



HURON BEHAVIORAL HEALTH
PROCEDURE

Procedure #: **RR.2.03**
Issue Date: **05/26/00**
Rev. Date: **07/27/16**
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Title: Recipient Rights – Right to Access Entertainment Material, Information, and News Procedure

Prepared By: Recipient Rights Officer

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Purpose:

To define the policy and practices regarding a consumer's right to access entertainment materials, information, and news.

Scope:

This procedure applies to all employees (including full-time employees, part-time employees, contractual providers, volunteers, students, and/or interns, of Huron Behavioral Health (HBH) programs, both direct and contracted.

Information:

POLICY:

- It is the policy of Huron Behavioral Health that consumers of mental health services are entitled to receive, possess and use all personal property, including clothing, except in certain circumstances and conditions as defined in this policy.
- Residents shall not be prevented from obtaining reading, viewing, or listening material at his/her own expense for reasons of, or similar to, censorship.

Procedure:

1. Each residential setting shall specify essential specific restrictions on a living unit basis and shall note such restrictions in the posted house rules or for the therapeutic benefit of the residents as a group.
2. Restrictions to access of material for reading, listening or viewing must be specified in a person-centered process and approved by the team.
3. Any and all limitations and restrictions must be documented in the consumer's Person-Centered Plan (PCP) and must include the justification of the limitation and date the limitation expires and each occurrence of a limitation must be documented in the consumer's case record. (See also [PCP Policy QI.1.05](#) and [PCP Procedure QI.2.18](#)).
4. Any limitation shall be removed when the circumstances are no longer clinically justified.
5. Treatment teams working with consumers in a residential facility must determine if the consumer has an interest in a daily newspaper. If the consumer desires access to a daily newspaper, it shall be provided.
6. A receipt shall be given to the consumer (or their legal guardian, or, any person designated by the consumer) for any personal property taken into custody. Any personal property in possession of the program or residential facility at the time the consumer to whom the property belongs is discharged, shall be returned to the consumer.
7. The right of access shall not entitle a minor consumer to obtain and keep written or printed material or to view television programs or movies over the objection of the minor's parent or guardian or if prohibited by state law. Material not prohibited by law may be read or viewed as a part of a written plan of service. The case manager or primary worker may attempt to persuade a parent or guardian of a minor to withdraw their objections to the material desired by the minor.

Complaint Process:

A consumer or another individual on behalf of a consumer has the right to file a complaint about denials or limitations of their right to access entertainment material, information and news, or the time frames placed upon a limitation. Complaints may be filed with HBH Recipient Rights Office (see [RR.2.02 Recipient Rights Appeals Procedure](#)).

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Definitions/Acronyms:

DEFINITIONS:

Right to Access - means the right to purchase, possess and use personal property, entertainment materials, including printed materials, television, radio, recordings and/or movies.

Limitation – means individual rules governing the specific limitations of a consumer’s right to access entertainment materials, information and news.

Resident – means a person with a mental illness or intellectual/developmental disability who is living in a residential setting.

Restrictions – means laws, rules and policies governing specific restrictions of access to entertainment material, information and news of a resident or group of residents

ACRONYMS:

HBH – Huron Behavioral Health
PCP – Person Centered Plan

Forms:

N/A

Records:

N/A

Reference(s) and/or Legal Authority

Administrative Rule 330.7139
Michigan Mental Health Code 330.1752
[QI.1.05 PCP Policy](#)
[QI.2.18 PCP Procedure](#)
[RR.2.02 Recipient Rights- Appeals Procedure](#)

Change History:

Change Letter	Date of Change(s)	Changes
A	05/26/03	Documentation brought into the new procedure format and numbered for tracking, minimal changes made to content. Complaint Process added, updated references.
B	03/01/06	Reworded second bullet in “Information” section for clarity, in “Procedure” section #3 added “and each occurrence must be documented...”, revised wording in #4 for clarity, changed format from alphabetical to numerical, added references to PCP Policy (QI.1.05) and PCP Procedure (QI.2.18), added hyperlinks.
C	04/25/11	Reviewed by the HBH Recipient Rights Advisory Committee on 04/18/11 with NO content changes.
D	01/23/12	Reviewed by the HBH Recipient Rights Advisory Committee on 01/23/12 with NO content changes.
E	05/15/13	Annual review conducted – no content changes made
F	01/13/15	Reviewed by the HBH Recipient Rights Advisory Committee w/ no content changes.
G	07/27/16	Reviewed by Recipient Rights Advisory Committee – in #7 changed “primary therapist” to “primary worker”, in “Definitions” section under “Resident” changed “developmental disability” to “intellectual/developmental disability”, no other content changes made.