# Outline

### **Understand the Legal System**

Statutes Rules and regulations Case law Finding the law



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

## The Ethics of Duty to Warn

Duty to warn potential third-party victims Review of specific North Carolina 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 Webinar Schedule (Times listed in Eastern)

8:30 Program begins 12:00-12:30 Lunch Break

3:45 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.

# 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.

FREE WORKSHEETS **I**dentifying I Anxiety-Igniting Thoughts Get yours today at www.pesi.com/ccatpworksheets

## **Group Training** Solutions Made Easy!

• ONLINE or in-person

CE hours available

 Customizable • Easy remote access • From 5 to 5000

www.pesi.com/inhouse

Box 1000 Claire, WI 54702-1000 nc. PESI, P.O. B Eau C

**Ethical Principles in the Practice of** North Carolína

**Mental Health Professionals** 

Featuring Allan M. Tepper, Attorney and Psychologist



# LIVE Interactive Webinar Monday, April 19, 2021

BONUS! - Registration includes FREE on-demand access for 3 months.



**REGISTER NOW:** pesi.com/webcast/84711



# Join us online, for this live training!

# **Ethical Principles in the Practice of** North Carolína

# **Mental Health Professionals**

Featuring Allan M. Tepper, Attorney and Psychologist

• Make ethics meaningful, practical & helpful

 Apply ethics to everyday practice

• What every North Carolina mental health professional needs to know!

CE Hours of Ethics

# 2021 UPDATES

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

# Live Interactive Webinar Monday, April 19, 2021

BONUS! - Registration includes FREE on-demand access for 3 months.

A NON-PROFIT ORGANIZATION CONNECTING KNOWLEDGE WITH NEED SINCE 1979

**REGISTER NOW:** pesi.com/webcast/84711

# Ethical Principles in the Practice of North Carolína

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 North Carolina.

"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."

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 North Carolina 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.

### Target Audience:

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



Risk Free Purchase! PESI stands by our trainings and we have a 100% satisfaction guarantee. If you are not satisfied, please contact our customer service team at www.pesi.com/info or 800-844-8260 and we will make it right.

## **PESI Offers Group Discounts!**

To save on groups of 5 or more, contact us at pesi.com/info!

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

Have a seminar idea? A manuscript to publish? The nation's top speakers and authors contact PESI first. If you are interested in becoming a speaker or have a new topic idea, please contact Anna Rustick at arustick@pesi.com or call 715-855-8195.

# **Meet Your 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.

## **CE CREDITS AVAILABLE FOR LIVE WEBINAR**

#### **National CE Credit Approvals For Live Webinar**

Credits listed are for full attendance at the live webcast only. The CE certificate can be downloaded/printed after completing the webcast and passing the online post-test evaluation (80% passing score). Please see schedule for full attendance start and end times. NOTE: Boards do not allow credit for breaks or lunch

Ethics: This seminar includes 6.25 hours of state specific ethics instruction. If ethics is not specified within your licensing board's approval statement below, please contact your board to determine the applicability and amount of ethics allowed.

Addiction Counselors: This course has been approved by PESI, Inc., as a NAADAC Approved Education Provider, for 6.0 CE in the Legal, Ethical and Professional Development skill group. NAADAC Provider #77553. PESI, Inc. is responsible for all aspects of their programming Full attendance is required; no partial credit will be awarded for partial attendance

Counselors: This intermediate activity consists of 6 25 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please save the course outline, the certificate of completion you receive from the activity and contact your state board or organization to determine specific filing requirements.

North Carolina Counselors: CE credit is available. This course consists of 6.0 contact hours of continuing education for North Carolina Counselors. The North Carolina Board of Licensed Professional Counselors (Rule .0603) confirms acceptance of up to 15 contact hours per renewal period of continuing education programs approved by the National Association of Alcoholism and Drug Abuse Counselors (NAADAC). This course has been approved by PESI, Inc., as a NAADAC Approved Education Provider, for 6.0 CE in the Legal, Ethical and Professional Development skill group. NAADAC Provider #77553. PESI, Inc. is responsible for all aspects of their programming.

Marriage & Family Therapists: This activity consists of 380 minutes of continuing education instruction. Credit requirements and approvals vary per state board regulations. You should save this course outline, the certificate of completion you receive from the activity and contact your state board or organization to determine specific filing requirements

Nurses, Nurse Practitioners, and Clinical Nurse Specialists: PESI, Inc. is accredited as a provider of nursing continuing professional development by the American Nurses Credentialing Center's Commission on Accreditation. Nurses in full attendance will earn 6.25 contact hours. Partial contact hours will be awarded for partial attendance.



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)

Psychologists: PESI, Inc. is approved by the American

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.

Self-study credit: To check availability for your profession, go to www.pesi.com or call 800-844-8260 with your licensing board to verify acceptance of self-study credit for license renewal

\*Content and materials in this course may include interventions and modalities that are beyond the authorized practice of your profession. 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 profession's standards

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





# SIGN UP-TODAY! Choose your Learning Experience!

## **PESI** offers multiple formats to fit your CE needs

# **Register Online at: pesi.com/webcast/84711**

## Live Interactive Webinar (Option 1)

April 19, 2021 PWZ84710

\$219.99 tuition

8:30am Eastern time

#### Live Webinar Experience:

- Participate live in real-time while connecting and collaborating with peers
- Ask the presenter your questions
- Earn a live CE certificate FREE BONUS: Replay on-demand access for 90-days after webinar \*Live CE is only available when viewed live

Get a Group Discount! Contact us at pesi.com/info to save for groups of 5 or more

# **On-Demand Digital Seminar** (Option 2)

\$219.99 POS061530

## Digital Seminar Experience:

- Learn at your own pace with 24/7 access from your PESI account
- Access to the program materials
- · Enjoy lifetime on-demand access
- Earn a self-study CE certificate CE hours and approvals may vary from live event. Visit www.pesi.com or call 800-844-8260 to check for availability

# **DVD** (Option 3)

#### \$219.99 RNV061530 **DVD Experience:**

 Self-study CE certificate available CE hours, approvals and cost of CE Certificates may vary from live event. Visit www.pesi.com or call 800-844-8260 to check for availability and pricing

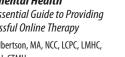
## **Recommended Reading:**



Telemental Health The Essential Guide to Providina Successful Online Therapy Joni Gilbertson, MA, NCC, LCPC, LMHC, ЗС-ТМН, СТМН

#### \$2<del>4.9</del>9 \$19.99\*









The CBT Deck

101 Practices to Improve Thoughts, Be in the Moment, & Take Action in Your Life

Leslie Korn, PhD, MPH, LMHC

\$19.99 \$14.99\*

\* Discount Included with purchase of the Webinar

## **OTHER WAYS TO REGISTER**

### Phone: 800-844-8260

800-554-9775 PESI, Inc. PO Box 1000 Eau Claire, WI 54702-1000 \*If mailing/faxing registration, find form at www.pesi.com/form or call 800-844-8260

#### ADA NEEDS

We would be happy to accommodate your ADA needs; Please notify us at time of registration

#### **QUESTIONS**

Visit pesi.com/fag or contact us at pesi.com/info

#### TAXES AND SHIPPING

Taxes and shipping apply where applicable, see website for details

