

**Dan's Study Guide to Exam 2**  
**Will be updated as we get closer to the Exam date!**  
**(Posted: January 10, 2018)**  
*V17s.2.5*

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Courtroom realism v. idealism.

Role distinctions and differing goals of therapists and attorneys.

MFTs three roles within the legal system (Ruback, 1982).

Common Law.

Constitutional Law.

Administrative Law.

Appellate Courts and their function.

Civil Law v. Criminal Law. Who is offended? What are the punishments?

Know more about the Tarasoff Case.

Know how courts are to determine reasonableness. *That is, the conditions where one might suspect it reasonable that one is a threat to another, e.g., Tarasoff)*

Can MFTs predict violent behavior? How? What are some of the cues one needs to observe in the assessment of violent behaviors?

How perfect must we be in our assessment of potential violence?

Duty to protect and Duty to warn. Big stuff here. . . *(hint: there is no duty to warn)*

Mandated Reporters. Be able to name 10 of them by profession.

How do you report? Time constraints, modalities. Differences between "elder" and "child" on reporting. Child: Immediately/36 hours; Elder: Immediately/48 hours or 2 business days.

How to work with a boss who wants to report for you.

What constitutes abuse? What is the rule on mental/emotional abuse? Neglect?

What protections are available for Mandated Reporters?

How to consult with CPS.

How to make a call, report.

Fines, punishment for failure to report.

Why do we have a child abuse law, anyway?

Child abuse as a federal crime. Really?

Sexual conduct among children, teens, young adults, adults. What are the ages where one can play? How do the age distinctions break down?

Some things people do as "sex play" are more serious (by law) than the "real thing." Elaborate.

What about my priest?

The relationship between the law and cultural tolerance or acceptance of underage sexual contact. *(important)*

More on sex with patient. This'll be on every test. Can't say enough about it.

How do I report therapist sexual contact when I meet a victimized patient?

Advertising my practice. Dos and Don'ts. *(business cards are advertising)*

Keeping records. Must I?

What are the basic rules of gaining consent from parents to counsel their minor children? Married parents, divorced parents, unmarried parents, step-parents, etc.

Two kinds of malpractice liability insurance. Know this stuff the two kinds discussed in class. *(like the back of your hand)*

California grounds for divorce in the olden days. Grounds for divorce in the present days.

Paternity. What is it all about? How has determination improved over the years?

Annulment. What, Why, When, Where?

Why can't one attorney represent both of us in divorce? Why is this a problem?  
Divorce mediation (Collaborative Divorce). Know something about this. What are the mediation rules that must be followed?  
Consent for treatment of minors. Start on page 59 of the Atkins et al. book.  
Subpoenas; don't fumble these.  
Family Court Services. What is it? How does it work? Why do we have it?  
Under-aged marriage. What is the legal age? What must I do if I want to marry under that age?  
Child Support. How is it tracked? What can they do to me if I weasel out of it?  
What are some considerations for interviewing young sexual abuse victims?  
What are the factors used to predict violence?  
What about testimonials? "87% of Dr. Smith's patients feel significant relief from Major Depression symptoms."  
Advertising, business cards.