



Nicklaus Counseling Center, S.C.

Informed Consent for Technology-Assisted Counseling

The purpose of this Informed Consent for Technology Assisted Counseling is to inform you, the client, about the process of online or telephonic counseling services, and the potential risks and benefits of these services. The purpose is to also help safeguard you, the client, and give you information regarding alternatives to online or telephonic services. This consent is an addendum to the face-to-face informed consent you, the client, already signed.

I. The Technology-Assisted Counseling Process

A. Privacy and Confidentiality For the Counselor (Client Initials _____)

Maintaining client confidentiality is extremely important. The counselor will take extraordinary care and consideration to prevent unnecessary disclosure on their end.

- 1) Information about the client will only be released with his or her permission with the following exceptions:
 - a. If counselor believes that someone is seriously considering or likely to attempt suicide.
 - b. If the counselor believes that someone intends to assault another person.
 - c. If counselor believes someone is engaging or intends to engage in behavior which will expose another person to a potentially life-threatening communicable disease.
 - d. If counselor suspects abuse, neglect, or exploitation of a minor or incapacitated adult.
 - e. If counselor believes someone's mental condition leaves the person gravely disabled.
- 2) The counselor has a right to his or her privacy and may restrict the use of any copies or recordings the client makes of their communications.
 - a. Clients must seek the permission of the counselor before recording any portion of the session.
 - b. Clients must seek the permission of the counselor before posting any portion of said sessions on internet websites such as Facebook or YouTube.
- 3) I may need to consult with other professionals regarding my clients, however, the client's name or other identifying information is never disclosed. The client's identity remains completely anonymous, and confidentiality is fully maintained.
- 4) It is not a regular part of my practice to search for client information online through search engines such as Google or social media sites such as Facebook.
 - a. Extremely rare exceptions may be made during times of crisis.
 - If I have a reason to suspect that you are in danger and you have not been in touch with me via our usual means (coming to appointments, phone, or email) there might be an instance in which using a search engine (to find you, find someone close to



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you, or to check on your recent status updates) becomes necessary as part of ensuring your welfare.

- These are unusual situations and if I ever resort to such means, I will fully document it and discuss it with you when we next meet.

B. Privacy and Confidentiality Concerns for the Client (Client Initials _____)

- 1) Although the internet provides the appearance of anonymity and privacy in counseling, privacy is more of an issue online than in person. The client is responsible for understanding the potential risks of confidentiality being breached through:
 - a. Unencrypted email (ex. Outlook, Yahoo, Gmail, Hotmail)
 - b. Lack of password protection (using the same password for all accounts, not updating passwords regularly, public computer keystroke loggers).
 - c. Leaving information on a public access computer in a library or computer lab (saving to a desktop instead of the cloud, not logging all the way out of a program...).
 - d. Messages failing to be received if they are sent to the wrong address
 - e. Confidentiality could be breached in transit by hackers or internet service providers or at either end by others with access to the client's account or computer when sent unencrypted.
 - f. Clients accessing the internet from public locations such as a library, computer lab, or café should consider the visibility of their screen to people around them.
 - Position yourself to avoid others seeing your screen.
 - g. Using cell phones can be risky in that signals are scrambled but rarely encrypted.
- 2) You agree to work with me online using Doxy.me for online video/chat therapy or Sendinc encrypted email have been determined to be the suitable forms of HIPAA Compliant Communications by Nicklaus Counseling Center, S.C.
- 3) Additionally The client is responsible for securing their own computer hardware, internet access points, chat software, email and passwords that are encrypted, secure, and HIPAA compliant when possible.
 - a. If encryption is not made available to client, client should be aware that they are risking unauthorized monitoring of transmissions and/or records of Internet counseling sessions. (Doxy.me and Sendinc are encrypted)
- 4) I make every effort to keep all information confidential. Likewise, if we are working online together:
 - a. I ask that you determine who has access to your computer and electronic information from your location. Including but not limited to:
 - Family members
 - Co-workers



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- Supervisors
- Friends
- b. Whether or not confidentiality from your work or personal computer may be compromised due to such programs as a keylogger.
 - I encourage you to only communicate through a computer that you know is safe i.e. wherein confidentiality can be ensured.
- c. Be sure to fully exit all online counseling sessions and emails.
- d. If you used location-based services on your mobile phone, you may wish to be aware of the privacy issues related to using these services.
 - I do not place my practice as a check-in location on various sites such as Foursquare. However, if you have GPS tracking enabled on your device, it is possible that others may surmise that you are a therapy client due to regular check-ins at my office on a weekly basis. Please be aware of this risk if you are intentionally “checking in,” from my office or if you have a passive Location Based Service (LBS) app enabled on your phone.

C. Lack of Non-Verbal Cues and Asynchronous Communication (Client Initials _____)

- 1) The client should be aware that misunderstandings are possible with telephone, text-based modalities such as email, and real-time internet chat:
 - a. Non-verbal cues are relatively lacking.
 - b. Even with video chat software, misunderstandings may occur since bandwidth is often limited and images lack detail.
 - c. Counselors are observers of human behavior and gather much information from body language, vocal inflection, eye contact and other non-verbal cues.
 - d. If you have never engaged in online counseling before, have patience with the process and clarify information if you think your counselor has not understood you well.
 - e. Be patient if your counselor asks periodically for clarification as well.
- 2) Since asynchronous communication is “not in real time,” turnaround time for responding to emails will “lag” a response.
 - a. The counselor will make every effort to respond to email requests within a 12-24-hour period.
 - b. Work with your counselor if you have concerns about the timeliness of responses.

