

Practical Solutions • Workplace Success

Accommodation and Compliance Series

Accommodation and Compliance Series: Cerebral Palsy

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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 Cerebral Palsy

Cerebral palsy (CP) is a term used to describe a group of chronic conditions affecting body movement and muscle coordination. It is caused by damage to one or more specific areas of the brain, usually occurring during fetal development; before, during, or shortly after birth; or during infancy. Thus, these disorders are not caused by problems in the muscles or nerves. Instead, faulty development or damage to motor areas in the brain disrupt the brain's ability to adequately control movement and posture.

"Cerebral" refers to the brain and "palsy" to muscle weakness/poor control. CP itself is not progressive; however, secondary conditions, such as muscle spasticity, can develop, which may get better over time, get worse, or remain the same. CP is characterized by an inability to fully control motor function, particularly muscle control and coordination. Depending on which areas of the brain have been damaged, one or more of the following may occur: muscle tightness or spasticity; involuntary movement; disturbance in gait or mobility, difficulty in swallowing and problems with speech. In addition, the following may occur: abnormal sensation and perception; impairment of sight, hearing, or speech; and seizures. Other problems that may arise are difficulties in feeding, bladder and bowel control, problems with breathing because of postural difficulties, skin disorders because of pressure sores, and learning disabilities.

There are several types of CP:

Spastic Cerebral Palsy: People with spastic CP have stiff and jerky
movements because their muscles are too tight. Mobility and handgrip are
difficult to control. This is the most common type of CP and affects half of
all people with CP.

- Ataxic Cerebral Palsy: Low muscle tone and poor coordination of movements is described as ataxic. Shakiness or tremors make writing, page turning or using a keyboard difficult to perform. Poor balance and unsteady walking requires extra mental concentration or more time to complete the movements.
- Athetoid Cerebral Palsy: Athetoid refers to a type of CP involving mixed muscle tone, too high or too low. Random, involuntary movements result in movements of the face, arms and upper body. Walking, sitting upright and maintaining posture control takes extra work and concentration. About one fourth of people with CP have athetoid CP.
- Mixed Cerebral Palsy: When muscle tone is too low in some muscles and too high in other muscles, the type of CP is called mixed. About one fourth of all people with CP have this type.

Cerebral Palsy 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 Cerebral Palsy

People with cerebral palsy 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 with cerebral palsy 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

Drooling

- Drooling Aids
- Flexible Schedule
- Rest Area/Private Space
- Telework, Work from Home, Working Remotely

Handling/Fingering

- Industrial
- Anti-vibration Gloves
- Anti-vibration Tool Wraps
- Compact Material Handling
- Ergonomic and Pneumatic Tools
- Ergonomic Equipment
- Extra Grip Gloves
- Grip Aids
- Vacuum Pickup Tools
- Office Equipment
 - Alternative Input Devices
 - Alternative Keyboards
 - Alternative Mice
 - Articulating Keyboard Trays
 - Book Holders
 - Compact Material Handling
 - Ergonomic Equipment
 - Expanded Keyboards

- Forearm Support
- Grip Aids
- Keyguards
- Miniature Keyboards
- On-Screen Keyboards
- One-Handed Keyboards
- Page Turners
- Writing Aids
- Typing / Keyboarding Aids
- Scribe/Notetaker
- Speech Recognition Software
- Other
- Aide/Assistant/Attendant
- Money Handling Products
- Periodic Rest Breaks

Organizing/Planning/Prioritizing

- Applications (apps)
- Apps for Organization/ Time Management
- Calendars and Planners
- Color-coded Manuals, Outlines, and Maps
- Electronic Organizers
- Ergonomic Equipment
- Job Coaches
- Job Restructuring
- On-site Mentoring
- Organization Software
- Personal On-Site Paging Devices
- Professional Organizers
- Reminders
- Supervisory Methods
- Task Identification

- Task Separation
- Timers and Watches
- Visual Schedulers
- Written Instructions

Toileting/Grooming Issue

- Accessible Toilets and Toilet Seats
- Aide/Assistant/Attendant
- Flexible Schedule
- Grab Bars Toilet Hinged Arm Support
- Grooming and Dressing Aids
- Independent Living Aids
- Modified Break Schedule
- Swing Away Grab Bars
- Telework, Work from Home, Working Remotely
- Toileting Aids
- Transfer Aids
- Transfer Sheets
- Worksite Redesign / Modified Workspace

