

Outline

INTRODUCTION AND OVERVIEW:  
KEY ISSUES

- Understand the legal system
- Legal exposure
- Establish the treatment relationship
- Record-keeping practices
- The ethics of duty to warn/protect
- Local and national resources
- Multicultural awareness & diversity

ETHICS AND RISK MANAGEMENT:  
THE LEGAL PERSPECTIVE

- Insurance coverage: The essentials
- Importance of documentation: It really matters!
- Tips to avoid and defend lawsuits and licensing board complaints: Practical advice
- Key risk areas: What to look out for
- Importance of peer, ethics, and legal consultation
- Responding to subpoenas: Do's and don'ts
- Working with attorneys

ETHICS AND RISK-MANAGEMENT:  
THE BEHAVIORAL HEALTH  
PERSPECTIVE

- Trends in malpractice claims and ethics complaints: Ethical mistakes, ethical decisions, misconduct
- Ethical challenges and risks: Essential knowledge
- Confidentiality, privacy, privileged communication
- Informed consent
- Boundary issues, dual relationships, and conflicts of interest
- Digital, online, and remote services and relationships
- High-risk treatment and services
- Termination of services
- Defamation
- Documentation
- Impaired professionals
- Ethics consultation and ethics committees
- Handling difficult ethical judgments and decisions: Protecting clients and practitioners

Objectives

1. Evaluate ethical challenges and risks in behavioral health.
2. Utilize risk management tips to reduce licensing board complaints and lawsuits.
3. Analyze ethical dilemmas clinicians face surrounding use of technology to serve clients remotely, communicate with clients, and store information.
4. Apply an ethical decision-making framework to recognize, analyze, resolve or prevent ethical dilemmas in your clinical practice.
5. Employ state-of-the-art documentation guidelines and protocols.
6. Determine ethical/legal standards of care as they pertain to clinical practice.

**Live Webinar Schedule**  
*(Times listed in Central)*

**8:00** Program begins

**11:50-1:00** Lunch Break

**4:00** 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.

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# Ethics and Risk Management in Behavioral Health

What Every Clinician Needs to Know About Mental Health and the Law

**LIVE Interactive Webinar**  
**Wednesday, May 11, 2022**

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# Ethics and Risk Management in Behavioral Health

Join Attorney Robert Landau and Dr. Frederic Reamer as they collaborate to deliver an interactive, dynamic presentation on ever-changing ethics and risk-management challenges in behavioral health.

Keeping up-to-date is essential to protect your clients and yourself. During this workshop you will gain an understanding of ethics and risk-management challenges related to:

- Confidentiality exceptions
- Privileged communication
- Documentation
- Telehealth
- Informed consent
- Boundary issues
- Recent changes to federal regulations governing confidentiality of substance use disorder patient records
- And other complex topics

Landau and Dr. Reamer will highlight ethics and risk-management challenges related to your use of technology to deliver services remotely, communicate with clients, and store records.

This is a workshop you do not want to miss...as both presenters will offer practical advice from both the legal and behavioral health points of view to help you stay on top of issues that arise in everyday clinical situations.

### Target Audience:

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



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# Meet Your Speakers

**Robert Landau, JD**, is a shareholder at the law firm of Roberts, Carroll, Feldstein & Peirce, Inc. in Providence and was the co-leader of the firm's Healthcare Group from 2012 through 2016.

Mr. Landau is a seasoned litigator who focuses his practice on defending mental health professionals, hospitals, physicians, nurses, dentists, and other health care providers in professional malpractice lawsuits and disciplinary proceedings. He has extensive experience representing social workers, mental health counselors, psychologists and other professionals before their licensing boards, frequently obtaining findings of no unprofessional conduct or administratively closing investigations. He has successfully represented clients in the state and federal courts of Rhode Island and Massachusetts.

Speaker Disclosure:  
Financial: Robert Landau is a shareholder at Roberts, Carroll, Feldstein & Pierce, Inc. He receives a speaking honorarium from PESI, Inc. He has no relevant financial relationships with ineligible organizations.  
Non-financial: Robert Landau has no relevant non-financial relationship to disclose.

**Frederic G. Reamer, PhD**, has been a professor in the graduate program of the School of Social Work, Rhode Island College, Providence, Rhode Island, for over 30 years. Dr. Reamer received his PhD from the University of Chicago and has served as a social worker in correctional and mental health settings. He chaired the national task force that wrote the National Association of Social Workers Code of Ethics and recently served on the task force that added technology standards to the code.

Dr. Reamer lectures both nationally and internationally on the subjects of professional ethics and professional malpractice and liability. In addition to ethics, his research and teaching have addressed a wide range of human service issues, including mental health, health care, criminal justice, and public welfare. Dr. Reamer has conducted extensive research on professional ethics and has been involved in several national research projects sponsored by The Hastings Center, Carnegie Corporation, Haas Foundation, and Center for Bioethics of the University of Pennsylvania.

Speaker Disclosure:  
Financial: Frederic Reamer is a Professor, School of Social Work, for Rhode Island College. He has no relevant financial relationships with ineligible organizations.  
Non-financial: Frederic Reamer is a member of the National Association of Social Workers.

To view the full bios, visit [www.pesi.com/webcast/87004](http://www.pesi.com/webcast/87004)

## CE CREDITS AVAILABLE FOR LIVE WEBINAR

This continuing education activity is designed to meet state board requirements for the following professionals:  
**Addiction Counselors, Counselors, Marriage and Family Therapists, Psychologists, and Social Workers.**

For specific credit approvals and details, visit [pesi.com/webcast/87004](http://pesi.com/webcast/87004)

**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.

**\*includes up to 6.25 hours of general ethics instruction.**



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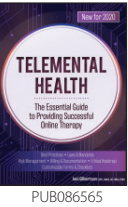
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## Recommended Reading:



**Telemental Health**  
*The Essential Guide to Providing Successful Online Therapy*

Joni Gilbertson, MA, NCC, LCPC, LMHC,  
BC-TMH, CTMH

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**Transforming The Living Legacy of Trauma: A Workbook for Survivors and Therapists**

Janina Fisher, Ph.D.

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*\* Discount Included with purchase of the Webinar*

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