

INDIVIDUAL RIGHTS

WAC 246-341-0600

Each behavioral health agency must protect and promote individual participant rights applicable to the services the agency is certified to provide in compliance with this chapter, and chapters [70.41](#), 71.05, 71.12, 71.24, and [71.34](#) RCW, as applicable.

You have the right to:

- Receive services without regard to race, creed, national origin, religion, gender, sexual orientation, age or disability;
- Practice the religion of choice as long as the practice does not infringe on the rights and treatment of others or the treatment service. Individual participants have the right to refuse participation in any religious practice;
- Be reasonably accommodated in case of sensory or physical disability, limited ability to communicate, limited-English proficiency, and cultural differences;
- Be treated with respect, dignity and privacy, except that staff may conduct reasonable searches to detect and prevent possession or use of contraband on the premises or to address risk of harm to the individual or others. "Reasonable" is defined as minimally invasive searches to detect contraband or invasive searches only upon the initial intake process or if there is reasonable suspicion of possession of contraband or the presence of other risk that could be used to cause harm to self or others;
- Be free of any sexual harassment;
- Be free of exploitation, including physical and financial exploitation;
- Have all clinical and personal information treated in accord with state and federal confidentiality regulations;
- Participate in the development of your individual service plan and receive a copy of the plan if desired;
- Make a mental health advance directive consistent with chapter [71.32](#) RCW;
- Review your individual service record in the presence of the administrator or designee and be given an opportunity to request amendments or corrections; and
- Submit a report to the department when you feel the agency has violated your rights or a WAC requirement regulating behavioral health agencies.
- Each agency must ensure the applicable individual participant rights described in subsections (1) and (2) of this section are:
 - Provided in writing to each individual on or before admission;
 - Available in alternative formats for individuals who are visually impaired;

- Translated to the most commonly used languages in the agency's service area;
- Posted in public areas; and
- Available to any participant upon request.
- At the time of admission and upon client request, the agency must provide each client with information on how to file a report to the department if they feel their rights or requirements of this chapter have been violated.