

Dr. Ann C. McDaniel

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INFORMED CONSENT FOR PSYCHOTHERAPY

As a client of Dr. McDaniel, I have fully discussed with her the various aspects of the psychotherapy contract. This has included a discussion of Dr. McDaniel's evaluation and diagnostic formulation, as well as the method of treatment. The nature of the treatment has been described, including the extent, its possible side effects, and possible alternative forms of treatment including, but not limited to, thought field therapy, EMDR, and hypnosis. I understand I may withdraw from treatment at any time but if I decide to do this I will discuss my plan with Dr. McDaniel before acting on it.

I further understand that people respond in various ways to specific treatment modalities. What is helpful for one person is not necessarily helpful for another. Often the only way to determine what will help is to try it. Furthermore, I understand that I may feel worse before I feel better. In addition, I understand that others, including family and friends, may not react positively to changes I am making, even when I myself believe they are beneficial. Dr. McDaniel will work closely with me to mitigate any discomfort I may feel and to assist in the simplest, quickest recovery possible.

Dr. McDaniel has further discussed with me scheduling policies, fees to be charged, and policies regarding payment, missed appointments, matters relating to insurance, and if applicable, preauthorization and utilization review issues.

Some important issues regarding confidentiality need to be understood as we begin our work together. Please review this material carefully so that we may discuss any questions or concerns of yours the next time we meet.

In general, the confidentiality of all communications between a patient and psychotherapist is protected by law, and I can only release information about our work to others with your written permission. There are a few exceptions, however.

In most judicial proceedings you have the right to prevent me from testifying. However, in child custody proceedings, adoption proceedings, and proceedings in which your emotional condition is an important element, a judge may require my testimony if it is determined that resolution of the issues before the court requires it. If you are involved in litigation, or are anticipating litigation, and you choose to include your mental or emotional state as part of the litigation, I may have to reveal part or all of your treatment or evaluation records.

If you are called as a witness in criminal proceedings, opposing counsel may have some limited access to your treatment records. Testimony may also be ordered in (a) legal proceeding relating to psychiatric hospitalization; (b) in malpractice and disciplinary proceedings brought against a psychotherapist; (c) court-ordered psychological evaluations; and (d) certain legal cases where the client has died.

In addition, there are some circumstances when I am required to breach confidentiality without a patient's permission. This occurs if I suspect the neglect or abuse of a minor, in which case I must file a report with the appropriate State agency. If, in my professional judgement, I believe that a patient is threatening serious harm to another, I am required to take protective action which

may include notifying the police, warning the intended victim, or seeking the client's hospitalization. If a client threatens to harm himself or herself, I may be required to seek hospitalization.

The clear intent of these requirements is that a psychotherapist has both a legal and ethical responsibility to take action to protect endangered individuals from harm when his or her professional judgement indicates that such danger exists. Fortunately, these situations rarely arise in my practice.

There are several other matters concerning confidentiality:

1. I may occasionally find it helpful or necessary to consult about a case with another professional. In these consultations I make every effort to avoid revealing the identity of the client. The consultant is, of course, also legally bound to maintain confidentiality. If I feel that it would be helpful to refer you to another professional for consultation then, of course, with your authorization, I will discuss your case with her or him.
2. I am required to maintain complete treatment records. Patients are entitled to receive a summary of these records, unless I believe the information would be emotionally damaging and, in such cases, the records must be made available to the patient's appropriate designee. Patients will be charged an appropriate fee for preparation.
3. If you use third party reimbursement, I am required to provide the insurer with a clinical diagnosis and sometimes a treatment plan or summary. If you request it, I will provide you with a copy of any report which I submit.
4. If you are under eighteen years of age, please be aware that while the specific content of our communications is confidential, your parents have a right to receive general information on the progress of the treatment.
5. Under current Florida law, in group and family therapy and in marital therapy all participants are required to consent to the release of information . One marital partner may not waive privilege for another. In cases of marital therapy, therefore, the record may be released only if both parties waive privilege or release of the record is court ordered.

While this summary of exceptions to confidentiality should prove helpful in informing you about potential problems, you should be aware that the laws governing these issues are often complex and I am not an attorney. I encourage our active discussion of these issues. However, if you need more specific advice, formal legal consultation may be desirable. If you request, I will provide you with relevant portions or summaries of the applicable State laws governing these issues.

In addition, I will be given a Notice of Privacy Practices which outlines Dr. McDaniel's compliance with federal HIPAA regulations regarding my Protected Health Information.

Complaints:

If you have complaints about the treatment you receive, please address them with Dr. Ann McDaniel directly, by phone at 407-415-5165 or by e-mail at anncmcd@hotmail.com.