

(B) IN THE IMPLEMENTATION OF THE BASIC RIGHTS IN SUBSECTION (A) OF THIS SECTION, THE FOLLOWING IS REQUIRED FOR ALL SERVICES COVERED UNDER THIS ARTICLE:

(1) EVERY PERSON, PRIOR TO OR AT THE TIME OF HIS ADMISSION INTO A PROGRAM OR FACILITY, SHALL RECEIVE:

(I) A WRITTEN STATEMENT OF THE SERVICES PROVIDED BY THE FACILITY, INCLUDING THOSE SERVICES REQUIRED TO BE OFFERED ON AN AS-NEEDED BASIS;

(II) A WRITTEN STATEMENT OF RELATED CHARGES INCLUDING ANY CHARGES FOR SERVICES NOT COVERED UNDER MEDICARE, MEDICAID, OR OTHER STATE OR LOCAL PUBLIC AGENCY REIMBURSEMENT, OR NOT COVERED BY THE FACILITY'S BASIC RATE; AND

(III) A WRITTEN RECEIPT FOR THE STATEMENTS RECEIVED UNDER SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH, WHICH MUST BE SIGNED BY THE MENTALLY RETARDED PERSON, LEGAL GUARDIAN OR PARENT OF A MINOR AND RETAINED BY THE FACILITY IN ITS FILES.

(2) WHERE THE MENTALLY RETARDED PERSON IS RECEIVING SERVICES FROM A RESIDENTIAL FACILITY WHICH IS FUNDED IN WHOLE OR IN PART BY PAYMENTS UNDER MEDICAID TO THAT FACILITY, SUCH MENTALLY RETARDED PERSON OR LEGALLY APPOINTED GUARDIAN SHALL RECEIVE FROM THE DIRECTOR OF THE FACILITY COMPLETE AND CURRENT INFORMATION CONCERNING HIS DIAGNOSIS, TREATMENT AND PROGNOSIS IN TERMS AND LANGUAGE THE MENTALLY RETARDED PERSON CAN REASONABLY BE EXPECTED TO UNDERSTAND. UNLESS MEDICALLY INADVISABLE, THE MENTALLY RETARDED PERSON OR GUARDIAN SHALL PARTICIPATE IN THE PLANNING OF HIS MEDICAL TREATMENT, MAY REFUSE MEDICATION AND TREATMENT AND KNOW THE MEDICAL CONSEQUENCES OF SUCH ACTIONS. WRITTEN EVIDENCE OF COMPLIANCE WITH THIS LAST PROVISION, INCLUDING SIGNED ACKNOWLEDGMENTS BY THE MENTALLY RETARDED PERSON OR GUARDIAN, SHALL BE RETAINED BY THE FACILITY IN ITS FILES.

(3) FOR EVERY MENTALLY RETARDED PERSON, CASE DISCUSSION, CONSULTATION, EXAMINATION, AND MEDICAL TREATMENT ARE CONFIDENTIAL. THOSE NOT DIRECTLY INVOLVED IN THE MENTALLY RETARDED PERSON'S CARE MUST HAVE PERMISSION OF THE MENTALLY RETARDED PERSON OR LEGAL GUARDIAN TO BE PRESENT.

(4) PERSONAL, MEDICAL, PSYCHOLOGICAL, AND INDIVIDUAL TREATMENT AND DEVELOPMENT INFORMATION SHALL BE TREATED CONFIDENTIALLY AND THE CONSENT OF THE MENTALLY RETARDED PERSON OR GUARDIAN SHALL BE OBTAINED FOR RELEASE TO ANY INDIVIDUAL OUTSIDE THE FACILITY, EXCEPT AS NEEDED IN THE CASE OF THE MENTALLY RETARDED PERSON'S TRANSFER FROM A HEALTH CARE INSTITUTION TO ANOTHER HEALTH CARE INSTITUTION, OR AS REQUIRED BY LAW OR THIRD PARTY PAYMENT CONTRACT, OR TO ANY INDIVIDUAL IN THE FACILITY WHO HAS NO DEMONSTRABLE NEED TO SUCH RECORDS.