

Paid Supports and Services and Your Rights: Rights restriction or house rule?

Why would I have a rights restriction?

A rights restriction can only be used to address a real and current risk to the health and safety of you or others. Rights restrictions are based on your current support needs and concerns. It cannot be based on old information that no longer applies to you. Your rights restriction cannot be for the benefit of staff or to make things easier for them.

Your rights restrictions only apply to you. It is not for a group of individuals or an entire setting, such as your house or day program. Rights restrictions may or may not apply when you are in a different setting, such as in your home, community, day program, or other setting.

Are “house rules” ok at my residence or day program?
Rights restrictions cannot be used as “house rules” in any setting.

The following are examples of “house rules” or restrictions a provider might put in place for a group of individuals. These are not permitted.

Day program setting requirements to: (this is not a complete list)

1. Turn in your cell phone for the day.
2. Stay out of areas of the day program (locked and unavailable).
3. Stay with your assigned group.
4. Wear a program shirt or uniform in the community.
5. Eat only at assigned lunch times and sit only in assigned seating.
6. Wear a bib/clothing cover when eating.

Residential program setting requirements to: (this is not a complete list)

1. Limit visiting hours for everyone and prevent overnight guests.
2. Restrict food or drinks in your room/unit, including alcohol.
3. Limit use of the phone.
4. Set the times for you to wake up, eat, exercise, shower, etc.
5. Check on you in your private living space (e.g. nighttime checks at designated times, limited alone time in your room during the day).
6. Lock up all medications and not allow you to manage your own.

If you have questions or concerns about your rights being restricted, contact your support coordinator or DSPD Constituent Services at dspd@utah.gov.
Submit any questions to: HCBSSettings@utah.gov

Additional information: <https://medicaid.utah.gov/ltc-2/hcbstransition/>



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