



BILL OF RIGHTS INFORMATION

The Home and Community-Based Services (HCS) Program Provider shall have evidence of assuring the provision and promotion of a Bill of Rights for individuals enrolled in the HCS Program. The Bill of Rights complies with all rights guaranteed to persons with Mental Retardation under the Persons with Mental Retardation Act and any subsequent revisions, including, but not limited to, the following rights:

- (1) To manage, be trained to manage, or have assistance in managing financial affairs upon documentation of the individual's written request for assistance.
- (2) To access public accommodations.
- (3) To be informed of requirements for participation.
- (4) To be informed both verbally and in writing of all the waiver services available and rules pertaining to the individual's enrollment and participation in the Program Provider's program, including those related to the use of restraint and seclusion, as well as any changes in these that occur.
- (5) To be informed of the Individual Service Plan and Individual Plan of Care including any restrictions affecting the individual's rights.
- (6) To participate in decisions and to be informed of the reasons for decisions regarding plans for enrollment, service termination, transfer, relocation, or denial of Home and Community Based Services.
- (7) To information about the individual's own health, mental condition, and related progress.
- (8) To be informed of the name and qualifications of any person serving or treating the individual and to choose among various available service providers.
- (9) To have visitors without prior notice to the HCS provider unless such rights are contraindicated by the individual's rights or the rights of other individuals.
- (10) To privacy in visitation with family and other visitors.
- (11) To make telephone calls.
- (12) To send and to receive sealed and uncensored mail.
- (13) To attend religious activities of choice.
- (14) To participate in developing a pre-charge plan that addresses assistance of the individual after he or she leaves the program.
- (15) To be free from the use of unauthorized restraints.
- (16) To a normative residential living environment.
- (17) To access free public schooling according to the Texas Education Code.
- (18) To live where the individual is within proximity of and can access treatment and services that are best suited to meet the individual's needs and abilities and enhance those person's strengths.
- (19) To have a personalized Home and Community Based Services Individual Service Plan and Individual Plan of Care based on individualized assessments that meet the individual's needs and abilities and enhance those person's strengths.
- (20) To help decide what the Individual Service Plan will be.
- (21) To be informed as to the progress and lack of progress made in the execution of the Individual Service Plan.
- (22) To choose from the same services that are available to all community members.
- (23) To be evaluated as needed, but at least annually, to determine the individual's strengths, needs, preferences and appropriateness of the Individual Service Plan.
- (24) To complain at any time to any member of the Program Provider's personnel.
- (25) To receive appropriate support and encouragement from any member of the Program Provider's personnel if the individual dislikes or disagrees with the service being rendered or thinks his or her rights are being unduly violated.
- (26) To participate in decisions regarding the individual's living environment; including locations, furnishings, other individuals residing in the residence and move to other residential locations.

- (27) To have personnel who are accountable to the individual and at the same time are responsible to the overall functions of the HCS program.
- (28) To active personal assistance in exercising civil and self-advocacy rights attainment by provisions for :
 - a. Complaints
 - b. Voter's Registration
 - c. Citizenship information and education
 - d. Advocacy Services
 - e. Guardianship
- (29) To counseling regarding the use of money.
- (30) To possess and to use money in personal and individualized ways or be learning to do so.
- (31) To access all financial records regarding the individual's funds.
- (32) To privacy visits by his or her spouse if living apart.
- (33) To privacy during treatment and care of personal needs.
- (34) To share a room when both husband and wife are living in the same residence,
- (35) To be free from service as a source of labor when residing with persons other than family members.
- (36) To communicate, associate and to meet privately with individuals of his or her choice, unless this violates the rights of another individual.
- (37) To participate in social, recreational and community group activities.
- (38) To have parents of minors and /or legally authorized representatives involved in but not limited to the following:
 - a. Being informed of all rights and responsibilities when the individual is enrolled in the HCS program as well as of any change in rights or responsibilities before they become effective.
 - b. Participating in the planning of Home and Community Based Services.
 - c. Advocacy for all rights of the individual.
- (39) To be given freedom of choice concerning other HCS Programs which serve as alternatives and the ability to transfer to these HCS programs as often as desired.
- (40) To be informed of and to agree in writing to any charges and effects of charges in relation to the individual's financial status.
- (41) To complain to TDADS when the provider's resolution of a complaint is unsatisfactory to the individual or legally authorized representative and to be informed of the TDADS telephone number (1-800-458-9858) to initiate complaints.
- (42) To be free from the use of seclusion.

Legal rights of persons with Mental Retardation are guaranteed by the Texas Mentally Retarded Person Act of 1977.

This is to confirm that I have had my rights verbally explained to me as an individual receiving services at Millrose Center. I understand that I have the right to participate in the plan for services and to refuse services if I do desire. This further confirms that I understand the rights afforded to me under the law.

Sam Naja, Director of Millrose Center, is available to me at my request should I have any further questions regarding my rights.

Individual Signature

Date

Parent/Guardian Signature

Date

Sam Naja, Millrose Center

Date