

PARTICIPANT RIGHTS¹

Each center shall post in a prominent place the list of Participant Rights in English, and in any other predominant language of the community. These rights will be explained to participants in a language that he/she understands.

These rights apply to participants prior to, during, and after admission to the center.

EACH PARTICIPANT SHALL HAVE RIGHTS WHICH INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING:

- To be informed by the multidisciplinary team of health and functional status, unless a physician has documented that this information is medically contraindicated.
- To participate in the development and implementation of his/her Individual Plan of Care .
- To be fully informed regarding the type, frequency, and treatment objectives of services provided by the center. This must be verified by a participant's written acknowledgement.
- To be fully informed, in writing, of the services available at the center, and of any monetary charges not covered by Medi-Cal or the center's basic rate.
- To be fully informed of participant rights and responsibilities and rules or regulations governing his/her conduct and responsibilities as a participant, as well as changes made to such rules and regulations by center staff. This must be verified by a participant's written acknowledgement.
- To treatment and rehabilitative services that promote the participant's capacity for independence and functional self-reliance.
- To have reasonable access to telephones, to make and/or receive confidential calls or to have such calls made for them, if necessary.
- To be encouraged and/or assisted to exercise his/her participant, civil, and legal rights, to voice grievances and recommend policy and/or service changes, and to choose an outside representative without restraint, interference, coercion, discrimination or reprisal.

PARTICIPANT RIGHTS (cont.)

EACH PARTICIPANT SHALL HAVE RIGHTS WHICH INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING:

- To have a fair hearing.
- To end his/her participation at the center at any time.
- To refuse treatment and be informed of the resulting consequences.
- To be discharged, with reasonable advance notice, only for medical reasons, or for his/her own safety and/or welfare, and/or that of other participants, and for nonpayment of services. Such actions must be documented in his/her health record.
- To be notified of the confidentiality of his/her recorded information, including that which is contained in an automatic data bank. The participant's written consent will be required to release any information to persons not authorized by law to receive it. Written consent will also be required for release of identifying information to the news media. The participant may also choose to provide written consent to release only partial information and to whom.
- To not be required to perform services for the facility that are not therapeutic and are not in his/her Individual Plan of Care.
- To dignity, privacy and humane care, including privacy in treatment and care for personal needs.
- To be free from harm, including unnecessary physical restraint or isolation, excessive medication, and physical and/or mental abuse and neglect.
- To be free from hazardous procedures.

ⁱ §78437, Title 22, California Code of Regulations