

# Wyoming Certified Peer Specialist Code of Ethical Conduct

## UNLAWFUL CONDUCT

Rule 1.1: Once certified, a certified professional shall not be cited, arrested, or convicted for any summary offense, misdemeanor, or felony relating to the individual's ability to provide substance abuse and other behavioral health services or that reflects conduct unbecoming of a certified professional as determined by the Board.

Rule 1.2: Once certified, a certified professional shall not be convicted of any crime that involves the misuse of any controlled or psychoactive substance.

## ROMANTIC/SEXUAL MISCONDUCT

Rule 2.1: A certified professional shall, under no circumstances, engage in romantic/sexual activities or romantic/sexual contact with recovery support service (RSS) recipients, whether such contact is consensual or forced.

Rule 2.2: A certified professional shall not engage in romantic/sexual activities or romantic/sexual contact with RSS recipients' relatives or other individuals with whom RSS recipients maintain a close personal relationship when there is a risk of exploitation for potential harm to the recovery support service (RSS) recipient.

Rule 2.3: A certified professional shall not engage in romantic/sexual activities or romantic/sexual contact with former clients because of the potential harm to the client.

Rule 2.4: A certified professional shall not provide recovery services to individuals with whom they have had a prior romantic/sexual relationship.

Rule 2.5: In circumstances where prior relationships were unknown, it is the responsibility of the certified professional to seek supervisory consultation.

## FRAUD-RELATED CONDUCT

Rule 3.1: An individual shall not use misrepresentation in the procurement of certification or recertification, or assist another in the preparation or procurement of certification or recertification through misrepresentation. The term "misrepresentation" includes but is not limited to the misrepresentation of professional qualifications, education, certification, accreditation, affiliations, employment experience, the plagiarism of application and recertification materials, or the falsification of references.

Rule 3.2: An individual shall not use a title designation, credential or license, firm name, letterhead, publication, term, title, or document which states or implies an ability, relationship, or qualification that does not exist and to which they are not entitled.

Rule 3.3: A certified professional shall not provide service under a false name or a name other than the name under which his or her certification or license is held.

Rule 3.4: A certified professional shall not sign or issue, in their professional capacity, a document or a statement that the professional knows or should have known to contain a false or misleading statement.

Rule 3.5: A certified professional shall not produce, publish, create, or partake in the creation of any false, fraudulent, deceptive, or misleading advertisement.

Rule 3.6: A certified professional who participates in the writing, editing, or publication of professional papers, videos/films, pamphlets or books must act to preserve the integrity of the profession by acknowledging and documenting any materials and/or techniques or people (i.e. co-authors, researchers, etc.) used in creating their opinions/papers, books, etc. Additionally, any work that is photocopied prior to receipt of approval by the author is discouraged. Whenever and wherever possible, the certified professional should seek permission from the author/creator of such materials. The use of copyrighted materials without first receiving author approval is against the law and, therefore, in violation of the Code of Ethical Conduct.

#### DUAL RELATIONSHIPS/EXLPOITATION OF RECOVERY SUPPORT SERVICE RECIPIENTS

Rule 4.1: A certified professional shall not develop, implement, or maintain dual or exploitative relationships with RSS recipients and/or family members of RSS recipients.

Rule 4.2: A certified professional shall not misappropriate property from RSS recipients and/or family members of RSS recipients.

Rule 4.3: A certified professional shall not enter into a relationship with a RSS recipient which involves financial gain to the certified professional or a third party resulting from the promotion or the sale of services unrelated to the provision of services or of goods, property, or any psychoactive substance.

Rule 4.4: A certified professional shall not promote to a RSS recipient for their personal gain any treatment, procedure, product, or service.

Rule 4.5: A certified professional shall not ask for gifts or favors nor accept gifts of significant value from RSS recipients and/or family members of RSS recipients.

Rule 4.6: A certified professional shall not offer, give, or receive commissions, rebates, or any other forms of remuneration for a RSS recipient referral.

Rule 4.7: A certified professional shall not accept fees or gratuities for professional work from a person who is entitled to such services through an institution and/or agency by which the certified professional is employed.

Rule 4.8: A certified professional shall not loan, give or receive money or payment for any services to or from individuals they serve.

## PROFESSIONAL STANDARDS

Rule 5.1: A certified professional shall not in any way participate in discrimination on the basis of race, color, sex, sexual orientation, age, religion, national origin, socio-economic status, political belief, psychiatric or psychological impairment, physical disability, or pathway to recovery.

Rule 5.2: A certified professional who fails to seek treatment for any psychoactive substance abuse or dependence, psychiatric or psychological impairment, emotional distress, or for any other physical health related adversity that interferes with their professional functioning, shall be in violation of this rule. Where any such conditions exist and impede their ability to function competently, a certified professional must request inactive status of their credential for medical reasons for as long as necessary.

