

# Outline

## Clinician-Client Relationship

- Law vs. ethics
- Elements of legal informed consent
- Nuts and bolts of office policies
  - Records vs. psychotherapy notes
  - What to put in a record
- Limitations on confidentiality
  - Utah case law & danger to others
  - Utah duty to warn potential victims
  - HIPAA
  - The latest updates you need to know

## Practical Approach to Risk Management

- Elements of consent
- Competence & scope of practice
- Boundary violations/crossings
- Issues with modern technology
  - Texting, cell phones, e-mail, video psychotherapy
- Perils of supervision

## Litigation

- Licensing complaints & malpractice lawsuits
  - Utah-specific statutes
  - Utah rules and regulations
  - Case law and how to find it

## Navigate the Legal System

- Roles of attorneys
- Confidentiality/privilege
- Subpoena & disclosure of confidential information
- Depositions, interrogatories, expert testimony

## Treatment of Minors

- Utah age of majority
- Consent to treatment
- Privilege/confidentiality
- Separation & divorce

## Case Studies

### Live Seminar Schedule

- 7:30** Registration/Morning Coffee & Tea
- 8:00** Program begins
- 11:50-1:00** Lunch (*on your own*)
- 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.

# Objectives

- Describe how to avoid litigation dilemmas, licensing complaints and malpractice actions.
- Analyze the legal and ethical considerations for the treatment of minor populations in Utah with regard to age of consent, confidentiality and custody concerns.
- Explain how an understanding of common boundary and dual relationship issues/dilemmas can help you maintain appropriate relationships with your clients.
- Identify the ethical challenges you should consider when responding to subpoenas that request disclosure of client records.
- Discuss the limits of confidentiality as it relates to duty to warn law in Utah.
- Demonstrate how risk management strategies regarding technology can keep client information secure and avoid violating HIPAA.

## Hassle-Free Cancellation Policy:

If you contact us before the event date, you can exchange for a DVD or CD/digital manual package on the subject (self-study continuing education credit may be available), a certificate to attend another seminar, or receive a tuition refund less a \$30 cancel fee. Substitutions are permitted at any time.

## Seminar on DVD or CD Package:

You can purchase a self-study package on the subject. You will receive a set of DVDs or CDs that includes a digital copy of the seminar manual and post-test/evaluation. You and your colleagues can receive CE hours for a nominal fee. To determine if homestudy credits are available for your profession go to [www.pesi.com](http://www.pesi.com) or call 800-844-8260. Check with your licensing board to verify acceptance of self-study credits for license renewal. Order today by using the order form on this brochure or by calling 800-844-8260.

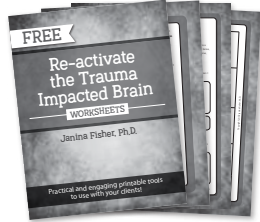
## FREE Military Tuition

PESI Inc. is proud to offer this seminar (at these locations only) free of charge (on live seminar tuition) for veterans and active duty military personnel. **Limited seats available; advance online registration required.**

## 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 Josh Lindblad at [jlindblad@pesi.com](mailto:jlindblad@pesi.com) or call (715) 855-5234.

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# Utah

## Legal and Ethical Issues for Mental Health Clinicians

**6.25**  
CE Hours  
of Ethics!



**LOGAN, UT**  
Wednesday, January 22, 2020

**SALT LAKE CITY, UT**  
Thursday, January 23, 2020

**PROVO, UT**  
Friday, January 24, 2020

# Utah

## Legal and Ethical Issues for Mental Health Clinicians

featuring **Susan J. Lewis**  
Psychologist and Attorney

- Minimize litigation dilemmas, complaints and malpractice actions
- The latest updates on HIPAA and Utah laws and regulations
- What every Utah mental health professional needs to know!

**6.25**  
CE Hours  
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**LOGAN, UT**  
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Thursday, January 23, 2020

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Friday, January 24, 2020



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# Utah

## Legal and Ethical Issues for Mental Health Clinicians

This 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 Utah. This unique blend of clinical and ethical concerns allows for a more meaningful understanding and interpretation of the rules that govern mental health practice and allows the attendee to identify specific state laws that affect and govern their practice. Through lecture, a review of references including the APA “Ethics Code” and the seminar manual with state specific policies and regulations; Dr. Lewis will prepare you for litigation issues which can put your client, your license and your practice at risk. You will learn how to structure your practice to limit exposure of risk, as well as discover record keeping practices that may help protect you in the event of a complaint. Susan will provide you with the following take-home tools to minimize risk:

- Updates on HIPAA and Utah laws and regulations
- Risk management strategies
- How to minimize litigation dilemmas, complaints and malpractice actions
- Best practices in the professional relationship, informed consent and office policies

You will learn through problem solving discussions that are representative of actual ethical decisions you encounter in your clinical practice. The blending of Susan’s experience as a lawyer, work within the court system and extensive clinical experience makes her a hands-on, knowledgeable instructor!

*This seminar will help prepare you for when and if you are faced with litigation.*

## Speaker

**Susan J. Lewis, Ph.D., J.D.,** is a licensed clinical and forensic psychologist and lawyer. She has over 25 years of experience in clinical practice with unique populations that have included female sexual offenders incarcerated at a woman’s prison, self-injurious individuals, forensic patients and individuals who suffer from severe and persistent mental illness. In addition to clinical practice, Dr. Lewis has served in leadership roles as clinical director, program manager, and supervisor for psychiatry residents and post-doctoral psychologists.

