



Legal Competency and Restoration Conference for Mental Health Professionals

April 17-19, 2018
Judicial Education Center
Phoenix, Arizona

Legal Competency & Restoration

Arizona law restricts the performance of court-ordered competency evaluations in criminal and juvenile cases to mental health experts who are approved by the court under court-developed guidelines. This program is designed for licensed Arizona physicians and licensed Arizona psychologists with forensic experience who seek to become court-approved evaluators in criminal and juvenile cases. Faculty include judges and mental health experts from throughout Arizona.

The program provides 19.5 hours of continuing education. Evaluators currently on a court-approved list are encouraged to attend and may be required by a local court to attend as part of the requirements to remain on the approved list. *Attendance at this program does not guarantee placement on the court-approved list of evaluators.*

Daily sign-in is required for a certificate of completion. COJET of 19.5 hours is for judicial officers; CEU of 19.5 hours is pending for Ph.D. participants.; and CME of 19.5 hours pending for M.D. participants.

Registration preference will be given to psychiatrists and psychologists interested in conducting competency evaluations for the court. Judges and Commissioners are also encouraged to attend. Residents, graduate students and restoration specialists may register for limited seating - call for additional information.

Enrollment limited to 50 - don't delay!

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Conference Site and Lodging

The Judicial Education Center, located at 541 E. Van Buren, Suite B4 in Phoenix, Arizona is the site for the 2018 Legal Competency & Evaluation Conference. The Judicial Education Center is located on the ASU Downtown Campus at the Mercado Center.

Parking is available in Heritage Garage located on the SE corner of Monroe and 5th Street. Validation will be provided daily. Please bring your ticket into the Judicial Education Center for validation.

A block of rooms has been secured at the Crowne Plaza Phoenix Airport, located at 4300 E. Washington in Phoenix, Arizona. **A special lodging rate of \$133+tax/night is available April 16-19, 2018.** Please make your reservations directly with the hotel by **March 23, 2018** to receive this special rate. To make your reservation, please call 1-855-729-6011.

Continuing Education/COJET

This event is accredited for 20.00 COJET hours for judicial officers and court staff, as well as 19.5 CLE hours for members of the State Bar who successfully complete the entire program.

Accreditation for this program is pending for psychologists and medical doctors.

Participants should only claim credit commensurate with the extent of their participation in the activity.

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Conference Registration & Payment

The registration fee is \$325 and includes a continental breakfast each morning, lunch daily, afternoon breaks, and a welcome reception on Tuesday evening; as well as conference materials.

REGISTRATION DEADLINE

Friday, March 30, 2018

To cancel, contact Julee Bruno at jbruno@courts.az.gov in writing. Cancellations in writing by April 1, 2018 are subject to a 25% administrative fee. There are no refunds for cancellations after April 1, 2018

To register for the conference, go to
<https://2018legalcompetency.eventbrite.com>

Special Accommodations

If you require special accommodation for a disability, auxiliary aids or materials in an alternative format, contact Julee Bruno at 602.452.3002, 602.307.1283 (fax). 602.452.3545 (TTY), or jbruno@courts.az.gov as soon as possible.

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Agenda

Tuesday, April 17, 2018

- 7:30 - 8:30 Registration, Continental Breakfast
- 8:30 - 9:00 Welcome
- 9:00 - 10:00 Keynote Address
- 10:15 - 11:30 Overview of Rule 11 Competency Law in Arizona
- 11:30 - 12:30 Hosted Lunch
- 12:30 - 1:45 COE/COT/Title 14/Title 36
- 2:00 - 3:00 Arizona State Hospital
- 3:15 - 4:45 Guilty Except Insane

Wednesday, April 18, 2018

- 7:00 - 8:00 Continental Breakfast
- 8:00 - 9:45 Records, Collaterals & Third Party Resources
- 10:00 - 11:30 Report Writing
- 11:30 - 12:00 CIMD
- 12:00 - 1:00 Hosted Lunch
- 1:00 - 2:00 Misdemeanor Cases
- 2:00 - 2:45 Restoration to Competency
- 3:00 - 4:00 Assessment Tools
- 4:00 - 5:00 Feigning and Malingering

Thursday, April 19, 2018

- 7:00 - 8:00 Continental Breakfast
- 8:00 - 9:30 Conducting a Competency Evaluation
- 9:30 - 10:30 Expert Testimony
- 10:45 - 12:15 Mock Hearing
- 12:15 - 1:15 Hosted Lunch
- 1:15 - 2:15 Juvenile Competency & Restoration
- 2:15 - 3:15 Mental Health, Substance Abuse & Juvenile Competency

