

TO BE RESCINDED

5122-35-10 **Resident rights.**

A resident of an adult foster home has the right to the following:

- (A) To temporarily leave and return to the adult foster home;
- (B) To receive visitors at times mutually agreeable to the resident and adult foster home operator;
- (C) To have access to a telephone in the home to make local calls in privacy and without charge; and, to make toll calls, as specified in a written agreement with the caregiver;
- (D) To participate in the family environment and not be confined to a specific area of the home;
- (E) To write and to send uncensored mail; and, to receive unopened mail on the date of delivery by the United States post office or other mail carrier;
- (F) To participate in religious, cultural, and community activities, according to the resident's wishes and abilities;
- (G) To privacy of self and possessions;
- (H) To have access to residents' rights advocates, to have information from the operator about how to contact a residents' rights advocate, and to meet with residents' rights advocates in the home;
- (I) To live in an environment where the resident shall receive kind and considerate treatment, be treated with dignity, and be free from verbal and physical abuse, neglect, and exploitation;
- (J) To be free from physical and chemical restraint;
- (K) To not be discriminated against because of race, creed, national origin, or sexual orientation;
- (L) To be provided written notice at least thirty days in advance of a proposed permanent discharge from the home;

- (M) To receive a complete list of the residents' rights provided by this rule;
- (N) To receive a copy of any written agreement or contract between the home and the resident regarding the terms and the provision of services;
- (O) To have a resident's physician and/or source of medical care contacted immediately in the event of an acute illness, nursing facility admission, or hospitalization; to have the resident's relatives (or designated person) contacted in accordance with the resident's wishes in the event of an acute illness; and, to have the event documented in the resident's record; and,
- (P) To have all personal information about the resident that is maintained by the home treated in a confidential manner.

Effective:

Five Year Review (FYR) Dates: 01/20/2017

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5119.34
Rule Amplifies: 5119.34
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