employees n=3,247)

# For about a third of employees, the approved accommodation is not fully implemented and functional

**Table 2: Ultimate outcome of accommodation process** 

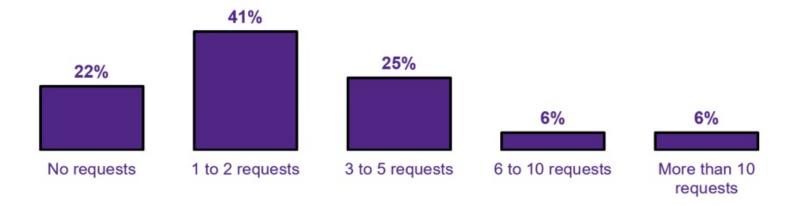
Ultimate outcome of accommodation process	Employees	Supervisors
The approved accommodations are in place and working effectively	45%	62%
Net: Fully implemented and functional accommodation solution not obtained	34%	23%
Approved accommodations in place but one or more needs to be reviewed or adjusted	11%	9%
Some accommodations approved and in place, other accommodations not approved	7%	6%
Some accommodations approved and in place, others approved but not yet in place	6%	4%
Accommodations process is still ongoing or still waiting on decision	6%	1%
Accommodations were approved but none are in place yet	5%	3%
Accommodations were not approved	8%	2%
Approved accommodations in place but accessibility barriers remain	6%	3%

#### Source:

• Q27/Q55. Which of the following best describes your employee's / your current situation? (Includes only disability accommodation requests: supervisors n=1,753; employees n=3,247)

### Two thirds of supervisors handled fewer than one request per year on average

Figure 5: Number of requests handled by supervisors in last 3 years



#### ▼ Figure 5: Text version

A column chart showing the results: No requests 22%, 1 to 2 requests 41%, 3 to 5 requests 25%, 6 to 10 requests 6%, More than 10 requests 6%

#### Source:

 Q2. As a supervisor, how many workplace accommodations or accommodation plans were requested for your employees in the past three years? (Base: All survey participants who identified their role as a supervisor, n=2,346).
 Supervisors who said "no requests" were redirected to the questions for employees.

# Supervisors most often start with Labour Relations; a quarter are unaware whether their employee had a similar previous accommodation

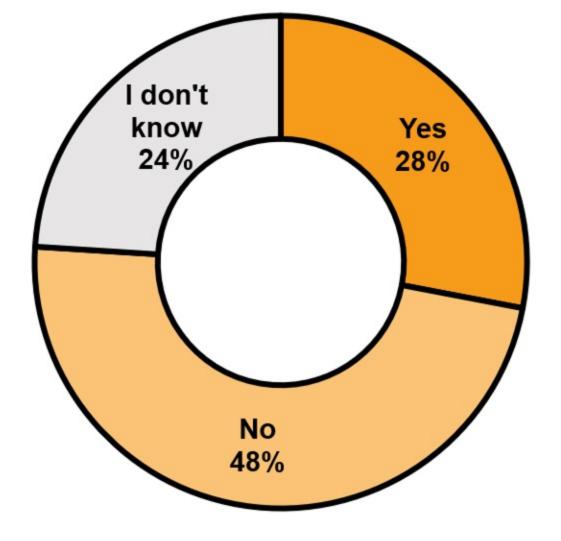
Figure 6: Supervisor's first point of contact



#### ▼ Figure 6: Text version

A bar chart of the results: Labour relations advisor 38%, Human resources advisor 19%, Occupational safety and health advisor 11%, Facilities management 9%, Disability management advisor 7%, My manager, director or supervisor 7%, Departmental IT 3%

Figure 7: Employee had a similar accommodation previously? (supervisors' response)



