

RIGHTS OF INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES

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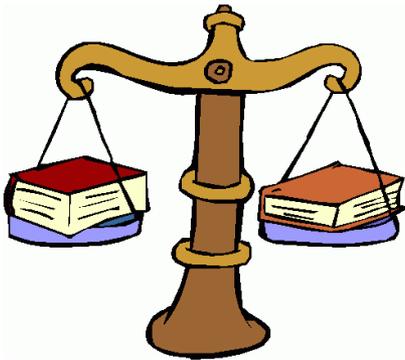
WHAT ARE YOUR RIGHTS?



human rights



CALIFORNIA WELFARE & INSTITUTIONS CODE
SECTION 4502



“Persons with developmental disabilities have the same legal rights and responsibilities guaranteed all other individuals by the United State Constitution and laws and the Constitution and laws of the State of California.”



CALIFORNIA WELFARE & INSTITUTIONS CODE

SECTION 4502 - RIGHTS

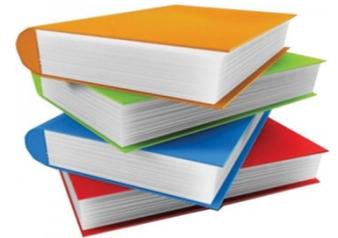


- (a) A right to treatment and habilitation services and supports in the **least restrictive environment**. Treatment and habilitation services and supports should foster the developmental potential of the person and be directed toward the achievement of the **most independent, productive, and normal lives possible**. Such services shall protect the personal liberty of the individual and shall be provided with the least restrictive conditions necessary to achieve the purposes of the treatment, services, or supports.



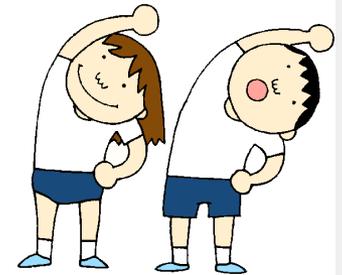
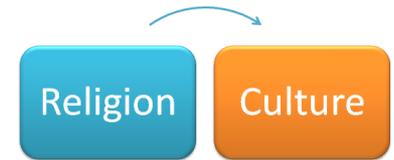
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- (b) A right to **dignity, privacy, and humane care**. To the maximum extent possible, treatment, services, and supports shall be provided in natural community settings.
- (c) A right to participate in an appropriate program of publicly supported **education**, regardless of degree of disability.
- (d) A right to **prompt medical care** and treatment.



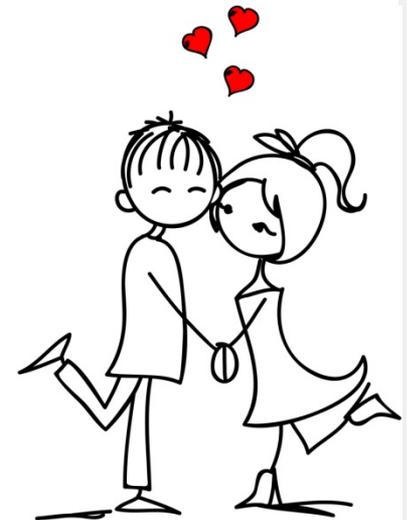
CALIFORNIA WELFARE & INSTITUTIONS CODE SECTION 4502 - RIGHTS

- (e) A right to **religious freedom and practice**.
- (f) A right to **social interaction** and participation in **community activities**.
- (g) A right to **physical exercise** and recreational opportunities.
- (h) A right to be **free from harm**, including unnecessary physical restraint, or isolation, excessive medication, abuse, or neglect.
- (i) A right to be **free from hazardous procedures**.



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- (j) A right to **make choices** in their own lives, including, but not limited to, where and with whom they live, their relationships with people in their community, the way they spend their time, including education, employment, and leisure, the pursuit of their personal future, and program planning and implementation.



