



## Policy

Policy Title:	Individual Rights				
Policy Number:	22-16-01	Version:	2	Effective Date:	11/25/2022
OAR/ORS:	ORS 109.610 - 109.697, 179.505, 426.385; OARS 309-019-0115(1)(m)				

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Approved by:

\_\_\_\_ 1/24/2023 \_\_\_\_\_  
Date Approved:

## Overview

**Description:** To ensure clients are aware of their rights and responsibilities when acquiring and receiving treatment.

## Policy

True Heart Therapy will provide clients with a written list of client rights before beginning treatment.

## Procedures

1. Prior to the beginning of treatment, potential clients will be sent the *Consent to Treatment* form containing the following Client Rights:
  - A. Receive services that promote recovery, resiliency, wellness, independence; are person, youth and family-directed; and are culturally and trauma sensitive;
  - B. Choose from available services and supports, those that are consistent with the Service Plan, culturally competent, provided in the most integrated setting in the community and under conditions that are least restrictive to the individual's liberty, that are least intrusive to the individual and that provide for the greatest degree of independence;
  - C. Be treated with dignity and respect;
  - D. Participate in the development and periodic review of my service plan and reassessment of service and support needs and receive a copy of written service plan;
  - E. Have access to all covered services for which a person is eligible based on medical necessity and administrative rules;
  - F. Have all medically appropriate services explained by your health provider, including expected outcomes and possible risks;
  - G. Inspect Service Record in accordance with ORS 179.505;

- H. Refuse participation in experimentation;
- I. Receive medication specific to the individual's diagnosed clinical needs;
- J. Receive prior notice of transfer, unless the circumstances necessitating transfer pose a threat to health and safety;
- K. Be free from abuse or neglect and to report any incident of abuse or neglect without being subject to retaliation;
- L. Have religious freedom;
- M. Be free from seclusion and restraint, except as regulated by OARS 309-019-0115(1)(m);
- N. Be informed at the start of services, and periodically thereafter, of the rights guaranteed;
- O. Be informed of the policies and procedures, service agreements and fees applicable to the services provided, and to have a custodial parent, guardian, or representative, assist with understanding any information presented;
- P. Have family and/or guardian involvement in service planning and service delivery;
- Q. Make a declaration for mental health treatment, when legally an adult;
- R. Request electronic methods of communication for information as long as the method meets HIPAA privacy and security standards and the information does not constitute a Notice of Action regarding a denial of service;
- S. Exercise all rights set forth in ORS 109.610 through 109.697 if a child, or ORS 426.385 if committed to Department of Human Services;
- T. Receive a Notice of Privacy Practices (the "Notice") that explains how my health information can be used with my consent and when True Heart Therapy (THT) may use or disclose my health information without my consent;
- U. File a complaint or grievance against THT without fear of retaliation (for more detail, please see Notice of Privacy Practices);
- V. I understand that I can refuse to sign this consent and/or refuse treatment unless I am required by a court or legal guardian to accept services here;
- W. Exercise all rights described in this rule without any form of reprisal or punishment;
- X. For adults receiving behavioral health services, you have the right to be informed about Advanced Directives;
- Y. If you are a Health Share of Oregon member, you may also refer to your Member's Handbook.
- Z. If you are a Health Share of Oregon member, you have the right to a second opinion by a participating provider within the network, or non-participating provider if a qualified participating provider is not available, at no cost to you as a member.