#### ▼ Figure 7: Text version

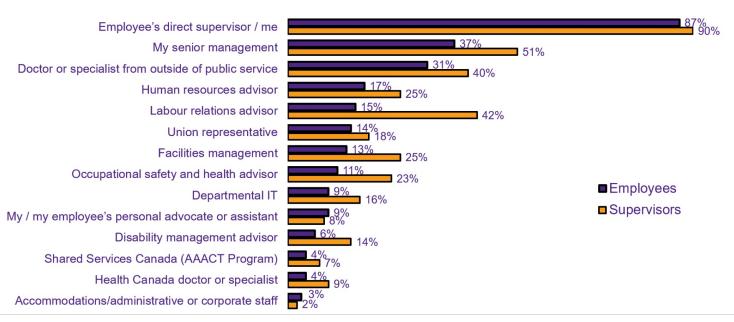
A doughnut chart showing the results: Yes 28%, No 48%, I don't know 24%

#### Source:

- Q12. Which of the following functional experts was your first point of contact in processing your employee's accommodation request? (Includes only disability accommodation requests: supervisors n=1,753)
- Q4. Did your employee have a similar accommodation previously, for example, in another department, in another position, or under a different supervisor in their current position? (Includes only disability accommodation requests: supervisor n=1,753)

### Many functional areas can be involved in handling a disability-related request

Figure 8: Functional areas involved in accommodation requests



A bar chart showing the results. Employee results: Employee's direct supervisor

#### ▼ Figure 8: Text version

87%, My senior management 37%, Doctor or specialist from outside of the public service 31%, Human resources advisor 17%, Labour relations advisor 15%, Union representative 14%, Facilities management 13%, Occupational health and safety advisor 11%, Departmental IT 9%, My personal advocate or assistant 9%, Disability management advisor 6%, Shared Services Canada (AAACT Program) 4%, Health Canada doctor or specialist 4%, Accommodations/administrative or corporate staff 3%. Supervisor results: Employee's direct supervisor/me 90%, My senior management 51%, Doctor or specialist from outside the public service 40%, Human resources advisor 25%, Labour relations advisor 42%, Union representative 18%, Facilities management 25%, Occupational safety and health advisor 23%, Departmental IT 16%, My employee's personal advocate or assistant 8%, Disability management advisor 14%, Shared Services Canada (AAACT Program) 7%, Health Canada doctor or specialist 9%, Accommodations/administrative or corporate staff 2%

#### Source:

 Q13/Q40. To the best of your knowledge, who was involved in handling your employee's / your accommodation request? Includes only disability

## There is a gap in understanding regarding request implementation and the reasons for delays





#### ▼ Figure 9: Text version

A bar chart showing the results for employee requests and supervisor requests. Employees: Less than 2 weeks 30%, 2 weeks to less than 2 months 30%, 2 months to less than 6 months 14%, 6 months or more 9%, Accommodation in place but not working properly 9%, Accommodation not in place but approved 9%. Supervisors: Less than 2 weeks 34%, 2 weeks to less than 2 months 40%, 2 months to less than 6 months 14%, 6 months or more 5%, Accommodation in place but not working properly 3%, Accommodation not in place but approved 4%

Table 3: Reasons for the delay in accommodation implementation

Reasons for the delay in accommodation implementation	Employees	Supervisors
Delivery of required products or service delayed	28%	42%
Initial installation of products or services delayed	17%	27%
Backlog, bureaucracy or procurement delays	15%	8%
Internal service provider did not understand requirement	12%	17%
Communication delays	10%	3%
Management is uncooperative	10%	2%
Delay obtaining information from doctor or specialist	8%	23%
Issue with installation or set-up	8%	12%
Accommodation not compatible with existing systems	6%	10%

#### Source:

- Q23/Q50. How long did it take for your / your employee's accommodation to be put in place and working properly (including related training) after the request was approved? (Includes only disability accommodation requests: supervisors n=1,658; employees n=2,679)
- Q24/Q51. (To the best of your knowledge) What were the reasons for the delay if it took (or is currently taking) more than one month for your employee's / your approved accommodation to be satisfactorily implemented? (Includes only disability accommodation requests: supervisors n=645; employees n=1,345)