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Learning Objectives

At the conclusion of this program, participants may apply to their local court to serve as a mental health expert in competency and restoration cases. This program will address the following:

Legal Criteria for Competency & Rule 11 Evaluations

- Explain Arizona's competency standards and statutes.
- Describe treatment, training and restoration programs available in Arizona.
- Demonstrate forms to access to complete evaluations

Misdemeanor & Lower Court Cases

- Identify restoration options for defendants
- Identify options for municipalities in restoration cases

Expert Testimony & Testifying

- Describe the elements required to provide competent testimony
- Articulate the critical components needed to testify with confidence & competency

Records and Third Party Information

- Obtain correct information from defense counsel for evaluation.
- Determine what information is relevant to the evaluation.
- Request supplemental information of prior Rule 11s and/or restorations.

Report Writing

- Provide information on what courts are seeking in competency reports

Competency, COE/COT, Title 14/Title 36

- Define Titles 13, 14 & 36.
- Describe the interplay among Titles 13, 14 & 36
- Explain how to provide continuity of care
- Explain how guardianship or conservatorship with mental health powers assist defendants

Assessment of Feigning and Malingering in Mental Health Evaluations

- Define malingering, and how to rule out malingering.
- Discuss impact of malingering on competency.

Conducting & Writing a Competency Evaluation

- Describe content areas in competency evaluation.
- Conduct a standard competency evaluation
- Describe content areas required by statute in competency evaluation report.
- Write a comprehensive competency evaluation report with clear conclusions, and sufficient justification for all conclusions and recommendations.

Guilty Except Insane (GEI)

- Provide overview of Arizona's statutes and case law on GEI and describe legal criteria for GEI determination.
- Describe role, responsibility, and functioning of Psychiatric Security Review Board with regard to GEI cases.
- Describe function and responsibilities of GEI Forensic Unit at the Arizona State Hospital.
- Conduct a standard GEI evaluation.
- Write a comprehensive GEI evaluation report

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Faculty

- ◆ *Mr. John Belatti, Esq.* Mesa City Prosecutor's Office (invited)
- ◆ *Dr. Aaron Bowen, Psy.D.*, Arizona State Hospital (invited)
- ◆ *Honorable Nicole Brickner*, Superior Court in Maricopa County
- ◆ *Dr. Leslie Dana-Kirby, Ph.D.*, Kirby Psychological Services
- ◆ *Ms. Sarah DeJong, Esq.*, City of Phoenix Prosecutor's Office (invited)
- ◆ *Dr. Steven Dingle*, Arizona State Hospital (invited)
- ◆ *Dr. Celia Drake, Ph.D.*, AZ Behavioral Health Specialists, Inc.
- ◆ *Dr. Sarah Gallimore, Psy.D.*, Forensic Counseling & Evaluations, PLLC
- ◆ *Ms. Lisa Garbarino*, Maricopa County Restoration to Competency
- ◆ *Dr. Camille Hernandez, J.D., Psy.D.* Maricopa County Correctional Health Services
- ◆ *Honorable Michael Hintze*, Phoenix Municipal Court
- ◆ *Dr. John Hollebeck, Ph.D.* (invited)
- ◆ *Dr. Kevin Hurley, Ph.D.*, Hurly Psychological Services, PLLC
- ◆ *Ms. Josephine Jones, Esq.* (invited)
- ◆ *Dr. Linda Laird, Ph.D.*, AZ Forensic Evaluations (invited)
- ◆ *Dr. Gwen Levitt, D.O.*
- ◆ *Ms. Jennifer Martin, M.Ed.*, Restoration to Competency Program
- ◆ *Ms. Tess Neal*, ASU New College of Interdisciplinary Arts & Sciences
- ◆ *Mr. Paul Rabin*, (invited)
- ◆ *Ms. Geraldine Roll, Esq.* Pinal County Public Fiduciary Office (invited)
- ◆ *Dr. James Seward, Ph.D.* (invited)
- ◆ *Dr. Scott Silberman, Ph.D.*, (invited)
- ◆ *Dr. Joseph Stewart, Ed.D.* Yavapai County Restoration to Competency
- ◆ *Ms. Fredrica Strumpf, Esq.*, Maricopa County Public Defender's Office
- ◆ *Ms. Juli Warzynski*, Maricopa County Attorney's Office
- ◆ *Dr. Jacqueline Worsley, Psy.D.* Maricopa County Correctional Health Services

Planning Committee

- ◆ Honorable Michael Hintze (chair)
- ◆ Catherine Soileau
- ◆ Julee Ewy Bruno (staff)
- ◆ Honorable Barbara Spencer
- ◆ Jennifer Martin
- ◆ Lisa Struble