



DISABILITY  
LAW CENTER

O F A L A S K A



RIGHTS OF  
PERSONS WITH  
DEVELOPMENTAL  
DISABILITIES

MEMBER OF THE  
NATIONAL DISABILITY  
RIGHTS NETWORK

This publication was prepared by the Disability Law Center of Alaska, the Protection and Advocacy System for Alaska. This publication was made possible by the funding support from the State of Alaska's Division of Senior and Disabilities Services. The contents are solely the responsibility of the grantee and do not necessarily represent the official views of the State of Alaska's Division of Senior and Disabilities Service. Special thanks to Protection and Advocacy, Inc. of California for information used in the making of this booklet.

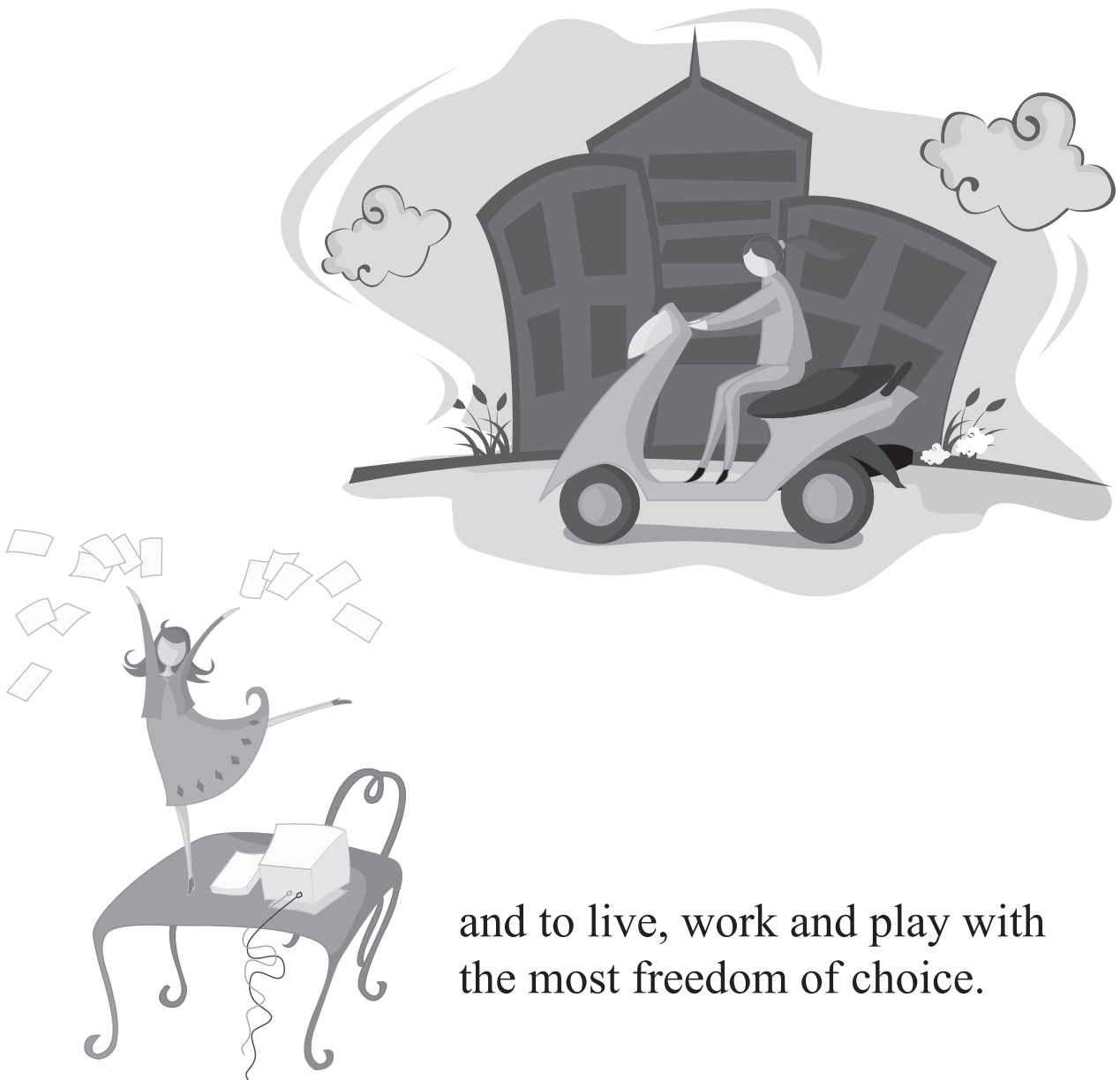
All laws are subject to change by legislation and by court decisions.

