

Who, What, When, How, and Why: Updates to the ACSLPA Informed Consent for Service Guideline

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Agenda

- 1. Why the revision?
- 2. How was the guideline revised?
- 3. What does the guideline say?

Why the Revisions?

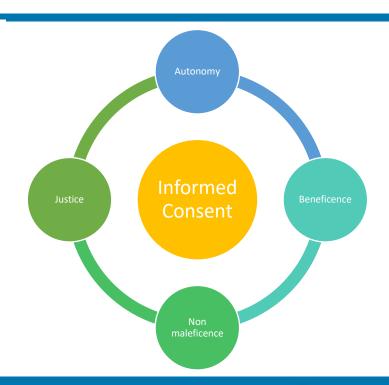
• One of ACSLPA's older guidelines (2016)

- Practice guidance gap
 - Minors in care or family separation/divorce dynamics



Why is it so important to get consent right?

- Consent is a foundation of ethical practice
- Significant implications for client and regulated member if not handled correctly
- Is a requirement of practice (See Standard of Practice 2.3 <u>Informed</u> <u>Consent</u>)





How was the Guideline Revised?







What does the Guideline Say? Key Concepts of Informed Consent

Guideline: Informed Consent for Service

Who can Provide Consent?

- Client or a legally authorized representative
 - Must have competency* to give consent
- Involvement of others in care
 - Respect client's wishes
 - Share information where consent is given



Separated/ Divorced Parents (with shared custody)

- Typically, *either* parent can consent to services
- Whenever there are indications of disagreement → consent from both parents
- Whenever one parent *refuses/withdraws* consent
 - → *cease* services

Caught up in custody cases? See:

- Guideline Appendix C
- Professional Predicaments
- SLP/Aud Advisor



When Should Consent be Obtained? 4 4 4

- Prior to providing any professional service
 - Screening
 - Assessment
 - Intervention
 - Research activities
 - Substantial change in plan of care
 - Change in diagnosis, symptoms, or circumstances
 - Assignment to another individual (e.g., support personnel)
 - Observation/participation from student or volunteer





Universal vs. Targeted Services (When is consent required?)

- Classroom-wide strategies (can be applied to any/all students) → general consent ok
- Any <u>individualized</u> services → informed consent required



Who is Responsible for Obtaining Consent?

- Professional most responsible for services
 - Best placed to answer any client questions
 - When procedural steps are assigned, member must:
 - Ensure consent is valid and informed
 - Be available to answer any questions from client





Consent and Screening (Who can obtain consent?)

- Professional should be involved in developing consent information
- Others can help with distribution/collection of forms
- Absence of response does not equal consent

How Should Consent be Obtained?



- Free of influence
- Not a 'one-time' event
- Collaborative
- Client competency to consent*
- Communication mode
- Expressed/implied
- Verbal/written



Informed Consent Discussions

- Nature/purpose of activity
- Name of person most responsible
- Intended duration
- Benefits and risks
- Alternatives
- Consequences of delay/refusal
- Option to refuse/withdraw AT ANY TIME
- Opportunity to ask questions (Guideline pg. 3)



Competency for Consent



Reasonable judgement on competency → Presume competency for consent Concerns = Capacity Assessment Alternate decision maker Monitor change over time and/or service provision

Mature Minors

- Aging = greater ability to make independent decisions
 - Mature minors → can give/refuse consent (cannot be overridden by guardian)
 - No set age limits/minimum
 - Decision made *prior* to service provision

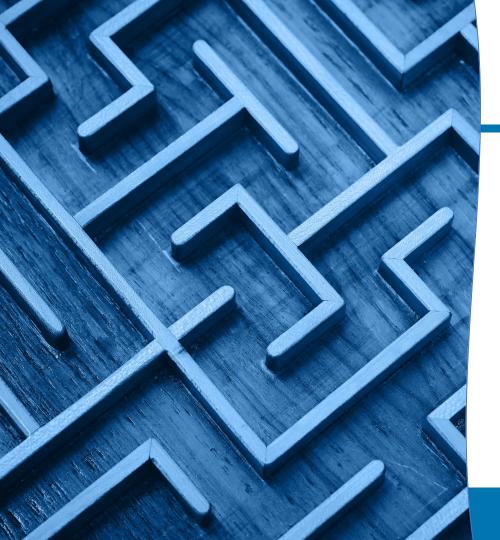
Consider:

- Complexity/seriousness of service
- Age, intelligence, maturity
- Seriousness of health concern
- Understanding of information
- Indications of independence
- Other relevant information



Final Thought – Professional Judgement

- Minimum requirements or obligations MUST be met
- However, College cannot be overly prescriptive in guidance
- Situations may arise where you should use your professional judgement



Final Thought – Employer Policies

- Robust employer policy
 - Use as a resource
 - Practice in compliance with College and employer requirements
- Not so robust employer policy
 - Responsibility of member to ensure consent standards are met
 - Contact ACSLPA



And...

Document everything

Questions?

- slp@acslpa.ca
- Please take our 1-minute survey

2023 Post-Webinar Survey: Informed Consent Guideline

