

### **Mandatory Disclosure Statement**

#### **Our Care Team:**

Dr. Clinton C. Pickett has a doctorate in Clinical Psychology. He received his doctoral training at Saybrook University. His license number is PSY.0005715. He has completed the necessary requirements set forth by the Colorado Department of Regulatory Agencies to receive this certification.

Dr. Melanie Hoffman has a doctorate in Clinical Psychology. She received her doctoral training at Walden University. Her license number is PSY.0004750. She has completed the necessary requirements set forth by the Colorado Department of Regulatory Agencies to receive this certification.

Dr. Heather Irwin has a doctorate in psychology. She received her doctoral training at Pacific University. She is working toward completion of the necessary requirements set forth by the Colorado Department of Regulatory Agencies to receive her psychologist license (e.g., one year of post-doctoral training).

Trisha Jeffers has a master's degree in psychology and is working toward her doctorate degree in Clinical Psychology at Walden University. She is also working toward completion of the necessary requirements set forth by the Colorado Department of Regulatory Agencies to receive her psychologist license (e.g., one year of pre-doctoral training; one year of post-doctoral training).

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The practice of licensed or registered persons in the field of psychotherapy is regulated by the Mental Health Licensing Section of the Division of Professions and Occupations. The State Board of Registered Psychotherapists can be reached at 1560 Broadway, Suite 1350, Denver, Colorado 80202, (303) 894-7800.

The client is entitled to receive information about the methods of therapy, the techniques used, the duration of therapy, if known, and the fee structure. The client may also seek a second opinion from another therapist or may terminate therapy at any time. The client is made aware by this Mandatory Disclosure Statement that sexual intimacy in a professional relationship is never appropriate and, if such activity occurs, should be reported to the board listed above.

A Registered Psychotherapist is a psychotherapist listed in the State's database and is authorized by law to practice psychotherapy in Colorado but is not licensed by the state and is not required to satisfy any standardized educational or testing requirements to obtain a registration from the state. Clinton C. Pickett, PhD is provided by the State of Colorado with a psychologist candidate license (PSYC00014504). Consultation and supervision is a common practice among mental health professionals and is mandated by the State of Colorado under certain circumstances for providing ethical and competent treatment. As such, Clinton C. Pickett, PhD reserves the right to consult with and seek supervision with other mental health colleagues when such consultation and supervision is deemed appropriate or necessary. In the

advent of such consultation and supervision, all identifying information for the client will be redacted from written and/or verbal communication.

The information provided by the client during therapy sessions is legally confidential except as provided in § 12-245-220, which include certain exceptions. This rule and its exceptions are provided verbatim:

(1) A licensee, registrant, or certificate holder shall not disclose, without the consent of the client, any confidential communications made by the client, or advice given to the client, in the course of professional employment. A licensee's, registrant's, or certificate holder's employee or associate, whether clerical or professional, shall not disclose any knowledge of the communications acquired in that capacity. Any person who has participated in any therapy conducted under the supervision of a licensee, registrant, or certificate holder, including group therapy sessions, shall not disclose any knowledge gained during the course of the therapy without the consent of the person to whom the knowledge relates.

(2) Subsection (1) of this section does not apply when:

- (a) A client, or the heirs, executors, or administrators of a client, file suit or a complaint against a licensee, registrant, or certificate holder on any cause of action arising out of or connected with the care or treatment of the client by the licensee, registrant, or certificate holder;
- (b) A licensee, registrant, or certificate holder was in consultation with a physician, registered professional nurse, licensee, registrant, or certificate holder against whom a suit or complaint was filed based on the case out of which the suit or complaint arises;
- (c) A review of services of a licensee, registrant, or certificate holder is conducted by any of the following:
  - (I) A board or a person or group authorized by the board to make an investigation on its behalf;
  - (II) The governing board of a hospital licensed pursuant to part 1 of article 3 of title 25, where the licensee, registrant, or certificate holder practices or the medical staff of the hospital if the medical staff operates pursuant to written bylaws approved by the governing board of the hospital; or
  - (III) A professional review committee established pursuant to section 12-245-212 (1) if the person has signed a release authorizing the review;
- (d) (I) A client, regardless of age:
  - (A) Makes an articulable and significant threat against a school or the occupants of a school; or
  - (B) Exhibits behaviors that, in the reasonable judgment of the licensee, registrant, or certificate holder, create an articulable and significant threat to the health or safety of students, teachers, administrators, or other school personnel.
    - (II) A licensee, registrant, or certificate holder who discloses information under this subsection (2)(d) shall limit the disclosure to appropriate school or school district personnel and law enforcement agencies. School or school district personnel to whom the information is disclosed shall maintain confidentiality of the disclosed information, regardless of whether the information constitutes an education record subject to FERPA, consistent with the requirements of FERPA and regulations and applicable guidelines adopted under FERPA, but may disclose information in accordance with section 1232g (b)(1) of FERPA and 34 CFR 99.36 if necessary to protect the health or safety of students or other persons.
    - (III) A licensee, registrant, or certificate holder who discloses or fails to disclose a confidential communication with a client in accordance with this subsection (2)(d) is not liable for damages in any civil action for disclosing or not disclosing the communication. This subsection (2)(d)(III) does not rescind any statutory duty to warn and protect specified in, and does not eliminate any potential civil liability for failure to comply with, section 13-21-117.

- (IV) (A) This subsection (2)(d) does not apply to an education record that, under FERPA, is exempt from the HIPAA privacy rule.
- (B) Notwithstanding subsection (6) of this section, this subsection (2)(d) applies to covered entities, as defined in HIPAA.
- (V) As used in this subsection (2)(d):
- (A) "Articulable and significant threat" means a threat to the health or safety of a person that, based on the totality of the circumstances, can be explained or articulated and that constitutes a threat of substantial bodily harm to a person.
  - (B) "FERPA" means the federal "Family Educational Rights and Privacy Act of 1974", 20 U.S.C. sec. 1232g, as amended.
  - (C) "HIPAA" means the federal "Health Insurance Portability and Accountability Act of 1996", as amended, Pub.L. 104-191.
  - (D) "School" means a public or private preschool; elementary, middle, junior high, or high school; or institution of postsecondary education described in title 23, including the Auraria higher education center created in article 70 of title 23.

(3) The records and information produced and used in the review provided for in subsection (2)(c) of this section do not become public records solely by virtue of the use of the records and information. The identity of a client whose records are reviewed shall not be disclosed to any person not directly involved in the review process, and procedures shall be adopted by a board, hospital, association, or society to ensure that the identity of the client is concealed during the review process itself and to comply with section 12-245-226 (4).

(4) Subsection (1) of this section shall not apply to any delinquency or criminal proceeding, except as provided in section 13-90-107 regarding any delinquency or criminal proceeding involving a licensed psychologist.

(5) Nothing in this section shall be deemed to prohibit any other disclosures required by law.

(6) This section does not apply to covered entities, their business associates, or health oversight agencies, as each is defined in the federal "Health Insurance Portability and Accountability Act of 1996", as amended by the federal "Health Information Technology for Economic and Clinical Health Act", Pub.L. 111-5, as amended, and the respective implementing regulations.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_