

Patient Rights & Responsibilities

West Holt Memorial Hospital (WHMH) is committed to providing you with the best possible healthcare. As part of this commitment to quality, we want to make sure you are treated with dignity and respect, and that you are given all the information you need to understand your condition and make decisions about your treatment.

All patients have the right to the following:

Access

The right to receive care without discrimination due to age, ancestry, color, culture, disability (physical or intellectual), ethnicity, gender, gender identity or expression, genetic information, language, military/veteran status, national origin, race, religion, sexual orientation, socioeconomic status, or source of payment.

Respect and Dignity

The right to considerate, respectful care given by competent personnel, which optimizes the patient's comfort and dignity while contributing to a positive patient self-image.

Communication

The right to:

- Be informed of Patient Rights and Responsibilities at the earliest possible time of the patient's hospitalization in a manner and form that the patient understands.
- Know what hospital rules and regulations apply to patient conduct.
- Know the name of the provider who has primary responsibility for the patient's care and the identity and function of all individuals providing his/her care, treatment and services.
- Be communicated with in a manner that is clear, concise, and understandable.
- Be provided with a qualified interpreter free of charge.
- Be provided with a certified Deaf and Hard of Hearing interpreter for patients with speech, hearing and/or cognitive impairments.
- Be informed about unanticipated outcomes of care, treatment and services that relate to sentinel events. The provider responsible for the patient's care, or the patient's designee, informs the patient about the unanticipated outcome when the patient is not already aware of the occurrence or when further discussion is needed.
- Have a family member, representative, or physician of the patient's choice notified promptly of the patient's admission to the hospital.
- Have assistance in accessing and designating a support person or agency to act as needed to assert and protect the patient's rights.
- Delegate decision making to a specific person(s). The hospital will respect the patient's wishes to the maximum extent practicable, and to the degree permitted by law.
- Designate a lay caregiver, who is a person chosen by the patient to receive health information about the patient due to his/her unique role as the patient's primary caregiver if the patient is discharged home.

When a patient is unable to make decisions about care, treatment, and services, a surrogate decision maker will be involved in making those decisions. This includes the surrogate decision maker's right to refuse care, treatment and services on the patient's behalf, in accordance with law and regulation.

Quality Care Delivery

The right to:

- Receive care in a safe and secure environment which incorporates current standards of practice for patient environmental safety, infection control and security.
- Be free from all forms of mental, physical, sexual, and verbal abuse, neglect and exploitation.
- Expect good management techniques to be implemented to effectively use the patient's time and to avoid the personal discomfort of the patient
- Receive high quality care based on professional standards that are continually maintained and reviewed.
- Expect emergency procedures to be implemented without unnecessary delay.
- Receive care free from restraints or seclusion unless it is necessary to provide medical, surgical or behavioral healthcare.

Participation in Care

The right to:

- Participate with the providers in the development, implementation and revision of the patient plan of care
- Receive information about current health status, care needs, outcomes, recovery, ongoing healthcare needs and future health status.
- Be informed about proposed care options including the risks and benefits, other care options, what could happen without care and the expected outcome(s) of any medical care provided, including any outcomes that were not expected.
- Be involved in all aspects of care and to take part in decisions about care.
- Request care. This right does not mean the patient can demand care or services which are not medically needed.
- Participate in the consideration of ethical issues surrounding his/her care.
- Receive information upon discharge of continuing healthcare requirements and follow-up care, the plans for meeting them, as well as participate in decisions about the ongoing plan of care. The patient has the right to choose from available Medicare or other payor participating providers such as hospice agencies, home health agencies, rehabilitation hospitals and nursing homes.
- Receive a prompt and safe transfer to the care of others when WHMS is not able to meet the patient's request or need for care or service. Patients have the right to know why a transfer to another healthcare facility might be required, as well as learning about other options for care. WHMS cannot transfer someone to another hospital unless that hospital has agreed to accept the patient.
- Receive assistance to obtain consultation with another provider at the patient's request and own expense.

Pain Management

The right to effective pain management. Pain will be addressed and managed as deemed medically appropriate.

Consent

The right to:

- Give informed consent. Except for in cases of emergencies, the provider must obtain the necessary informed consent prior to the start of any procedure or treatment of both. This information shall include the name of the person performing the procedure or treatment, a description of the procedure or treatment, the medically significant risks involved, alternate courses of treatment or non-treatment and the risks involved in each.
- Refuse any care, therapy, drug, treatment or procedure that a provider is recommending. The provider will discuss the medical consequences of such refusal. There are times when care must be provided by law or regulation.
- Give consent prior to the start of any experimental, research, donor program, or educational activities in which the patient may be asked to participate. The patient or the patient's legal representative may, at any time, refuse to continue in any such study/program to which informed consent has previously been given. Refusal to participate or discontinuation of participation will not compromise the patient's right to access care, treatment or services.
- Give consent for WHMH providers and/or staff to take photos, make recordings, or film patients if the purpose is for something other than patient identification, care, diagnosis, or treatment.

Advance Directive

The right to:

- Formulate an advance directive, revise an existing advance directive or to appoint a surrogate to make healthcare decision on the patient's behalf. These decisions will be honored within the limits of the law and WHMH's mission. The patient is not required to have or complete an advance directive in order to receive healthcare.
- Be provided with assistance in developing or revising an advance directive.
- Make decisions regarding the withholding of resuscitative services or the foregoing or withdrawing of life-sustaining treatment within the limits of the law, regulation and WHMH policies.
- The right to make decisions concerning organ donation. WHMH will honor the patient's wishes within the limits of the hospital's capability and in accordance with law and regulation.

