

FRESNO-MADERA OMBUDSMAN PROGRAM

3845 N. Clark Avenue #201

Fresno, Ca 93726

Phone: 559-224-9177 Fax: 559-224-9106

RESIDENT RIGHTS IN SKILLED NURSING FACILITIES

Title 22, Division 5

California Code of Regulations

Section 72527

1. To be fully informed of these rights and of all rules and regulations governing resident conduct.
2. To be fully informed of services available in the facility and of related changes, including any charges for services not covered by the facility.
3. To be fully informed by a physician of his or her total health status and to be afforded the opportunity to participate on an immediate and ongoing basis in the total plan of care including the identification of medical, nursing, and psychosocial needs and the planning of related services.
4. To consent to or refuse any treatment or procedure or participation in experimental research.
5. To receive all information that is material to an individual resident's decision concerning whether to accept or refuse any proposed treatment or procedure.
6. To be transferred or discharged only for medical reasons, or the resident's welfare or that of other residents or for nonpayment for his or her stay and to be given reasonable advance notice to ensure orderly transfer or discharge.
7. To be encouraged and assisted throughout the period of stay to exercise rights as a resident and as a citizen, and to this end to voice grievances and recommend changes in policies and services to facility staff and/or outside representatives of resident's choice, free from restraint, interference, coercion, discrimination, or reprisal.
8. To manage personal financial affairs, or to be given at least a quarterly accounting of financial transactions made on the resident's behalf should the facility accept written delegation of this responsibility.
9. To be free from mental and physical abuse.
10. To be assured confidential treatment of financial and health records and to approve or refuse their release, except as authorized by law.
11. To be treated with consideration, respect and full recognition of dignity and individuality, including privacy in treatment and in care of personal needs.
12. Not to be required to perform services for the facility that are not included for therapeutic purposes in the patient's plan of care.

13. To associate and communicate privately with persons of the resident's choice, and to send and receive mail unopened.
14. To meet with others and participate in activities of social, religious, and community groups.
15. To retain and use personal clothing and possessions as space permits, unless to do so would infringe upon the health, safety, or rights of the resident or other residents.
16. If married, to be assured privacy for visits by the resident's spouse and if both are residents in the facility, to be permitted to share a room.
17. To have daily visiting hours established.
18. To have visits from members of the clergy at any time at the request of the resident or the resident's representative.
19. To have visits from persons of the resident's choosing at any time if the resident is critically ill, unless medically contraindicated.
20. To be allowed privacy for visits with family, friends, clergy, social workers or for professional or business purposes.
21. To have reasonable access to telephones and to make and receive confidential calls.
22. To be free from any requirement to purchase drugs or rent or purchase medical supplies or equipment from any particular source.
23. To be free from psychotherapeutic drugs and physical restraints used for the purposes of resident discipline or staff convenience and to be free from psychotherapeutic drugs used as a chemical restraint, except in an emergency which threatens to bring immediate injury to the resident or others.