

The following information pertains to the mandatory reporting statutes of elder abuse in the United States and U.S. Territories.

All states (not territories) have a mandatory reporting statute for elder abuse, however, almost every state varies as to the following areas:

- **Who is required to report abuse or suspected abuse (the “mandated reporters”).**
- **What activities constitute or require reporting**
- **Whether or not the victim lacks capacity**
- **Whether or not the victim resides at home or in an assisted living facility or nursing home.**


ALABAMA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ala. Code § 38-9-8.</p> <p><i>Jones v. Living Centers Holding Co.</i>, 695 So. 2d 1195 (Ala. Civ. App. 1997).</p> <p>(Former CNA of a nursing home was provided civil immunity from her statements reporting elder abuse, under Ala. Code § 38-9-8.)</p>	<p>All physicians, other practitioners of the healing arts, or caregivers having reasonable cause to believe that any of the circumstances requiring reporting are present.</p>	<p>The protected person has been subjected to physical abuse, neglect, exploitation, sexual abuse, or emotional abuse.</p>	<p>An oral report, by telephone or otherwise, shall be made immediately, followed by a written report, to the county department of human resources or to the chief of police of the city or city and county, or to the sheriff of the county if the observation is made in an unincorporated territory, except that reports of a nursing home employee who abuses, neglects, or misappropriates the property of a nursing home resident shall be made to the Department of Public Health. All reports prepared by a law enforcement official shall be forwarded to the county department of human resources within 24 hours.</p> <p>Alabama Adult Protective Services Adult Abuse Hotline: 1-800-458-7214</p> <p>http://dhr.alabama.gov/services/Adult_Protective_Services/Adult_Protective_Services.aspx</p>


ALASKA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Alaska Stat. § 47.24.010.</p> <p><i>Kim v. Lakeside Adult Family Home</i>, 186 Wash.App. 398, 345 P.3d 850 (2015).</p> <p>(A “reason to suspect an assault” mandating a report to law enforcement under the Abuse of Vulnerable Adults Act requires a higher showing than a mere “reasonable cause to believe” that abuse has occurred, which does not require a report to law enforcement)</p>	<p>A physician or other licensed health care provider; a mental health professional as defined in AS 47.30.915 (11), including a marital and family therapist licensed under AS 08.63; a pharmacist; an administrator of a nursing home, residential care or health care facility; a guardian or conservator; a police officer; a village public safety officer; a village health aide; a social worker; a member of the clergy; a staff employee of a project funded by the Department of Administration for the provision of services to older Alaskans, the Department of Health and Social Services, or the Council on Domestic Violence and Sexual Assault; an employee of a personal care or home health aide program; an emergency medical technician or a mobile intensive care paramedic; a caregiver of the vulnerable adult; or a certified nurse aide.</p>	<p>The persons previously listed who, in the performance of their professional duties, have reasonable cause to believe that a vulnerable adult suffers from abandonment, exploitation, abuse, neglect, or self-neglect.</p>	<p>Reports shall be made to the central reporting number for the Division of Senior Services within 24 hours at: 907-269-3666 or 1-800-478-9996 (in state only)</p> <p>http://dhss.alaska.gov/dsds/Pages/default.aspx</p>

ARIZONA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ariz. Rev. Stat. § 46-454</p>	<p>A physician, registered nurse practitioner, hospital intern or resident, surgeon, dentist, psychologist, social worker, peace officer or other person who has responsibility for the care of a vulnerable adult, an attorney, accountant, trustee, guardian, conservator or other person who has responsibility for preparing the tax records of a vulnerable adult, or a person who has responsibility for any other action concerning the use or preservation of the vulnerable adult's property, who Any person other than one required to report may report.</p>	<p>Any of the previously listed mandated reporters that have a reasonable basis to believe that abuse or neglect of the adult, or exploitation of the adults property, has occurred.</p> <div data-bbox="1082 1230 1465 1346">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Reports shall be made to a peace officer or to a protective services worker except for a guardian or conservator of a vulnerable adult, who shall report to the superior court. an attorney, accountant, trustee, guardian, conservator or other person who has responsibility for preparing the tax records of a vulnerable adult, or a person who has responsibility for any other action concerning the use or preservation of the vulnerable adult's property may also make a report of exploitation of the vulnerable adult's property to the public fiduciary of the county in which the vulnerable adult resides.</p> <p>All reports shall be made immediately in person or by telephone and shall be followed by a written report mailed or delivered within forty-eight hours or on the next working day if the forty-eight hours expire on a weekend or holiday.</p> <p>Arizona Adult Protection Services Hotline: 1-SOS-ADULT or 1-877-767-2385</p> <p>https://des.az.gov/services/aging-and-adult/arizona-adult-protective-services-aps</p>

ARKANSAS

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ark. Code Ann. § 12-12-1708</p>	<p>A physician; a surgeon; a coroner; a dentist; a dental hygienist; an osteopath; a resident intern; a nurse; a member of a hospital's personnel who is engaged in the administration, examination, care, or treatment of persons; a social worker; a case manager; a home health worker; a mental health professional; a peace officer; a law enforcement officer; a facility administrator or owner; an employee in a facility; an employee of the Department of Human Services; a firefighter; an emergency medical technician; an employee of a bank or other financial institution; an employee of the United States Postal Service; an employee or a volunteer of a program or an organization funded partially or wholly by the department who enters the home of or has contact with an elderly person; a person associated with the care and treatment of animals, such as animal control officers and humane society officials; an employee who enforces code requirements for a city, township, or municipality; or any clergy member. No privilege or contract shall relieve any person required by this subchapter to make a notification or report from the requirement of making the notification or report. Any other person may make a report.</p> <div data-bbox="1087 1236 1460 1343">  </div> <p data-bbox="1029 1360 1516 1385">ELDER CONSUMER PROTECTION PROGRAM</p>	<p>When there is a reasonable cause to suspect that an endangered person or an impaired person has been subjected to condition or circumstances that constitute adult maltreatment or long-term care facility resident maltreatment.</p>	<p>A report for a long-term care facility resident shall be made immediately to the local law enforcement agency for the jurisdiction in which the long-term care facility is located and to the Office of Long-Term Care, under regulations of that office.</p> <p>A report of a maltreated adult who does not reside in a long-term care facility shall be made to the:</p> <p>Adult and long-term care facility maltreatment hotline:</p> <p>800-482-8049</p> <p>http://humanservices.arkansas.gov/dms/pages/oltchome.aspx</p>

CALIFORNIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Cal. Welf. & Inst. Code § 15630</p> <p><i>People v. Davis</i>, 25 Cal. Rptr. 3d 92 (Cal. App. 4th Dist. 2005).</p> <p>(Mandatory reporting requirement of Elder Abuse and Dependent Adult Civil Protection Act is governed by objective standard, and thus Act does not permit mandated reporter to apply his or her subjective expertise to determine if abuse occurred; if the circumstances give rise to an objective basis for suspecting that abuse occurred, reporting is mandatory, and the duty to investigate and the authority to determine whether abuse actually did occur are vested in outside agencies.)</p>	<p>Any person who has assumed full or intermittent responsibility for the care or custody of an elder or dependent adult whether or not he or she receives compensation, including administrators, supervisors, and any licensed staff of a public or private facility that provides care or services for elder or dependent adults, or any elder or dependent adult care custodian, health practitioner, clergy member, or employee of a county adult protective services agency or a local law enforcement agency is a mandated reporter.</p>	<p>Any mandated reporter who, in his or her professional capacity, or within the scope of his or her employment, has observed or has knowledge of an incident that reasonably appears to be physical abuse, as defined in Section 15610.63, abandonment, abduction, isolation, financial abuse, or neglect, or is told by an elder or dependent adult that he or she has experienced behavior, including an act or omission, constituting physical abuse, as defined in Section 15610.63, abandonment, abduction, isolation, financial abuse, or neglect, or reasonably suspects that abuse.</p>	<p>Reports shall be made by telephone or through a confidential Internet reporting tool, as authorized by Section 15658, immediately or as soon as practicably possible. If reported by telephone, a written report shall be sent, or an internet report shall be made through the confidential Internet reporting tool, within two working days, as follows: If the abuse occurred in a long-term care facility, except a state mental health hospital or a state developmental center, shall be made to the local ombudsperson or the local law enforcement agency. Must be within 2 hours if serious bodily injury, else within 24 hours. If the abuse occurred in a state mental hospital or a state developmental center, shall be made to designated. If the abuse has occurred any other place, the report shall be made to the adult protective services agency or the local law enforcement agency investigators of the State Department of Mental Health or the State Department of Developmental Services, or to the local law enforcement agency.</p> <p>From the CDSS Web site, follow the "Report Abuse" link to find COUNTY APS information.</p> <p>www.dss.cahwnet.gov/cdssweb.</p>


