

***In order to receive full credit (1H class time) for this assignment, it must be completed in its entirety by the due date/time assigned. Any assignment not completed in its entirety will result in missed class time.***

### Learning Activity 3.1.

#### Ethical and Legal Issues in Psychiatric Mental Health Nursing

Identify the following key terms associated with ethical and legal issues in psychiatric mental health nursing with the descriptions or definitions listed next.

- |                       |                   |
|-----------------------|-------------------|
| a. assault            | j. Kantianism     |
| b. battery            | k. malpractice    |
| c. beneficence        | l. natural law    |
| d. Christian ethics   | m. nonmaleficence |
| e. torts              | n. slander        |
| f. common law         | o. statutory law  |
| g. libel              | p. utilitarianism |
| h. ethical egoism     | q. civil law      |
| i. false imprisonment | r. criminal law   |

\_\_j.\_\_ 1. Ethical theory by which decisions are based on a sense of duty

\_\_g.\_\_ 2. Writing false and malicious information about a person

\_\_b.\_\_ 3. The touching of another person without consent

\_\_r.\_\_ 4. Provides protection from conduct deemed injurious to the public welfare

\_\_m.\_\_ 5. Abstaining from negative acts toward another, including acting carefully to avoid harm

\_\_a.\_\_ 6. An act resulting in a person's genuine fear and apprehension that he or she

will be touched without consent

- \_\_\_l. \_\_\_ 7. The theory on which decisions are based in which evil acts are never condoned, even if they are intended to advance the noblest of ends
- \_\_\_e. \_\_\_ 8. A violation of a civil law in which an individual has been wronged
- \_\_\_p. \_\_\_ 9. The ethical theory on which decisions are based that ensure the greatest happiness to the greatest number of people
- \_\_\_i. \_\_\_ 10. The deliberate and unauthorized confinement of a person within fixed limits by the use of threat or force
- \_\_\_k. \_\_\_ 11. The failure of a professional to perform or to refrain from performing in a manner in which a reputable member within the profession would be expected to do
- \_\_\_c. \_\_\_ 12. An ethical principle that refers to one's duty to benefit or promote the good of others
- \_\_\_o. \_\_\_ 13. Law that has been enacted by legislative bodies
- \_\_\_n. \_\_\_ 14. Verbalizing false and malicious information about a person
- \_\_\_h. \_\_\_ 15. An ethical theory that espouses making decisions based on what is most advantageous for the person making the decision
- \_\_\_f. \_\_\_ 16. Law that is derived from decisions made in previous cases
- \_\_\_q. \_\_\_ 17. Law that protects the private and property rights of individuals and businesses
- \_\_\_d. \_\_\_ 18. The ethical theory that espouses "Do unto others as you would have others do unto you"

## Homework Assignment Questions and Answers

*Please read the chapter and answer the following questions:*

1. **Malpractice and negligence are examples of what kind of law?**

**Malpractice and negligence would be an example of a civil law. Which would be considered a tort which is a violation of a civil law.**

2. **What charges may be brought against a nurse for confining a client against his or her wishes (outside of an emergency situation)?**

**A nurse could be charged with false imprisonment for confining a client against his or her wishes outside of an emergency situation.**

3. **Which ethical theory espouses that what is right and good is what is best for the individual making the decision? Which quality and safety in nursing education competency may be, at least in part, consistent with ethical egoism?**

Ethical egoism is the theory that espouses what is right and good is what is best for the individual making the decision. The quality and safety in nursing education competency that can be in part with ethical egoism would be patient centered care which promotes listening to and respecting the patient's values, preferences, and expressed needs in care management decisions.

**4. Name the three major elements of informed consent.**

**1.Knowledge:**The client has received adequate information on which to base their decision.

**2.Competency:**The individuals cognition is not impaired to an extent that would interfere with decision making, but if cognition is so impaired, the individual has a legal representative.

**3.Free will:** The individual has given consent voluntarily without pressure or coercion from others.