

Policy:

All employees of Palmer's Home Care, LLC are expected to be familiar with, respectful of, and advocate for the rights of individuals in our care.

Palmer's Home Care, LLC employees/contracted supports protect, defend, and advocate for the rights of individuals supported, and encourage self-advocacy as well.

By Missouri Law, Individuals receiving services from the Division of Developmental Disabilities are entitled to the following rights without limitation. All employees of Palmer's Home Care, LLC will be supporters, advocates, educators, and protectors of these rights of individuals in the care of Palmer's Home Care, LLC, and of individuals with developmental disabilities in general. Failure to do so can result in corrective action up to immediate termination depending on the severity. It is the responsibility of the employee to understand and conduct self in a way that does not infringe on these rights or to seek supervision/education from administration when assistance is needed.

Comments:

Individuals are entitled to the Following Rights:

1. Humane care and treatment;
2. Quality medical care and treatment;
3. Safe and sanitary housing;
4. To not participate in non-therapeutic labor;
5. To attend or not attend religious services of the individual's choosing;
6. To receive prompt evaluation and care, treatment, habilitation or rehabilitation about which the individual is informed insofar that person is capable of understanding;
7. To be treated with dignity as a human being;
8. To not be the subject of experimental research without prior written and informed consent or that of a parent, if the person is a minor, or guardian;
9. To decide not to participate or to withdraw from any research at any time for any reason;
10. To have access to consultation with a private physician at the individual's expense;
11. To be evaluated, treated, or habilitated in the least restrictive environment;
12. To not be subjected to any hazardous treatment or surgical procedure unless the individual's parent, if the person is a minor, or guardian consents; or unless such treatment or surgical procedure is ordered by a court of competent jurisdiction;
13. In the case of hazardous treatment or irreversible surgical procedures, to have, upon request, an impartial review prior to implementation, except in case of emergency procedures required for the preservation of life;
14. To a nourishing, well-balanced and varied diet;
15. To be free from verbal and physical abuse;
16. *To wear one's own clothes and to keep and use one's personal possessions;
17. *To keep and be allowed to spend a reasonable sum of one's own money for canteen expenses and small purchases;
18. *To communicate by sealed mail or otherwise with persons, including agencies inside or outside the facility;

19. *To receive visitors of one's own choosing at reasonable times;
20. *To have reasonable, private access to a telephone to make and receive confidential calls;
21. *To have access to one's own mental and medical records;
22. *To have opportunities for physical exercise and outdoor recreation;
23. *To have reasonable, prompt access to current newspapers, magazines and radio and television programming.

**Missouri law gives individuals who receive mental health services the following rights that may be limited for safety or therapeutic reasons ANY proposed limitation of rights must be reviewed by DMH Regional Office or State Operated Programs Human Rights Committee to ensure that a person's rights are adequately protected BEFORE implementation. If any restriction is believed to be needed by any employee of Palmer's Home Care, LLC, the first step must be speaking with administration of Palmer's Home Care, LLC. It is never okay for any employee to restrict rights of any individual receiving care without first consulting administration about the proper procedure for determining whether a restriction is necessary and no restrictions will be imposed by any employee of Palmer's Home Care, LLC without due process.*

A person receiving services and/or the person's parents, guardian or authorized representative shall be informed of the person's rights in language that is easily understood on an annual basis, at the time of the implementation of the new Individualized Support Plan, and when an individual enters services with Palmer's Home Care, LLC.

Employees of Palmer's Home Care, LLC provide positive supports to persons receiving services. Employees of Palmer's Home Care, LLC are responsible for the enhancement and protection of human rights.

Please refer to 9CSR45-3.030.