

Assisted Living Facility Discharge Notices Rights and Regulations

- The Assisted Living Facility is required to notify the State Long Term Care Ombudsman about the discharge notice
- The Long Term Care Ombudsman visits the resident to discuss the situation
- The Long Term Care Ombudsman can speak with a family member or legal representative **if** the resident consents

Rights During a Discharge

- 30 day written notice is required
 - Unless the resident has been in the facility less than 30 days
 - If the safety of the resident or others is at risk, discharge may be less than 30 days
- According to regulations, the facility can only discharge for the following reasons:
 - The facility can no longer meet the resident's needs
 - Non-payment
 - Failure to comply with written policies or rules
 - Resident request
 - Facility ceases to operate
- Residents have the right to request an informal conference with the facility to appeal the discharge
- Residents can request an Ombudsman attend the informal conference

State regulations require the Long Term Care Ombudsman program to conduct assisted living discharge interviews

- The interview process provides an opportunity for the Ombudsman to make sure residents are aware of their rights
- Information gathered through interviews may inform future legislation aimed at preventing inappropriate discharges
- Participation by the resident, family member, or responsible party is **optional**

Long Term Care Ombudsman for Utah, Summit and Wasatch County

801-229-3809