

5TH ANNUAL

# MENTAL HEALTH LAW FOR CHILDREN & YOUTH

Are you ready to anticipate, prevent and manage these complex legal issues?

Over one **comprehensive** day, you will gain **practical** and **up-to-date** information that you can put to work immediately following the program, including:

- Striking the right balance between effective care and respecting privacy
- Understanding school board obligations to students with mental health issues
- What is the appropriate role of the CAS when the young person is in care? Who is responsible to assist with treatment options?
- Dealing with the pitfalls of transitioning from youth to adult mental health systems
- Does the law allow for greater flexibility to accommodate youth requiring mental health treatment but who are otherwise ineligible for existing programs because of age?

Register today at:

[osgoodepd.ca/mhlawkids](http://osgoodepd.ca/mhlawkids)

## Program Leaders:

Mary Jane Dykeman,  
DDO Health Law

Michele M. Warner,  
Litigation Legal Counsel,  
Centre for Addiction and  
Mental Health (CAMH)

## Keynote Speaker:

Forrest Willett, Jack Canfield  
Certified Trainer, Forrest Willett  
Training

## Program Details:

DATE AND TIME

January 24, 2017

9:00 a.m. – 4:00 p.m. EST

In Person or Webcast

ONLINE REPLAY

February 17, 2017



# 5th Annual Mental Health Law for Children and Youth

This OsgoodePD program was developed based on your requests for a program that would bring together legal, healthcare, mental health, education and law enforcement professionals for a comprehensive one-day update on the **essential, current and emerging issues**, together with **practical legal advice** on how to deal with them. The discussion will also include strategies on how community partners can work together to face these challenges.

## Topics Include

- What advocacy support is most appropriate?
- How can you assess and manage the risks of violence?
- What are your organization's obligations as children/youth transition through the system?

**Don't miss the chance to have your questions answered by experts in children's mental health law.** You will walk away from this program with knowledge, tools, practical strategies and tactics that will help you anticipate, prevent and manage these complex legal issues.

## Who Should Attend

- School administrators/Directors of Education/Supervisory Officers
- Mental health leads
- Teachers
- Health care risk managers
- Representatives from hospitals, psychiatric facilities and community care agencies
- Psychiatrists, physicians, nurses and other licensed medical professionals
- Lawyers in private practice specializing in health law and criminal law
- Crown lawyers
- Government and public policy advisors
- Expert witnesses and mental health consultants
- Mental health patient advocates
- Social workers
- Health and social service professionals
- Law enforcement officers
- Corrections and rehabilitation service representatives

## Agenda

**8:30**

**Registration and Continental Breakfast**

**9:00**

**Welcome and Case Study Introduction from the Chairs**

*Mary Jane Dykeman, DDO Health Law*

*Michele M. Warner, Litigation Legal Counsel, Centre for Addiction and Mental Health*

To prepare you for the day's sessions, the program Chairs will present a complex fact scenario that's designed to get you thinking about some of the key issues that will be discussed throughout the day, including:

- Mental health diagnosis & advocacy
- Consent & access/availability to treatment
- Transition planning between community partners
- Privacy rights: striking the right balance between effective care and respecting privacy

**9:15**

**A Clinical Overview  
Understanding the Challenges in  
Children and Youth Mental Health**

*Dr. Antonio Pignatiello, MD, FRCP(C),  
Associate Psychiatrist-in-Chief, The  
Hospital for Sick Children, Medical Director,  
TeleLink Mental Health Program*

- The current state of affairs in children and youth mental health
- Emerging trends in mental health among children and youth
- Diagnosis of common psychiatric disorders in children and youth: who is getting treatment? Why?
- What are the challenges to mental health service delivery?
- The way forward and transformational change: early identification and early intervention
- Lessons from youth, parents and service providers on the challenges between children/youth and adult mental health services

10:30

## Refreshment Break

10:45

### Understanding Mental Health Laws relating to Children and Youth

*Mary Jane Dykeman, DDO Health Law*

*Michele M. Warner, Litigation Legal Counsel, Centre for Addiction and Mental Health*

Key differences exist between children/youth and adult mental health laws and understanding the key pieces of legislation and how they guide your work is critical to your understanding.

- *Health Care Consent Act*
- *Mental Health Act*
- *Personal Health Information Protection Act*
- *Child and Family Services Act*
- *Youth Criminal Justice Act*

12:15

### Luncheon and Keynote Address

*Forrest Willett, Jack Canfield Certified Trainer, Forrest Willett Training*

*"How to Get From Where You Are to Where You Want to Be"*

1:15

### Community Collaboration Discussions: Mental Health Intersections

The afternoon will be divided into community collaboration panels focusing on two key intersections often faced by children and youth with mental health challenges. The sessions will include discussions on the issue of collaboration across systems and the challenges that arise.

