

TANEY COUNTY CIRCUIT COURT

46TH JUDICIAL CIRCUIT
STATE OF MISSOURI

ADA TITLE II ACCOMMODATION REQUEST FORM

1. Date request submitted _____

2. Name of person needing accommodations _____

Are you? (please check one)

☐ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Witness

☐ Juror

☐ Victim

☐ Attorney

☐ Other (please specify) _____

3. Contact information for person needing accommodation

Street or P.O. Box _____

City _____ State _____ Zip _____

Telephone Number (include area code) _____

Email Address _____

4. Name of person making request (if other than the person needing the accommodation) _____

Street or P.O. Box _____

City _____ State _____ Zip _____

Telephone Number (include area code) _____

Email Address _____

Relationship to person needing accommodation _____

5. Style of Case (i.e. John Brown vs. Joan Doe) _____

Case Number _____

Date accommodation needed _____

Time accommodation needed _____

Location accommodation needed at _____

Duration for which the accommodation is requested _____

6. Nature of disability that necessitates accommodation

7. Accommodation requested

If you are unsure about the accommodation you need, describe how your disability affects you.

Example: "I may have a problem understanding the proceedings and remembering information, due to a stroke. I may need more explanation or extra time to answer questions."

NOTE: If you are involved in more than one court case, you must submit a separate Accommodation Request Form for each case.

FOR INTERNAL COURT USE ONLY

Review and Action [or Court Order]

Reasonable Accommodation Form received from applicant on _____ (Date).

If necessary, Request for Additional Information requested on _____ (Date).

If necessary, Request for Additional Information completed and returned on _____ (Date).

Requested Accommodation granted on _____ (Date).

Requested Accommodation denied on _____ (Date) because:

Other action taken (explain) on _____ (Date):

Notification to applicant concerning action taken on _____ (Date).

(Date)

(Signature of Court Official)

TANEY COUNTY CIRCUIT COURT

**46TH JUDICIAL CIRCUIT
STATE OF MISSOURI**

ADA Coordinator Phone (417)546-7230

ADA TITLE II ACCOMMODATION REQUEST FORM INSTRUCTIONS

RIGHT TO ACCOMMODATION

If you are an individual with a disability who needs an accommodation in order to participate in a court proceeding or other court service, program or activity, you are entitled to the provision of certain assistance. Requests for accommodations may be presented on this form and forwarded to: ADA Coordinator, Taney County Circuit Court, P.O. Box 129, Forsyth, MO 65653; emailed to amy.strahan@courts.mo.gov; or fax at 417-546-7292. The request should be made as far in advance as possible, but preferably at least ten (10) working days before your scheduled court appearance or other court activity. However, a response to an immediate need for accommodation will be provided to the fullest extent possible.

ADA ACCOMMODATIONS PROVIDED

Pursuant to Title II of the Americans with Disabilities Act, Taney County Circuit Court will make reasonable modifications in policies, practices, and procedures; furnish auxiliary aids and services; and afford program accessibility through the provision of accessible facilities, the relocation of services or programs, or the provision of services at alternative sites, as appropriate and necessary.

Examples of auxiliary aids or services that the Court may provide for qualified individuals with disabilities include:

- Assistive listening devices;
- Qualified ASL or other types of interpreters for persons with hearing loss;

- Communication access real-time translation / Real-time transcription services;
- Accessible formats such as large print, Braille, electronic document, or audio tapes;
- Qualified readers; and
- Removal of physical barriers.

Accommodations provided by the court are made at no cost to qualified individuals with disabilities.

AIDS/SERVICES COURT CANNOT ADMINISTRATIVELY GRANT AS ADA ACCOMMODATIONS

Examples of aids or services the court cannot provide as an accommodation under Title II of the Americans with Disabilities Act include:

- Transportation to and from the courthouse;
- Legal counsel or advice;
- Wheelchairs;
- An official transcript of a court proceeding;
- Personal devices such as hearing aids or prescription eyeglasses;
- Personal services such as medical or attendant care; and
- Readers for personal use or study.

Additionally, the courts cannot administratively grant, as an ADA accommodation, requests that impact court procedures within a specific case. Requests for an extension of time, a change of venue, or participation in court proceedings by telephone or videoconferencing must be submitted by written motion to the presiding judge as part of the case. The judge may consider an individual's disability, along with other relevant factors, in granting or denying the motion.

Furthermore, the court cannot exceed the law in granting a request for an accommodation. For example, the court cannot extend the statute of limitations for filing an action because someone claims that he or she could not make it to the court on time due to a disability, nor can the court modify the terms of agreements among parties as an ADA accommodation.

Finally, the Americans with Disabilities Act (ADA) does not require the court system to take any action that would fundamentally alter the nature of court programs, services, or activities, or that would impose an undue financial or administrative burden on the courts.

DOCUMENTATION OF THE NEED FOR AUXILIARY AIDS AND SERVICES

If an individual has a disability that is not obvious, or when it is not readily apparent how a requested accommodation relates to an individual's impairment, it may be necessary for the court to require the individual to provide documentation from a qualified health care provider in order for the court to fully and fairly evaluate the accommodation request. These information requests will be limited to documentation that (a) establishes the existence of a disability; (b) identifies the individual's functional limitations; and (c) describes how the requested accommodation addresses those limitations. Any cost to obtain such documentation is the obligation of the person requesting the accommodation.