

Prepublication Requirements

• Issued December 17, 2021 •



Revisions to the RI Standards

The Joint Commission has approved the following revisions for prepublication. While revised requirements are published in the semiannual updates to the print manuals (as well as in the online *E-dition*®), accredited organizations and paid subscribers can also view them in the monthly periodical *The Joint Commission Perspectives*®. To begin your subscription, call 800-746-6578 or visit <http://www.jcrinc.com>.

Please note: Where applicable, this report shows current standards and EPs first, with deleted language struck-through. Then, the revised requirement follows in bold text, with new language underlined.

APPLICABLE TO THE HOME CARE ACCREDITATION PROGRAM

Effective July 1, 2022

Rights and Responsibilities of the Individual (RI) Chapter

RI.01.01.01

The organization respects, protects, and promotes patients' rights.

Element(s) of Performance for RI.01.01.01

37. The organization considers patients' privacy and complies with law and regulation when making and using recordings, films, or other images of patients.

Note: The term "recordings, films, or other images" refers to photographic, video, digital, electronic, or audio media.

RI.01.03.01

The organization honors the patient's right to give or withhold informed consent.

Element(s) of Performance for RI.01.03.01

Key: **D** indicates that documentation is required;

R indicates an identified risk area;

1. The organization follows a written policy on informed consent that describes the following: ☐ (D)
- The specific care, treatment, or services that require informed consent
 - Circumstances that would allow for exceptions to obtaining informed consent
 - How informed consent is documented in the patient record
- Note 1: Documentation may be recorded in a form, in progress notes, or elsewhere in the record.
 Note 2: For organizations that provide personal care and support services: An informed consent can be a separate document, or included as part of the service agreement or service contract.
- When a surrogate decision-maker may give informed consent
- (See also RI.01.02.01, EP 2)

1. **The organization follows a written policy on informed consent that describes the following:** ☐ (D)
- **The specific care, treatment, or services that require informed consent**
 - **Circumstances that would allow for exceptions to obtaining informed consent**
 - **The licensed practitioner permitted to conduct the informed consent discussion in accordance with law and regulation**
 - **How informed consent is documented in the patient record**
- Note 1: Documentation may be recorded in a form, in progress notes, or elsewhere in the record.**
Note 2: For organizations that provide personal care and support services: An informed consent can be a separate document, or included as part of the service agreement or service contract.
- **When a surrogate decision-maker may give informed consent**
- (See also RI.01.02.01, EP 2)

3. ~~The organization obtains and documents informed consent in advance when it makes and uses recordings, films, or other images of patients for internal use other than the identification, diagnosis, or treatment of the patient (for example, performance improvement and education).~~ ☐ (D)
- ~~Note 1: The term "recordings, films, or other images" refers to photographic, video, digital, electronic, or audio media.~~
- ~~Note 2: This element of performance does not apply to the use of security cameras.~~