

## CENTRA WELLNESS NETWORK

Board Adopted Procedure		
<b>Procedure</b>	03.11	<b>Policy Title: 03.00 Enrollee Rights</b>
<b>Effective Date:</b>	1/13/2011	<b>Subject: Access to Media – Resident Rights in Specialized Residential Setting</b>
<b>Review Cycle:</b>		
Approval Validation Record		
<b>Action</b>	<b>Date</b>	<b>Board Sec’y Initials</b>
<b>Full Board Vote:</b>	1/13/2011	<i>ARH</i>
<b>Minutes Approved:</b>	2/10/2011	<i>ARH</i>
Accountability		
<b>Board Committee:</b>	Policy Committee	
<b>Agency Function:</b>	Access to Media – Resident Rights in Specialized Residential Setting	
<b>Sunset Review Begins:</b>		
<b>Revised Date:</b>	10/4/17	<i>ARH</i>
<b>Review Date:</b>	3/27/2014	<i>ARH</i>
	2.1.2017	<i>ARH</i>
	4.1.2020	<i>ARH</i>

## **CENTRA WELLNESS NETWORK PROCEDURE 03.11 ACCESS TO MEDIA**

### **I. PURPOSE STATEMENT:**

Centra Wellness Network's (CWN) Governing Body establishes and evaluates policies and related procedures as required by statutory and contractual obligations. CWN reserves the right in its sole discretion to adopt and implement policies and procedures that ensure a safe, functional and professional workplace that operates with integrity using person-centered focus and planning, trauma informed practices and respect of others, cultural sensitivity and transparency in communication and practice. Organizationally and in practice, CWN is responsive to the needs of clients, community and staff. Any statements and procedures are subject to review and/or unilateral change, modification, suspension or cancellation in whole or in part of any published/unpublished policies or procedures without notice and without having to give cause, justification, or consideration to any employee. Recognition of these rights and prerogatives of CWN is a term and condition of and maintaining employment. Policies and Procedures are approved by the Board and/or upon recommendation by the Executive Director or his/her designee.

### **II. APPLICATION:**

Agency Wide.

### **III. DEFINITIONS:**

N/A

### **IV. POLICY STATEMENT:**

The intent of this procedure is to ensure that all consumers in a residential setting served by Centra Wellness Network are not prevented from acquiring, at his/her own expense, or from reading, written or printed material, or from viewing or listening to television, radio, recordings, or movies available at the program site for reason of, or similar to, censorship.

### **V. PROCEDURES:**

- A. Any restrictions or limitations of the recipient's rights (restrictions, limitations or intrusive behavior treatment techniques) shall be reviewed and approved by a formally construed committee of mental health professionals with specific knowledge, training, and expertise in applied behavioral analysis.
- B. Any restrictions or limitation shall be justified, time-limited, and clearly documented in the plan of service. Documentation shall be included that describes attempts that have been made to avoid such restrictions as well as what actions will be taken as part of the plan to ameliorate or eliminate the need for the restriction in the future.
- C. Restrictions or limitations will be removed when not essential to achieve program objectives that justified their application.
- D. The residential unit will post any specific restrictions, including viewing and listening times, in a conspicuous place for all residents to see
- E. At the time of placement staff shall inquire of the resident to determine their interest in the type of reading materials (ex. daily newspaper) or other media, including digital media that will be made available to the resident.
- F. The right of access shall not entitle a minor recipient to obtain and keep written material, or to view television programs or movies, over the objections of a minor's parents or guardians or if prohibited by State law. The staff person in charge of the plan of service is permitted to attempt to persuade a parent or guardian of a minor to withdraw objections to material desired by the minor.
- G. Any resident who wishes to appeal a denial of their right of access may do so by contacting the Recipient Rights Officer.

### **VI. EXHIBITS:**

N/A

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**VII. REFERENCES:**

<b>Authority and Related Directives Trace</b>	
Federal	1974, Act 258 42 CFR Subchapter IV, Mental Health Rights and Advocacy, Section 9501. (C )
State	MHC 330.1750, 330.1752; AR 330.7139, MHC Section 330.1726.(1-5)
NMRE	03.00 Enrollee Rights
County	Interlocal Agreement of December 1992 Section IX(j)
CARF	CARF 2018 Behavioral Health Standards
Other	Board By-laws, Section 7.E.