Rule 5.3: A certified professional shall meet and comply with all terms, conditions, or limitations of a certification or license.

Rule 5.4: A certified professional shall not engage in conduct that does not meet the generally accepted standards of practice.

Rule 5.5: A certified professional shall not perform services outside of their area of training, expertise, or competence.

Rule 5.6: A certified professional shall not reveal confidential information obtained as the result of a professional relationship without the prior written consent from the recipient of services, except as authorized or required by law.

Rule 5.7: The certified professional shall not permit publication of photographs, disclosure of RSS recipient names or records, or the nature of services being provided without securing all requisite releases from the RSS recipient, or parents or legal guardians of the RSS recipients.

Rule 5.8: The certified professional shall not discontinue professional services to a RSS recipient nor shall they abandon the RSS recipient without facilitating an appropriate closure of professional services for the RSS recipient.

Rule 5.9: A certified professional shall not fail to obtain an appropriate consultation or make an appropriate referral when the RSS recipient's problem is beyond their area of training, expertise, or competence.

Rule 5.10: A certified professional shall engage in self-care activities to maintain and promote their emotional, physical, mental, and spiritual well-being to best meet their professional responsibilities.

Rule 5.11: A certified professional will practice safe and healthy disclosure about their own experience through general sharing focused on providing hope and direction toward recovery.

#### SAFETY & WELFARE

Rule 6.1: A certified professional shall not administer to himself or herself any psychoactive substance to the extent or in such manner as to be dangerous or injurious to a recipient of services, to any other person, or to the extent that such use of any psychoactive substance impairs the ability of the professional to safely and competently provide services.

Rule 6.2: All certified professionals shall report any suspected abuse, neglect or exploitation in all instances. The certified professional should disclose the least amount of confidential information necessary to achieve the desired purpose.

#### RECORD KEEPING

Rule 7.1: A certified professional shall not falsify, amend, or knowingly make incorrect entries or fail to make timely essential entries into the RSS recipient record.

#### ASSISTING UNQUALIFIED/UNLICENSED PRACTICE

Rule 8.1: A certified professional shall not refer a RSS recipient to a person that he/she knows or should have known is not qualified by training, experience, certification, or license to perform the delegated professional responsibility.

## DISCIPLINE IN OTHER JURISDICTIONS

Rule 9.1: A certified professional holding a certification, license, or other authorization to practice issued by any certification authority or any state, province, territory, tribe, or federal government whose certification or license has been suspended, revoked, placed on probation, or other restriction or discipline shall promptly alert the Board of such disciplinary action.

## COOPERATION WITH THE BOARD

Rule 10.1: A certified professional shall cooperate in any investigation conducted pursuant to this Code of Ethical Conduct and shall not interfere with an investigation or a disciplinary proceeding or attempt to prevent a disciplinary proceeding or other legal action from being filed, prosecuted, or completed. Interference attempts may include but are not limited to:

1. the willful misrepresentation of facts before the disciplining authority or its authorized representative;
2. the use of threats or harassment against, or an inducement to, any RSS recipient or witness in an effort to prevent them from providing evidence in a disciplinary proceeding or any other legal action;
3. the use of threats or harassment against, or an inducement to, any person in an effort to prevent or attempt to prevent a disciplinary proceeding or other legal action from being filed, prosecuted or completed;
4. refusing to accept and/or respond to a letter of complaint, allowing a credential to lapse while an ethics complaint is pending, or attempting to resign a credential while an ethics complaint is pending.

Violation of this rule under these circumstances will result in the immediate and indefinite suspension of the certified professional's credential until the ethical complaint is resolved.

Rule 10.2: A certified professional shall:

1. not make a false statement to the Board or any other disciplinary authority;
2. promptly alert colleagues informally to potentially unethical behavior so said colleagues could take corrective action;
3. report violations of professional conduct of other certified professionals to the appropriate licensing/disciplinary authority when he/she knows or should have known that another certified professional has violated ethical standards and has failed to take corrective action after informal intervention.

Rule 10.3: A certified professional shall report any uncorrected violation of the Code of Ethical Conduct within 90 days of alleged violation. Failure to report a violation may be grounds for discipline.

Rule 10.4: A certified professional with firsthand knowledge of the actions of a respondent or a complainant shall cooperate with the Board investigation or disciplinary proceeding. Failure or an unwillingness to cooperate in the Board investigation or disciplinary proceeding shall be grounds for disciplinary action.

Rule 10.5: A certified professional shall not file a complaint or provide information to the Board, which he/she knows or should have known, is false or misleading.

Rule 10.6: In submitting information to Board, a certified professional shall comply with any requirements pertaining to the disclosure of RSS recipient information established by the federal or state government.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_