Walking

- Scooters
- Walkers
- Wheelchairs

Work-Related Functions

Access Information

- Accessible Mobile Phones
- Accessible Telephones
- Adjustable Desk Top Workstations for Office Settings
- Aide/Assistant/Attendant
- Alternative Input Devices
- Alternative Keyboards

- Alternative Mice Limiting Tremors
- Alternative Mice
- Breath and Mouth Controlled Alternative Computer Input Devices
- Eye Controlled Alternative Computer Input Devices
- Head Controlled Alternative Computer Input Devices
- Keyguards
- Large Button Phones
- On-Screen Keyboards
- One-Handed Keyboards
- Prism Glasses/Bed Spectacles
- Speech Recognition Software

Commute

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

Off Site Access

- Accessible Vehicles
- Accessories for Scooters
- All-Terrain Scooters
- All-Terrain Wheelchairs
- Examination and Procedures Chair
- Flexible Schedule
- Head Support for Wheelchairs
- Low Task Chair
- Personal Transportation and Mobility Products
- Scooters
- Stair Assists
- Telework, Work from Home, Working Remotely

- Transportation Assistance
- Van Conversion
- Wheelchair Accessible Scales
- Wheelchair Carts/Trailers
- Wheelchair Mounts

Parking

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

Work Site Access

- Accessible Toilets and Toilet Seats
- Accessories for Scooters
- Adjustable Workstations for Industrial Settings
- Adjustable Workstations for Office Settings
- All-Terrain Scooters
- Anti-fatigue Matting
- Automatic Door Openers
- Boat Access
- Braille and/or ADA Signage
- Door Knob Grips and Handles
- Examination and Procedures Chair
- Flexible Schedule
- Head Support for Wheelchairs
- High Visibility Floor Tape and Paint
- Low Task Chair
- Portable Ramps
- Ramps
- Scooters
- Service Animal

- Smart Locks/Keyless Entry Locks
- Stair Assists
- Stair Tread/Textured Tape
- Support Animal
- Telework, Work from Home, Working Remotely
- Van Conversion
- Walkers
- Wearable Anti-fatigue Matting
- Wheelchair Accessible Scales
- Wheelchair Carts/Trailers
- Wheelchair Lifts
- Wheelchair Mounts
- Wheelchairs
- Worksite Redesign / Modified Workspace

Work Station Access

- Accessories for Scooters
- Adjustable and Ergonomic School Desks and Equipment
- Adjustable Desk Top Workstations for Office Settings
- Adjustable Workstations for Industrial Settings
- All-Terrain Scooters
- Anti-fatigue Matting
- Articulating Keyboard Trays
- Assist Lift Cushions
- Automatic Door Openers
- Chair Mats
- Chairs for Little People
- Chairs for People who are Tall
- Dual Monitors
- Elevating Lift and Office Chairs
- Ergonomic and Adjustable Office Chairs
- Ergonomic Equipment

- Examination and Procedures Chair
- Expanded Keyboards
- Forearm Support
- Forward Leaning Chairs
- Head Support for Wheelchairs
- Large-Rated Chairs
- Low Task Chair
- Monitor Mirrors
- Monitor Risers
- Mousing Surfaces
- Proper Sitting / Standing Techniques
- Stair Assists
- Stand-lean Stools
- Supine Workstations
- Van Conversion
- Wheelchair Accessible Scales
- Wheelchair Carts/Trailers
- Wheelchair Mounts
- Wheelchairs
- Work Platforms
- Zero Gravity (reclining) Chairs

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 accountant with cerebral palsy could not walk long distances.

His employer provided him with a reserved parking space close to the building and allowed him to work from home three days a week.

An office assistant with cerebral palsy had difficulty typing due to mild spasticity in her upper extremities.

Her employer purchased a keyguard to go over her keyboard to help her hit the right keys and forearm supports to help stabilize her arms.

A janitor with cerebral palsy and balance problems was having problems walking about the facility and safely climbing ladders to change light bulbs.

His employer provided him with a motorized cart and a rolling safety ladder.

A production worker with an intellectual impairment and cerebral palsy had difficulty grasping a plastic bottle to accurately apply an adhesive label.

JAN suggested making a wooden jig, which secured the bottle, thus allowing the employee to use both hands when applying the label.

