

COPPER COUNTRY MENTAL HEALTH SERVICES BOARD

POLICY AND PROCEDURE

DATE: May 30, 2018 Freedom of Movement.P3

RESCINDS: January 26, 2000

CATEGORY: Recipient Rights

SUBJECT: Freedom of Movement

POLICY: It is the policy of Copper Country Mental Health Services Board that recipients of services be placed in the least restrictive setting and that the freedom of movement of a recipient of services shall not be restricted more than is necessary to provide the recipient mental health services, to prevent injury to the recipient or others, or to prevent substantial property damage.

PURPOSE: The purpose of this procedure is to ensure that recipients of services are placed in the least restrictive setting of their choosing and have access to all areas within the home, on the grounds, in the community, and in the Agency Program areas that are for recreational, vocational, and normal social activities.

PROCEDURE:

- I. Exercise of the right of freedom of movement shall not be interfered with unless it infringes on the rights of others or is limited for treatment or safety reasons.
- II. Any restrictions or limitation on freedom of movement shall:
 - A. be written into and justified in the service plan, including a brief description of less restrictive methods including prior interventions and supports including less intrusive methods which have been tried;
 - B. be supported by a specific assessed need;
 - C. provide description of condition proportionate to assessed need;
 - D. be approved by the Interdisciplinary Team;
 - E. Require ongoing data measuring effectiveness of modification;
 - F. be time-limited with a specific expiration date not to exceed three (3) months from the implementation date;

- G. be removed when the circumstance that justified its adoption ceases to exist.
 - H. include training in skills/behaviors which will preclude the need for such restriction or limitation;
 - I. be authorized by the Team Coordinator, and be approved by the Behavior Management Committee;
 - J. be determined with the participation of the recipient and/or guardian if at all possible;
 - K. be fully explained to the recipient and recipient's guardian by the client service manager before implementing the restriction or limitation;
 - L. require the recipient and/or guardian's informed consent;
 - M. provide assurance that interventions and supports will not cause harm;
 - N. be subject to administrative appeal, i.e., the recipient or some other person acting on his/her behalf may file a complaint through the Recipient Rights Office; and
 - O. be reported to the courts during any related hearing process.
- III. Limitation of freedom of movement is considered to be substantial in scope when the recipient is restricted by service plan from community common living areas of the residence or is restricted from participation in the common group activities of the home's residents.
- IV. The appropriateness of the recipient's placement in Residential Programs shall be reviewed by the Interdisciplinary Team on a regular basis.

CROSS REFERENCE: None