Currently, Dr. Lewis teaches courses on Law and Ethics in Mental Health that are state specific to the laws of each state. She has also lectured nationwide on the DSM-5® and differential diagnosis. She taught courses at Harvard’s Extension School and Northeastern University on The Psychology of Criminal Behavior. She is the author of *Legal and Ethical Issues for Mental Health Clinicians: Best Practices for Avoiding Litigation, Complaints and Malpractice* (PPM, 2016) and her latest book *From Deep Within: A Forensic and Clinical Psychologist’s Journey* (2018).

A sought after consultant, Dr. Lewis works with attorneys on controversial issues such as dangerousness, competence to stand trial, criminal responsibility evaluations, and civil and criminal commitment. She works with attorneys on strategies of how mental illness might impinge on legal decision-making. Dr. Lewis has been adjudicated an expert in almost all of the district and superior courts in Massachusetts.

Speaker Disclosures:  
Financial: Susan Lewis is in private practice. She receives a speaking honorarium from PESI, Inc.  
Non-financial: Susan Lewis is a member of the American Psychological Association.

**\*SAVE BY INCLUDING THESE PRODUCTS WITH SEMINAR REGISTRATION!**



### Legal and Ethical Issues for Mental Health Clinicians

*Best Practices for Avoiding Litigation, Complaints and Malpractice*

By Susan J. Lewis, Ph.D., J.D., *Your Speaker*

This go-to resources goes beyond the what and why, focusing on how to protect you and your clients in an increasingly litigious society. Presented in easy-to-understand language to step you through the legalese, highlighted by 30 engaging case examples to illustrate how you can overcome legal and ethical challenges that arise in your practice. Topics include risk management, contracts, HIPAA, privileged communication, licensing complaints, supervision pitfalls, rights of minors and technology.



### Opioid Use Disorder

*A Holistic Guide to Assessment, Treatment, and Recovery*

By Charles Atkins, MD

Overdoses have lowered the life expectancy in the United States for two years in a row. The leading cause -- opioids. This epidemic has spread through every sector of our country, destroying lives as parents, friends, families, and those entrapped by opioids struggle to find help.

Questions? Call customer service at **800-844-8260**

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

### Live Seminar Continuing Education Credit Information

*Credits listed below are for full attendance at the live event only. After attendance has been verified, pre-registered attendees will receive an email from PESI Customer Service with the subject line, "Evaluation and Certificate" within one week. This email will contain a link to complete the seminar evaluation and allow attendees to print, email or download a certificate of completion if in full attendance. For those in partial attendance (arrived late or left early), a letter of attendance is available through that link and an adjusted certificate of completion reflecting partial credit will be issued within 30 days (if your board allows). Please see "LIVE SEMINAR SCHEDULE" on this brochure for full attendance start and end times. NOTE: Boards do not allow credit for breaks or lunch.*

*If your profession is not listed, please contact your licensing board to determine your continuing education requirements and check for reciprocal approval. For other credit inquiries not specified below, or questions on home study credit availability, please contact [cepesi@pesi.com](mailto:cepesi@pesi.com) or 800-844-8260 before the event.*

*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 profession's standards.*

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

**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.

**Addition 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.

**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 continuing nursing education by the American Nurses Credentialing Center’s Commission on Accreditation.

Nurses in full attendance will earn 6.3 contact hours. Partial contact hours will be awarded for partial attendance.

**Psychologists:** PESI, Inc. is approved by the American Psychological Association 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, 2017 - January 27, 2020. 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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## How to Register:

UTAH LEGAL AND ETHICAL ISSUES FOR MENTAL HEALTH CLINICIANS

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### PHONE

**800-844-8260**

Please have credit card available

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**800-554-9775**

### MAIL

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### 2 Check location: *(make copy of locations)*

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### ADA NEEDS

We would be happy to accommodate your ADA needs; please call at least two weeks prior to the seminar date.

### WALK-INS

Walk-ins are welcome but admission cannot be guaranteed. Call M-F 7:00-6:00 Central Time for space availability if registering within one week of seminar.

### TUITION OPTIONS

• **FREE MILITARY TUITION:** PESI Inc. is proud to offer this seminar (at these locations only) free of charge (on live seminar tuition) for veterans and active duty military personnel. *Limited seats available; advance online registration required.*

• **\$30 Tuition:** If you are interested in being our registration coordinator for the day, go to: [www.pesi.com/coord](https://www.pesi.com/coord) for availability and job description, or call our Customer Service Dept. at 800-844-8260.

• **Groups of 5 or more:** Call 800-844-8260 for discounts.

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Go to [www.pesi.com/students](https://www.pesi.com/students) or call 800-844-8260 for details.  
*Advance registration required.*  
*Cannot be combined with other discounts.*



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### 3 Check tuition:

**Tuition with seminar manual**

**\$219.99** – choose one of the options below:

- ☐ per person for 2 or more preregistering together —OR—
- ☐ single registration postmarked 3 weeks prior to seminar date

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### Add-On Products

Distributed at seminar—FREE SHIPPING!

☐ **\$19.99\* Legal and Ethical Issues for Mental Health Clinicians** book

☐ **\$26.99\* Opioid Use Disorder** book

*\*Attendees add applicable state and local taxes except in AK, DE, MT, NH, OR*

### 4 Indicate method of payment:

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