

Outline

<b>Overview/Confidentiality of Mental Health Records</b> When and to Whom Records Can Be Released Mandatory Disclosure Requirements Alcohol/Drug and AIDS/HIV Treatment Records Necessary Documentation	Parental Rights Custodial and Divorce Factors Child Abuse Allegations Custodial vs. Non-Custodial Parent's Rights to Records
<b>HIPAA 101 - Federal Confidentiality Regulations</b> What Is HIPAA Today? How Do I Comply with the Regulations? What Are "Psychotherapy Notes"? When May I Release Records? How Much Paperwork Will This Be for My Office?	<b>Voluntary and Involuntary Mental Health Commitments</b> Reasons to Use a Voluntary Commitment or an Involuntary Commitment Grounds for an Involuntary Commitment: Dangerousness (as Defined by Statute) Mental Illness Procedures
<b>Responding to Subpoenas, Court Orders and Law Enforcement</b> Subpoenas; Types of Subpoenas; Duty to Respond; Time Limits Search Warrants & Court Orders Authority to Obtain Information Investigations Development of Policies and Procedures to Respond	<b>Professional Ethics and Boundary Issues</b> Consent Elements and Competency Issues Medication: Right to Refuse Restraints and Seclusion Individual's Legal Rights Informed Consent Boundary Issues: Where the Lines Are Blurred Prescribing Practices Board of Health Professionals Investigation - Disciplinary Proceedings
<b>Balancing the Rights of Minors &amp; Parents</b> Minors' Rights Age of Majority Access to Records Rights of Minors to Refuse/Consent to Medication and Treatment Alcohol, Drug Abuse and Treatment Issues for Minors	<b>Legal Liabilities of the Professional</b> Duty to Warn Issues Professional Obligations and Standards Fraud & Abuse Issues Billing & Coding Errors Documentation Compliance with Contradictory Laws

Objectives

1. Communicate how to comply with HIPAA regulations.
2. Determine the process for responding to subpoenas and court orders.
3. Articulate the rights of minors and parents in mental health treatment and legal determinations.
4. Specify the role of the mental health professional in the commitment process.
5. Develop policies on ethical issues such as restraints, seclusion and informed consent.
6. Designate the treatment provider's responsibilities relating to mental health issues and the legal duty to warn.

Target Audience:

Social Workers • Counselors • Psychologists • Marriage and Family Therapists  
AODA Alcohol and Other Drug Abuse Counselors • Health Information Managers  
Medical Records Professionals • Nurses

**Hassle-Free Cancellation Policy:** If you contact us before the seminar date, you can exchange for a DVD or CD/digital manual package on the subject, a certificate to attend another seminar, or receive a tuition refund less a \$30 cancel fee. Substitutions are permitted at any time.



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- Court Orders: Must you Appear?
- When Not to Release Your Documentation
- Prevent Liability and Avoid Paying Damages
- Protect your Client, License & Practice
- Do's and Don't's of Documentation
- Why and When to call an Attorney
- Avoiding the Litigation Hot seat

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# Legal & Ethical Issues in Behavioral Health in Louisiana

Without the proper legal awareness needed to stay in compliance, you may face grave legal and financial consequences. This seminar will show you how to continue to help the people you’ve been trained to help while still protecting yourself from many legal pitfalls. If you attend only one seminar this year, make it this one. Join attorney Lois Fenner for an entertaining and enlightening day and leave with a greater understanding of the latest Louisiana laws as they relate to behavioral health. You will take home practical strategies to minimize and manage legal and ethical risks and you will learn how to immediately implement these risk reducing strategies into your practice.

Questions? Call customer service at **800-844-8260**

**Speaker**  
**LOIS FENNER, R.N., M.S., Attorney at Law,** is an honors graduate of the University of Maryland School of Nursing Graduate School and the University of Maryland School of Law. She is an attorney and Registered Nurse, Certified Clinical Specialist. Ms. Fenner is a member of the Maryland Trial Lawyers Association, The American Nurse Attorneys Association, Women’s Bar Association, past president of the Monumental City Bar Association, Phi Kappa Phi and Sigma Theta Tau Honor Societies and the National Exchange Club. She has been recognized by the Alliance of Black Women Attorneys with the 1997 Distinguished Women in Law Award, the Baltimore Marketing Association Harold Young Leadership Award in 2000, and the Baltimore County Diversity Award in 2001. Additionally, she is a three-time recipient of the *Daily Record’s* Top 100 Women in Maryland Award, and has been recognized as a *Baltimore Business Journal’s* Who’s Who in Law in 2003.

She was selected as one of the Super Lawyers in 2009 and 2010. Her practice focuses on medical litigation and health care to include medical malpractice, personal injury, accreditation, workers compensation, wrongful death and licensure issues.


Speaker Disclosures:  
Financial: Lois A. Fenner is in private practice. She receives a speaking honorarium from PESI, Inc.  
Non-financial: Lois A. Fenner has no relevant non-financial relationships to disclose.

**Live Seminar & Webcast Schedule**  
*(Time listed in Central)*  
**7:30** Registration/Morning Coffee & Tea  
**8:00** Program begins  
**11:50-1:00** Lunch *(on your own)*  
**4:00** Program ends  
  
There will be two 15-min breaks (mid-morning & mid-afternoon). Actual lunch and break start times are at the discretion of the speaker. A more detailed schedule is available upon request.

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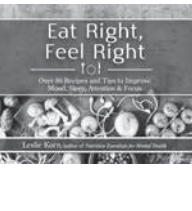
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By Susan Lewis, Ph.D., J.D.

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**Eat Right, Feel Right:**  
*Over 80 Recipes and Tips to Improve Mood, Sleep, Attention & Focus*  
By Leslie Korn, PhD, MPH, LMHC

Improve mood, sleep and focus with these nutrient-rich recipes and handy tips. Eat Right, Feel Right teaches you the do’s and don’ts of using ingredients in entrees, snacks, soups, smoothies and dressings to make you an at-home mental health chef.

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*If your profession is not listed, please contact your licensing board to determine your continuing education requirements and check for reciprocal approval. For other credit inquiries not specified below, or questions on home study credit availability, please contact [cepsi@pesi.com](mailto:cepsi@pesi.com) or 800-844-8260 before the event.*

*Materials that are included in this course may include interventions and modalities that are beyond the authorized practice of mental health professionals. As a licensed professional, you are responsible for reviewing the scope of practice, including activities that are defined in law as beyond the boundaries of practice in accordance with and in compliance with your professions standards.*

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**LOUISIANA COUNSELORS:** This course has been submitted to the Louisiana Counseling Association for review.

**MARRIAGE & FAMILY THERAPISTS:** This activity consists of 380 minutes of continuing education instruction. Credit requirements and approvals vary per state board regulations. You should save this course outline, the certificate of completion you receive from the activity and contact your state board or organization to determine specific filing requirements.

**LOUISIANA MARRIAGE & FAMILY THERAPISTS:** This course has been submitted to the Louisiana Association for Marriage and Family Therapy for review.

**NURSE/NURSE PRACTITIONERS/CLINICAL NURSE SPECIALISTS:** This intermediate activity consists of 6.25 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please contact your licensing board to determine if they accept programs or providers approved by other national or state licensing boards. A certificate of attendance will be awarded at the end of the program to participants who are in full attendance and who complete the program evaluation.

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**LOUISIANA SOCIAL WORKERS:** This program was approved for 6.25 (General) contact hours of continuing education credit by the National Association of Social Workers, Louisiana Chapter as authorized by the Louisiana State Board of Social Work Examiners.

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QUESTIONS? Call **800-844-8260** or e-mail us at [info@pesi.com](mailto:info@pesi.com).

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