



## SHIAWASSEE HEALTH AND WELLNESS POLICY MANUAL

<b>Title:</b>	<b>Freedom of Movement</b>
<b>Section:</b>	Recipient Rights
<b>Policy Number:</b>	08
<b>Issued By:</b>	Recipient Rights Director
<b>Approved by:</b> Leadership Team	<b>Effective Date:</b> 1/13/97
<b>Approved on:</b> 02/03/21	<b>Last Revision:</b> 7/24/2020
	<b>Last Review:</b> 02/03/21
	<b>Annual Policy Statement Review:</b> 12/28/20

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### **POLICY STATEMENT:**

It is the policy of Shiawassee Health and Wellness (SHW) to protect the right of freedom of movement for recipients of its services and to ensure that the placement and treatment of recipients is in the least restrictive setting and conditions necessary to achieve the purpose of treatment and habilitation.

### **PURPOSE:**

To ensure the right of freedom of movement for recipients of SHW

To ensure compliance with the Michigan Mental Health Code and the Department of Health and Human Services Administrative Rules.

### **APPLICATION:**

This policy applies to all SHW employees, contracted providers and its employees, independent contractors, Interns, and volunteers.

### **STANDARDS:**

1. A recipient's freedom of movement will not be restricted more than is needed to provide mental health services to him/her, to prevent injury to self or others, or to prevent substantial property damage, except when security precautions are needed, which are appropriate to the condition and circumstances of an individual admitted by order of a criminal court or transferred as a sentence-serving convict from a penal institution are needed.
2. A recipient will not be transferred to a setting which increases restrictions on freedom of movement unless the recipient presents a substantial danger to others. Procedures for this determination will be consistent with applicable statutes, rules, policies, and procedures related to transfers.

3. A recipient's freedom of movement will be limited in scope or duration only to the extent that such limitation or limitations are clinically justified to protect the health and safety of the consumer.

**PROCEDURE:**

- A. Any limitation on a recipient's freedom of movement shall be documented in the recipient's Individual Plan of Service (IPOS).
- B. Any limitation shall be the minimal essential step to meeting the proposed purpose and it must be supported by documentation that establishes the reasons justifying the limitation.
- C. Consent must be obtained by whomever has the legal authority prior to implementation.
- D. The limitation must also be time limited, not to exceed one year.
- E. The clinician responsible for monitoring the limitations shall review the limitation and provide an explanation of the limitation to the recipient, guardian, or parent with legal custody of the minor.
- F. Any limitation on a recipient's right to freedom of movement must be reviewed by the Shiawassee Health and Wellness Behavior Treatment Plan Review Committee prior to implementation.
- G. Any limitation on a recipient's freedom of movement will be removed when the circumstance(s) justifying the limitation cease to exist.

**Change Log:**

<b>Date of Change</b>	<b>Description of Change</b>	<b>Responsible Party</b>
7/26/10		Becke Browne
5/12/16		Becke Browne
7/24/2020	Change to format, addition of BTPRC Review, deleted appeal information	Andrea Andrykovich
02/03/21	Revisions presented to Leadership Team, approved	J. Semans