Privacy

The right to:

- Be interviewed, examined, treated and have care discussed in places designed to protect privacy.
- To receive written copy of WHMH's Notice of Privacy Practices and know how your medical information is used.

- Expect all communications and records related to care to be treated as confidential except as otherwise provided by law or third-party contractual arrangements.
- Receive written notice that explains how personal health information will be used and shared with other healthcare professionals involved in the patient's care.
- Request an accounting of circumstances in which information about the patient has been disclosed or reported due to law or regulation.
- Limit who can receive information about the patient, including demographic information, the patient's presence or location in the clinical area or information about the patient's medical condition.

Safety

The right to:

- Expect the hospital to comply with applicable laws and regulations helping to assure a safe and accessible environment.
- Be free from restraints or seclusion, unless medically necessary.
- Be free from mental, physical, sexual, or verbal abuse, harassment, neglect or exploitation.
- Receive information about patient advocacy services such as domestic violence resources, adult or child protective service programs, and guardianship and conservatorship resources. Children or vulnerable adults who are unable to care for themselves have the right to protective intervention by the appropriate agencies to correct hazardous living conditions, abuse, neglect or exploitation.

Visitation

The right to:

- Make decisions regarding visitors and designate who can visit WHMH.
- Visitors do not need to be legally related to the patient.
- Designate a support person who may determine who can visit if the patient becomes unable to make his/her own decisions.

Medical Record

The right to:

- Access all information contained in the patient's medical record other than psychotherapy notes, unless access is restricted by the attending provider for medical reasons.
- Request a copy of the patient's medical record (note: there may be a fee for the copying of the medical record). If the patient feels the information is incorrect, he/she may request the information be amended. WHMH may deny the request to amend information under certain specific circumstances as permitted by law.

Financial Charges

The right to:

- Examine and receive a detailed explanation of the patient's bill.
- Full information and counseling on the availability of known financial resources to help the patient in payment of healthcare bills.

Complaint/Grievance

The right to:

- Receive information about how to get assistance with concerns, problems, or complaints about the quality of care and services you receive, and to initiate a formal grievance process with WHMH or with state regulatory agencies without being subject to coercion, discrimination, reprisal, or unreasonable interruption of care, treatment or services.
- Speak to providers directly involved in your care. If the issue is not resolved to the patient's satisfaction, or if they would like the help of someone not immediately involved, staff is available to help resolve the problem or assist with appropriate referral to other agencies to investigate the concern/complaint. Health and Human Services 402-471-6035 or KEPRO (QIO) 855-408-8557

Spiritual Care

The right to have access to spiritual care.

PATIENT RESPONSIBILITIES

The following patient responsibilities are presented to the patient and family in the spirit of mutual trust and respect.

Demonstrate Respect and Consideration

Patients, as well as their family members, representatives and visitors, are expected to recognize and respect the rights of our other patients, visitors, and staff. Threats, violence, disrespectful communication or harassment of other patients or of any medical staff member, for any reason, including because of an individual's age, ancestry, color culture, disability (physical or intellectual), ethnicity, gender, gender identity or expression, genetic information, language, military/veteran status, national origin, race, religion, sexual orientation or other aspect of difference will not be tolerated. This prohibition applies to the patient as well as his/her family members, representatives, and visitors.

In addition, requests for changes of provider or other medical staff based on the provider's race, ethnicity, religion, sexual orientation or gender identity will not be honored. Request for provider or medical staff changes based on gender will be considered on a case by case basis and only based on extenuating circumstances.

Patients and their families, representatives and visitors are expected to respect the property of other persons and that of WHMH.

Provision of Information

Patients and their families must provide, to the best of their knowledge, accurate and complete information about present complaints, past illnesses, hospitalizations, medications, advance directives and other matters relating to the patient's health. Patients and their families must report perceived risks in the patient's care and unexpected changes in the patient's condition.

Asking Questions

Patients and their families must ask questions when they do not understand their care, treatment and service or what they are expected to do. The patients and families are responsible for reporting whether they clearly comprehend a contemplated course of action.

Refusing or Not Following Care Instructions

The patient and their families are responsible for the outcomes if they refuse care or do not follow the care, treatment and service plan.

Following WHMH Rules and Regulations

- Patients and their families must follow WHMH rules and regulations affecting the patient care and conduct.
- Patients are expected not to take drugs which have not been prescribed by their provider and administered by hospital staff. In addition, it is expected patients will not complicate or endanger the healing process by consuming alcoholic beverages or toxic substances during their stay.

Following Safety Policies

Patients and their families or visitors are expected to:

- Observe the no smoking policy of WHMH
- Refrain from conducting any illegal activity on WHMH's property. If such activity occurs, it will be reported to law enforcement.
- Refrain from recording your experiences in the hospital without the consent of everyone involved, including physicians, nurses, and other staff.

Paying for Care

The patient is responsible for assuming financial responsibility of payment for all services rendered through third party payors (insurance companies), as applicable, and being personally responsible for payment of any services which are not covered by his/her insurance.

If you have an emergency medical condition or are in labor, you have the right to receive, within the capabilities of the staff and facilities, an appropriate treatment and if necessary, an appropriate transfer to another facility even if you cannot pay or do not have medical insurance or you are not entitled to Medicare or Medicaid.