COLORADO

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
C.R.S.A. § 18-6.5-108	Physicians, surgeons, physicians' assistants, osteopaths, physicians in training, podiatrists, occupational therapists, and physical therapists; Medical examiners and coroners; Registered nurses, licensed practical nurses, and nurse practitioners; Emergency medical service providers; Hospital and long-term care facility personnel engaged in the admission, care, or treatment of patients; Chiropractors; Psychologists and other mental health professionals; Social work practitioners; Clergy members; Dentists; Law enforcement officials and personnel; Court-appointed guardians and conservators; Fire protection personnel; Pharmacists; Community-centered board staff; Personnel of banks, savings and loan associations, credit unions, and other lending or financial institutions; A caretaker, staff member, employee, or consultant for a licensed or certified care facility, agency, home, or governing board, including but not limited to home health providers; and Caretaker, staff member, employee of, or a consultant for, a home care placement agency.	If abuse or exploitation of an at-risk elder is observed, OR If there is reasonable cause to believe that an at-risk elder has been abused or exploited or is at imminent risk of abuse or exploitation.	Reports are made to a law enforcement agency. Not more than twenty-four (24) hours after making the observation or discovery, call police. http://www.ccerap.org/resources/adult-protective-services

CONNECTICUT

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Conn. Gen. Stat. § 17a-412</p>	<p>Any physician or surgeon licensed under the provisions of chapter 370,1 any resident physician or intern in any hospital in this state, whether or not so licensed, and any registered nurse, licensed practical nurse, medical examiner, dentist, optometrist, chiropractor, podiatrist, social worker, clergyman, police officer, pharmacist, physical therapist, long-term care facility administrator, nurse's aide or orderly in a long-term care facility, any person paid for caring for a patient in a long-term care facility, any staff person employed by a long-term care facility and any person who is a sexual assault counselor or a domestic violence counselor as defined in section 52-146k. Any other person shall report abuse but failure is not deemed a misdemeanor.</p>	<p>Any person having reasonable cause to believe that an adult person is impaired or incapacitated and is in need of protective services.</p>	<p>Reports shall be made, within 72 hours, in any reasonable manner to the Commissioner of Social Services pursuant to chapter 319dD.</p> <p>Connecticut Protective Services for the Elderly: 888-385-4225</p> <p>Secondary “211” number: 800-203-1234</p> <p>http://www.ct.gov/dss/cwp/view.asp?a=2353&q=305232</p>


DELAWARE

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Del. Code Ann. tit. 31, § 3910</p>	<p>Any person having reasonable cause to believe that an adult person is impaired or incapacitated as defined in § 3902 of this title and is in need of protective services as defined in § 3904.</p> <div data-bbox="1082 1249 1457 1353">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any person having reasonable cause to believe that an adult person is impaired or incapacitated ad is in need of protective services.</p>	<p>Reports shall be made to the Department of Health and Social Services, Division of Services for Aging and Adults with Physical Disabilities: 800-223-9074</p> <p>http://www.dhss.delaware.gov/dsaapd/</p>

DISTRICT OF COLUMBIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
D.C. Code § 7-1903	<p>A conservator, court-appointed mental retardation advocate, guardian, health-care administrator, licensed health professional, police officer, humane officer of any agency charged with the enforcement of animal cruelty laws, bank manager, financial manager, or social worker.</p> <p>EXCLUSIONS: A social worker or licensed health professional who has as a client or patient, or is employed by a lawyer representing, a third person who is allegedly responsible for the abuse or neglect.</p> <p>Any person may voluntarily report an alleged case of abuse.</p>	<p>Anyone required by statute to report that, as a result of his or her appointment, employment, or practice substantial cause to believe that an adult is in need of protective services because of abuse, neglect, or exploitation by another.</p>	<p>Reports, either oral or written, shall be made to the District of Columbia Department of Human Services.</p> <p>District of Columbia Adult Protective Services Hotline: 202-541-3950</p> <p>http://dhs.dc.gov/service/adult-protective-services</p>


FLORIDA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Fla. Stat. § 415.1034</p> <p><i>Walther v. McIntosh</i>, 6:13-CV-472-ORL-37, 2013 WL 4028189 (M.D. Fla. 2013).</p> <p>(Summary Judgment granted in favor of an Attorney/Bankruptcy Trustee dismissing plaintiff's claim for failure to adhere to the mandatory reporting statute because no genuine issue of material fact existed and the Trustee was not the actual perpetrator of the elder abuse, and it couldn't be shown that the Trustee knew of the abuse.)</p> <p><i>Mora v. S. Broward Hosp. Dist.</i>, 710 So. 2d 633 (Fla. 4th Dist. App. 1998).</p> <p>(Hospital's failure to report knowledge or suspicion of abuse of elderly patient did not result in civil cause of action against hospital under reporting statute; legislature considered both civil and criminal penalties but subjected only actual perpetrators of abuse to civil penalties, and failure to report in statutorily parallel situation involving abused children did not result in civil cause of action.)</p>	<p>Any person, including, but not limited to, any physician, osteopathic physician, medical examiner, chiropractic physician, nurse, paramedic, emergency medical technician, or hospital personnel engaged in the admission, examination, care, or treatment of vulnerable adults; any other health professional or mental health professional; any practitioner who relies solely on spiritual means for healing; any nursing home staff; assisted living facility staff; adult day care center staff; adult family-care home staff; social worker; or other professional adult care, residential, or institutional staff; any state, county, or municipal criminal justice employee or law enforcement officer; any employee of the Department of Business and Professional Regulation conducting inspections of public lodging establishments; any Florida advocacy council or Disability Rights member or a representative of the State Long Term Ombudsman council; or any Bank, savings and loan, or credit union officer, trustee, or employee.</p> <div data-bbox="1087 1256 1462 1365">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any person who knows, or has reasonable cause to suspect, that a vulnerable adult has been or is being abused, neglected, or exploited shall immediately report such knowledge or suspicion to the central abuse hotline.</p>	<p>Reports shall be made immediately to the central abuse hotline.</p> <p>Florida Adult Protective Services Abuse Hotline: 800-962-2873 or 1-800-96-ABUSE, or report online at https://reportabuse.dcf.state.fl.us.</p> <p>If you suspect or know of a vulnerable adult in immediate danger, call 911.</p>

GEORGIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Ga. Code Ann. § 30-5-4	Any person required to report child abuse; Physical therapists; Occupational therapists; Day-care personnel; Coroners; Medical examiners; Emergency medical services personnel; certified emergency medical technician, cardiac technician, paramedic, or first responder; employees of a public or private agency engaged in professional health related services to elder persons or disabled adults; and Clergy members; member of the staff of a hospital, social agency; any employee of a financial institution (not including any employee of a financial institution while that employee is acting as a fiduciary for assets that the employee is holding or managing in a fiduciary capacity).	Any person required to report having reasonable cause to believe that a disabled adult or elder person has been the victim of abuse, other than by accidental means, or has been neglected or exploited has actual knowledge or reasonable cause to believe that an elderly or adult with a disability is suffering from or has died as a result of abuse as defined in § 2951.	<p>Reports, either oral or written, shall be made in the following ways:</p> <p>If a report of a disabled adult or elder person abuse is made to an adult protection agency or independently discovered by the agency and the agency has reasonable cause to believe such report is true, then the agency shall immediately notify the appropriate law enforcement agency or prosecuting attorney.</p> <p>All reports prepared by a law enforcement agency shall be forwarded to the director of Division of Aging Services of the Department of Human Services within 24 hours.</p> <p>Georgia Adult Protective Services: 888-774-0152</p> <p>http://aging.dhs.georgia.gov/adult-protective-services</p>


GUAM

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>10 Guam Code Ann. § 2952 (10 GCA §21003)</p>	<p>Any person who, in the course of his or her employment, occupation or professional practice comes into contact with elderly or adults with disabilities; physicians, medical interns, medical examiners, nurses, chiropractors, hospital personnel engaged in the admission, examination, care or treatment of persons, social workers, employees of nursing homes, senior citizen centers and adult day care facilities, police officers, probation officers, employees of homemaker and home health service agencies, emergency medical service (EMS) providers, non-emergency medical transport providers, medical and allied health care providers, banking or financial institution personnel, pension providers, and practicum students in the Any other person may make such a report and has option to do so anonymously. field of health and human services.</p> <div data-bbox="1090 1182 1462 1290">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any person who has actual knowledge or reasonable cause to believe that an elderly or adult with a disability is suffering from or has died as a result of abuse as defined in § 2951.</p>	<p>A verbal report shall be made immediately to the Adult Protective Services Unit and a written report shall also be made to the unit within forty-eight (48) hours.</p> <p>Hotline Number: 671-632-8853</p>

HAWAII

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Haw. Rev. Stat. § 346-224	<p>Any licensed or registered professional of the healing arts and any health-related occupation who examines, treats, or provides other professional or specialized services to a vulnerable adult, including physicians, physicians in training, psychologists, dentists, nurses, osteopathic physicians and surgeons, optometrists, chiropractors, podiatrists, pharmacists, and other health-related professionals; employees or officers of any public or private agency or institution providing social, medical, hospital, or mental health services, including financial assistance; employees or officers of any law enforcement agency, including the courts, police departments, correctional institutions, and parole or probation offices; employees or officers of any adult residential care home, adult day care center, or similar institution; medical examiners or coroners; and licensed social workers and non-licensed persons employed in a social worker position.</p>	<p>Any person required to report under the statute that, in the performance of their professional or official duties, knows or has reason to believe that a vulnerable adult has incurred abuse or is in danger of abuse if immediate action is not taken.</p>	<p>An initial oral report shall be made promptly to the Department of Human Services followed as soon as possible by a written report; provided that if a police department is the initiating agency, a written report shall not be required unless the police department declines to take further action and the Department of Human Services informs the police department that it intends to investigate the oral report of abuse.</p> <p>http://humanservices.hawaii.gov/ssd/home/adult-services/</p> <p>Hawaii Adult Abuse Reporting Hotline:</p> <p>Maui, Molokai & Lanai: 808-243-5151 Kauai: 808-241-3432 Oahu: 808-832-5115 East Hawaii: 808-933-8820 West Hawaii: 808-327-6280</p>

IDAHO

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Idaho Code § 39-5303</p>	<p>Any physician, nurse, employee of a public or private health facility, or a state licensed or certified residential facility serving vulnerable adults, medical examiner, dentist, ombudsman for the elderly, osteopath, optometrist, chiropractor, podiatrist, social worker, police officer, pharmacist, physical therapist, or home care worker. Any person, including any officer or employee of a financial institution, may make such a report.</p> <div data-bbox="1090 1234 1465 1340">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any mandated reporter who has reasonable cause to believe that a vulnerable adult is being or has been abused, neglected or exploited shall immediately report such information to the commission.</p>	<p>Reports shall be made immediately to the Idaho commission on aging, except nursing facilities and employees of such facilities, which shall make reports to the Idaho Department of Health and Welfare.</p> <p>When there is reasonable cause to believe that abuse or sexual assault has resulted in death or serious physical injury jeopardizing the life, health or safety of a vulnerable adult, reports shall also be made within four (4) hours to the appropriate law enforcement agency.</p> <p>Idaho Adult Protection: 877-471-2777 or (208) 334 -3833</p> <p>http://www.aging.idaho.gov/protection/index.html</p>

ILLINOIS

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
320 Ill. Comp. Stat. 20/4 and 320 Ill. Comp. Stat. 20/2	<p>A professional or professional's delegate while engaged in social services, law enforcement, education, the care of an eligible adult or eligible adults, or any of the occupations required to be licensed under the Clinical Psychologist Licensing Act, the Clinical Social Work and Social Work Practice Act, the Illinois Dental Practice Act, the Dietitian Nutritionist Practice Act, the Marriage and Family Therapy Licensing Act, the Medical Practice Act of 1987, the Naprapathic Practice Act, the Nurse Practice Act, the Nursing Home Administrators Licensing and Disciplinary Act, the Illinois Occupational Therapy Practice Act, the Illinois Optometric Practice Act of 1987, the Pharmacy Practice Act, the Illinois Physical Therapy Act, the Physician Assistant Practice Act of 1987, the Podiatric Medical Practice Act of 1987, the Respiratory Care Practice Act, the Professional Counselor and Clinical Professional Counselor Licensing and Practice Act, the Illinois Speech-Language Pathology and Audiology Practice Act, the Veterinary Medicine and Surgery Practice Act of 2004, and the Illinois Public Accounting Act; the Department on Aging and its subsidiary Area Agencies on Aging and provider agencies, and the Office of State Long Term Care Ombudsman; any employee of the State of Illinois not otherwise specified herein who is involved in providing services to eligible adults, including professionals providing medical or rehabilitation services and all other persons having direct contact with eligible adults; a person who performs the duties of a coroner or medical examiner; or a person who performs the duties of a paramedic or an emergency medical technician. An employee of an entity providing developmental disabilities services or service coordination funded by the Department of Human Services; an employee of a vocational rehabilitation facility prescribed or supervised by the Department of Human Services; an administrator, employee, or person providing services in or through an unlicensed community based facility; any religious practitioner who provides treatment by prayer or spiritual means alone in accordance with the tenets and practices of a recognized church or religious denomination, except as to information received in any confession or sacred communication enjoined by the discipline of the religious denomination to be held confidential; field personnel of the Department of Healthcare and Family Services, Department of Public Health, and Department of Human Services, and any county or municipal health department; personnel of the Department of Human Services, the Guardianship and Advocacy Commission, the State Fire Marshal, local fire departments.</p> <p>Any person may make such a report.</p> <div data-bbox="1085 1237 1460 1348" data-label="Image"> </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	Any mandated reporter who suspects the abuse, neglect, financial exploitation, or self-neglect of an eligible adult may “Abuse” means causing any physical, mental or sexual injury to an eligible adult, including exploitation of such adult’s financial resources.	<p>Reports shall be made within 24 hours, to an agency designated to receive such reports under this Act or to the Department.</p> <p>The agency designated to receive such reports under this Act or the Department may establish a manner in which a mandated reporter can make the required report through an Internet reporting tool.</p> <p>Law enforcement officers shall continue to report incidents of alleged abuse pursuant to the Illinois Domestic Violence Act of 19861 notwithstanding any requirements under this Act.</p> <p>Aging Elder Abuse Hotline:</p> <p>866-800-1409 Or 1-888-206-1327 (TTY)</p> <p>https://www.illinois.gov/aging/ProtectionAdvocacy/Pages/abuse_reporting.aspx</p>