This information is not intended to be legal advice.

It is a Public Education resource. Readers should use the guide for information, and then ask questions about their own individual needs.

# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

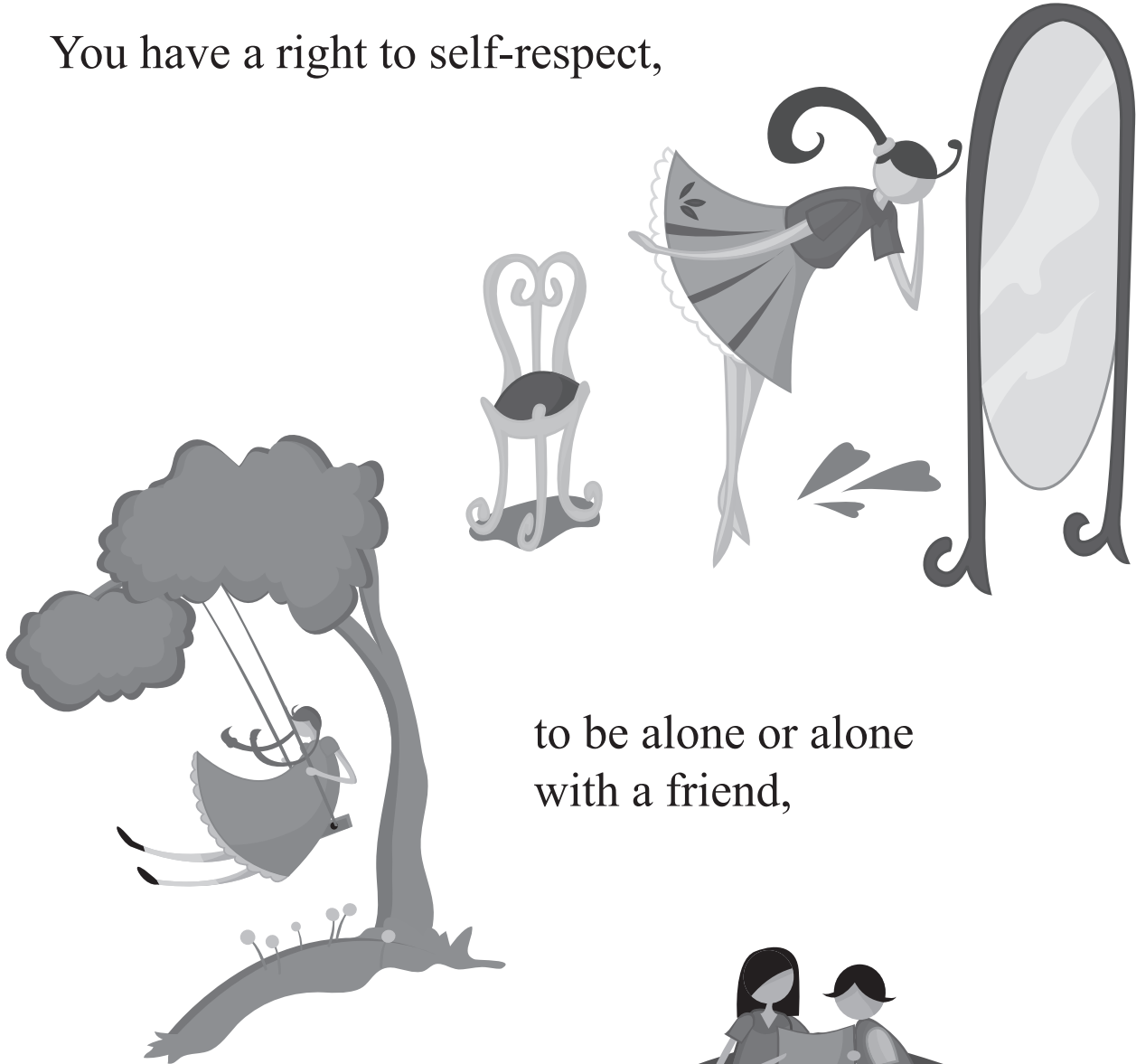
You have the right to services that help you live as independently and productively as possible,



and to live, work and play with the most freedom of choice.

# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have a right to self-respect,



to be alone or alone  
with a friend,



and to be treated well.

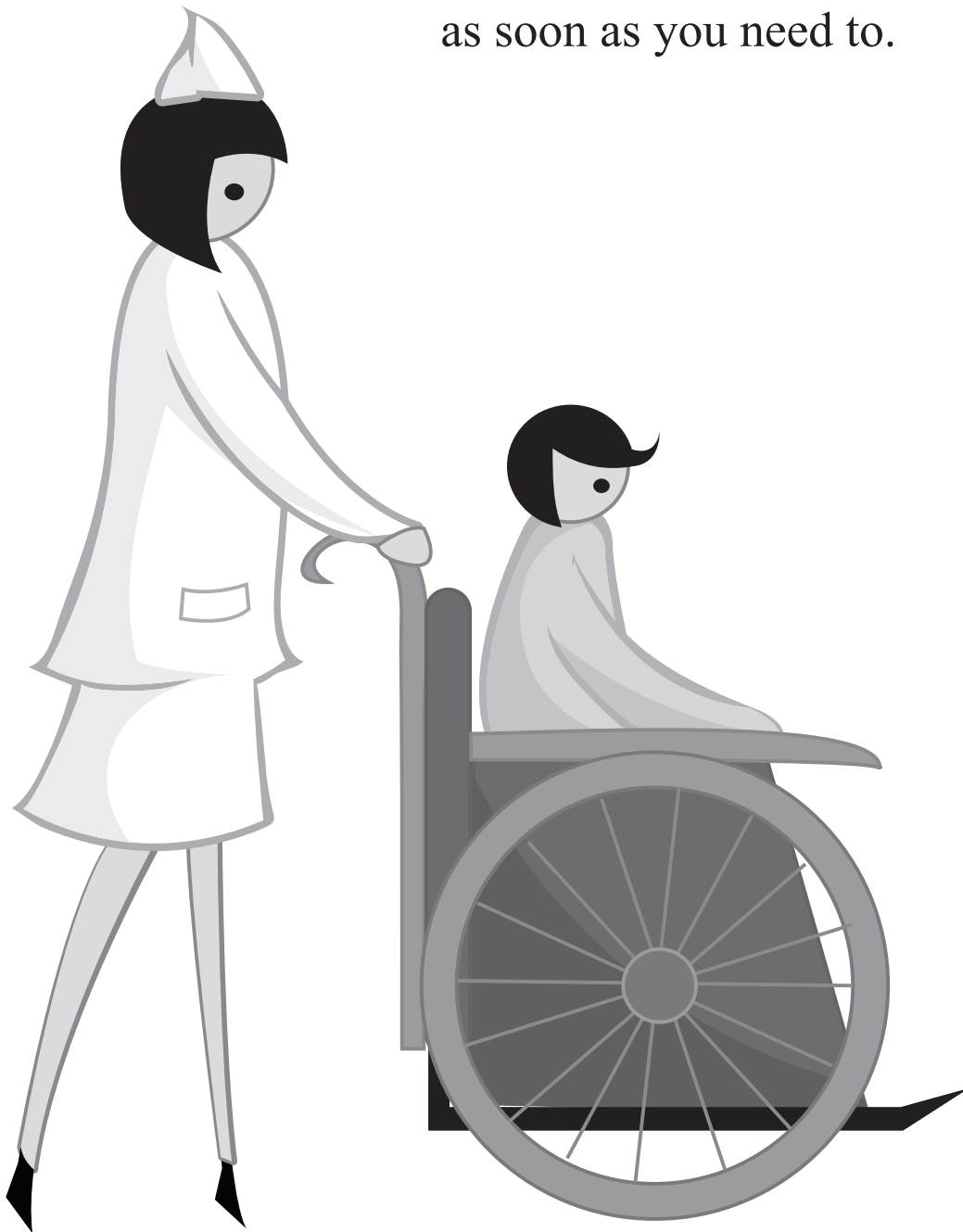
# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES



You have a right to go to school up to the age of 22, no matter what your disability.

