



**ASSISTED LIVING
AT MEREDITH BAY COLONY CLUB
RESIDENT'S BILL OF RIGHTS**

RSA 151:21 (REV. July 1, 2022)

The policy describing the rights and responsibilities of each resident (member) admitted to The Assisted Living at Meredith Bay Colony Club includes the following:

- I. You shall be treated with consideration, respect, and full recognition of your dignity and individuality, including privacy in treatment and personal care and including being informed of the name, licensure status, and staff position of all those with whom you have contact, pursuant to RSA 151:3-b.
- II. You shall be fully informed of your rights and responsibilities and of all procedures governing resident conduct and responsibilities. This information will be provided orally and in writing, before or at admission, except for emergency admissions. Receipt of the information must be acknowledged by you, in writing. If you lack the capacity to make informed judgments the signing must be by the person legally responsible for you.
- III. You shall be fully informed in writing, in language that you can understand, before or at the time of admission and as necessary during your stay, of The Assisted Living at Meredith Bay Colony Club's basic per diem rate and of those services included and not included in the basic per diem rate. There are **no** services that are normally covered by the Medicare Part A, or Medicaid programs.
- IV. You shall be fully informed by us or other health care providers of your medical condition, health care needs, and diagnostic test results, including the manner by which such results will be provided and the expected time interval between testing and receiving results, unless medically inadvisable and so documented in the medical record, and you shall be given the opportunity to participate in the planning of your total care and medical treatment, to refuse treatment, and to be involved in experimental research upon your written consent only. For the purposes of this paragraph "health care provider" means any person, corporation, facility, or institution either licensed by this state or otherwise lawfully providing health care services, including, but not limited to, a physician, hospital, or other health care facility, dentist, nurse, optometrist, podiatrist, physical therapist, or psychologist, and any officer, employee, or agent of such provider acting in the course and scope of employment or agency related to or supportive of health care services.
- V. You will only be transferred or discharged after appropriate discharge planning (1) for medical reasons, (2) for your welfare or that of other residents, (3) if The Assisted Living at Meredith Bay Colony Club ceases to operate, or (4) for nonpayment for your stay, except as prohibited by Title XVIII or XIX of the Social Security Act. The Assisted Living at Meredith Bay Colony Club does **not** participate in any Medicaid programs.
- VI. You shall be encouraged and assisted throughout your stay to exercise your rights as a resident and citizen. You may voice grievances and recommend changes in policies and services to The Meredith Bay Colony Club staff or outside representatives, free from restraint, interference, coercion, discrimination, or reprisal.

- VII. You shall be permitted to manage your personal financial affairs. If you authorize Meredith Bay Colony Club in writing to assist in this management and we consent, the assistance shall be carried out in accordance with the resident's bill of rights under this subdivision and in conformance with state law and rules.
- VIII. You shall be free from emotional, psychological, sexual and physical abuse and from exploitation, neglect, corporal punishment and involuntary seclusion.
- IX. You shall be free from chemical and physical restraints except when they are authorized in writing by a physician for a specific and limited time necessary to protect you or others from injury. In an emergency, restraints may be authorized by a designated professional staff member in order to protect you or others from injury. The staff member must promptly report such action to the physician and document same in your medical records.
- X. You shall be ensured confidential treatment of all information contained in your personal and clinical record, including that stored in an automatic data bank, and your written consent shall be required for the release of information to anyone not otherwise authorized by law to receive it. Medical information contained in the medical records at The Assisted Living at Meredith Bay Colony Club or any facility licensed under this chapter shall be deemed to be your property. You shall be entitled to a copy of such records upon request. The charge for the copying of your Meredith Bay Colony Club medical records shall not exceed \$15 for the first 30 pages or \$.50 per page, whichever is greater; provided, that copies of filmed records such as radiograms, x-rays, and sonograms shall be copied at a reasonable cost.
- XI. You shall not be required to perform services for The Assisted Living at Meredith Bay Colony Club. Where appropriate for therapeutic or diversional purposes and agreed to by you, such services may be included in the plan of care and treatment.
- XII. You shall be free to communicate with, associate with, and meet privately with anyone, including family and resident groups, unless to do so would infringe upon the rights of other residents. You may send and receive unopened personal mail. You have the right to have regular access to the unmonitored use of a telephone.
- XIII. You shall be free to participate in activities of any social, religious, or community groups, unless to do so would infringe on the rights of other residents.
- XIV. You shall be free to retain and use personal clothing and possessions as space permits, provided it does not infringe on the rights of other residents.
- XV. You shall be entitled to privacy for visits and, if married, to share a room with your spouse if both are residents at The Assisted Living at Meredith Bay Colony Club and where both of you consent, unless it is medically contraindicated and so documented by a physician. You have the right to reside and receive services at The Assisted Living at Meredith Bay Colony Club with reasonable accommodation of individual needs and preferences, including choice of room and roommate, except when the health and safety of you or other residents would be endangered.
- XVI. You shall not be denied appropriate care on the basis of age, sex, gender identity, sexual orientation, race, color, marital status, familial status, disability, religion, national origin, source of income, source of payment, or profession.