INDIANA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ind. Code § 12-10-3-10</p> <p>Ind. Code § 12-10-3-9</p> <p><i>Terry v. Community Health Network, Inc.</i>, App.2014, 17 N.E.3d 389</p> <p>(Patient's breach of duty claim against hospital arising from physician's alleged failure to notify police or inform patient of her possible rape and preserve evidence to aid in investigation and prosecution was in substance a claim for medical malpractice and therefore the claim fell within scope of Medical Malpractice Act)</p>	<p>(a) An individual who believes or has reason to believe that another individual is an endangered adult shall make a report under this chapter.</p> <p>(b) If an individual is required to make a report under this chapter in the individual's capacity as a member of the staff of a medical or other public or private institution, school, hospital, facility, or agency, the individual shall immediately notify the individual in charge of the institution, school, hospital, facility, or agency, or the individual's designated agent, who also becomes responsible to report or cause a report to be made.</p> <p>(c) This section does not relieve an individual of the obligation to report on the individual's own behalf, unless a report has already been made to the best of the individual's belief.</p>	<p>Any individual who believes or has reason to believe that another individual is an endangered adult.</p>	<p>Reports shall be made immediately to at least one (1) of the following:</p> <ol style="list-style-type: none"> 1) The adult protective services unit. 2) A law enforcement agency. 3) The division by telephone on the statewide toll free telephone number established under section 12 of this chapter. <p>Indiana Adult Protective Services State Hotline: 800-992-6978</p> <p>https://secure.in.gov/fssa/da/3479.htm</p>

IOWA


<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Iowa Code § 235B.3	<p>A person who, in the course of employment, examines, attends, counsels, or treats a dependent adult, including a member of the staff of a community mental health center, a peace officer, an in-home homemaker-home health aide, an individual employed as an outreach person, a health practitioner, a member of the staff or an employee of a supported community living service, sheltered workshop, or work activity center, social worker, or a certified psychologist.</p>	<p>A person who reasonably believes the dependent adult has suffered abuse.</p>	<p>Reports shall be made to the Department of Human Services.</p> <p>If the required reporter is a staff member or employee, the person shall immediately notify the department and shall also immediately notify the person in charge or the person's designated agent.</p> <p>Iowa Department of Human Services Child and Dependent Adult Abuse Hotline: 800-362-2178</p> <p>https://dhs.iowa.gov/report-abuse-and-fraud</p>

KANSAS


<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Kan. Stat. Ann. § 39-1402</p> <p><i>Poull v. Affinitas Kansas, Inc.</i>, 228 P.3d 441 (Kan. App. 2010).</p> <p>(Employee was not terminated solely in retaliation for her reporting of elder abuse because the way in which she made her report to Adult Protective Services (APS) violated employer's policies. Employee suspected that a customer was the victim of elder abuse. Employee used a company computer to access the APS website and called APS from her work phone to report the incident. Employee's unauthorized use of a company computer and making an unauthorized long distance telephone call violated employer's company policies and provided employer a legal basis for employee's discharge.)</p>	<p>Any person who is licensed to practice any branch of the healing arts, a licensed psychologist, a licensed master level psychologist, a licensed clinical psychotherapist, a chief administrative officer of a medical care facility, an adult care home administrator or operator, a licensed social worker, a licensed professional nurse, a licensed practical nurse, a licensed marriage and family therapist, a licensed clinical marriage and family therapist, licensed professional counselor, licensed clinical professional counselor, registered alcohol and drug abuse counselor, a teacher, a bank trust officer and any other officers of financial institutions, a legal representative or a governmental assistance provider. Any person may make such a report.</p>	<p>Any person required by statute to report who has reasonable cause to believe that a resident is being or has been abused, neglected or exploited, or is in a condition which is the result of such abuse, neglect or exploitation or is in need of protective services.</p>	<p>Reports shall be made any reasonable manner to the Kansas department for aging and disability services, to the department of health and environment, and to the Kansas department for children and families and appropriate law enforcement agencies. Reports made to one department which are required by this subsection to be made to the other department shall be referred by the department to which the report is made to the appropriate department for that report, and any such report shall constitute compliance with this subsection. Reports shall be made during the normal working week days and hours of operation of such departments, and to law enforcement agencies during the time the departments are not open for business.</p> <p>Kansas Adult Protective Services: 800-922-5330</p> <p>http://www.dcf.ks.gov/services/PPS/Pages/APS/AdultProtectiveServices.aspx</p>

KENTUCKY



<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ky. Rev. Stat. Ann. § 209.030</p> <p><i>Vanhook v. Somerset Health Facilities, LP</i>, 67 F.Supp.3d 810 (E.D.Ky. 2014)</p> <p>(Under Kentucky law, as predicted by district court, negligence per se statute created a private right of action through which nursing home resident's estate could sue nursing home operator for violation of mandatory reporting requirement in Kentucky Adult Protection Act (KAPA); reporting provision was penal in nature, since it imposed criminal liability for violation of reporting requirement, and duty to report applied to long-term care facilities, including nursing homes, such that resident was within the class of persons protected by the provision. OAG 83-187. 213.200 Privileged communications—Repealed</p> <p>A Kentucky Adult Protection Act neither requires nor permits attorney to report, contrary to client's wishes, spouse abuse inflicted upon his client. _OAG 83-367.)</p>	<p>Any person, including but not limited to physician, law enforcement officer, nurse, social worker, cabinet personnel, coroner, medical examiner, alternate care facility employee, or caretaker.</p> <p>(not in Statute but current law about privilege:</p> <p>The physician-patient confidentiality of under is modified in cases of suspected adult abuse. under KRS 213.200 (privileged communications – Repealed)</p> <div><p>ELDER CONSUMER PROTECTION PROGRAM</p></div>	<p>Any person having reasonable cause to suspect that an adult has suffered abuse, neglect, or exploitation, shall report or cause reports to be made in accordance with the provisions of this chapter. Death of the adult does not relieve one of the responsibility for reporting the circumstances surrounding the death.</p>	<p>Oral or written reports shall be made immediately to the Cabinet for Health and Family Services.</p> <p>Kentucky Elder Abuse Hotline: 800-752-6200</p> <p>http://chfs.ky.gov/dcbs/dpp/eaa/</p>

LOUISIANA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>La. Rev. Stat. Ann. § 15:1504 & La. Rev. Stat. Ann. § 15:1505</p>	<p>Any person, including but not limited to a health, mental health, and social service practitioner.</p>	<p>Any person having cause to believe that an adult's physical or mental health or welfare has been or may be further adversely affected by abuse, neglect, or exploitation shall report in accordance with R.S. 15:1505.</p> <div data-bbox="1082 1206 1460 1313">  <p>ACCESS AND JUSTICE FOR ALL™</p> </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Reports shall be made to any adult protection agency or to any local or state law enforcement agency.</p> <p>Louisiana Elderly Protective Services Statewide Hotline: 800-898-4910.</p> <p>http://dhh.louisiana.gov/index.cfm/page/120/n/126</p>

