

Need help? **211** *Start here.*
 E-mail: info@NJ211.org
 Fax 973-887-4680
 877-652-1148

New Jersey's Community Resource
 Telephone: Dial 2-1-1 or
 877-652-1148

If you or someone you know is being abused or neglected, please contact the LTC Ombudsman. By law, callers may remain anonymous and our case files are closed to the public. In an emergency, call 911.

LTCO investigates allegations of abuse and exploitation of people living in nursing homes and other long-term healthcare facilities.

NJ Office of the Long-Term Care Ombudsman (LTCO)
 1-877-582-6995



Introduction

As a resident in an assisted living facility, you have special rights that are guaranteed by law.

- **You have the right to be treated with dignity and respect.**
- **You should be cared for in a manner that enhances your quality of life, free from humiliation, harassment, or threats.**
- **You have the right to be free from physical, sexual, mental, verbal abuse, and financial exploitation.**

These are just a few of your rights. A more complete list appears on the back of this brochure. The NJ Office of the Long-Term Care Ombudsman (LTCO) has prepared this information to help you and your family understand your rights. LTCO investigates allegations of abuse and exploitation of people living in assisted living facilities and other long-term healthcare facilities.

You can call us confidentially and toll-free at 1-877-582-6995 to make a complaint. We want to make sure that your rights are respected and enforced, because your safety, well-being, and happiness are very important to us.



New Jersey
L.T.C.O.
 Long-Term Care Ombudsman
 1-877-582-6995
 Guidance. Support. Advocacy.

P.O. Box 852

Trenton, NJ 08625-0852

Fax: (609) 943-3479

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Assisted Living Facility Residents

in New Jersey



WE HAVE RIGHTS!

New Jersey
L.T.C.O.
 Long-Term Care Ombudsman

You have the right to voice complaints without being threatened or punished. Your assisted living facility is required to provide you and your next of kin or guardian with the names, addresses, and telephone numbers of the government agencies to which you can complain or ask questions.

This brochure will answer the following questions:

1. May I wear my own clothes?
2. May I refuse to take certain medication?
3. Do I have the right to have a phone in my room?
4. Do I have the right to meet with any visitor I want?
5. Whom can I call if I think my rights are being violated?

Please read this "Bill of Rights" carefully. This is only a summary of your rights under the Bill of Rights for Assisted Living Residents (N.J.A.C. 8:36-4.1 and 42 CFR Part 483.10). You may have other rights provided under this statute and other state or federal laws.

NJ EASE is a way for seniors and their families to get information and access to senior services including healthcare, insurance, home care services, long term care options, transportation, social activities, and nutrition.

NJ EASE
 1-877-222-3737



The State's Division of Health Facilities Evaluation and Licensing regulates New Jersey's long-term care facilities on the basis of complaint investigations and annual inspections. Their 24-hour Complaint Hot Line, handles consumer complaints and facility emergencies seven days a week.

NJ Department of Health Licensing and Certification
 1-800-792-9770 (complaints)

List of Residents' Rights



As a resident of an assisted living facility in New Jersey, you have the following rights:

Planning and Implementing Care

- To be involved in creating your care plan and to designate a person to be included in that process.
- To request meetings and to request changes to your person-centered care plan.
- To see, review and signoff on significant changes to your care plan.
- To receive a level of care and services that address your changing physical and psychosocial status.

Medical Care

- To choose a physician, advanced practice nurse, or physician assistant.
- To obtain medications from a pharmacy of your choosing.
- To receive pain management as needed.
- To refuse to participate in experimental research.
- To refuse medication and treatment after you have been informed of the possible consequences of this decision.

Freedom from Abuse

- To be free from chemical and physical restraints.
- To be free from physical and mental abuse and neglect.
- To live in safe and clean conditions in an environment that is not overcrowded.
- To be treated with respect, courtesy, consideration and dignity.
- To retain and exercise all constitutional, civil and legal rights to which you are entitled.

Discharges and Transfers

- To receive written notice at least 30 days in advance when the facility requests your transfer or discharge. Notice shall include the name and contact information for the NJ Office of the Long-Term Care Ombudsman.
- To be transferred or discharged only in accordance with the terms of the admission agreement and the law.
- To appeal an involuntary discharge.
- To not be arbitrarily and capriciously moved to a different bed or room.

Privacy and Confidential Treatment

- To privacy and to have your personal information kept confidential.
- To reasonable opportunities for private and intimate physical and social interaction with other people.
- To have a private telephone in your living quarters at your own expense.
- To receive and send mail in unopened envelopes.
- You have the right to request and receive assistance in reading and writing correspondence.

Self-Determination

- To keep and use your personal property.
- To wear your own clothes.
- To hire a private caregiver or companion at your expense and responsibility.

Visits and Activities

- To meet with any visitors of your choice, at any time, in accordance with facility policies and procedures.
- To request visits at any time by representatives of the religion of your choice and to attend outside religious services at your own expense.
- To take part in activities and to meet with and participate in the activities of any social, religious, and community group.
- To participate in meals, recreation, and social activities without being subjected to discrimination.
- To refuse to perform services for the facility.
- To organize and participate in a resident council that presents residents' concerns to the administrator of the facility.

Finances

- To receive prior to, or at the time of admission, and afterwards, an admission agreement that complies with all applicable laws and describes the services provided and the related charges.
- To manage your own finances or designate someone to act on your behalf.
- To receive upon request a written explanation of fee increases that are not related to increased services.
- To receive written documentation that fee increases based on a higher level of care are based on reassessment of your condition.
- To receive a quarterly written account of your funds and possessions.

Protection of Rights

- To voice complaints to administration or outside agencies without fear of interference, discharge, or reprisal.
- To obtain contact information about government agencies to which residents can complain and ask questions.
- To expect the facility to promptly investigate and try to resolve your concerns.
- To receive a written statement of residents' rights and any regulations established by the facility.