



RICK SCOTT
GOVERNOR

JUSTIN M. SENIOR
INTERIM SECRETARY

11/14/2016



VIA CERTIFIED MAIL (RETURN RECEIPT REQUESTED)

Re: ADA Complaint No. 16-005

Dear 

This Letter is in response to your Americans with Disabilities Act ("ADA") Discrimination Complaint, received on October 5, 2016 (the "Complaint"). A copy of the Complaint is attached as **Exhibit A**. Pursuant to state and federal law and the Agency's Americans with Disabilities Act Grievance Policy (the "ADA Grievance Policy"),¹ a disabled person (or his/her authorized representative) who believes that he/she was subjected to discrimination by the Agency or a Medicaid managed care plan on the basis of his/her disability may file a complaint with the Agency.²

I have been appointed by the Agency's Secretary as the ADA Compliance Officer. In that capacity, I reviewed the facts and circumstances of your Complaint and determined I am unable to conduct an investigation because the Complaint did not allege discrimination on the basis of a disability by either the Agency or by a Statewide Medicaid Managed Care plan.³ Furthermore, I am unable to conduct an ADA investigation of a private landlord because it is beyond the scope of the Agency's authority.⁴ For more information on fair housing discrimination laws and complaint processes, visit the United States Department of Housing and Urban Development website, www.hud.gov.

Based on the foregoing, the ADA Compliance Office will be taking no further action and will close the Complaint as of the date of this Letter.

Sincerely,

Rachel Goldstein
ADA Compliance Officer

¹ The Agency's ADA Grievance Policy is posted on the Agency's website at:
<http://ahca.myflorida.com/docs/ADAGrievancePolicy.pdf>.

² The Agency's optional ADA Complaint Form is posted on the Agency's website at:
<http://ahca.myflorida.com/docs/ADAComplaintForm.pdf>.

³ 28 C.F.R. § 35.170; 28 C.F.R. § 35.171.

⁴ 28 C.F.R. § 35.172.