MAINE



<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
22 Me. Rev. Stat. Ann. § 3477	<p>An allopathic or osteopathic physician; a medical resident or intern; a medical examiner; a physician's assistant; a dentist, dental hygienist or dental assistant; a chiropractor; a podiatrist; a registered or licensed practical nurse; a certified nursing assistant; a social worker; a psychologist; a pharmacist; a physical therapist; a speech therapist; an occupational therapist; a mental health professional; a law enforcement official, corrections officer or other person holding a certification from the Maine Criminal Justice Academy; emergency room personnel; an ambulance attendant; an emergency medical technician or other licensed medical service provider; unlicensed assistive personnel; a humane agent employed by the Department of Agriculture, Food and Rural Resources; a clergy member acquiring the information as a result of clerical professional work except for information received during confidential communications; a sexual assault counselor; a family or domestic violence victim advocate; a naturopathic doctor; a respiratory therapist; a court-appointed guardian or conservator; a chair of a professional licensing board that has jurisdiction over mandated reporters; any person who has assumed full, intermittent or occasional responsibility for the care or custody of the incapacitated or dependent adult, regardless of whether the person receives compensation; any person affiliated with a church or religious institution who serves in an administrative capacity or has otherwise assumed a position of trust or responsibility to the members of that church or religious institution, while acting in that capacity, regardless of whether the person receives compensation; or any person providing transportation services as a volunteer or employee of an agency, business or other entity, whether or not the services provided are for compensation. An animal control officer may make a report to the department.</p> <div><p>The Center for Excellence in ELDER LAW ACCESS AND JUSTICE FOR ALL®</p><p>ELDER CONSUMER PROTECTION PROGRAM</p></div>	Anyone required by statute to report when the person knows or has reasonable cause to suspect that an incapacitated or dependent adult has been or is likely to be abused, neglected or exploited.	<p>Reports shall be made immediately by telephone to the Department Health and Human Services and must be followed by a written report within 48 hours if requested.</p> <p>Maine Office of Elder Services Elder Abuse Hotline: 800-624-8404 or 711(in Maine).</p> <p>http://www.maine.gov/dhhs/oads/aps-guardianship/index.html</p>

MARYLAND

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Md. Fam. Law Code Ann. § 14-302	Any health practitioner, police officer, or human service worker. Any individual may file a report.	Any person required by statute to report who has reason to believe that an alleged vulnerable adult has been subjected to abuse, neglect, self-neglect, or exploitation may file with the local department an oral or written report of the suspected abuse, neglect, self-neglect, or exploitation.	<p>Reports shall be made in the following manner:</p> <ol style="list-style-type: none"> 1) Reports shall be made to the local office of Department of Human Resources; and 2) If acting as a staff member of a hospital or public health agency, the reporter shall immediately notify and give all the information required to the head of the institution or the designee of the head. 3) Reports shall be made by telephone, direct communication, or in writing to the local department as soon as possible. <p>Maryland Adult Protective Services Hotline: 800-91-PREVENT or 800-917-7383</p> <p>http://www.aging.maryland.gov/ElderAbusePrevent.html</p>

MASSACHUSETTES

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Mass. Gen. Laws Ch.19A § 15	Any physician, physician assistant, medical intern, dentist, nurse, family counselor, probation officer, social worker, policeman, firefighter, emergency medical technician, licensed psychologist, coroner, registered physical therapist, registered occupational therapist, osteopath, podiatrist, director of a council on aging, outreach worker employed by a council on aging, executive director of a licensed home health agency or executive director of a homemaker service agency or manager of an assisted living residence. Any other person may make such a report.	Any person required by statute who has reasonable cause to believe that an elderly person is suffering from or has died as a result of abuse.	<p>Verbal reports shall be made immediately to the Department of Elder Affairs or its designated agency and a written report shall be made within forty-eight,48, hours. See Form 19A below.</p> <p>Massachusetts Elder Affairs Elder Abuse Hotline: 800-922-2275</p> <p>http://www.mass.gov/elders/service-orgs-advocates/protective-services-program.html</p> <p>Form 19A: Elder Abuse Mandated Reporter Form</p>

MICHIGAN

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Mich. Comp. Laws § 400.11a</p>	<p>A person who is employed, licensed, registered, or certified to provide health care, educational, social welfare, mental health, or other human services; an employee of an agency licensed to provide health care, educational, social welfare, mental health, or other human services; a law enforcement officer; or an employee of the office of the county medical examiner. Any person may make such a report.</p>	<p>Any person required by statute to report who suspects or has reasonable cause to believe that an adult has been abused, neglected, or exploited.</p>	<p>Oral reports shall be made immediately, by telephone or otherwise, to the county department of social services of the county in which the abuse, neglect, or exploitation is suspected of having or believed to have occurred. After making the oral report, the reporting person may file a written report with the county department.</p> <p>Michigan Abuse and Neglect, Exploitation Hotline: 855-444-3911</p> <p>http://www.michigan.gov/mdhhs/0,5885,7-339-73971_7119_50647---,00.html</p>


MINNESOTA

<p>Minn. Stat. § 626.557</p> <p>Minn. Stat. § 626.5572</p> <p><i>J.R.B. v. Department of Human Services</i>, 633 N.W.2d 33 (App.2001).</p> <p>(Under the Vulnerable Adult Act, failure of a medical caregiver to report a mistake immediately disqualifies a caregiver from asserting the defense of mistake.)</p>	<p>A professional or professional's delegate while engaged in: (1) social services; (2) law enforcement; (3) education; (4) the care of vulnerable adults; (5) any of the occupations referred to in section 214.01, subdivision 2; (6) an employee of a rehabilitation facility certified by the commissioner of jobs and training for vocational rehabilitation; (7) an employee or person providing services in a facility as defined in subdivision 6; or (8) a person that performs the duties of the medical examiner or coroner.</p> <p>A person not required to report may voluntarily report.</p> <p>NOTE: M.S.A. 214.01, subdivision 2 refers to occupations licensed by the following health-related licensing board: the Board of Examiners of Nursing Home Administrators, the Office of Unlicensed Complementary and Alternative Health Care Practice, the Board of Medical Practice, the Board of Nursing, the Board of Chiropractic Examiners, the Board of Optometry, the Board of Physical Therapy, the Board of Psychology, the Board of Social Work, the Board of Marriage and Family Therapy, the Office of Mental Health Practice, the Board of Behavioral Health and Therapy, the Board of Dietetics and Nutrition Practice, the Board of Dentistry, the Board of Pharmacy, the Board of Podiatric Medicine, and the Board of Veterinary Medicine.</p>	<p>A mandated reporter who has reason to believe that a vulnerable adult is being or has been maltreated, or who has knowledge that a vulnerable adult has sustained a physical injury which is not reasonably explained.</p>	<p>Oral reports shall be made immediately to the common entry point. Use of a telecommunications device for the deaf or other similar device shall be considered an oral report. The common entry point may not require written reports.</p> <p>Abuse Hotline: (651) 431-2609 or (800) 882-6262. TDD/TTY users please call (800) 627-3529 and ask for the phone number listed above.</p> <p>Mandated reporters are the only reporters that can use a web-based reporting system. Mandated reporters may also make a phone report 24 hours a day, seven days a week by calling the statewide toll-free number 844-880-1574</p> <p>NOTE: A common entry point is the unit responsible for receiving reports of suspected maltreatment and is designated by each county board.</p> <p>http://www.mnaging.net/en/Advisor/VulAdults.aspx</p> <p>http://www.dhs.state.mn.us/main/idcplg?IdcService=GET_DYNAMIC_CONVERSION&RevisionSelectionMethod=LatestReleased&dDocName=id_005710</p>

MISSISSIPPI

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Miss. Code Ann. § 43-47-7</p> <p><i>Ricks v. Mississippi State Dept. of Health</i>, 719 So.2d 173 (Miss. 1998).</p> <p>(State Department of Health was not required to present reported abuse to district attorney for criminal prosecution in order to have authority to place nurse's aide's name on Nurse's Aide Abuse Registry.)</p>	<p>Any person including, but not limited to a(n): attorney, physician, osteopathic physician, medical examiner, chiropractor or nurse engaged in the admission, examination, care or treatment of vulnerable persons; health professional or mental health professional; practitioner who relies solely on spiritual means for healing; social worker, family protection worker, family protection specialist or other professional care, residential or institutional staff; state, county or municipal criminal justice employee or law enforcement officer; human rights advocacy committee or long-term care ombudsman council member; or accountant, stockbroker, financial advisor or consultant, insurance agent or consultant, investment advisor or consultant, financial planner, or any officer or employee of a bank, savings and loan, credit union or any other financial service provider.</p>	<p>Any person who knows or suspects that a vulnerable person has been or is being abused, neglected or exploited.</p>	<p>Reports shall be made immediately to the Department of Human Services or to the county department of human services where the vulnerable adult is located. The report may be made orally or in writing, but where made orally, it shall be followed up by a written report.</p> <p>Mississippi Adult Protective Services Hotline: 800-222-8000</p> <p>http://www.mdhs.state.ms.us/programs-and-services-for-seniors/adult-protective-services/</p>

