



DIVISION OF DEVELOPMENTAL DISABILITIES
Olympia, Washington

TITLE: CLIENT RIGHTS POLICY 5.06

Authority: 42 CFR 483.420 (a)
Civil Rights Act of 1964
Chapters 7.70, 11.88, 18.20, 28A.13, 70.122, 71A.10 RCW
Chapters 275-26, 275-27, 388-81 WAC
WAC 246-316-250
DSHS Administrative Policy 7.02 Equal Access to Services for Individuals
with Disabilities
DSHS Administrative Policy 7.04 Non-Discrimination and Equal Employment
Opportunity
DSHS Administrative Policy 8.01 Client Rights
Americans with Disabilities Act of 1990

BACKGROUND

Federal and state laws have been promulgated to assure that the civil rights of all people are recognized and protected. The Civil Rights Act of 1964 mandates protection of the civil rights of persons who have a developmental disability.

PURPOSE

This policy provides a summary of the civil rights of all people served by the Division of Developmental Disabilities (DDD).

SCOPE

This policy applies to all facilities, programs, and contractors providing services to persons funded by DDD.

POLICY

All facilities, programs, and contractors receiving funding from DDD must **not** violate the civil, constitutional and/or other rights of clients. These rights include, but are not limited to:

- A. Provision of adequate food, shelter, clothing, and medical care;
- B. Freedom from unnecessary medications, restraints, and restrictions;
- C. Legal protections from mental, physical, and sexual abuse;
- D. The right to associate with and communicate privately with persons of their choice;
- E. Freedom from discrimination on the basis of race, color, creed, national origin, religion, age, disability, marital status, or sexual orientation;
- F. Information concerning all rules and regulations governing conduct and responsibilities of themselves and others with whom they reside, or who provide services for them;
- G. Information regarding services available and any related charges for these services;
- H. The right to participate in the development of the plan for services and medical treatment, including the right to formulate Advance Directives, and to approve or reject any parts;
- I. The right to participate in research only upon prior informed and written consent of the client and/or parent or guardian;
- J. The right to exercise their rights as citizens, including participation in elections;
- K. The right to register complaints and recommendations without interference or reprisal;
- L. The right to legal assistance or advocate representation;
- M. The right to manage personal financial affairs or designate other persons to manage them;
- N. The right to participate in programs involving the use of restrictive or aversive procedures only with the informed consent of the individual and/or parent or guardian;
- O. Confidential treatment of all information contained in individual records;
- P. The right to participate in activities of social, religious, and community groups;
- Q. The right to retain and use personal clothing and possessions; and

- R. The right to be compensated for work at prevailing wages and commensurate with one's abilities.

SUPERSESION

DDD Policy 5.06
Issued October 29, 1993

Policy Directive 330.0
Issued November 1986

Approved: /s/ Timothy R. Brown
Director, Division of Developmental Disabilities

Date: August 5, 1998