



## PO1020 RIGHTS OF PERSONS SERVED

**It is the policy of DWI to uphold the rights of all individuals. The Corporation supports individual rights as outlined in Section 66-412 and 66-413, Idaho Code and the Department of Health & Welfare Rules and Regulations and Minimum Standards for governing Developmental Disabilities Agencies (IDAPA 16.03.21). Each individual has the right to:**

- Humane care and treatment.
- Not to be put in isolation.
- Be free of mechanical restraints, unless necessary for your safety or for the safety of others.
- Be free of emotional, psychological (mental) and physical abuse, including that arising from negligence.
- Voice grievances and recommend changes in policies or services being offered.
- Practice your own religion.
- Wear clothing of your choice and retain and use personal possessions.
- Be informed of your medical and rehabilitative condition, of services available at the agency and the charges for the services.
- Reasonable access to all records concerning you.
- Make informed decisions including the right to refuse services, deny release of information or decline participation in events sponsored by the Corporation.
- Exercise all civil rights, unless limited by prior court order.
- Privacy and confidentiality.
- Be treated in a courteous manner.
- Receive a response from the agency to any request made within 14 business days.
- Receive services which enhance your social image and personal competencies and, whenever possible, promote inclusion in the community.
- Refuse to perform services for the agency. If you are hired to perform services for the agency, the wage paid shall be consistent with state and federal laws.
- Review the results of the most recent survey conducted by the Department of Health and Welfare and the accompanying plan of correction.
- All other rights established by law.
- Be protected from harm.

**Additionally, clients of the Corporation have the right to:**

- Be free of financial or other forms of exploitation.
- Be free of retaliation, and humiliation.
- Not to be discriminated against based on basis of race, color, national origin, religion, sex, gender identity, pregnancy, physical or mental disability, marital status, age, sexual orientation, or service in the uniformed services.
- Wear clothing of their choice and retain and use personal possessions unless clothing and/or personal possessions present a safety hazard to that person or for the safety of others or is inappropriate for the setting.
- Refuse specific modes of habilitation.
- Have a parent or guardian to act on their behalf if under the age of 18 or with a legal guardian.

**Method of Informing Participants of Their Rights. Each agency must ensure and document that each participant receiving services is informed of their rights in the following manner:**

- Upon initiation of services, provide each participant and their parent or guardian, where applicable, with a packet of information that outlines rights, access to grievance procedures, and the names, addresses, and telephone numbers of protection and advocacy services. This packet must be written in easily understood terms.
- When providing center-based services, prominently post a list of the rights contained in this chapter.
- Provide each participant and their parent or guardian, where applicable, with a verbal explanation of their rights in a manner that will best promote individual understanding of these rights.

**Reference:** CARF 1.K  
Idaho Statute 66-412  
Idaho Statute 66-413  
Welfare Rules and Regulations and Minimum Standards for Governing  
Developmental Disabilities Agencies (IDAPA 16.03.21)

*NOTE: This policy becomes obsolete upon printing. Current policies are found on the corporate internal web site.*