Appendix 38A ▪ Negotiated Risk Agreement Example Participant A

Participant Name: Emily Exampleton MSSP ID: 5000

Participant's desire/preference:

Participant wants to smoke with no restrictions.

Current situation/cause(s) of concern:

Participant smokes unsupervised in the home. Participant has fallen asleep with a lit cigarette that has burned holes in the rugs and furniture. Participant has not been burned yet, but the smoking habits have the potential for starting a fire in the home. Participant has also smoked while using oxygen in the home.

Possible/probable negative consequences:

Using oxygen while smoking is a fire risk. Participant will most likely continue to burn holes in the carpet and furniture, thus putting self and others at risk.

Possible alternatives to minimize risk:

1) The care manager can assist participant in obtaining and installing smoke detectors.
2) Participant can consult with doctor about alternatives for quitting smoking (e.g., prescription or over-the-counter medications, support groups).
3) Participant can attempt to substitute another activity (e.g., chewing gum).
4) Participant can utilize flame-retardant materials wherever possible (e.g., bedding), and ashtrays.
5) Participant can get up out of bed to smoke.
6) Participant can refrain from smoking while using oxygen.

Final agreement, if any, reached by all parties:

Participant agrees not to smoke while using oxygen. Participant agrees to have smoke detectors installed and will use ashtrays to dispose of cigarette ashes and butts. Participant will try using a timer if smoking in bed so the alarm will keep him/her from falling asleep with a lit cigarette.

Frequency of reassessment of risk: Every month.

Emily Exampleton		03/20/26
Printed Name (Participant/Representative)	**Signature**	**Date**
Mary Manager		03/20/26
Printed Name/Title (Care Manager)	Signature	Date

See the Site Manual Chapter 3, Section 3.700, Assessing and Documenting Participant Risk, for additional information.