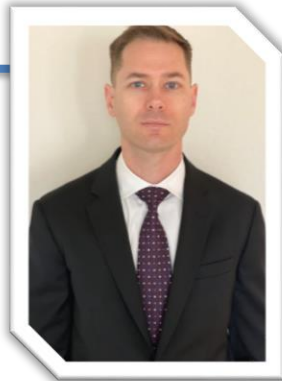


# Law & Ethics



## Instructors

*Linda J. Garrett, ESQ*

*Andrew Garrett, ESQ*

## Instructor Information:

Linda Garrett is a risk manager and has practiced as a medical malpractice defense attorney for a law firm in San Francisco, California. She is a graduate of the University of California, Berkeley and University of California Hastings College of the Law. Ms. Garrett has been providing risk management services to healthcare facilities and providers for over 25 years.

Andrew Garrett is an active licensed lawyer and a risk management consultant. He is a graduate of the University of California, Hastings College of the Law and has professional experiences in healthcare law.

## Course Description:

This will be a six-hour power-point presentation (6 CEs) that will focus on new laws, caselaw and regulations that will impact public entity behavioral healthcare providers or their patients and clients

**Date:** September 21, 2022

**Time:** 9:00am-4:30pm

**Location:** Virtual training- link will be sent to registrants

**RUHS-BH Staff - Please register for this course via COR at <https://corlearning.sumtotal.host>**

**All other interested partners, please visit [www.rcdmh.org/wet](http://www.rcdmh.org/wet)**

**Free to all registered participants**

**Continuing Education Credits:** This course meets the qualifications for 6 continuing education units/credits/hours.

**Law & Ethics**  
**September 21, 2022**  
**9:00am – 4:30pm**

**Course Description:** This will be a six-hour power-point presentation (6 CEs) that will focus on new laws, caselaw and regulations that will impact public entity behavioral healthcare providers or their patients and clients.

**Instructor Information:** Linda Garrett has been providing risk management services to healthcare facilities and providers for over 25 years. As the loss prevention consultant for the CSAC Excess Insurance Authority Medical Malpractice Programs, she provides services to over 50 California public entity health, mental health, and correctional healthcare programs, as well as to several county hospitals in California. She also consults with a group of Nevada rural hospitals, providing similar education and loss prevention services. She trains providers and administrative staff on a variety of medical/legal topics including consent, charting, mandated reporting, involuntary mental health treatment, patients' rights, and federal and state medical confidentiality laws (including HIPAA/HITECH Act, and 42 CFR Part 2). Before working as a risk manager, Ms. Garrett practiced as a medical malpractice defense attorney for a law firm in San Francisco, California. She is a graduate of the University of California, Berkeley and UC Hastings College of the Law.

Andrew Garrett is an attorney who works directly with healthcare providers, helping them to navigate the laws of their profession. He concentrates on medical confidentiality, behavioral healthcare, correctional healthcare, minors' access to healthcare, and mandated reporting. He is perhaps most well-known for his extensive knowledge of 42 CFR Part 2, a federal regulation that gives heightened privacy protections to many substance use disorder records.

**Audience:** RUHS-BH Clinical Therapists and other treatment staff. LMFTs, LCSWs, LPCCs, associate-level and support staff providing client care in the public behavioral health system. Level of presentation: Intermediate - applicable to participants with working knowledge of the topic.

**Seat #:** 80

**Location:** Virtual training- link will be sent to registrants

**Educational Goals:**

1. Add to professional growth and understanding of how laws impact policies and procedures
2. Update knowledge base on privacy laws and requirements
3. Improve understanding of roles, ethics and relationships with our patients and how social media has blurred our professional life and personal life

**Learning Objectives:**

1. Articulate the requirement that all healthcare providers develop policies and protocols for handling restraining orders against parents that prevent them from accessing a minor's record
2. Describe a change in the law that may increase medical malpractice litigation
3. List several reasons that support ongoing efforts to improve documentation;
4. Describe the risks involved in discussing things "publicly" on social media and how seemingly unrelated discussions in that forum can impact the providers' relationships with their patients, their co-workers and their employers.
5. List two of the elements that form the basis of the Tarasoff "duty to warn" and at least two things that are not relevant to whether the duty is triggered or not.
6. Participants will be able to describe the HIPAA and Part 2 privacy protections and rights that attach to Part 2 substance use disorder records, including the right to receive a NPP, and to access the record.