## There are differences in perceptions of who is denying the request and the reasons for the denial

#### **Table 4: Common sources of request denial**

Common sources of request denial	Employees	Supervisors
Employee's direct supervisor	47%	22%
Senior management	36%	53%
Labour Relations	2%	8%
Other	9%	18%
Still waiting on decision	20%	8%

Table 5: Common reasons for denying accommodation request

Common reasons for denying accommodation request	Employees	Supervisors
Supervisor or senior management didn't agree there was a need for accommodation	31%	15%
Supervisor did not agree with doctor's findings	24%	9%
Supervisor not willing to vary policies	19%	7%
Operational or client requirements	9%	20%
Specialist report didn't adequately demonstrate need for accommodation	8%	34%
No medical certificate provided	5%	13%

#### Source:

- Q25/Q52. Who denied the accommodation request? (Includes only disability accommodation requests: supervisors n=95; employees n=569)
- Q26/Q53. What were the reasons for denying this accommodation request?
   (Includes only disability accommodation requests: supervisors n=95; employees n=569)

## Most employees do not appeal a rejected request: more than two in five say they believed it would make no

### difference and one in three feared negative consequences

Table 6: Top responses to a request denial

Response to request denial (top reasons)	Employees
Net: Did not appeal	69%
Did not appeal: believed it wouldn't make a difference	44%
Did not appeal: afraid of negative consequences	32%
Did not appeal: concerned about relationship with supervisor	28%
Did not appeal for other reasons	12%
Did not appeal because I left my job	7%
Searching for other jobs or department change	5%
Did not appeal due to extended sick leave	4%
Net: Did appeal (or at least escalating or pushing)	39%
Requested advice from union representative	27%
Requested advice from doctor	13%
Filed formal complaint or grievance	12%
Escalated request to more senior manager	11%
Sought legal advice	6%
Repeated request or still trying to get it	4%
Process still ongoing or awaiting decision	13%

#### Source:

• Q54. How did you respond to your organization's decision to deny your accommodation request? (Includes only disability accommodation requests: employees n=568)

# Compared with disability requests, non-disability requests are dealt with more quickly but are less likely to be approved

Table 7: Elements of supervisor requests that differ by disability and non-disability requests

Supervisor requests: element	Disability requests	Non-disability requests
<b>Involve Labour Relations</b>	Often (42%)	Rarely (6%)

### Table 8: Elements of employee requests that differ by disability and non-disability requests

Employee requests: element	Disability requests	Non-disability requests
Decision times	Longer (34% less than 2 weeks)	Shorter (61% less than 2 weeks)
Approval rate	Higher approval rate (83%)	Lower approval rate (67%)
Union representative intervention upon denial	Often (27%)	Rarely (9%)
Do not appeal due to negative consequences	Sometimes (32%)	Often (55%)

#### Source:

• Multiple questions; all respondents (n=4,933)

### The treatment of employees with invisible disabilities differs from that of employees with visible disabilities

Table 9: Elements of employee requests that differ by visible and invisible disabilities

Element	Visible disability	Invisible disability
Request involved:	<ul> <li>Senior management (39%)</li> <li>Doctor or specialist (30%)</li> <li>Labour Relations (14%)</li> </ul>	<ul> <li>Senior management (46%)</li> <li>Doctor or specialist (42%)</li> <li>Labour Relations (26%)</li> </ul>
Required to provide medical certificate	• Yes (77%)	• Yes (87%)
Source of medical certificate request	<ul> <li>Senior management (27%)</li> <li>Labour Relations (10%)</li> </ul>	<ul> <li>Senior management (37%)</li> <li>Labour Relations (19%)</li> </ul>
Required to provide a formal assessment	• Yes (37%)	• Yes (44%)
Reason for medical evidence: experienced health-related issues as a result of jobrelated duties	• Yes (23%)	• Yes (36%)
Reason for medical evidence: were experiencing difficulties carrying out jobrelated duties	• Yes (26%)	• Yes (36%)
Reason for medical evidence: disagreement between employee and management about what was required	• Yes (16%)	• Yes (29%)
Formal assessment wait time	• 6 months or more (12%)	• 6 months or more (17%)
Request approval	• Yes (88%)	• Yes (78%)