A university employee with cerebral palsy used a speech generating communication device to meet her communication needs at work and elsewhere. Her device worked well with her personal cellphone, but she needed a speakerphone in order to take calls on the office phone line. Due to workplace changes, she needed to start sharing an office with two coworkers. Her employer purchased an adapter for the device so that she could use her device with the telephone more discreetly.

A federal employee with cerebral palsy needed assistance with lunch, including getting food from the cafeteria and eating.

His employer provided a personal assistant for the employee's entire lunch hour.

A teacher with cerebral palsy had difficulty manipulating papers and writing on the chalkboard.

She was provided a teacher's aide to pick up and pass out student papers and an overhead projector to replace the chalkboard.

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 Academy for Cerebral Palsy & Developmental Medicine

555 East Wells, Ste. 1100 Milwaukee, WI 53202 Direct: (414) 918-3014 Fax: (414) 276-2146 info@aacpdm.org

http://www.aacpdm.org

Devoted to the study of cerebral palsy and other childhood onset disabilities, to promoting professional education for the treatment and management of these conditions, and to improving the quality of life for people with these disabilities.

American Academy of Neurology

201 Chicago Avenue Minneapolis, MN 55415 Toll Free: (800) 879-1960 Direct: (612) 928-6000

Fax: (612) 454-2746

memberservices@aan.com

http://www.aan.com/

The American Academy of Neurology (AAN) provides valuable resources for medical specialists worldwide who are committed to improving the care of patients with neurological diseases.

American Chronic Pain Association

P.O. Box 850 Rocklin, CA 95677-0850 Toll Free: (800) 533-3231 Fax: (916) 632-3208

ACPA@theacpa.org http://www.theacpa.org

The purpose of the American Chronic Pain Association is to facilitate peer support and education for individuals with chronic pain and their families so that these individuals may live more fully in spite of their pain.

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 Pregnancy Association

425 Greenway Drive Suite 440 Irving, TX 75038

Toll Free: (800) 672-2296 info@americanpregnancy.org/http://americanpregnancy.org/

The American Pregnancy Association is a national health organization committed to promoting reproductive and pregnancy wellness through education, support, advocacy, and community awareness.

Birth Injury Guide

Toll Free: (877) 415-6603 http://www.birthinjuryguide.org

BirthlnjuryGuide.org is staffed by a birth injury advocacy group based out of Houston, TX. Our staff includes professional writers and researchers, birth injury experts, and medical professionals, all working together to produce the most comprehensive birth injury information source possible.

We work hard to make our information thorough, accurate, and up-to-date. And most importantly we strive to help answer the many questions of parents and loved ones of a child with a birth injury.

Centers for Disease Control and Prevention

1600 Clifton Rd Atlanta, GA 30333

Toll Free: (800) 232-4636

https://www.cdc.gov/

The Centers for Disease Control and Prevention are dedicated to protecting the health and safety of people - at home and abroad, providing credible information to enhance health decisions, and promoting health through strong partnerships.

Cerebral Palsy Group

400 Putnam Pike Suite J Smithfield, RI 02917 Direct: (774) 325-0083

https://cerebralpalsygroup.com

Cerebral Palsy Group is a national organization that was created so that it may serve the individuals and families who have been diagnosed with cerebral palsy. We are here to provide information and support so that we may help provide resources and education to those affected by CP.

Cerebral Palsy Research Foundation of Kansas, Inc.

5111 East 21st Street N. Wichita, KS 67208 Direct: (316) 688-1888 Fax: (316) 688-5687

info@cprf.org http://www.cprf.org/

Cerebral Palsy Research Foundation of Kansas primary goal is to provide opportunities allowing physically disabled persons to reach their full potential through employment, recreation, education, and independent living.

Christopher & Dana Reeve Foundation

636 Morris Turnpike Suite 3A Short Hills, NJ 07078

Toll Free: (800) 225-0292 Direct: (973) 379-2690

TeamReeve@ChristopherReeve.org

http://www.christopherreeve.org/site/c.ddJFKRNoFiG/b.4048063/k.67BA/The_Christoph

er_amp_Dana_Reeve_Foundation__Paralysis_amp_Spinal_Cord_Injury.htm

The Reeve Foundation is dedicated to curing spinal cord injury by funding innovative research, and improving the quality of life for people living with paralysis through grants, information and advocacy.