**Course outline:**

<b>Time</b>	<b>Topic/Content</b>
9:00am - 10:30am	New legislation
10:30am - 10:45am	<b>Break (non CE time)</b>
10:45am - 12:00pm	New Legislation – continued
12:00pm - 1:00pm	<b>Lunch</b>
1:00 pm - 2:30pm	Confidentiality
2:30pm - 2:45pm	<b>Break (non CE time)</b>
2:45pm - 3:30pm	Involuntary Mental Health Holds (The LPS Act)
3:30pm - 4:30pm	Ethics, professionalism, social media
4:30pm	Adjourn

**This course meets the qualifications for 6 continuing education units/credits/hours.**

**Continuing Education:** Course meets the qualifications for 6 hours of continuing education credit for LMFTs, LCSWs, LPCCs, and/or LEPs as required by the California Board of Behavioral Sciences. Riverside University Health System-Behavioral Health is approved by the California Association of Marriage and Family Therapists to sponsor continuing education for LMFTs, LCSWs, LPCCs and/or LEPs. Riverside University Health System-Behavioral Health maintains responsibility for this program/course and its content.

CAMFT approved continuing education provider number: 1000060

Provider approved by the California Board of Registered Nursing, Provider # CEP17400 for 6 Contact Hours.

Provider approved by CCAPP-EI, Provider Number 3-22-341-0424 for 6 CEH'S.

Mailing address: Riverside University Health System-Behavioral Health (RUHS-BH), Workforce Education and Training (WET), 2085 Rustin Ave., Riverside, CA 92507.

**Requesting Continuing Education:** Participants interested in receiving continuing education credit or a certificate of participation should contact Taide Arias via email at [TArias@ruhealth.org](mailto:TArias@ruhealth.org). Please include the following information in your email request: full name, title of training, and certification or license number. For in-person courses, certificates will be issued immediately after the completion of the course. For distance learning courses, certificates will be issued via email or by mail within five (5) business days after the completion of the course and receipt of required documentation.

**Attendance Policy:** Participants who arrive to the course after the scheduled start time may not be admitted. To receive continuing education credit for a course, participants must attend the entire scheduled time. Participants who arrive late, leave early or return late from lunch/breaks will not receive continuing education credit. To receive credit, participants cannot miss more than 15 minutes total of instruction. **There is no partial credit issued.**

**Enrollment/Registration Policy:** RUHS-BH Staff should register for this course via COR Learning Management System (<https://corlearning.sumtotal.host/>). The enrollment deadline is three (3) business days prior to the course start date (excluding holidays and weekends). All other interested partners, please visit [www.rcdmh.org/wet](http://www.rcdmh.org/wet).

**Cancellation and Refund Policy:** Registration must be cancelled on or before three (3) business days prior to the course start date (excludes holidays and weekends). Riverside University Health System-Behavioral Health does not currently charge fees for continuing education courses or activities sponsored by our agency. Therefore, no refund policy or procedure is currently in affect.

**Grievances:** Please contact training coordinator Taide Arias at [TArias@ruhealth.org](mailto:TArias@ruhealth.org) or 951-955-7265 for questions or concerns about this activity or facilities, or to request a copy of our grievance policy and procedures. Riverside University Health System-Behavioral Health follows all applicable local, state, and federal standards, including the Americans with Disabilities Act of 1990 (ADA), 42 U.S.C. §§ 12101-12213 (2008).