

Outline

Understand the Legal System

- Statutes
- Rules and regulations
- Case law
- Finding the law

Legal Exposure

- Criminal liability
- Civil liability
- Licensing complaints
- Organization complaints

Establish the Treatment Relationship

- The professional relationship
- The legal and ethical principle of informed consent
- Informed consent as part of the treatment modality
- Use of and reliance upon written consent forms

Record-Keeping Practices

- Record-keeping regulations
- Items which constitute the record, persona notes vs. charting, raw data, computer printouts and third-party records
- Access to records by written requests, subpoenas and court orders

**6.25
CE Hours
of Ethics**

The Ethics of Duty to Warn

- Duty to warn potential third-party victims
- Review of specific Texas case law governing danger to others
- A clinical approach to the duty to protect

Treatment of Minors

- Age of majority
- Consent to treatment and access to records
- Clinical implications in the treatment of the older adolescent
- Treatment of minors in situations of family separation and divorce

Non-Sexual Boundary Violations

- Email correspondence and cell phone contacts
- Treatment vs. advocacy for patients
- Professional contacts with attorneys and the legal profession
- In-court expert testimony

Live Webcast Schedule (Times listed in Central)

- 8:30** Program begins
- 11:50-1:00** Lunch Break
- 4:30** Program ends

There will be two 15-min breaks (mid-morning & mid-afternoon).
Actual lunch and break start times are at the discretion of the speaker.
A more detailed schedule is available upon request.

Questions? Visit our FAQ page at www.pesi.com/faq or contact us at www.pesi.com/info

Objectives

1. Identify specific state and administrative laws that are pertinent to establishing and maintaining an ethical clinical practice.
2. Write policies on ethical issues such as restraints, seclusion and informed consent that are consistent with state laws and requirements.
3. Explain which notes, documents, reports, forms, and clinical data constitute an official medical record.
4. Evaluate your current record-keeping practices in order to ensure compliance with ethical and legal requirements.
5. List the treatment provider's responsibilities relating to mental health issues and duty to warn law.
6. Analyze the legal and ethical considerations for the treatment of minor populations with regard to age of consent, confidentiality and custody concerns.

Target Audience: Counselors • Social Workers • Psychologists • Case Managers • Addiction Counselors
Therapists • Marriage & Family Therapists • Other Mental Health Professionals • Nurses



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Featuring **Allan M. Teppar, Attorney and Psychologist**

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Ethical Principles in the Practice of *Texas* Mental Health Professionals

Featuring **Allan M. Teppar, Attorney and Psychologist**

- *Make ethics meaningful, practical & helpful*
- *Apply ethics to everyday practice*
- *What every Texas mental health professional needs to know!*

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2020 UPDATES

"This was probably the most rewarding day-long seminar I have ever attended; the supplemental readings were most appreciated."

**LIVE Interactive Webcast
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Ethical Principles in the Practice of

Texas

Mental Health Professionals

This intermediate level program focuses on ethical, legal, statutory or regulatory policies, guidelines and standards that impact psychological practice and explores the manner by which clinical and ethical issues affect the everyday practice of the mental health professional in Texas.

A licensed and practicing psychologist and attorney, Dr. Allan Tepper's blend of clinical and legal experience allows for a deeper understanding and interpretation of the rules that govern mental health practice in Texas and allows the attendee to identify specific state laws that affect and govern their practice. Through lecture, real case examples, a review of references including the APA Ethical Principles of Psychologists and Code of Conduct and the seminar manual with state specific policies and regulations; clinicians attending the course will be able to write policies for their practice, explain the content of medical records requirements and analyze their practice's compliance with state specific ethical and legal requirements. This course will help the practicing clinician to evaluate their record keeping practices and determine which notes and documents are required for medical records to be compliant. Finally, attendees will discuss the provider's responsibilities related to confidentiality and duty to warn with both adult and minor populations.

"This was an extremely relevant program provided by a very knowledgeable presenter who provided very clear and thorough explanations. The fact that the presentation was state-specific was its most valuable aspect."

Speaker

Allan M. Tepper, J.D., Psy.D., is engaged in the private practice of both law and psychology in Philadelphia, Pennsylvania. As a psychologist, he specializes in forensic matters and has testified on numerous occasions in cases involving civil, criminal, domestic relations, and death penalty issues. As an attorney, he has extensive trial experience, including the representation of mental health professionals in ethics and licensing board proceedings. He has been an adjunct faculty member at Widener University in the Institute for Graduate Clinical Psychology and at the Philadelphia Chapter of Great Lakes Colleges Association, and an adjunct assistant professor at Immaculate College, Graduate School. Dr. Tepper frequently conducts ethics training for mental health professionals throughout the United States and is well-known for his engaging style and knowledge of each State's laws and regulations. He publishes frequently in the areas of law and psychology. He is co-author of *Pennsylvania Law and Psychology – Third Edition*, and *Pennsylvania Law, Ethics, and Psychology – Fourth Edition*. He received his J.D. degree from Albany Law School and received M.S. and Psy.D. degrees in clinical psychology from Hahnemann University in Pennsylvania.

Speaker Disclosure:

Financial: Allan Tepper is in private practice. He receives a speaking honorarium from PESI, Inc.

Non-financial: Allan Tepper has no relevant non-financial relationship to disclose.



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Materials that are included in this course may include interventions and modalities that are beyond the authorized practice of mental health professionals. As a licensed professional, you are responsible for reviewing the scope of practice, including activities that are defined in law as beyond the boundaries of practice in accordance with and in compliance with your professions standards.

PESI, Inc. offers continuing education programs and products under the brand names PESI, PESI Healthcare, PESI Rehab and Psychotherapy Networker.

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Psychologists: PESI, Inc. is approved by the American Psychological Association (APA) to sponsor continuing education for psychologists. PESI maintains responsibility for this program and its content. PESI is offering this activity for 6.25 hours of continuing education credit. Full attendance is required; no partial credits will be offered for partial attendance. Course Level: Intermediate.

Social Workers: PESI, Inc., #1062, is approved to offer social work continuing education by the Association of Social Work Boards (ASWB) Approved Continuing Education (ACE) program. Organizations, not individual courses, are approved as ACE providers. State and provincial regulatory boards have the final authority to determine whether an individual course may be accepted for continuing education credit. PESI, Inc. maintains responsibility for this course. ACE provider approval period: January 27, 2020 - January 27, 2023. Social Workers completing this course receive 6.25 Ethics continuing education credits. Course Level: Intermediate. Full attendance is required; no partial credits will be offered for partial attendance. A certificate of attendance will be awarded at the end of the program to social workers who complete the program evaluation.

Other Professions: This activity qualifies for 380 minutes of instructional content as required by many national, state and local licensing boards and professional organizations. Save your course outline and certificate of completion, and contact your own board or organization for specific requirements.



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ETHICAL PRINCIPLES IN THE PRACTICE OF TEXAS MENTAL HEALTH PROFESSIONALS

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