## OUTLINE

Through the teachings of real-life scenarios, expert Brenda Elliff. RN MPA, ONC, CCM, LNCC will walk you step-by-step through the following topics to transform your nursing practice.

### **Healthcare Litigation**

- Evolving trends in nursing litigation today
- The essence of the story behind litigation
- The burden of proof
- The expert witness seals the deal. Understand the impact.
- Learn whether you should (or shouldn't) have your own malpractice coverage

### The Components of Documentation

- Guidelines and interpretation
- Avoiding mistakes
- A lawyer's secret weapon: Time stamping on YOUR documentation
- Social networking and indirect care



Timeline chronology and mapping the case

### **Electronic Nursing** Documentation

- American Recovery and Reinvestment Act
- Meaningful Use
- Risky electronic documentation practices
- Charting by exception
- Dangers of email, social networking, and texting
- Should you make a late chart entry? Or not...?
- Avoid the hazards of dropdown boxes in your medical record system

### **Electronic Medical Record** Strategies

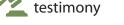
- Liability
- Software knowledge/ Informatics
- Does the case have merit?

### **Reimbursement and Documen**tation

- Medicare and Medicaid Changes
- Incentives for participation
- Hospital Acquired Conditions

### **Elements of a Lawsuit**

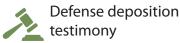
- Plaintiff complaints
- Medical record review
- Timeline chronology
- Evidence
- Plaintiff deposition



### **Documentation: When Things Go Wrong**

- Compliance
- Unsafe processes
- Regulations
- Incident reporting
- Adverse events and risk factors
- When to ask/demand help from a supervisor
- When the patient must transfer out

- Standards that are within standards
- Deviations, real or perceived
- Errors of omission and commission
- Communicating clearly



### **Avoiding Risky Documentation**

- Credible evidence
- Avoiding ambiguity
- Recording events objectively
- Late entries and correcting errors

### What if the Worst Happens?

- Duty/Breach of Duty
- Nurse Practice Act
- State Board of Nursing
- Depositions



## Nurses • Nurse Practitioners • Clinical Nurse Specialists • Nurse Educators

Legal Nurse Consultants • Risk Management • Paralegals • Attorneys

With over 100 of the BEST charting strategies, this training is a must for ALL nurses... just look at what your colleagues are saying about it:

"I encourage other nurses to make time to attend... We all need to understand the risks, as there are so many. I am leaving here knowing I will be able to better document the patient care I provide."

"An engaging and dynamic speaker. Extremely knowledgeable on content matter. I will be making changes to my practice as a result!"

"Speaker's personal experiences – clinical and legal - were very interesting! Just a wealth of information!"









Live Seminar Schedule (all 3 days)

7:30 Registration/Morning Coffee & Tea 8:00 Program begins 11:50-1:00 Lunch (on your own) 4:00 Program ends

Actual lunch and break start times are at the discretion of the speaker A more detailed schedule is available upon request. For locations and maps, go to www.pesihealthcare.com, find your event, and click on the seminar title.

There will be two 15-min breaks (mid-morning & mid-afternoon).

Time management

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> Manhattan, NY Monday-Wednesday October 28-30, 2019

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Brenda Elliff, RN, MPA, ONC, CCM, LNCC

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- Real life examples mock depositions, court testimonies and actual case studies
- How documentation is used to decide guilt in a lawsuit
- Prevention strategies for risky behavior via email, social networking, and texting
- Deposition behaviors that add to nursing credibility

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# **3-DAY LEGAL NURSING OBJECTIVES** CERTIFICATE COURSE

Are you unknowingly putting your career at risk? Perhaps you want to make sure you are practicing safely so that you never get called to the courtroom? Maybe you are interested in one day considering a lucrative side job as a Legal Nurse Consultant? This 3 day course will provide just the information you need! We know that most days nurses are literally superhuman, but mistakes can still get made. It's time to learn how you can secure your job, license, and protect yourself from potential lawsuits.