IF YOU LIVE IN A LICENSED FACILITY (GROUP HOME), YOU HAVE ADDITIONAL RIGHTS



RIGHTS & RESPONSIBILITIES



Right:

You have the right to wear your own clothes. You should be able to pick the clothes you wear.
WIC 4503 (a)



Responsibility:

Consumer: Wear your own clothes.

Consumer: Report any problems to your service coordinator, care provider, and/or a friend.

Provider: Respect individual choices and expressions through their clothing choices. Offer suggestions but always defer to consumer for final choice.



RIGHTS & RESPONSIBILITIES



Right:

You have the right to keep and spend your money for small purchases.

WIC 4503 (a)

Responsibility:

Consumer: Save and budget your money for the items you want and/or need.

Consumer: Spend your money wisely. Ask for IPP goals to help with money management if you need help.

Provider: Provide oversight of financial decisions to guard against abuse and/or misuse of funds by consumer or others.



RIGHTS & RESPONSIBILITIES



Right:

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

WIC 4503 (b)



Responsibility:

Consumer: Ask provider to give you your space.

Consumer: Use storage space for your items only.

Consumer: Report problems to service coordinator, trusted staff, or friend.

Provider: Respect and protect consumer's private storage space.



RIGHTS & RESPONSIBILITIES

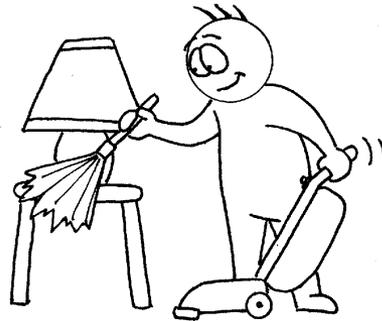


Right:

You have the right to have visitors every day.
WIC 4503 (c)

Responsibility:

Consumer: Let provider know you are expecting a guest.



Consumer: Help straighten your home to make it presentable for your guests.

Consumer: Keep visits to a reasonable length of time.

Provider: Ensure consumer's have ample opportunities to entertain guests. Consider providing them an event schedule so they can arrange for a time that works best for them.

Friends



RIGHTS & RESPONSIBILITIES



Right:

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

WIC 4503 (d)



Responsibility:

Consumer: Keep phone calls to a reasonable length. Consider others.

Consumer: Pay for long-distance calls, if needed.

Provider: Ensure there is a phone available in a private location (or use a cordless phone).



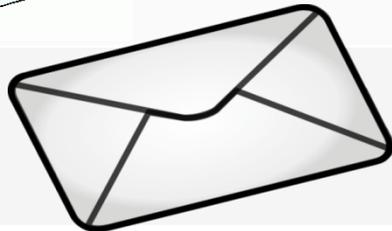
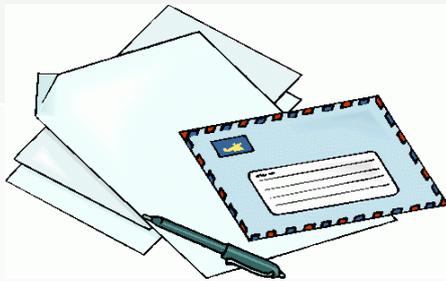
RIGHTS & RESPONSIBILITIES



Right:

You have the right to paper, stamps and envelopes for writing letters. You have the right to mail and get letters that are not opened.

WIC 4503 (e)



Responsibility:

Consumer: Ask provider for stationary supplies.

Consumer: Purchase special stationary with P&I funds.

Consumer: Pay for postage with P&I funds.



RIGHTS & RESPONSIBILITIES



Right:

You have the right to refuse electroconvulsive therapy (ECT).
WIC 4503 (f)



Responsibility:

Consumer: Report to service coordinator, trusted staff, or friend if someone tries to hurt you.

Consumer: Do not consent to something you do not like or understand.

Provider: Uphold consumer's consent. Report any suspected abuse, per guidelines.



