

## Patients' Bill of Rights

1. Is fully informed as evidenced by the patients' written acknowledgement, prior to or at the time of admission and during stay, of these rights and of all rules and regulations governing patient conduct and responsibilities.
2. Is fully informed, prior to and or at the time of admission and during stay, of services available in the facility, and of related charges including any charges for services not covered under Title XVIII or XIX of the social security act, or not covered by the facility's basic per diem rate.
3. Is fully informed, by a physician, of his/her medical condition unless medically contraindicated (as documented by a physician in his/her medical record), and is afforded the opportunity to participate in the planning of his/her medical treatment and to refuse to participate in experimental research.
4. Is transferred or discharged only for medical reasons, or for his/her welfare or that of the other patients, as documented in his/her medical record; or, in the case of a private patient for his/her non payment or arrearage of more than fifteen days of the per diem room rates established by the nursing home pursuant to approval by the commission on hospital and health care for his/her stay, except as prohibited by the social security act, and the patient or his/her guardian, relative or sponsoring agency is given at least 30 days notice to ensure orderly transfer or discharge.
5. Is encouraged and assisted throughout his/her period of stay, to exercise his/her rights as a patient and as a citizen, and to this end may voice grievances and recommend changes in policies and services to facility staff and/or to outside representatives of his/her choice, free from restraint, interference, coercion, discrimination, or reprisal.
6. May manage his/her personal financial affairs and is given a quarterly accounting of financial transactions made on his/her behalf.
7. Is free from mental and physical abuse, chemical and physical restraints except as authorized in writing by a physician, or when necessary to protect the patient from injury to himself or herself or to others.
8. Is assured confidential treatment of his/her personal and medical records, and may approve or refuse their release to any individual outside the facility, except in the case of his/her transfer to another health care institution, or as required by law or third party payment contract.
9. Is treated with consideration, respect and full recognition of his/her dignity and individuality, including privacy in treatment and in care for his/her personal needs.
10. Is not required to perform services for the facility that are not included for therapeutic purposes in his/her plan of care.

11. May associate and communicate privately with persons of his/her choice and send and receive his/her personal mail unopened, unless medically contraindicated (as documented by his/her physician in his/her medical record).
12. May meet with and participate in, activities of social, religious and community groups at his/her discretion, unless medically contraindicated ( as documented by his/her physician in his/her medical records ).
13. May retain permits and use his/her personal clothing and possessions as space permits, unless to do so would infringe upon the rights of other patients or unless medically contraindicated (as documented by the attending physician in his/her medical record).
14. If married, is assured privacy for visits by his/her spouse, if both are patients in the facility they are permitted to share a room, unless medically contraindicated (as documented by the attending physician in his/her medical record).
15. Is fully informed of the availability of all current state, local and federal inspection reports.
16. May organize, maintain and participate in a patient-run resident council, as a means of fostering communication among resident independence and addressing the basic rights of nursing home patients and residents free from administrative interference or reprisal.
17. Is entitled to the opinion of two physicians concerning the need for surgery, except in an emergency situation, prior to such surgery being performed.

Any facility that negligently deprives a patient of any right or benefit created or established for the well being of the patient by the provisions of this section shall be liable to such patient in a private cause of action for injuries suffered as a result of such deprivation. Upon a finding that a patient has been deprived of such a right or benefit and that the patient has been injured as a result of such deprivation damages shall be assessed in the amount sufficient to compensate such patient for such injury. In addition, where the deprivation of any such right or benefit is found to have been willful or in reckless disregard of the rights of the patient, punitive damages may be assessed. A patient may also maintain an action pursuant to his section for any other type of relief, including injunctive and declaratory relief, permitted by law. Exhaustion of any available administrative remedies shall not be required prior to commencement of suit under this section.

I have received The Patients Bill Of Rights from Pleasant View Manor and was given the opportunity to read them. Pleasant View Manor staff offered their help in explaining all of the rights listed on the document.

Print Name : \_\_\_\_\_

Sign here : X \_\_\_\_\_

Date: \_\_\_\_\_