Reason for denial	<ul><li>Viewed as</li></ul>	<ul><li>Viewed as</li></ul>
	special	special
	treatment	treatment
	(8%)	(20%)
Appealed or escalated the denied request	<ul><li>Yes (37%)</li></ul>	• Yes (55%)

#### Source:

- Multiple questions; employees with an invisible disability (n=623)
- Note: Proportions given are of the total number of employees responding about a disability-related accommodation made for themselves (n=3,247).

## Observations, conclusions and opportunities for further exploration

Table 10: What did we learn and what is the evidence?

What did we learn? What can we explore further?	Evidence
<ul> <li>Departments require additional tools, guidance and support (see "Next Steps", below)</li> <li>Clear guidance and process documentation for supervisors and employees</li> <li>Communication tools regarding the accommodations process</li> <li>Access to expert advice and support for supervisors</li> </ul>	<ul> <li>Two thirds of supervisors handle fewer than one request per year on average (figure 5)</li> <li>Accommodation requests rarely involve an expert in disability-related accommodations (figures 6, 7, and 8)</li> <li>Accommodations are sometimes denied due to management's disagreement with the need for accommodation or</li> </ul>

the advice of an external physician or specialist (tables <u>4</u> and <u>5</u>)

## There are gaps in perspective and in the communications between supervisors and employees

- It is common for a supervisor's knowledge and understanding (perception) of the process and outcome to differ greatly from an employee's (tables 1, 2, 3, 4, 5, and figures 8 and 9), including differences in their understanding of why a request was denied (tables 4 and 5)
- 25% of supervisors (1 in 4) did not know whether an employee had a similar accommodation previously (figures 6 and 7)
- Almost half of employees, but less than one quarter of supervisors, attributed the decision to deny a request to the employee's direct supervisor (tables <u>4</u> and <u>5</u>)

 Supervisors reported that senior management was twice as likely to make the decision to deny a request than they were themselves (tables <u>4</u> and <u>5</u>)

### Employees may be repeatedly asked to provide evidence (prove) their need for accommodation

- 75% (3 in 4) of requests required a medical certificate, and 33% (1 in 3) of requests required a formal assessment in addition to a medical certificate (figure 1-2)
- With a total population of about 10,000 \* public servants with disabilities, it is likely that employees with disabilities are being asked to repeatedly provide evidence to prove their need for accommodation, given that:
  - 3,247 employees reported a disability-related accommodation request in the past three years
  - Many supervisors(1 in 4) did not

know whether their employee had a similar accommodation previously (figures <u>6</u>, <u>7</u>)

## Lengthy wait periods can have serious negative implications for employee productivity, morale and health

- 33% (1 in 3) of formal assessments take longer than two months to complete, with 12% of employees reporting a wait of more than six months (figures 3 and 4)
- Even after providing all required information, 33% (1 in 3) employees waited more than two months for a decision, with 19% (1 in 5) waiting more than six months (figures 3 and 4)
- Some employees
   reported a worsening
   of their condition
   and/or a need to
   remain on sick leave
   due to the lack of
   accommodations in
   the workplace

### Negative associations continue to hamper the accommodations process

70% (7 in 10)
 employees who were
 denied

accommodation said they did not appeal due to concerns about reprisal, damage to their career and/or their relationship with management, or because they believed that it would not make a difference (table 6)

 Of those whose accommodation request was denied, 12% left their job or are searching for other jobs and 4% did not appeal due to extended sick leave (table 6)

Further exploration into the roles and responsibilities of multiple, diverse functional areas involved in the accommodation process may highlight opportunities to clarify accountabilities, improve practices, and increase efficiency, timeliness and consistency in the resolution of accommodation requests.