RIGHTS & RESPONSIBILITIES



Right:

You have the right to refuse behavior modification techniques that cause pain and trauma.
WIC 4503 (g)



Responsibility:

Consumer: Report to service coordinator, trusted staff, or friend if someone tries to hurt you.

Consumer: Do not consent to something you do not like or understand.

Provider: Uphold consumer's consent. Report any suspected abuse, per guidelines.



RIGHTS & RESPONSIBILITIES



Right:	Responsibility:
<p>You have a right to refuse psychosurgery and all other surgery which is done for the purpose of brain modification. WIC 4503(h)(1), 4503(h)(2), 4503(h)(3)</p>	<p>Consumer: Do not consent to something you do not like or understand.</p>
	<p>Consumer: Report to service coordinator, trusted staff, or friend if someone tries to hurt you.</p>
	<p>Provider: Uphold consumer's consent. Report any suspected abuse or coercion.</p>



RIGHTS & RESPONSIBILITIES



Right:

You have a right to choices in your life, including with whom you want to live, your relationships, how you spend your time, and the development of a plan that fits your needs and desires.

WIC 4503 (i)



Responsibility:

Consumer: You must spend some time thinking about what you want so that you can actively participate in your IPP.



Consumer: You must let your service coordinator know what you want.

Provider: Assist consumer in advocating their wants and desires in IPP meetings, even if you don't agree with their desire/request.

RESOURCES

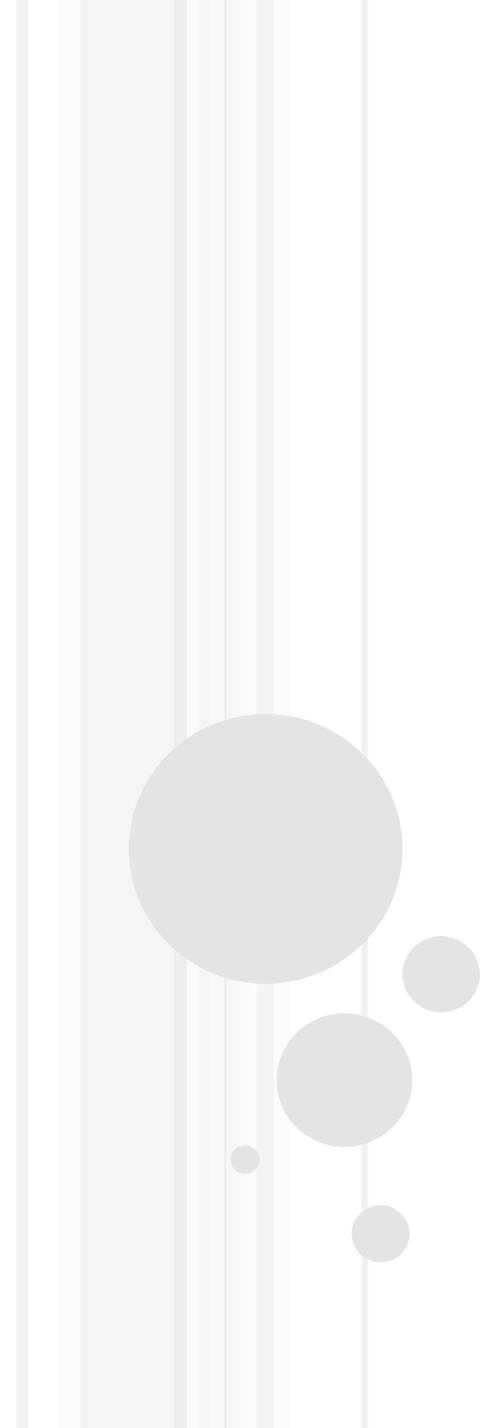
Department of Developmental Services
www.dds.ca.gov

Disability Rights California
www.disabilityrightscalifornia.com

People First of California, Inc.
www.peoplefirstca.org/

Rights and Responsibilities of People with Developmental
Disabilities
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THANK YOU!