

## CENTRA WELLNESS NETWORK

<b>Board Adopted Procedure</b>		
<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>		
<b>Approval Validation Record</b>		
<b>Action</b>	<b>Date</b>	<b>Board Sec’y Initials</b>
<b>Full Board Vote:</b>	1/13/2011	ARH
<b>Minutes Approved:</b>	2/10/2011	ARH
<b>Accountability</b>		
<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>		
<b>Review Date:</b>	3/27/2014	ARH
	2-1-2017	ARH

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

**I. APPLICATION:**

Agency Wide.

**II. POLICY:**

The Centra Wellness Network (CWN) Governing Board shall establish policies with related procedures to ensure clients are offered the rights afforded them pursuant to obligations under the Mental Health Code, Administrative Rules, contractual obligations with the Michigan Department of Health and Human Services (MDHHS), and the Inter-local agreement with Manistee and Benzie Counties, any other state and federal regulations, and pertinent accreditation criteria.

**III. DEFINITIONS:**

N/A

**IV. PROCEDURE:**

- 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. The staff shall endeavor to discover the residents' interests to determine the type of reading materials (ex. daily newspaper) or other media, including digital media made available to the residents.
- 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.

**V. DISCUSSION OF INTENT:**

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.

<b>Authority and Related Directives Trace</b>	
Federal	1974, Act 258 42 CFR Subchapter IV, Mental Health Rights and Advocacy, Section 9501. (C ) (i)
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 2016 Behavioral Health, Section 1K.
Other	Board By-laws, Section 7.E.