

Policy and Procedure Manual Saginaw County Community Mental Health Authority		
Subject: Recipient Rights – Freedom of Movement	Chapter: 02 - Customer Service and Recipient Rights	Subject No: 02.02.24
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 SAGINAW COUNTY COMMUNITY MENTAL HEALTH AUTHORITY		Authored By: Kentera Patterson, Officer of Recipient Rights Additional Reviewers: Judy Sausedo, Supervisor of Recipient Rights

Purpose:

The purpose of this policy is to ensure the rights of people served receiving mental health services from Saginaw County Community Mental Health Authority (SCCMHA) will be allowed freedom of movement to the greatest extent possible.

Policy:

It is the policy of SCCMHA to ensure that people served of mental health services are not discriminated against in order to allow freedom of movement.

Application:

This policy applies to all people served by SCCMHA including the Service Provider Network.

Standards:

- 1) SCCMHA and its Service Provider Network shall treat all people served in the least restrictive environment suitable to their individual plan of service.
- 2) Freedom of movement of a person served shall not be restricted more than necessary to:
 - a) Provide mental health services to the person served
 - b) Prevent injury to the person served or others
 - c) Prevent substantial property damage except that security precautions are appropriate to the condition and circumstances of an individual admitted by order of a criminal court, or a person transferred from a penal institution

- 3) A person served right to freedom of movement will only be limited as authorized by the person served Individual Plan of Service. The reasons for any limitation(s) must be clearly documented in the Individual Plan of Service. Any limitation placed on the person served will be time limited per Michigan Mental Health Code (MMHC).
- 4) Limitations on freedom of movement will be removed when the circumstances that justified its adoption cease to exist.
- 5) Person served shall be entitled access to areas designated for recreational, vocational, social activities where age, sex, physical illness/handicap, or maintenance of security is appropriate for access.
- 6) The residential agency shall provide for a rational and fair manner in which a person served, their guardian, parent of a minor, or loco parentis may request leaves and appeal denial of requests. If dissatisfied, the person served may seek assistance from the SCCMHA ORR.
- 7) Substantial limitations shall be reported to the guardian, parent of a minor or loco parentis and the court during any hearing process.
- 8) Service plans for person served involved in the legal or criminal justice system will identify any security precaution necessary to ensure safety to comply with an existing court order.
- 9) Person served placed in adult foster care homes are able to have complete freedom of movement unless specified differently in their Individual Plan of Service.

Definitions:

Support Staff: Case Manager, Supports Coordinator, or Therapist

References:

Michigan Mental Health Code 330.1708

Michigan Mental Health Code 330.1744

Administrative rules 330.7199

Exhibits:

None

Procedure:

ACTION	RESPONSIBILITY
1) Limitations may be imposed upon a person served right to freedom of movement if the need to do so is indicated in the person served individual plan of service and will be time limited per Michigan Mental Health Code (MMHC).	1) Support Staff
2) Limitations will be removed when they are no longer essential to achieving objectives which justify the restrictions or limitations. The removal of the restrictions or limitations will be documented in the clinical record.	2) Support Staff