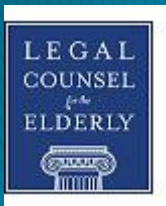


Challenging Involuntary Transfers and Discharges

Presented by:

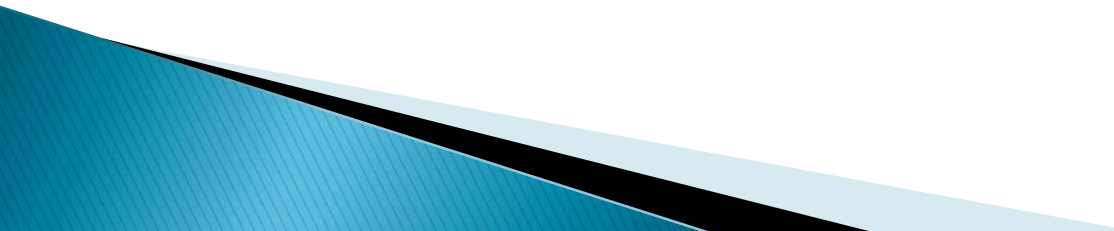
Mary Ann B. Parker, Staff attorney,
Office of the DC Long-Term Care Ombudsman Program
Legal Counsel for the Elderly
October 2013



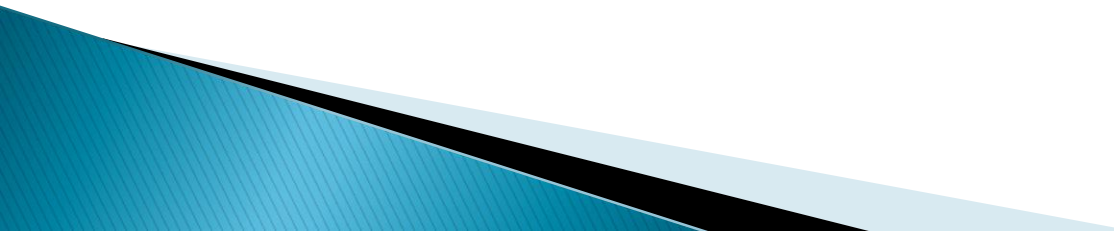
Part of Senior Service Network supported by
the DC Office on Aging.



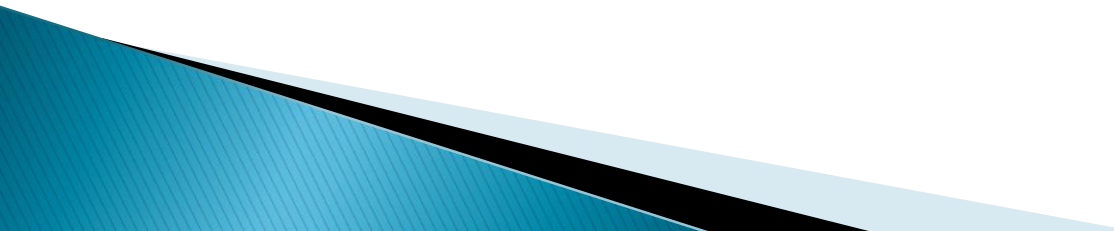
Importance of Challenging Involuntary Discharges and Transfers

- Ensures that a resident's discharge and transfer rights are protected.
 - Stops a resident from being forced to move to an unsafe environment.
 - Prevents other residents' rights from being violated.
- 

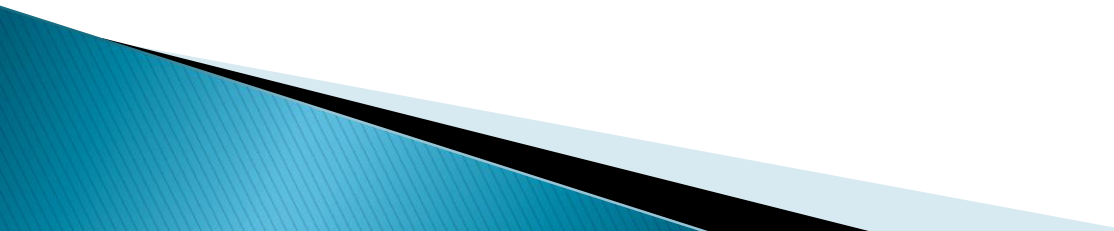
Systemic Challenges of transfers and discharges

- Advocate for strong local laws outlining the process for transfers, discharges and relocations.
 - Work with regulatory agencies to draft the laws and regulations.
 - Ensure that the laws are implemented.
- 

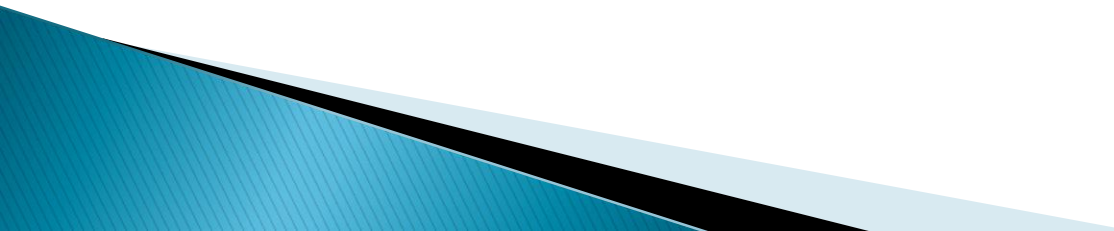
Systemic Challenges Cont.

- Educate residents, families, facilities, courts and other stakeholders.
 - Increase awareness of larger related issues such homelessness.
 - Emphasize the importance of discharge planning.
- 

Legal Challenges to Involuntary Transfers/Discharges

- Be prepared to bring legal challenges to ensure the law is followed.
 - Ensure legal counsel is available for individual representation of residents.
- 

Impact of Challenges to Involuntary Transfers/Discharges

- Creates a clear and uniform structure for all transfers, discharges and relocations.
 - Improves collaboration with regulatory agencies.
 - Increases success in resolving contested cases without having to go to court or in some times even issue a notice.
- 

Questions???