D. Benefits of Receiving Technology-Assisted Counseling

- 1) Potential benefits of receiving mental health services online include both the circumstances in which the counselor considers online mental health services



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appropriate and the possible advantages of providing those services online. For example, the potential benefits of email may include:

- a. Being able to send and receive messages at any time of the day or night.
 - b. Never having to leave a message with intermediaries, avoiding “telephone tag”.
 - c. Being able to take time to compose.
 - d. Having the opportunity to reflect upon one’s messages.
 - e. Automatically having a record of communications to refer to later
 - f. Feeling less inhibited than in person.
- 2) Text-based (words being typed out) has many the advantage of convenience:
- a. Feeling reduced scrutiny from the counselor
 - b. Having time to compose a response and being able to refer back to logs for reference.
- 3) Video chat is also convenient:
- a. Allowing clients to potentially be counseled from anywhere one can gain an internet signal and can operate the necessary hardware.

E. Potential Risks of Receiving Technology-Assisted Counseling & Safeguards (Client Initials _____)

- 1) There are various risks related to providing technology-assisted counseling services related to the technology used.
- 2) The distance between the client and counselor
- 3) Issues related to timeliness.
- 4) The risks privacy and confidentiality as mentioned in sections A and B above
- 5) Your counselor has selected an email, and video- conferencing account that is encrypted with a HIPAA compliant secure platform to allow for the highest possible security and confidentiality of the content of your sessions.
- 6) Your personal information is encrypted and stored on a secure server.
- 7) The client is responsible for creating and using additional safeguards when the computer used to access services may be accessed by others such as creating passwords to use the computer, keeping their Email and chat IDs and passwords secret, and maintaining security of their wireless internet access points (where applicable.)
- 8) Please discuss any such concerns with your counselor during your first session so as to develop ways to limit risks.
- 9) If there is ever a disruption or disconnection of services on the internet, the client will need to call the Nicklaus Counseling Center, S.C. office at 715-732-6868 or by using the Office Cell number 715-587-9215.

F. Dual Relationships & Social Media (Client Initials _____)

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- 1) Dual relationships can impair the therapeutic process, your therapist's objectivity, clinical judgment, or therapeutic effectiveness that could be exploitative in nature.
 - a. I will never acknowledge working therapeutically with anyone without his/her written permission.
 - b. In some instances, even with permission, I will preserve the integrity of our working relationship.
 - For this reason, I will not accept any invitations via social networking sites such as Facebook, Twitter, LinkedIn or Pinterest, nor will I respond to blogs written by clients or accept comments on my blog from clients.

G. , Termination & Referrals(Client Initials _____)

- 1) Online counseling may not be appropriate for many types of clients including those who have numerous concerns over the risks of internet counseling, clients with active suicidal/homicidal thoughts, clients who are experiencing active manic/psychotic symptoms, or clients who are minors.
- 2) I do not accept clients who, in my opinion, I cannot help.
 - a. In such a case, I will give you a number of referrals that you may contact.
 - b. If at any point during psychotherapy I assess that I am not effective in helping you reach your therapeutic goals, I am obliged to discuss this with you up to and including termination of treatment.
 - In such a case, I would give you a number of referrals that may be of help to you.
 - c. You have the right to terminate therapy at any time.
 - Please feel free to request a referral any time you think a different counseling relationship would be more practical or beneficial for you. If you choose to do so,
 - I will offer to provide you with names of other qualified professionals whose services you might prefer.

H. Proxies (Client Initials _____)

- 1) The counselor only provides treatment via technology to clients who are legally in a position to consent for themselves to receive mental health services. Clients who are not in such positions include:
 - a. children under the age of consent (age 18 in most cases)
 - b. clients who have a legally appointed guardian.

I. Telephone & Emergency Procedures (Client Initials _____)

- 1) If you need to speak with me between sessions to alert me of an emergency, please call my office at 715-732-6868.

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- a. Your call will be returned as soon as possible.
 - b. Messages are checked daily (but never during the night time.)
 - c. Messages are checked less frequently on weekends and holidays.
- 2) If the client is in a state of crisis or emergency, the counselor recommends the client:
- a. Dial 911 or go to the local emergency room.
 - b. Clients may also utilize 1-800-SUICIDE or 1-800-273-TALK.
 - c. Deaf clients can call 1-800-799-4TTY.

J. Records (Client Initials _____)

- 1) The counselor will maintain records of online counseling services.
 - a. These records can include reference notes, copies of transcripts of chat and internet communications, and session summaries.
 - b. These records are confidential and will be maintained as required by applicable legal and ethical standards according to the American Counseling Association.

Yes, I have read and agree to the terms listed above in the Informed Consent. I understand that your services will be provided by a Licensed Professional Counselor or Masters Level Social Worker from Nicklaus Counseling Center, S.C.; who follows the laws and professional regulations of the State of Wisconsin (USA). I understand the psychotherapy treatment will be considered to take place in the state of Wisconsin (USA) unless the client resides in another state. I understand that telephone/online psychotherapy is not a substitute for medication under the care of a psychiatrist or doctor. I understand that online and telephone therapy is not appropriate if I am experiencing a crisis or having suicidal or homicidal thoughts. In case of emergency situations, I will contact the resources listed in section I. above. I understand my signature is an agreement for psychotherapy services conducted by Nicklaus Counseling Center, S.C.

Client/Parent/Guardian Printed Name	Date
Client/Parent/Guardian Signature	
Counselor Signature	Date

Telephonic or Online Sessions cannot take place without this form signed and filed at Nicklaus Counseling Center, S.C.