XVII. You shall be entitled to be treated by your physician of choice, subject to reasonable rules and regulations of the Assisted Living at Meredith Bay Colony Club regarding our credentialing process.

XVIII. You shall be entitled to have your parents, if you are a minor, or spouse, or next of kin, unmarried partner, or a personal representative chosen by you, if you are an adult, visit the facility, without restriction, if you are considered terminally ill by the physician responsible for your care.

XIX. You shall be entitled to receive representatives of approved organizations as provided in RSA 151:28.

XX. Subject to the terms and conditions of your insurance plan, you shall have access to any provider in your insurance plan network and referral to a provider or facility within such network shall not be unreasonably withheld pursuant to RSA 420-J:8, XIV.

XXI. The patient shall not be denied admission, care, or services based solely on the patient's vaccination status.

XXII. (a) In addition to the rights specified in paragraph XVIII, the patient shall be entitled to designate a spouse, family member, or caregiver who may visit the facility while the patient is receiving care. A patient who is a minor may have a parent, guardian, or person standing in loco parentis visit the facility while the minor patient is receiving care.

(b)(1) Notwithstanding subparagraph (a), a health care facility may establish visitation policies that limit or restrict visitation when:

(A) The presence of visitors would be medically or therapeutically contraindicated in the best clinical judgment of health care professionals;

(B) The presence of visitors would interfere with the care of or rights of any patient;

(C) Visitors are engaging in disruptive, threatening, or violent behavior toward any staff member, patient, or another visitor; or

(D) Visitors are noncompliant with written hospital policy.

(2) Upon request, the patient or patient's representative, if the patient is incapacitated, shall be provided the reason for denial or revocation of visitation rights under this paragraph.

(c) A health care facility may require visitors to wear personal protective equipment provided by the facility, or provided by the visitor and approved by the facility. A health care facility may require visitors to comply with reasonable safety protocols and rules of conduct. The health care facility may revoke visitation rights for failure to comply with this subparagraph.

(d) Nothing in this paragraph shall be construed to require a health care facility to allow a visitor to enter an operating room, isolation room, isolation unit, behavioral health setting or other typically restricted area or to remain present during the administration of emergency care in critical situations. Nothing in this paragraph shall be construed to require a health care facility to allow a visitor access beyond the rooms, units, or wards in which the patient is receiving care or beyond general common areas in the health care facility.

(e) The rights specified in this paragraph shall not be terminated, suspended, or waived by the health care facility, the department of health and human services, or any governmental entity, notwithstanding declarations of emergency declared by the

governor or the legislature. No health care facility licensed pursuant to RSA 151:2 shall require a patient to waive the rights specified in this paragraph.

(f) Each health care facility licensed pursuant to RSA 151:2 shall post on its website:

- (1) Informational materials explaining the rights specified in this paragraph;
- (2) The patients' bill of rights which applies to the facility on its website;

(g) Unless expressly required by federal law or regulation, the department or any other state agency shall not take any action arising out of this paragraph against a health care facility for:

- (1) Giving a visitor individual access to a property or location controlled by the health care facility;
- (2) Failing to protect or otherwise ensure the safety or comfort of a visitor given access to a property or location controlled by the health care facility;
- (3) The acts or omissions of any visitor who is given access to a property or location controlled by the health care facility.

Source: 1981, 453:1. 1989, 43:1. 1990, 18:1-6; 140:2, XI. 1991, 365:10. 1992, 78:1. 1997, 108:6; 331:3-8. 1998, 199:2; 388:5, 6. 2001, 85:1, eff. Aug. 18, 2001. 2009, 252:1, eff. Sept. 14, 2009. 2013, 265:3, eff. Jan. 1, 2014. 2019, 332:6, eff. Oct. 15, 2019. 2020, 39:61, 62, eff. Jan. 1, 2021. 2022, 52:1, eff. May 20, 2022. 2022, 304:2, eff. July 1, 2022.

Acknowledgment

I acknowledge receipt of The Assisted Living at Meredith Bay Colony Club's Residents' Bill of Rights (Revised 7/1/2022) – containing four (4) pages and 22 itemized rights.

PRINT MEMBER NAME

MEMBER OR RESPONSIBLE PARTY SIGNATURE

DATE