

Know Your Rights

Applicants have the right to be treated with consideration, respect, and with full recognition of dignity and individuality.

Applicants have the right to be considered for the New Choices Waiver program regardless of race, nationality, disability, gender, sexual orientation, or religion.

Applicants have the right to confidentiality of protected health information. Health information cannot be released to any entity without permission unless it is allowed by law for the provision of treatment or payment and healthcare operation activities.

If the applicant *enrolls* in the New Choices Waiver program, he/she/they will have the following rights as a program participant:

1. The right to choose where to live. Participants may choose to live in any community-based setting as long as their assessed needs can be met in that setting and as long as they can afford the room and board or rental fees in that setting. Options include:
 - a. The participant's own home or apartment
 - b. The home or apartment of a friend or family member
 - c. An independent living facility
 - d. A licensed assisted living facility
 - e. A licensed community residential care facility
2. The right to decline New Choices Waiver services or to choose to receive care in a skilled nursing facility instead.
3. The right to choose whether or not to have a roommate. If the participant chooses to have one or more roommates, he/she/they has the right to select the roommate(s).
4. The right to have visitors including family, friends, and other visitors at any time except when doing so endangers the participant, care providers, or others.
5. The right to a personalized care plan that is based on personal strengths, preferences, goals, and assessed needs. Participants may choose somebody to represent them and to participate in helping with development of the plan of

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- care. Participants have the right to schedule care planning activities at times and locations that are convenient.
6. The right to choose the services that the participant will receive as long as they are assessed to be medically necessary to meet identified goals and to ensure health and safety. Participants may choose to accept or decline any recommended services.
 7. The right to select service providers from among the providers available in the participant's county of residence. If the participant chooses to live in a private (non-facility) setting, he/she/they may also explore the option of hiring service providers through the *self-administered services* option.
 8. The right to receive case management services without a conflict of interest.
 9. The right to keep a copy of their own care plan and to request changes to the care plan, services, service providers, or living setting at any time. To request changes, the applicant/family may contact your case manager. Your care plan will be reviewed and revised at least yearly and whenever your assessed needs change.
 10. The right to voluntarily disenroll from the New Choices Waiver program as a result of declining the observation of care planning activities by New Choices Waiver representatives. The New Choices Waiver program will observe care planning activities as part of quality assurance. Observation is a requirement of enrollment in New Choices Waiver services and may be done in person, via telehealth or phone; personal care services are not included in the observation. Information gathered through the observation may be used to determine ongoing eligibility and/or participation and may also be used in the administrative hearing process.

Applicant's Name (Please Print): _____

Signature of Applicant/Representative

Date