

	Division of Community and Public Health	
	Section: 7.0 Court Force Handbook	Reviewed May 2020
	Subsection: 7.02.5 Petition	Page 1 of 3

PETITION

IN THE CIRCUIT COURT OF _____, COUNTY
STATE OF MISSOURI

_____ COUNTY	)	
PUBLIC HEALTH DEPARTMENT,	)	
Petitioner	)	Case No. _____
v.	)	
_____	)	
Respondent.	)	

PETITION FOR COMMITMENT

Petitioner the _____ County Public Health Department, by and through its attorney
_____, states and alleges as follows:

1. Respondent (individual), a _____ male/female, age _____, is a person with active tuberculosis, as demonstrated by the following clinical, bacteriological or radiological evidence: _____.(or is a person who is a potential transmitter of tuberculosis, in that he/she has the diagnosis of pulmonary tuberculosis as of (date/ place of diagnosis) but has not begun a recommended course of therapy, or having begun a recommended course of therapy, has not completed the therapy.)

2. Respondent is conducting himself/herself in such a manner as to expose other persons to danger of infection, in that respondent is violating the rules, regulations, instructions or orders promulgated by the Department of Health and Senior Services or this Board of Public Health by:
_____ (set forth ways in which respondent is violating rules, etc.).

3. Respondent has been previously directed by this Board of Public Health to comply with such rules, regulations, instructions or orders, but respondent has refused and continues to refuse to so comply.

4. (Set forth any other relevant facts or special circumstances here.)

	Division of Community and Public Health	
	Section: 7.0 Court Force Handbook	Reviewed May 2020
	Subsection: 7.02.5 Petition	Page 2 of 3

5. Respondent resides at _____, in _____ County, Missouri. (or Respondent is a nonresident or has no fixed place of abode, but may be found at _____ in _____ County.)

6. Section 199.180 of the Revised Missouri Statutes provides that when a person with active tuberculosis (or a person who is a potential transmitter) violates the rules, regulations, instructions, or orders promulgated by the Missouri Department of Health and Senior Services or the local board, and is thereby conducting himself or herself so as to expose other persons to danger of infection, after having been directed by the local board to comply with such rules, regulations, instructions or orders, the local board may institute proceedings by petition for commitment in the circuit court of the county in which such person resides, or if a nonresident or has not fixed place of abode, where such person may be found.

7. Public health requires the commitment of respondent so that he/she is no longer a risk to himself/herself or other members of the public.

8. Due to the public health risk, petitioner also asks this Court to order that respondent be ordered to wear a surgical mask during all times that respondent is being transported by public transportation, such as a taxi, or by police, to the place of commitment.

Wherefore, Petitioner _____ Board of Public Health prays this Court for its Order committing respondent _____ to a facility designated by the Missouri Department of Health and Senior Services until such time as the patient's discharge will not

	Division of Community and Public Health	
	Section: 7.0 Court Force Handbook	Reviewed May 2020
	Subsection: 7.02.5 Petition	Page 3 of 3

endanger public health, in accordance with Section 199.230 of the Missouri Revised Statutes, further ordering that respondent be required to wear a surgical mask during any times in which respondent is being transported by public vehicle or by the police to the place of commitment, and for such other relief as this Court deems just and proper.

Respectfully submitted,

Attorney for Petitioner
(Address)

Verification of Health Care Provider

State of Missouri)
) ss.
County of _____)

The undersigned, being duly sworn on his/her oath, states that he/she is a health care provider licensed in the State of Missouri; that he/she has reviewed the foregoing Petition for Commitment, and is familiar with the facts of this matter; and that the statements and matters alleged in the Petition for Commitment are true to the best of his/her knowledge and belief.

Name Date

Subscribed and sworn to before me this ____ day of _____, 20__.

Notary Public My commission expires: