## **Outline**

### Registration, Sign-In, & Course Materials (Morning Coffee & Tea)

### **CLINICAL & LEGAL ASPECTS OF ASSESSMENT OF RISK TO** 8:30 **SELF OR OTHERS**

**Richard Fisher** 1.0 Ethics

Thresholds for Involuntary Admission for Psychiatric Treatment

in Connecticut

The Physicians Emergency Certificate

Police Evaluation Request

Psychologist Emergency Evaluation

**Emergency Certificate of Examination** 

Rights of Committed Patients

Tarasoff & Fraser: Duty to Warn in Connecticut

Confidentiality in Psychiatric Emergencies

Adequate Assessment & Documentation

## CONFIDENTIALITY/PRIVACY OF MENTAL HEALTH RECORDS

Amy B. de Lannoy

1.0 Ethics

Disclosure of Information

HIPAA Update

Substance Use Disorder Disclosure

11:45 **Lunch** (on your own)

### **MENTAL HEALTH PARITY** 12:45

**Arnold Menchel** 

Federal Law State Law

Affordable Care Act, Essential Health Benefits & Mental Health Parity

### TREATMENT RIGHTS 2:00

**William Pierce** 1.0 Ethics

The Connecticut Patients' Bill of Rights Conservatorship

**Advance Directives** 

Americans with Disabilities Act Title II

#### 4:00 Adjournment

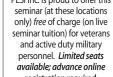
There will be two 15-min breaks (mid-morning & mid-afternoon) Actual lunch and break start times are at the discretion of the speaker. A more detailed schedule is available upon request.

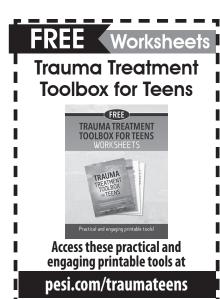
# **Objectives**

- 1. Outline the thresholds and procedures for involuntary admission for psychiatric treatment.
- 2. Analyze duty to warn and duty to protect under Connecticut law.
- 3. Distinguish the requirements for authorization for release of information under Connecticut law and HIPAA.
- 4. Discuss state and federal laws related to mental health parity.
- 5. Communicate the basis of the Connecticut Patients' Bill of Rights as it relates to people with psychiatric disabilities.
- 6. Articulate the powers, duties and limits of a conservator and their implications related to client care.



seminar (at these locations only) free of charge (on live seminar tuition) for veterans and active duty military personnel. Limited seats available; advance online reaistration reauired.







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MENTAL HEALTH **THE LAW 2020** 

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# CROMWELL, CT

Thursday August 20, 2020

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# CONNECTICUT

# MENTAL HEALTH **THE LAW 2020**

What you need to know to provide quality client services with confidence

- Involuntary Admission for Psychiatric Treatment in Connecticut
- Connecticut Law Regarding Duty to Warn & Duty to Protect
  - Release of Information: State Law & HIPAA
  - Mental Health Parity: Connecticut & Federal Law
- Treatment Rights: The Connecticut Patients' Bill of Rights

Earn 3 CE hours of Ethics at this 6 Hour Seminar!

# CROMWELL, CT

**Thursday** August 20, 2020



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Target Audience: Counselors, Social Workers, Marriage and Family Therapists, Psychologists, Risk Managers, Addiction Professionals, Case Managers, Nurses

Substitutions are permitted at any time.

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another seminar, or receive a tuition refund less a \$30 cancel fee.

the event date, you can exchange for a certificate to attend

As a mental health professional, you not only deal with critical clinical matters with your clients – you must also stay up-to-date on seemingly ever-changing laws and **procedures**. Keeping up-to-date is essential in order to protect your clients and yourself. At this comprehensive one-day seminar you will gain an understanding of clinical and legal aspects of assessment of risk; confidentiality/ privacy of mental health records under federal and state law; the impact of laws on mental health parity; the Connecticut Patients' Bill



of Rights; and much more, that will help you stay on top of issues that arise in everyday clinical situations.

# **Speakers**

**RICHARD FISHER, LCSW,** is a clinical social worker with over 35 years of experience in behavioral health as a clinician, program director and administrator. He has extensive experience in mental health settings including in-patient, out-patient, day treatment, crisis intervention and emergency room, as well as addiction treatment programs. Mr. Fisher maintains a private practice, teaches at the graduate level and is a former clinical instructor in a psychiatric residency program.

Financial: Richard Fisher is in private practice. He receives a speaking honorarium from PESI, Inc. Non-financial: Richard Fisher has no relevant non-financial relationship to disclose.

**ARNOLD I. MENCHEL, JD,** is a partner with Halloran & Sage LLP, and chair of the Halloran and Sage Health Care Practice. He joined Halloran & Sage following over three decades with the Connecticut Attorney General's Office. For the last 15 of those years, Mr. Menchel was head of the Connecticut AG's Health Care Fraud/ Whistleblower/Health Care Advocacy department with responsibility for HIPAA enforcement as well as advocating for mental health parity. He supervised the first lawsuit in the country brought by a state attorney general to enforce HIPAA.

Since joining Halloran & Sage, LLP, his practice has been focused on compliance with HIPAA and various state and federal reimbursement and fraud and abuse statutes. He advises and represents all types of providers, including behavior health providers regarding Medicaid and Medicare reimbursement requirements, audits and fraud, and abuse investigations. Mr. Menchel also advises and represents providers with respect to department of public health licensing and investigations.

Speaker Disclosur

specials: Arnold Menchel is a partner with Halloran & Sage LLP. He receives a speaking honorarium from PESI, Inc. Non-financial: Arnold Menchel has no relevant non-financial relationship to disclose.

WILLIAM PIERCE, has been an advocate for persons with disabilities for the past 30 years. Currently working at the Connecticut Department of Mental Health and Addiction Services Office of the Commissioner he is the department's client rights and grievance specialist as well as its Americans with Disabilities Act Title II coordinator.

Prior to coming to DMHAS he worked at the Connecticut Office of Protection and Advocacy for Persons with Disabilities where he provided individual advocacy to safeguard the rights and expressed interests of persons with disabilities who live in the community or reside in institutional settings such as skilled nursing facilities, residential programs as well as persons in the custody of the Connecticut Department of Correction, receiving services from Connecticut Department of Developmental Disabilities and who may be under the care of the Department of Children and Families. Trained as a paralegal William Pierce has worked under the direction of attorneys representing individuals with disabilities in Connecticut Probate and Superior Court matters as well as in administrative hearings.

Financial: William Pierce has an employment relationship with the Connecticut Department of Mental Health and Addiction Services Office of the Commissioner. He receives a speaking honorarium from PESI, Inc.

Non-financial: William Pierce has no relevant non-financial relationship to disclose.

AMY B. DE LANNOY, JD, is an attorney in Halloran Sage's Health Care Practice. Ms. de Lannoy focuses her practice on providing guidance to health care providers on matters of regulatory compliance (including HIPAA and billing and coding practices), practice management and governance, and business formations, combinations and separations. She has represented numerous behavioral health providers at all phases of their development, from start-up documentation to issues arising at retirement. What sets Ms. de Lannoy apart from other health care attorneys, and makes her an invaluable source of trust and confidence for her health care clients, is her unique combination of legal skill and prior hands-on experience in the health care industry as a practice manager of a large medical practice.

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## Legal and Ethical Issues for Mental Health Clinicians

Best Practices for Avoiding Litigation, Complaints and Malpractice

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

This go-to resources goes beyond the what and why, focusing on how to protect you and your clients in an increasingly litigious society. Presented in easy-to-understand language to step you through the legalese, highlighted by 30 engaging case examples to illustrate how you can overcome legal and ethical challenges that arise in your practice. Topics include risk management, contracts, HIPP, privileged communication, licensing complaints supervision pitfalls, rights of minors and technology.

# MINDFUL LIVING

### Mindful Living Card Deck:

56 Practices to Feel Calm, Balanced, Happy & Present

By Elisha Goldstein, Ph.D.

At home and at work, science has shown that developing certain simple strengths can significantly improve your mood, relationships, resiliency and quality of life. Why not give it a try? Here are 56 cards that offer simple and easy-to-do daily practices. Integrate them into your life and you can have powerful results and uncover sustainable happiness. Plus-six bonus mindful living meditations to help you relax, focus, grow joy and boost your brain power!



### **Healing Anxiety, Depression and Unworthiness**

78 Brain-Changing Mindfulness & Yoga Practices

By Mary Nurriestearns, MSW, LCSW, RYT

Transform your feelings of anxiety, depression and unworthiness into loving self-acceptance. Mindfulness and yoga authority Mary NurrieStearns has created a compassionate and practical workbook that provides a caring healing journey. 78 brain-changing practices help you focus on life-enhancing thoughts and actions, which leads to self-understanding, and living with meaning and peace.

Questions? Visit our FAQ page at www.pesi.com/faq or contact us at www.pesi.com/info.

# Live Seminar Continuing Education Credit Information

Credits listed below are for full attendance at the live event only. After attendance has been verified re-reaistered attendees will receive an email from PFSI Customer Service with the subject line. "Evaluation and Certificate" within one week. This email will contain a link to complete the seminar eval allow attendees to print, email or download a certificate of completion if in full attendance. For those in partial attendance (arrived late or left early), a letter of attendance is available through that link and an adjusted certificate of completion reflecting partial credit will be issued within 30 days (if your board allows). Please see "LIVE SEMINAR SCHEDULE" on this brochure for full attendance start and end times. NOTE: Boards do not allow credit for breaks or lunch.

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 cenesi@nesi.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.

PESI, Inc. offers continuing education programs and products under the brand names PESI, PESI Healthcare, PESI Rehab and Psychotherapy Networker.

ETHICS: This seminar includes 3.0 hours of state specific ethics instruction. If ethics is not specified within your licensing board's approval statement below please contact your board to determine the applicability and amount of ethics

ADDICTION COUNSELORS: This course has been approved by PESI, Inc., as a NAADAC Approved Education Provider, for 6.0 CE in the Legal, Ethical, & Professional Development skill group. NAADAC Provider #77553. PESI, Inc. is responsible for all aspects of their programming. Full attendance is required; no partial credit will be awarded for partial attendance.

CONNECTICUT ADDICTION COUNSELORS: Provider #120924. This course nas been approved as a CCB approved training and has been awarded 6.0 hours by the Connecticut Certification Board.

COUNSELORS: This intermediate activity consists of 6.0 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please save the course outline, the certificate of completion you receive from the activity and contact your state board or organization to determine specific filing requirements.

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MARRIAGE & FAMILY THERAPISTS: This activity consists of 360 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.

NURSES, NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS: PESI, Inc. is accredited as a provider of continuing nursing education by the American Nurses Credentialing Center's

Nurses in full attendance will earn 6.0 contact hours. Partial contact hours will be awarded for partial attendance

PSYCHOLOGISTS: This activity consists of 6.0 clock hours of continuing education instruction. The following state psychologist boards recognize activities sponsored by PESI, Inc. as an approved ACCME provider: Alaska, Arkansas, California, Colorado, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Missouri, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, Oklahoma, Pennsylvania, South Carolina and Wisconsin. Certificates of attendance will be issued for you to submit to your state licensing board to recognize for continuing education credit.

PESI, Inc. is accredited by the Accreditation Council for Continuing Medical Education to provide continuing medical education for physicians. PESI, Inc. designates this live activity for a maximum of 6.0 AMA PRA Category 1 Credits™. Physicians should only claim credit commensurate with the extent of their participation in the activity.

CONNECTICUT PSYCHOLOGISTS: CE credit is available. This course consists of 6.0 continuing education credit hours for Connecticut Psychologists. CT Gen Stat Sec. 20-191c Continuing Education (b)(3) confirms acceptance of continuing education programs relevant to psychology from a nationally recognized provider of continuing education seminars. PESI, Inc. is a nationally

recognized provider of continuing education seminars with multiple national CE approvals. This course consists of 6.0 continuing education credit hours. SOCIAL WORKERS: PESI, Inc., #1062, is approved to offer **®ACE** social work continuing education by the Association of Social Work Boards (ASWB) Approved Continuing Education

(ACE) program. Organizations, not individual courses, are approved as ACE providers. State and provincial regulatory boards have the final authority to determine whether an individual course may be accepted for continuing education credit. PESI, Inc. maintains responsibility for this course. ACE provider approval period: January 27, 2017 - January 27, 2020. Social Workers completing this course receive 3.0 Clinical Practice and 3.0 Ethics continuing education credits. No more than 6.0 total CE hours may be awarded for this activity. Course Level: Intermediate, Full attendance is required; no partial credits will be offered for partial attendance. A certificate of attendance will be awarded at the end of the program to social workers who complete the program evaluation

OTHER PROFESSIONS: This activity qualifies for 360 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

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