1200-8-6-12 RESIDENT RIGHTS.

(1) The nursing home shall establish and implement written policies and procedures setting forth the rights of residents for the protection and preservation of dignity, individuality and, to the extent medically feasible, independence. Residents and their families or other representatives shall be fully informed and documentation shall be maintained in the resident’s file of the following rights:

(a) To privacy in treatment and personal care;

(b) To privacy, if married, for visits by his/her spouse;

(c) To share a room with his/her spouse (if both are residents);

(d) To be different, in order to promote social, religious and psychological well being;

(e) To privately talk and/or meet with and see anyone;

(i) To meet with members of and take part in activities of social, commercial, religious and community groups. The administrator may refuse access to the facility to any person if that person’s presence would be injurious to the health and safety of a resident or staff, or would threaten the security of the property of the resident, staff or facility;

(j) To form and attend resident council meetings. The facility shall provide space for meetings and reasonable assistance to the council when requested;

(m) To be fully informed by a physician of his/her health and medical condition. The facility shall give the resident and family the opportunity to participate in planning the resident’s care and medical treatment;

(n) To refuse treatment. The resident must be informed of the consequences of that decision. The refusal and its reason must be reported to the physician and documented in the medical record;

(o) To refuse experimental treatment and drugs. The resident’s written consent for participation in research must be obtained and retained in the medical record;

...(t) To exercise his/her own independent judgment by executing any documents, including admission forms;

(u) To have a free choice of providers of medical services, such as physician and pharmacy. However, medications must be supplied in packaging consistent with the medication system of the nursing home;

(w) To voice grievances and complaints, and to recommend changes in policies and services to the facility staff or outside representatives of the resident’s choice. The facility shall
establish a grievance procedure and fully inform all residents and family members or other representatives of the procedure;

...(y) To be involved in the decision making of all aspects of their care.