MISSOURI

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Mo. Rev. Stat. § 565.188*</p> <p>Mo. Rev. Stat. § 565.218**</p> <p><i>State v. Kaisers</i>, 139 S.W.3d 545, (App. E.D. 2004).</p> <p>(There was no conflict between statute requiring mandated reporters to report abuse of nursing home residents within a reasonable time and statute requiring mandated reporters to immediately report abuse of senior citizens in their charge, and thus, prosecutor was entitled to charge defendants who operated nursing home with a failure to immediately report abuse of a resident.)</p>	<p>Any adult day care worker; chiropractor; Christian Science practitioner; coroner; dentist; embalmer; employee of the departments of social services, mental health, or health and senior services; employee of a local area agency on aging or an organized area agency on aging program; funeral director; home health agency or home health agency employee; hospital and clinic personnel engaged in examination, care, or treatment of persons; in-home services owner, provider, operator, or employee; law enforcement officer; long-term care facility administrator or employee; medical examiner; medical resident or intern; mental health professional; minister; nurse; nurse practitioner; optometrist; other health practitioner; peace officer; pharmacist; physical therapist; physician; physician's assistant; podiatrist; probation or parole officer; psychologist; social worker; or other person with responsibility for the care of a person sixty years of age or older.</p> <p>Any physician, physician assistant, dentist, chiropractor, optometrist, podiatrist, intern, resident, nurse, nurse practitioner, medical examiner, social worker, licensed professional counselor, certified substance abuse counselor, psychologist, physical therapist, pharmacist, other health practitioner, minister, Christian Science practitioner, facility administrator, nurse's aide or orderly in a residential facility, day program or specialized service operated, funded or licensed by the department or in a mental health facility or mental health program in which people may be admitted on a voluntary basis or are civilly detained pursuant to chapter 632, RSMo; or employee of the departments of social services, mental health, or health and senior services; or home health agency or home health agency employee; hospital and clinic personnel engaged in examination, care, or treatment of persons; in-home services owner, provider, operator, or employee; law enforcement officer; long-term care facility administrator or employee; mental health professional; peace officer; probation or parole officer; or other non-familial person with responsibility for the care of a vulnerable person, as defined by section 630.005, RSMo.</p> <div data-bbox="1090 1282 1465 1389">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any person required to report by statute that has reasonable cause to suspect that such a person has been subjected to abuse or neglect or observes such a person being subjected to conditions or circumstances that would reasonably result in abuse or neglect.</p>	<p>Reports shall be made immediately to the Missouri Department of Health and Senior Services.</p> <p>Due to the possible need for mandated reporters to report a concern to the Central Registry Unit (CRU) during the hours of 12:00 a.m. and 7:00 a.m. (when the hotline is not in operation), a Mandated Reporter Form is available for use.</p> <p>Missouri Adult Protective Services Hotline: 800-392-0210</p> <p>Hearing-impaired persons may call the Telecommunications Device for the Deaf (TDD), at 800-735-2466 or 800-735-2966 to utilize Relay Missouri.</p> <p>http://health.mo.gov/safety/abuse/</p>

MONTANA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Mont. Code Ann. § 52-3-811	A physician, resident, intern, professional or practical nurse, physician assistant, or member of a hospital staff engaged in the admission, examination, care, or treatment of persons; an osteopath, dentist, denturist, chiropractor, optometrist, podiatrist, medical examiner, coroner, or any other health or mental health professional; an ambulance attendant; a social worker or other employee of the state, a county, or a municipality assisting an older person or a person with a developmental disability in the application for or receipt of public assistance payments or services; a person who maintains or is employed by a rooming house, retirement home or complex, nursing home, group home, adult foster care home, adult day-care center, or assisted living facility or an agency or individual that provides home health services or personal care in the home; an attorney, unless the attorney acquired knowledge of the facts required to be reported from a client and the attorney-client privilege applies; a peace officer or other law enforcement official; a person providing services to an older person or a person with a developmental disability pursuant to a contract with a state or federal agency; and an employee of the department while in the conduct of the employee's duties. Any other person or entity may submit a report.	Any persons required by statute to report that know or have reasonable cause to suspect that an older person or a person with a developmental disability known to them in their professional or official capacities has been subjected to abuse, sexual abuse, neglect, or exploitation.	<p>Reports shall be made in the following manner:</p> <ol style="list-style-type: none"> 1) If the person is not a resident of a long-term care facility, report the matter to the Department of Public Health and Human Services or its local affiliate; or the county attorney of the county in which the person resides or in which the acts that are the subject of the report occurred. 2) If the person is a resident of a long-term care facility, report the matter to the long-term care ombudsman and to the Department of Public Health and Human Services. 3) If the report required in subsection (1) involves an act or omission of the department that may be construed as abuse, sexual abuse, neglect, or exploitation, a copy of the report may NOT be sent to the department but must be sent instead to the county attorney of the county in which the older person or the person with a developmental disability resides or in which the acts that are the subject of the report occurred. <p>Montana Adult Protective Services (M-F 8am – 5pm): 800-551-3191</p>


NEBRASKA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Neb. Rev. Stat. § 28-372	Any physician, psychologist, physician assistant, nurse, nursing assistant, other medical, developmental disability, or mental health professional, law enforcement personnel, caregiver or employee of a caregiver, operator or employee of a sheltered workshop, owner, operator, or employee of any facility licensed by the department, or human services professional or paraprofessional not including a member of the clergy. Any other person may report abuse.	Any person required by statute to report that has reasonable cause to believe that a vulnerable adult has been subjected to abuse, neglect, or exploitation or observes such adult being subjected to conditions or circumstances which reasonably would result in abuse, neglect, or exploitation.	<p>Reports shall be made to the appropriate law enforcement agency or to the Department of Health and Human Services. Reports may be made by telephone.</p> <p>Nebraska Adult Protective Services Hotline: 800-652-1999</p> <p>http://dhhs.ne.gov/children_family_services/Pages/nea_aps_apsindex.aspx</p>

NEVADA

Statutes & Who Has to Report? (Mandated Reporters) <u>Case Law</u>		When to Report	How to Report (& Other Resources)
<p>Nev. Rev. Stat. § 200.5093 and Nev. Rev. Stat. § 200.50935</p>	<p>Every physician, dentist, dental hygienist, chiropractor, optometrist, podiatric physician, medical examiner, resident, intern, professional or practical nurse, physician assistant licensed pursuant to chapter 630 or 633 of NRS, psychiatrist, psychologist, marriage and family therapist, clinical professional counselor, clinical alcohol and drug abuse counselor, alcohol and drug abuse counselor, music therapist, athletic trainer, driver of an ambulance, advanced emergency medical technician or other person providing medical services licensed or certified to practice in this State; any personnel of a hospital or similar institution engaged in the admission, examination, care or treatment of persons or an administrator, manager or other person in charge of a hospital or similar institution upon notification of the suspected abuse, neglect, exploitation or isolation of an older person by a member of the staff of the hospital; a coroner; every person who maintains or is employed by an agency to provide personal care services in the home; every person who maintains or is employed by an agency to provide nursing in the home; every person who operates, who is employed by or who contracts to provide services</p> <div data-bbox="1090 1196 1462 1305"> <p>The Center for Excellence in ELDER LAW ACCESS AND JUSTICE FOR ALL®</p> </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Every person required to report by statute who knows or has reasonable cause to believe that an older person has been abused, neglected, exploited or isolated.</p>	<p>Reports shall be made in the following manner not later than 24 hours; Method under 200.5093</p> <ul style="list-style-type: none"> • A police department or sheriff's office; • The county's office for protective services, if one exists in the county where the suspected action occurred; or • A toll-free telephone service designated by the Aging and Disability Services Division of the Department of Health and Human Services; and <p>(b) Make such a report as soon as reasonably practicable but not later than 24 hours after the person knows or has reasonable cause to believe that the older person has been abused, neglected, exploited or isolated.</p> <p>Nevada Elder Protective Services Business Hours: 888-729-0571</p> <p>http://adsd.nv.gov/Contact/Contact_AgingDisability/</p>