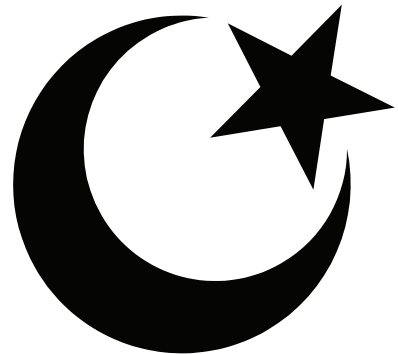
# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have a right to see a doctor  
as soon as you need to.



# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have a right to choose to be involved in a religion...



Or not.

# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have a right to go out and meet  
people and have fun.





# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES



You have a right to  
exercise and recreation.

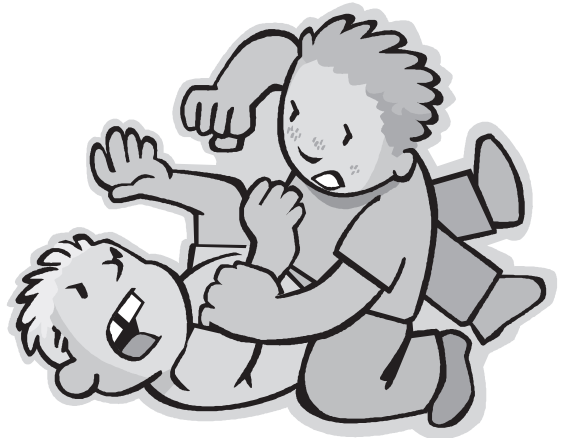


# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have a right to say  
“NO” to drugs,



To say “NO” to being hurt,



To say “NO” to being  
forced to be alone,

To say “NO” to being tied up  
or held unless it is necessary to  
keep you from hurting yourself  
or someone else.



# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have the right to say “NO” to things  
that will put you in danger.



# RIGHTS OF PERSONS WITH DEVELOPMENTAL DISABILITIES

You have the right to make choices in your life about where you live and who you live with,



about how you spend your time, like going to school, having a job and enjoying free time,



and, to have an IPP (Individual Program Plan) that states what kind of support you need.

## **SERVICE PRINCIPLES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES**

- Individuals are actively involved in and determine the design and implementation of their service plan.
- Individuals have access to a system of comprehensive and integrated community based services.
- Services promote natural and community supports including family friends, and other citizens.
- Services are relevant to the individual's age, abilities, and life goals.
- Services demonstrate respect for the rights and dignity of all individuals.
- Services incorporate the culture and value system of the individual.
- Individual choice, satisfaction, safety and positive outcomes are the focus of services.
- Individuals are offered the support and services necessary to be successful where they live, work and play.
- Services are designed to foster communities where all members are included, respected and valued.

### **IN ADDITION TO THE SERVICE PRINCIPLES, OF CARE COORDINATION CONSUMERS HAVE THE FOLLOWING RIGHTS AND REASONABLE EXPECTATIONS:**

- The right to be treated with respect and dignity.
- The right to privacy and confidentiality.
- The right to self-determination
- The right to choose between home/community-based services and institutional care.
- The right to participate in the development of the plan of care.
- The right to obtain information about the plan of care from the Division of Senior Services by calling 1-907-269-3666 or 1-800-478-9996.
- The right to refuse any portion of the plan of care.
- The right to withdraw from the process at any time.
- The right to change service providers, including care coordinators, at any time.
- The right to be given a fair and comprehensive assessment of their health and functional, psycho-social and cognitive ability.
- The right to access needed health and social services.
- The right to be notified in writing of any denial, termination or change in services
- The right to a grievance procedure in the event the consumer believes rights have been violated or that he/she has been treated improperly.
- The right to appeal any decision about eligibility or the plan of care by contacting the Division of Medical Assistance Fair Hearing Representative by calling 1-907-562-3671 or 1-800-211-7470.



**RIGHTS OF  
PERSONS LIVING IN  
ASSISTED LIVING,  
FOSTER HOMES  
OR SUPPORT  
APARTMENTS**

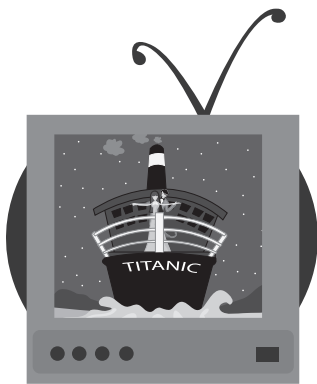
# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS



You have the right to wear your own clothes.



