



Legacy of Healing Advocacy Center

7720 Waterworks Road
Tulalip, WA 98271

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Participant Notice of Rights and Responsibilities

As a participant seeking services with Legacy of Healing Advocacy Center, you have rights and responsibilities.

- Right to personal safety within the Advocacy Center
- Right to confidentiality
- Right to respect and dignity
- Right to privacy
- Right to make decisions for yourself and your family
- Right to be informed about resources
- Right to decline counseling, case management, or other services while a participant in the Legacy of Healing Program
- Right to client file and client documents any time

Legacy of Healing Advocacy Center values respect for individuals, their culture, and the decisions they make. We want clients to feel empowered and sage to make the right decisions for them. We ask that you respect the program values and policies.

Tulalip Tribes upholds a code regarding Assaulting Legacy of Healing staff (4.25.430), it states that any written or verbal threat or any assault upon a person acting in an official or professional capacity in the protection of victims of domestic violence or family violence, sexual assault, stalking or dating violence shall be considered to be an assault of the most serious nature and a Class E offense. [Res. 2013-379].

Confidentiality

It is the policy of Legacy of Healing Advocacy Center to hold confidential all the communications, observations, and information made by, between and about program participants. This includes all program participant, service and administrative records resulting from telephone contacts, and any other product related to recipients of service. Communications are confidential whether made by adults or children, and whether to or between staff, volunteers, student interns or board members of this organization.

There are a limited number of expectations to breaching the confidentiality of program participants.

These exceptions are as follows:

- Duty to report child abuse or neglect or elder abuse (RWC 26.44.030);
- Duty to warn of an imminent threat of harm to self or others (this is known as Tarasoff warning, based on case law);
- Following a court order, after a judge privately reviews program participant records (RCW 70.123.075; or
- When given express permission by the program participant to release information.

Tulalip Tribal Code for Confidentiality:

4.25.670 Client records.

(1) Client records maintained by Legacy of Healing are confidential and shall not be subject to discovery in any judicial proceeding unless:

(a) A written pretrial motion is made to the Court stating that discovery is requested of the client’s domestic violence, family violence, sexual assault, stalking, or dating violence records, with notice to the agency and notice to the victim(s) affected by the disclosure of information;

(b) The written motion is accompanied by an affidavit or affidavits setting forth specifically the reasons why discovery is requested of the domestic violence, family violence, sexual assault, stalking, or dating violence program’s records;

(c) The Court reviews the domestic violence, family violence, sexual assault, stalking, or dating violence program’s records in camera to determine whether the domestic violence, family violence, sexual assault, stalking, or dating violence program’s records are relevant and whether the probative value of the records is outweighed by the victim’s privacy interest in the confidentiality of such records, taking into account the further trauma that may be inflicted upon the victim by the disclosure of the records; and

(d) The Court enters an order stating whether the records or any part of the records are discoverable and setting forth the basis for the Court’s findings; provided, that such a release does not violate the Violence Against Women Act codified at 18 U.S.C. 2265 and any subsequent act or amendment.

Date: _____ Client Signature: _____

Date: _____ Staff Signature: _____