

## Analysis of Denial of Rights

1. Is there a right?
2. Can that right be denied?
3. Does the reason for the denial constitute "good cause"?

Would exercise of the right:

- Be injurious to the patient?
- Seriously infringe on the rights of others?
- Cause serious damage to the facility?

***AND, is there no less restrictive way to protect the above interests?***

4. Is the reason given for the denial *related* to the right denied?
5. What were the less restrictive measures attempted prior to denying the right?
6. Was the denial implemented:
  - As a punishment?
  - As a substitute for programming?
  - For staff convenience?
  - As part of a treatment plan?

***These reasons do not constitute "good cause"***

7. Was the denial immediately documented in the treatment record? Including:
  - Date and time the right was denied.
  - Specific right denied.
  - Good cause for denial of right.
  - Date of review if denial was extended beyond 30 days.
  - Signature of the professional person authorizing denial of right.
8. Was the patient notified of the content of the documentation?
9. Was the right restored when good cause no longer exists?
10. Is each denial of right documented appropriately regardless of gravity, reason, or frequency?