NEW HAMPSHIRE

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>N.H. Rev. Stat. Ann. § 161-F:46.</p> <p><i>Ahrendt v. Granite Bank</i>, 740 A.2d 1058 (N.H. 1999).</p> <p>(Bank was not liable for the fraudulent withdrawals by a third person from 80-year-old customer's money market account on ground it failed to report its suspicion that customer was being exploited, even if statute requiring such a report was applicable; statutory failure to report could not be the basis for civil liability where no common law duty existed, and the legislature did not expressly or implicitly create such liability.)</p>	<p>Any person, including, but not limited to, physicians, other health care professionals, social workers, clergy, and law enforcement officials.</p>	<p>Any person suspecting or believing in good faith that any adult who is or who is suspected to be incapacitated has been subjected to abuse, neglect, self-neglect, or exploitation or is living in hazardous conditions.</p> <div data-bbox="1090 1190 1462 1296">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Oral reports, by telephone or otherwise, shall be made immediately, followed by a written report, if so requested, to the commissioner or his authorized representative. If oral reports are made after working hours of the Department of Health and Human Services, or on weekends or holidays, such reports shall be made to the police department of the appropriate political subdivision, or to the sheriff of the county, in which the alleged abuse, neglect or exploitation occurred. Law enforcement officials receiving reports under this paragraph shall notify the commissioner within 72 hours of receipt of such reports.</p> <p>New Hampshire Bureau of Elderly & Adult Services Hotline: 800-949-0470 or 603-271-7014 or email aspintake@dhhs.state.nh.us</p> <p>http://www.dhhs.nh.gov/dcbcs/beas/aboutprotection.htm</p>

NEW JERSEY

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>N.J. Stat. Ann. § 52:27D-409</p> <p><i>Washington v. Township of Hillside City Council</i>, CIV.A.06-3102(SRC), 2008 WL 2683360 (D.N.J. 2008).</p> <p>(Social worker granted civil immunity under N.J. Stat. Ann. § 52:27D-409, in a tortious interference suit for reporting elder abuse.)</p>	<p>A health care professional, law enforcement officer, firefighter, paramedic or emergency medical technician. Any other person may make a report.</p>	<p>Any person required by statute to report that has reasonable cause to believe that a vulnerable adult is the subject of abuse, neglect or exploitation.</p>	<p>Reports shall be made to the county adult protective services provider, meaning a county board of social services or other public or nonprofit agency with experience as a New Jersey provider of protective services for adults, designated by the county and approved by the commissioner.</p> <p>New Jersey Adult Protective Services Hotline: 800-792-8820</p> <p>Aging and Disability Resource Connection: http://www.adrcnj.org/</p>

NEW MEXICO

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>N.M. Stat. Ann. § 27-7-30</p> <p><i>Lessen v. City of Albuquerque</i>, 187 P.3d 179, 189 (N.M. App. 2008).</p> <p>(There must be some evidence on the record that shows either the financial institution, or its agent had reason to believe of elder abuse to hold that party liable under N.M. Stat. Ann. § 27-7-30.)</p>	<p>Any person, including financial institutions.</p>	<p>Any person having reasonable cause to believe that an incapacitated adult is being abused, neglected or exploited.</p> <div data-bbox="1082 1202 1457 1308"> <p>The Center for Excellence in ELDER LAW ACCESS AND JUSTICE FOR ALL™</p> </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Reports, either orally or in writing, shall be made immediately to the Aging and Long-term Services Department.</p> <p>New Mexico Adult Protective Services Statewide Intake: 866-654-3219 or 505-476-4912</p> <p>http://www.nmaging.state.nm.us/Adult_ProtectiveServices.aspx</p>

NEW YORK

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
N.Y. Pub. Health Law § 2803_d(1)	Any operator or employee of such facility, any person who, or employee of any corporation, partnership, organization or other entity which, is under contract to provide patient care services in such facility, and any nursing home administrator, physician, medical examiner, coroner, physician's associate, specialist's assistant, osteopath, chiropractor, physical therapist, occupational therapist, registered professional nurse, licensed practical nurse, dentist, podiatrist, optometrist, pharmacist, psychologist, certified social worker, speech pathologist and audiologist.	Any other person may make such a report if he or she has reasonable cause to believe that a person receiving care or services has been physically abused, mistreated or neglected in the facility.	New York State Protective Services for Adults Hotline: 844-697-3505

NORTH CAROLINA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
N.C. Gen. Stat. § 108A_102	Any person.	Any person having reasonable cause to believe that a disabled adult is in need of protective services.	<p>Reports shall be made to the director of the county department of social services in the county in which the person resides or is present. The report may be made orally or in writing. (up to 72 hours).</p> <p>http://www.ncdhhs.gov/assistance/adult-services/adult-protective-services</p>

NORTH DAKOTA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
N.D. Cent. Code § 50-25.2-03	Any medical or mental health professional or personnel, law enforcement officer, firefighter, member of the clergy, or caregiver if information is received in professional capacity, A member of the clergy, however, is not required to report the information if the knowledge is derived from information received in the capacity of spiritual adviser	Any person required by statute to report having knowledge that a vulnerable adult has been subjected to abuse or neglect, or who observes a vulnerable adult being subjected to conditions or circumstances that reasonably would result in abuse or neglect.	<p>Reports may be made to of Human Services Department or the department's designee or to an appropriate law enforcement agency.</p> <p>North Dakota Vulnerable Adult Protective Services: 701-328-4601</p> <p>https://www.nd.gov/dhs/services/adultsaging/vulnerable.html</p>

MARIANA ISLANDS

	<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
No				Mariana Islands Adult Protective Services: (670) 234-8950

ELDER CONSUMER PROTECTION PROGRAM

OHIO



<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Ohio Rev. Code Ann. § 5101.61</p> <p><i>Boyd v. Ohio Dept. of Mental Health</i>, 2011-Ohio-3596.</p> <p>(Ohio Department of Mental Health's (ODMH) action, terminating police chief employed at ODMH-operated mental health care facility, did not violate statute prohibiting an employer from retaliating against an employee for reporting abuse, neglect, or exploitation of an adult, and thus termination of chief was not wrongful discharge in violation of public policy, absent any showing that chief ever reported any alleged abuse, neglect, or exploitation of a patient.)</p>	<p>Any attorney, physician, osteopath, podiatrist, chiropractor, dentist, psychologist, any employee of a hospital as defined in section 3701.01 of the Revised Code, any nurse licensed under Chapter 4723. of the Revised Code, any employee of an ambulatory health facility, any employee of a home health agency, any employee of an adult care facility as defined in section 3722.01 of the Revised Code, any employee of a nursing home, residential care facility, or home for the aging, as defined in section 3721.01 of the Revised Code, any senior service provider, any peace officer, coroner, clergyman, any employee of a community mental health facility, and any person engaged in social work or counseling; not including employees of any hospital or public hospital as defined in section 5122.01 of the Revised Code. Any person may report.</p> <div data-bbox="1082 1168 1457 1273"> </div> <p data-bbox="1029 1296 1516 1320">ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Any person having reasonable cause to believe that an adult has suffered abuse, neglect, or exploitation.</p>	<p>Reports shall be made immediately, either orally or in writing, to the county department of job and family services. Oral reports shall be followed by a written report if requested by the department.</p> <p>Ohio Adult Protective Services:</p> <p>866-635-3748</p> <p>http://www.ohiolegalservices.org/public/legal_problem/domestic-violence/copy_of_adult-protective-services/qandact_view</p>