You should be able to pick the clothes you wear.



You also have the right to keep and use your own things (radios, TV's, personal things).

You have the right to keep at least some of your money and spend it as you want.



# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS

You have the right to keep your things  
in a private place that you can get into  
when you want.





# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS

You have the right to see your friends, family,  
girlfriends or boyfriends when you want.

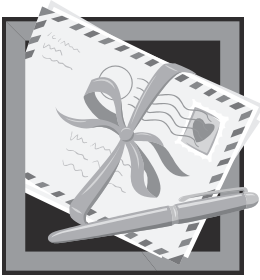


# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS

You have the right to use the telephone privately to make or get calls.



# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS



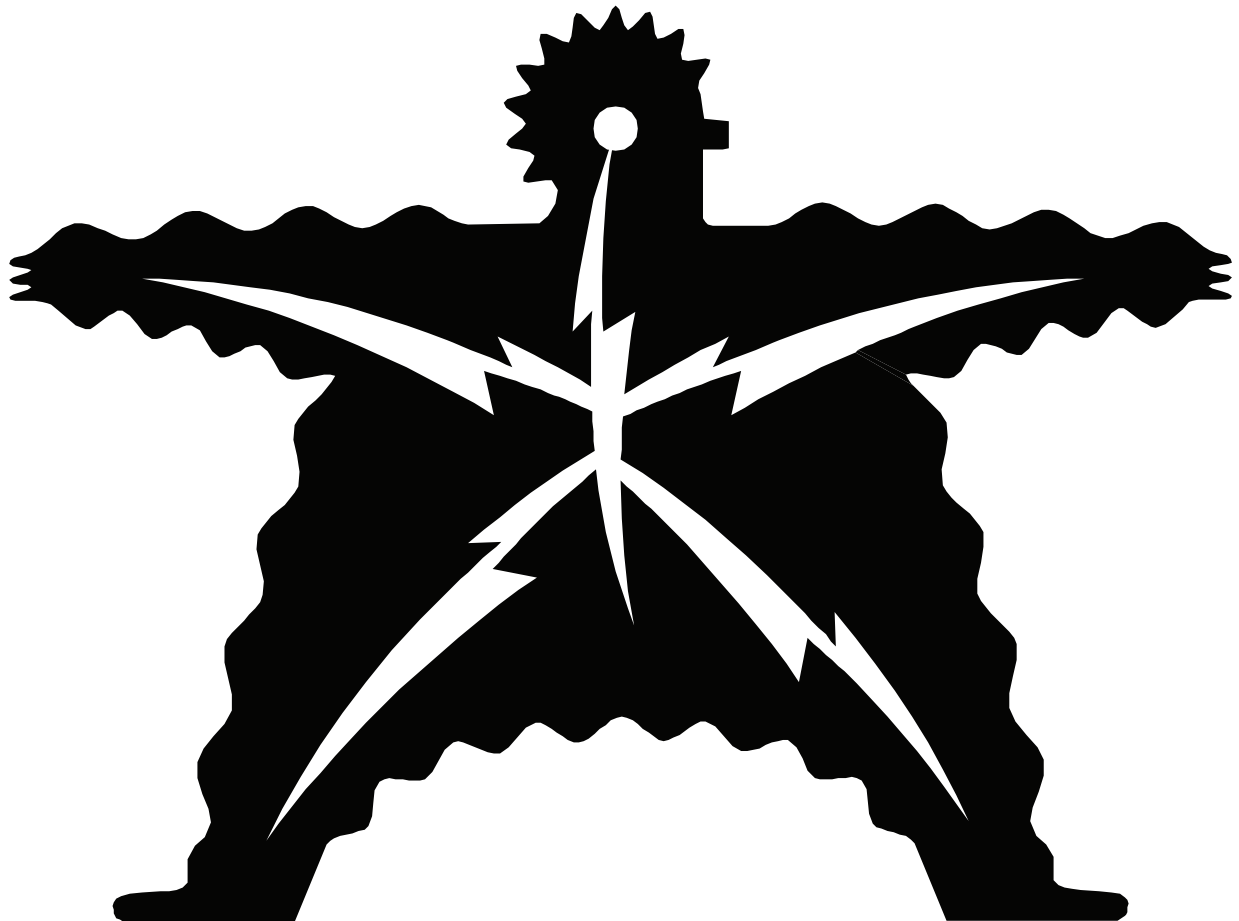
You have the right to have paper, stamps and envelopes for writing letters.