Meet Jessica. Jessica had always heard, "if you don't document, you will get in trouble." During her orientation for a new job, her preceptor taught her how to document the unit requirements and reassured Jessica that writing much more than that was a waste of time. Jessica never questioned this, and actually thought, "I don't need to worry about charting; the computer takes care of that. If I chart what my unit audits for, I can sleep soundly."

2 years later... Jessica sits down quietly at the deposition table, spells her name for the court reporter and is sworn in. "Do you promise to tell the truth, the whole truth, and nothing but the truth." If this happened to Jessica, it could happen to you!

In this comprehensive certificate course in Legal Nursing, expert Brenda Elliff, RN, MPA, ONC, CCM, LNCC provides intense training on nursing documentation and litigation to transform the way you think about your nursing practice and how you document the care you provide. PLUS, leave with a Certificate in Legal Nursing and up to 19 CE hours!

- 1. Analyze how the nursing standards of care can come under scrutiny.
- 2. Evaluate authoritative sources.
- 3. Distinguish between a care plan and the care planning process.
- 4. Identify a strategic nursing documentation system.
- 5. Describe how documentation is used to decide if you are innocent or guilty in a lawsuit.
- 6. Identify how to prevent risky behavior when using social media and other forms of electronic communication.
- 7. Define how to use best practice and standard of care for documenting incident reports and adverse events.
- 8. Analyze the Center for Medicare and Medicaid regulatory language on nursing documentation.
- 9. Formulate a strategic tool for your standard of practice.
- 10. Evaluate deposition proceedings.
- 11. Analyze timeline chronologies.
- 12. Explain defense and plaintiff allegations.
- 13. Integrate the correct practices into your documentation to reduce litigation exposure.
- 14. Summarize the common documentation mistakes and how to avoid/correct them.
- 15. Evaluate facility policy and procedures for potential risk.
- 16. Illustrate the litigation timeline.
- 17. Formulate deposition questions as the plaintiff and/or defense teams
- 18. Practice litigation language during mock depositions.

## **SPEAKER BIO**

Brenda Elliff, RN, MPA, ONC, CCM, LNCC, established Elliff Medical-Legal Services in 1996. As a legal nurse consultant, she assists on both plaintiff and defense cases. She performs record reviews, develops strategies and provides expert witness preparation. Her work involves Medical Malpractice, Worker's Compensation, Personal Injury and a variety of legal cases. Previously, Brenda worked as a Health Care Coordinator for a large law firm and taught a Legal Nurse Consultation review course. Initially she began working with attorneys on legal cases in California and has now expanded her scope throughout the Pacific NW. Her clinical nursing experiences are vast and span 40 years. Brenda has worked as a staff nurse, as a nurse manager at major teaching facilities, as nurse case manager and as an adjunct nursing professor.

When not nursing, Brenda enjoys participating with a local performing group. The group has performed at the LA Christmas Parade, 75th Anniversary of Pearl Harbor Parade in Honolulu, Washington DC Cherry Blossom Parade. Past nurses who have attended Brenda's programs have appreciated the dynamic and fun way in which she can deliver excellent clinical and legal information. She has been a sought-after speaker at national, state and local levels, drawing on her combination of legal and clinical expertise.

### Speaker Disclosures:

Financial: Brenda Elliff maintains a private practice. She receives a speaking honorarium from PESI, Inc. Non-financial: Brenda Elliff has no relevant non-financial relationships to disclose.

### Have a seminar idea? A manuscript to publish?

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### Live Seminar Continuing Education Credit Information

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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 cepesi@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 profession's standards.

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**OTHER PROFESSIONS:** This activity qualifies for 1140 minutes of instructional content as required by many national, state and local licensing boards and professional organizations. Save your course outline and certificate of completion, and contact your own board or organization for specific requirements.

**Cancellation Policy:** If you contact us before the event date, you can exchange for a DVD or CD/digital manual package on the subject (self-study continuing education credit may be available), a certificate to attend another seminar, or receive a tuition refund less a \$90 cancel fee. Substitutions are permitted at any



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