Managing Ethical and Legal Issues in Education:
I know what I saw: Now what do I do?

Tuesday February 4, 2013
8:00-10:00A.M.

Cathy Hinton PT, PhD  
Belmont University, Nashville, TN  
cathy.hinton@belmont.edu

Nancy R. Kirsch, PT, DPT, PhD  
Rutgers University, Newark, NJ  
kirschna@shrp.rutgers.edu

chapter Hinton PT, PhD  
Belmont University, Nashville, TN  
cathy.hinton@belmont.edu

All of the cases used for this session will be available to participants upon request. They are not going to be posted before the sessions to enhance the dialogue at the session. The cases chosen cross the spectrum of cases that were suggested by DCE’s and program directors.

The framework that we will be working with is the assumption that these are circumstances that require Moral Potency to move beyond recognition of an ethical or legal situation to taking action and what to do when that action is blocked by institutional or other external pressures? Are there administrative and legal barriers to moral potency in academic settings?

Some of the themes that will be discussed:

- The “highly valued “clinical site, with some not so great professional behaviors:
  - How to save the clinical site…and the student.
- The student who reports sexual harassment and school administration demands withdrawing from the clinical contract.
  - Guilty or not?
- The student who is told to document incorrectly for the “good of the patient”
  - Balancing veracity and beneficience
- Students who uncover questionable research activities in a respected faculty laboratory.
  - Maintaining balance between students and administration.
- The student who is almost finished with the PT program who faces dismissal on an academic integrity or professional issue in the clinic.
  - When your policy is fine but legal says “no way”
- Witnessing unprofessional behavior between a colleague and a student off site.
  - Boundary issues that cross all lines
- The student who is not being properly supervised but chooses not to report it out of fear of being “pulled” from clinic with graduation delayed.
  - Dealing with the student….and now what to do about the clinic?
References

CSM 2014

APTA Code of Ethics
www.apta.org/AM/Template.cfm?Section=Core_Documents1&TEMPLATE=/CM/ContentDisplay.cfm&CONTENTID=73012 Accessed 2/20/13
APTA Standards of Practice
www.apta.org/AM/Template.cfm?Section=Core_Documents1&CONTENTID=73011&TEMPLATE=/CM/ContentDisplay.cfm


Johnson, B.,(2007) The boundary waters are murky: A case for the virtue professional Psychology Research and Practices; 38(4) 409-410;


Newton, B., Barber, L., Clardy, J., Cleveland, E., O'Sullivan, P. (2008) Is there hardening of the heart during medical school? Academic Medicine 83(3) 244-249.
Ohio Board of Nursing (2005) Employer duty to report misconduct. Momentum 3(2)25.
Sessa, MK (2009) Defending our profession...”could this be you” Nursing Spectrum 21(7):10