Eunice Kennedy Shriver National Institute of Child Health and Human Development

31 Center Drive Building 31, Room 2A32 Bethesda, MD 20892-2425 Toll Free: (800) 370-2943 Fax: (866) 760-5947

NICHDInformationResourceCenter@mail.nih.gov

http://www.nichd.nih.gov/Pages/index.aspx

The mission of the NICHD is to ensure that every person is born healthy and wanted, that women suffer no harmful effects from reproductive processes, and that all children have the chance to achieve their full potential for healthy and productive lives, free from disease or disability, and to ensure the health, productivity, independence, and well-being of all people through optimal rehabilitation.

Eunice Kennedy Shriver National Institute of Child Health and Human Development

P.O. Box 3006 Rockville, MD 20847 Toll Free: (800) 370-2943

Fax: (866) 760-5947

NICHDInformationResourceCenter@mail.nih.gov

http://www.nichd.nih.gov/Pages/index.aspx

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Genetic and Rare Diseases Information Center (GARD)

P.O. Box 8126 Gaithersburg, MD 20898-8126 Toll Free: (888) 205-2311

Fax: (301) 251-4911

https://rarediseases.info.nih.gov/

The Genetic and Rare Diseases (GARD) Information Center is a program of the National Center for Advancing Translational Sciences (NCATS) and funded by two parts of the National Institutes of Health (NIH): NCATS and the National Human Genome Research Institute (NHGRI). GARD provides the public with access to current, reliable. and easy to understand information about rare or genetic diseases in English or Spanish.

March of Dimes Foundation

1275 Mamaroneck Avenue White Plains, NY 10605 http://www.marchofdimes.org/

The mission of the March of Dimes is to improve the health of babies by preventing birth defects, premature birth and infant mortality.

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> https://medlineplus.gov

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 <u>pubmedcentral@ncbi.nlm.nih.gov</u> 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 of Neurological Disorders and Stroke

P.O. Box 5801

Bethesda, MD 20824 Toll Free: (800) 352-9424 Direct: (301) 496-5751 http://www.ninds.nih.gov

The NINDS, an agency of the U.S. Federal Government and a component of the National Institutes of Health and the U.S. Public Health Service, is a lead agency for the congressionally designated Decade of the Brain, and the leading supporter of biomedical research on disorders of the brain and nervous system.

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.

Pediatric Brain Foundation

2144 E. Republic Rd. Building B, Suite 202 Springfield, MO 65804 Direct: (417) 887-4242

info@pediatricbrainfoundation.org

http://www.pediatricbrainfoundation.org/

Pediatric Brain Foundation's Mission is Three-fold:

Expedite scientific research to find treatments and cures for the more than 14 million children living with some form of neurological disorder

- Provide families and health care professionals with up-to-date information and resources on the latest discoveries in pediatric neurology
- Educate the public and public officials on the critical importance of funding pediatric neurological research

Rehabilitation Engineering and Assistive Technology Society of North America (RESNA)

1560 Wilson Bvd Suite 850 Arlington, VA 22209 Direct: (703) 524-6686 Fax: (703) 524-6630

info@resna.org

http://www.resna.org/

RESNA, the Rehabilitation Engineering and Assistive Technology Society of North America, is the premier professional organization dedicated to promoting the health and well-being of people with disabilities through increasing access to technology solutions. RESNA advances the field by offering certification, continuing education, and professional development; developing assistive technology standards; promoting research and public policy; and sponsoring forums for the exchange of information and ideas to meet the needs of our multidisciplinary constituency.

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.

TASH

2013 H Street, NW Washington, DC 20006 Direct: (202) 540-9020 Fax: (202) 540-9019

info@tash.org http://www.tash.org

An international association of people with disabilities, their family members, other advocates, and professionals who work in the disability field. Promotes the full participation of people with disabilities in integrated community settings that support the same quality of life available to people without disabilities. Provides information and referral resources; renders targeted advocacy.

Trace Research & Development Center

2107 Engineering Centers Bldg. 1550 Engineering Dr. Madison, WI 53706 Direct: (608) 262-6966 Fax: (608) 262-8848

Fax: (608) 262-8848 info@trace.wisc.edu/

The Trace Research & Development Center's mission is to prevent the barriers and capitalize on the opportunities presented by current and emerging information and telecommunication technologies, in order to create a world that is as accessible and usable as possible for as many people as possible.

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