You have the right to mail and get letters that are not opened.

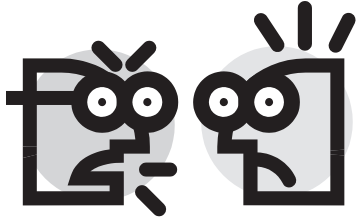


**RIGHTS OF PERSONS LIVING IN  
ASSISTED LIVING, FOSTER HOMES  
OR SUPPORT APARTMENTS**

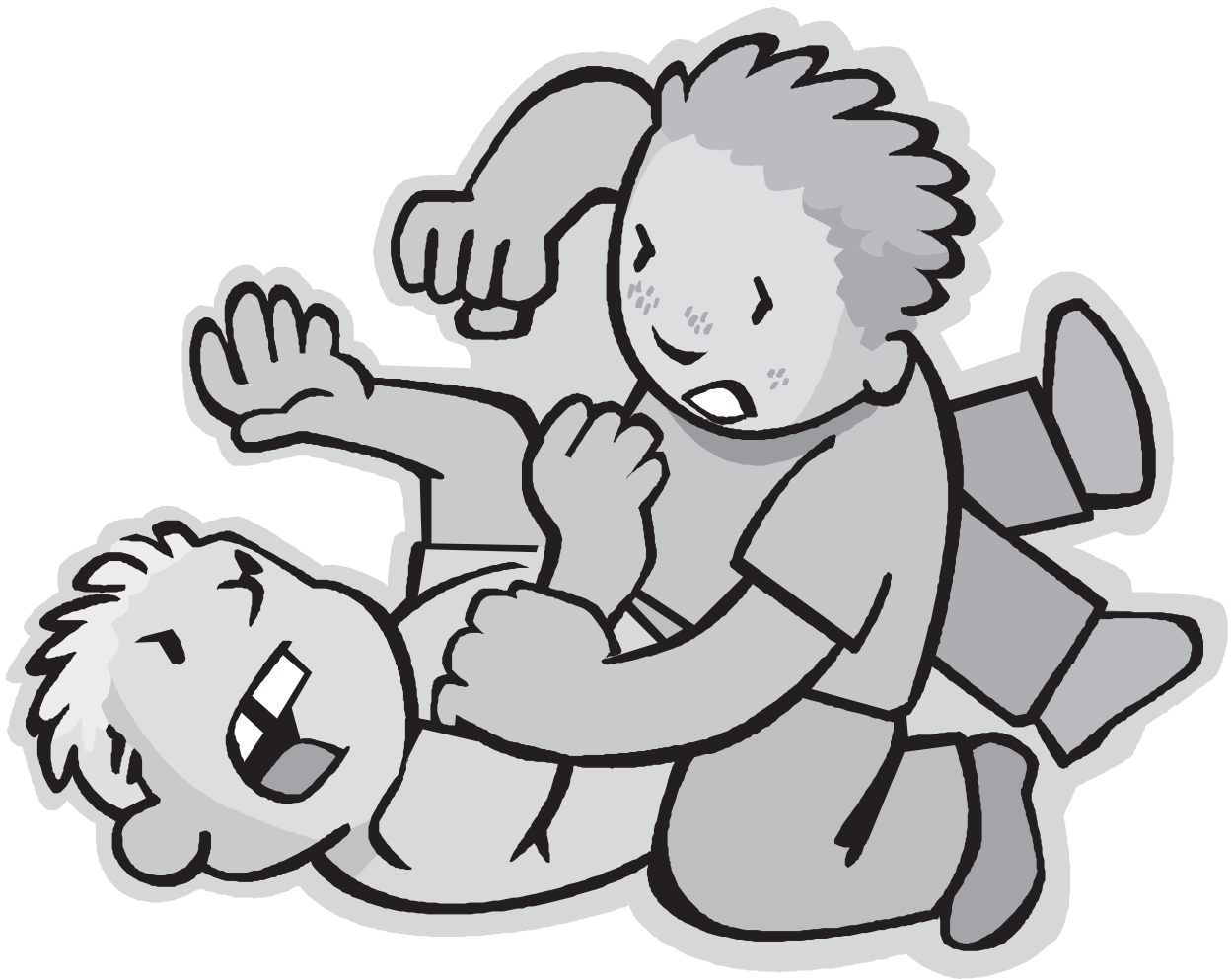
You have the right to say “NO” to electric shock therapy.



# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS



You have the right to say “NO” to anybody trying to change the way you act by hurting you, scaring you or upsetting you.



# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS



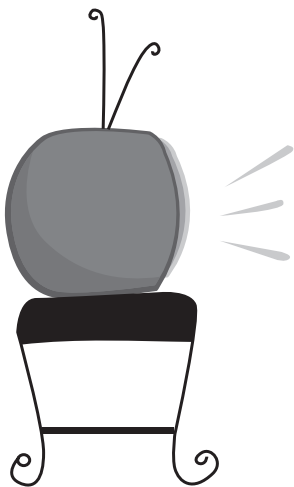
You have the right to say “NO” to brain surgery that people want to do because of the way you act.



# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS

You have the right to  
make choices about  
your daily living  
routine,

who your friends are,



leisure activities,

and program planning.

# RIGHTS OF PERSONS LIVING IN ASSISTED LIVING, FOSTER HOMES OR SUPPORT APARTMENTS

Your rights are also protected  
by the same laws that protect  
other citizens.





## **ASSISTED LIVING HOME RESIDENTS HAVE THE FOLLOWING RIGHTS AND REASONABLE EXPECTATIONS:**

- The right to a safe and sanitary environment;
- The right to be treated with consideration and respect for personal dignity and individuality.
- The right to privacy, including privacy in:
  - ▶ Medical examinations and/or health related consultations;
  - ▶ The resident's room or portion of the room;
  - ▶ Bathing and toileting, except for assistance specified in the plan of care;
  - ▶ Personal possessions;
  - ▶ Communications, including:
    - Receiving and sending unopened correspondence;
    - Access to a telephone;
    - Closed door communication with guests during established visiting hours;
- The right to keep at least one cabinet or drawer locked;
- The right to possess and use personal clothing and property;
- The right to participate in community activities;
- The right to benefit from benefit from community services;
- The right to manage one's own money;
- The right to participate in the development of the assisted living plan of care;
- The right to share a room with a spouse if both are residents of the home;
- The right to exercise and go outdoors at regular intervals, weather permitting;
- The right to exercise civil and religious liberties;
- The right to access health care;
- The right to self-administer one's own medications; unless specified in the plan of care;
- The right to meals consistent with religious and health restrictions;
- The right to 90 days prior notice of closing or relocation of the assisted living home;
- The right to 30 days prior notice of the assisted living home's intent to terminate the resident's contract;
- The right to present grievances and recommendations to the home;
- The right to access files relating to the resident; and
- The right to receive a written copy of assisted living resident rights.

# **If you feel your rights have been Violated, please contact:**

## **Disability Law Center**

3330 Arctic Blvd., Suite 103; Anchorage, Alaska 99503

Phone (907) 565-1002 • 1-800-478-1234

Fax: (907) 565-1000

## **Adult Protective Services**

3601 C Street, Suite 310; Anchorage, Alaska 99503-5984

Phone: (907) 269-3666 • 1-800-478-9996

Fax: (907) 269-3690

## **Long Term Care Ombudsman**

(for persons over 60)

The Atwood Building

550 W. 7th Avenue, Suite 1830; Anchorage, Alaska 99501

Phone: (907) 334-4480 • 1-800-730-6393

Fax: (907) 334-4486





**1-800-478-1234**

**ANCHORAGE OFFICE:**

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3330 Arctic Blvd., Suite 103; Anchorage, Alaska 99503  
(907) 565-1002 phone • (907) 565-1000 fax

**FAIRBANKS OFFICE:**

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1949 Gillam Way, Suite H; Fairbanks, Alaska 99701  
(907) 456-1070 phone • (907) 456-1080 fax

**JUNEAU OFFICE:**

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230 South Franklin, #206; Juneau, Alaska 99801  
(907) 586-1627 phone • (907) 586-1066 fax

**BETHEL OFFICE:**

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PO Box 2303; Bethel, Alaska 99559  
(907) 543-3357 phone • (907) 543-3359 fax

**ALL NUMBERS ARE BOTH VOICE & TDD**  
[www.dlcak.org](http://www.dlcak.org) • e-mail: [akpa@dlcak.org](mailto:akpa@dlcak.org)