1:20

### The Intersection of Mental Health and Education

*Samira Ahmed, Staff Lawyer, Justice for Children and Youth*

*Kathryn J. Bird, Hicks Morley Hamilton Stewart Storie LLP*

*Rebecca Shields, Chief Executive Officer, Canadian Mental Health Association, York and South Simcoe*

Using a broad theme of how mental health service delivery intersects with education, this panel of experts will focus on the front-line issues including:

- School board obligations to students with mental health issues under the existing legislative and regulatory framework
- Mental health issues in the special education context: should mental illness be treated as an exceptionality?
- What are your obligations when other students/teachers are put at risk?
- What school board staff should be doing when they are worried about self-harm with a student with mental health problems
- Privacy in the context of education and mental health
- School board transition planning: requirements under the *Education Act*
- Dealing with diversity challenges as it relates to mental health issues and education

2:15

## Refreshment Break

2:30

### The Intersection of Mental Health and Criminal Law

*Brian Smegal, Manager, Mental Health and Specialized Client Services, Youth Justice Services Division, Ministry of Children and Youth Services*

*Kaley Smith, Youth Mental Health Court Worker, Turning Point Youth Services*

*Jane Stewart, Litigation Lawyer, Justice for Children and Youth*

*Alex Yeaman, Youth Mental Health Court Worker, Turning Point Youth Services*

- What role can you play in keeping youth with mental health challenges out of the youth criminal justice system?

- How can we assist these young people when they are already in the system?
- What is the appropriate role of CAS when the young person is in care? Assisting with treatment options? Finding appropriate assessors?
- What is the role of defence counsel in these contexts?
- What happens when CAS/judge want to use the best interest model but counsel has the professional duty to provide best defence?
- The Community Youth Court (CYC) in Toronto
  - what is the mental health worker program?
  - should treatment plans be incorporated into sentencing?
- Assisting young people who are on the cusp of turning 18
  - connecting them with appropriate transitional services
  - open youth records as a consideration when resolving YCJA matters
- The need for greater flexibility under the law to accommodate unique situations: going beyond traditional eligibility criteria such as age for support services

3:30

### Case Study Wrap-Up

*Mary Jane Dykeman, DDO Health Law*

*Michele M. Warner, Litigation Legal Counsel, Centre for Addiction and Mental Health*

In this interactive afternoon session you will analyze the case study introduced at the beginning of the day, identify the issues that have been highlighted and discuss best strategies. This group discussion will reinforce your understanding of the issues and provide you with the best practices and tools needed to address the issues.

4:00

## Program Concludes

# Faculty Includes

## Program Chairs

**Mary Jane Dykeman**, DDO Health Law

**Michele M. Warner**, Litigation Legal Counsel,  
Centre for Addiction and Mental Health (CAMH)

## Keynote Address

**Forrest Willett**, Jack Canfield Certified Trainer,  
Forrest Willett Training

## Faculty

**Samira Ahmed**, Staff Lawyer, Justice for  
Children & Youth

**Kathryn J. Bird**, Hicks Morley Hamilton Stewart  
Storie LLP

**Dr. Antonio Pignatiello**, MD, FRCP(C),  
Associate Psychiatrist-in-Chief, The Hospital for  
Sick Children, Medical Director, TeleLink Mental  
Health Program

**Rebecca Shields**, Chief Executive Officer,  
Canadian Mental Health Association, York and  
South Simcoe

**Brian Smegal**, Manager, Mental Health and  
Specialized Client Services, Youth Justice Services  
Division, Ministry of Children and Youth Services

**Kaley Smith**, Youth Mental Health Court  
Worker, Turning Point Youth Services

**Jane Stewart**, Litigation Lawyer, Justice for  
Children and Youth

**Alex Yeaman**, Youth Mental Health Court  
Worker, Turning Point Youth Services

# Registration Details

## Fee per Delegate

**\$575 + HST**

**EARLY BIRD: \$525 + HST until December 16, 2016**

Fees include attendance, program materials, continental breakfast, lunch and break refreshments. Group discounts are available. Visit [www.osgoodepd.ca/groupdiscounts](http://www.osgoodepd.ca/groupdiscounts) for details. Please inquire about financial assistance.

## Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

## Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund (less \$75 administration fee) is available if a cancellation request is received in writing 14 days prior to the program date. No other refund is available.



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