For example, in most organizations, Labour Relations is seen as a support for management, with a specialization in addressing performance and labour relations issues between employees and supervisors. Given that the survey did not assess the implications of different accountability structures, an opportunity exists to explore alternative models, such as functional leadership in a different area of Human Resources or under a senior manager with responsibility for multiple

• The number and diversity of functional areas involved in the accommodation process (figures 6, 7, and 8), many falling under the accountability of different senior managers, may contribute to inefficiencies, delays (figures  $\underline{3}$  and  $\underline{4}$ , and table 2) and misunderstandings (figure 9 and table 3)

functions involved in the overall accommodation process (e.g., facilities management, information technology, contracting, etc.).

- Additional research would be required to determine whether a linkage may exist between the following observations:
  - for many supervisors,
     Labour Relations is the first contact for accommodation requests (figures 6 and 7) but many employees did not report being aware of this fact (figure 8)
  - Labour Relations is involved in 42% of disabilityrelated requests as compared to 6% of nondisability requests (tables  $\underline{7}$  and  $\underline{8}$ ), and supervisors are more likely than employees to attribute requests to jobrelated difficulties i.e., performance (table 1)
  - Requests from employees with invisible

### **disabilities** (<u>table</u> <u>9</u>), are:

- more often referred to Labour Relations and more often involve disagreement between employees and supervisors as to what is required
- more likely to require medical evidence and formal assessments requested by Labour Relations, with consequent longer delays
- more likely to be perceived as job-related i.e., performance
- more likely to be denied due to a perception of

"special	
treatment"	

 more likely to be appealed or escalated when denied



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#### Recommended topics for future research

The findings from the May 2019 Benchmarking Survey on Workplace Accommodation Practices in the Federal Public Service point toward additional questions and considerations to be examined in greater depth. Along with other research initiatives, the follow-up Benchmarking Survey (fall 2019) will explore a number of potential areas for further research, including:

- identifying guidance and processes to follow and expert advice and support that supervisors will find clear and useful
- the role of functional experts in the accommodation assessment and decisionmaking process, including potential issues related to mandate, training, organizational structure or process-related accountabilities
- the role of supervisors versus senior managers in the accommodation decisionmaking process
- degree to which the existing guidance may influence the number of requests for medical evidence or assessments
- the nature and impact of delays in the accommodation process and their implications for employees, and the determination of appropriate thresholds and/or service standards for different types of accommodation requests
- differences between experience and outcomes for employees with visible disabilities and those for employees with invisible disabilities

- the relationship between accommodation outcomes and harassment and discrimination experiences reported in the 2018 Public Service Employee Survey
- the existence of perception/communication gaps between employees and supervisors around the accommodation process
- the relationship between delays, denied accommodations and the use of extended sick leave by employees with disabilities, and the degree to which better tools and processes for tracking accommodation requests may improve the timeliness and efficacy of outcomes

#### **Next steps**

In March 2019, the Treasury Board approved the establishment of a new Centralized Enabling Workplace Fund (CEWF) to facilitate the management of workplace accommodations by investing in concrete, innovative projects designed to remove systemic employment-related barriers and improve workplace accommodation practices. The Benchmarking Study of Workplace Accommodation Practices in the Federal Public Service is a major component and will inform future CEWF projects to shape recommendations on a sustainable, consistent approach to workplace accommodations across the federal public service in Canada.

Other key projects to be carried out under the CEWF include:

- an employee accommodation "passport" to document needs and facilitate conversations with managers and experts about individuals' accommodation requirements (a summary that will "travel" with employees to different positions)
- a lending library of adaptive devices that can be quickly deployed to meet the needs of new employees, to address temporary or short-term accommodation needs, and to facilitate experimentation with leading-edge devices
- a catalogue of approved adaptive devices and services that can facilitate the selection, purchase and implementation of commonly requested devices and services
- training for IT professionals on how to design and implement accessible systems

- training and guidance for employees and managers on how to create an inclusive workplace (for example, how to develop accessible documents and coordinate accessible meetings)
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