OKLAHOMA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Okla. Stat. tit. 43A § 10-104	Any person having reasonable cause, including but not limited to physicians; operators of emergency response vehicles and other medical professionals; social workers and mental health professionals; law enforcement officials; staff of domestic violence programs; and long-term care facility personnel.	Any person having reasonable cause to believe that a vulnerable adult is suffering from abuse, neglect, or exploitation.	<p>Reports shall be made to either the Department of Human Services, the office of the district attorney in the county in which the suspected abuse, neglect, or exploitation occurred or the local municipal police department or sheriff's department as soon as the person is aware of the situation.</p> <p>Oklahoma Department Human Services Statewide Abuse Hotline: 800-522-3511</p>


OREGON

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Or. Rev. Stat. Ann. § 124.060 and Or. Rev. Stat. Ann. § 124.065	Any public or private official, not including a psychiatrist or psychologist when such information communicated is privileged.	Any person having reasonable cause to believe that any person 65 years of age or older with whom the official comes in contact has suffered abuse, or that any person with whom the official comes in contact has abused a person 65 years of age.	<p>An oral report shall be made immediately by telephone or otherwise to the local office of the Department of Human Services or to a law enforcement agency within the county where the person making the report is at the time of contact.</p> <p>Oregon Adult Protective Services: 855-503-7233</p> <p>http://www.oregon.gov/dhs/abuse/Pages/index.aspx</p>


PENNSYLVANIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>35 P.S. § 10225.302 & 35 P.S. § 10225.701</p> <p>(Pennsylvania Older Adult Protective Services Act of 1997)</p>	<p>Any employee or administrator.</p> <p>*(for employees & administrators that provide services for incapacitated adults)</p>	<p>Any employee or administrator that has reasonable cause to suspect a recipient is a victim of abuse.</p> <div data-bbox="1080 1189 1457 1298">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Reports are to be made to the agency which is the local provider of protective services within 48 hours of suspected abuse.</p> <p>Statewide Elder Abuse Hotline: 800-490-8505</p> <p>PA Department of Aging:</p> <p>http://www.aging.pa.gov/organization/advocacy-and-protection/Pages/Protective-Services.aspx#.Vuxr1BIrJQI</p>

PUERTO RICO

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
8 Laws P.R. Ann. § 346j	Professionals or public officials, public or private and privatized entities; health, education, social work and law enforcement professionals, and persons engaged in directing or working in care institutions or establishments that offer care services during a twenty-four (24)-hour day or part thereof.	Any person required by statute to report that learns or suspect that an elderly person is, has been, or is at risk of being a victim of abuse, institutional abuse, abuse by negligence and/or abuse by institutional negligence.  ELDER CONSUMER PROTECTION PROGRAM	Reports shall be made through the "Golden Hotline" and the Puerto Rico Police and/or the Office of Elderly Affairs, attached to the Office of the Governor. Puerto Rico Abuse Hotline: 787-725-9788 or 787-721-8225

RHODE ISLAND

<u>Statutes & Case Law</u>	<u>Who Has to Report? When to Report (Mandated Reporters)</u>	<u>How to Report (& Other Resources)</u>
<p>R.I. Gen. Laws § 42-66-8</p> <p><i>Santucci v. Citizens Bank of R.I.</i>, 799 A.2d 254 (R.I. 2002).</p> <p>(Statute creating a duty to report abuse of elderly persons did not give rise to a new duty of care flowing from bank to elderly account holder or her guardians that could have formed the basis of a private action for negligence.)</p>	<p>Any person.</p>	<p>Any person who has reasonable cause to believe that any person sixty (60) years of age or older has been abused, neglected, or exploited, or is self-neglecting.</p> <p></p> <p>ELDER CONSUMER PROTECTION PROGRAM</p> <p>Reports shall be made an immediate report to the director of the Department of Elderly Affairs or his or her designee, or appropriate law enforcement personnel.</p> <p>Rhode Island Department of Elderly Affairs Protective Services: 401-462-0555</p> <p>http://www.dea.ri.gov/programs/protective_services.php</p>

SOUTH CAROLINA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>S.C. Code Ann. § 43-35-25</p> <p><i>Riley v. S. Care, Inc.</i>, 3:13-CV-00357-CMC, 2013 WL 1809788 (D.S.C. 2013).</p> <p>(Plaintiff's wrongful termination claim failed as a matter of law to the extent it relied on S.C.Code § 43–35–25 because there was no allegation of a report (or threat to report) abuse to the relevant agency. Absent such an allegation, Plaintiff's claim cannot survive based on this statutory provision even if it evidences a clear mandate of public policy in support of reporting abuse of vulnerable adults.)</p> <p><i>Williams v. Watkins</i>, 665 S.E.2d 243 (S.C. App. 2008).</p> <p>(Program administrator of a facility covered by the Omnibus Adult Protection Act was a mandated reporter under the Act having a duty to report, to both Adult Protective Services and law enforcement, statements made by a disabled 21-year-old client placed by contract with a foster care home, which gave the administrator reason to believe client was sexually assaulted by foster caregiver's husband.)</p>	<p>A physician, nurse, dentist, optometrist, medical examiner, coroner, other medical, mental health or allied health professional, Christian Science practitioner, religious healer, school teacher, counselor, psychologist, mental health or mental retardation specialist, social or public assistance worker, caregiver, staff or volunteer of an adult day care center or of a facility, law enforcement officer, or any other person who has actual knowledge. Any person who has reason to believe a vulnerable adult has been abused, neglected, or exploited may report the incident.</p>	<p>Any person required to report by statute having reason to believe that a vulnerable adult has been or is likely to be abused, neglected, or exploited.</p>	<p>A report must be made in writing or orally by telephone or otherwise within twenty-four hours or the next working day to:</p> <ol style="list-style-type: none"> 1) the Vulnerable Adults Investigations Unit of the South Carolina Law Enforcement Division for incidents occurring in facilities operated or contracted for operation by the Department of Mental Health or the Department of Disabilities and Special Needs; 2) the Long Term Care Ombudsman Program for incidents occurring in facilities, except those facilities provided for in item (1); and 3) The Adult Protective Services Program for incidents occurring in all other settings. <p>South Carolina Adult Protective Services: 803-898-7318</p> <p>https://dss.sc.gov/content/customers/protection/aps/index.aspx</p>


SOUTH DAKOTA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>S.D. Codified Laws § 22-46-9</p>	<p>Any person who is a: Physician; dentist; doctor of osteopathy; chiropractor; optometrist; podiatrist; religious healing practitioner; hospital intern or resident; nurse; paramedic; emergency medical technician; social worker; health care professional; long-term care ombudsman; psychologist; licensed mental health professional; counselor engaged in professional counseling; State, County, or Municipal criminal justice employee or law enforcement officer; who knows, or has reasonable cause to suspect, that an elder or disabled adult has been or is being abused or neglected.</p>	<p>Any person required to report by statute who knows, or has reasonable cause to suspect, that an elder or disabled adult has been or is being abused or neglected.</p>	<p>A report may be made orally or in writing to the state's attorney of the county in which the elder or disabled adult resides or is present, to the Department of Social Services, or to a law enforcement officer.</p> <p>South Dakota Adult Services & Aging: 605-773-3656</p> <p>https://dss.sd.gov/asa/</p>

TENNESSEE

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Tenn. Code Ann. § 71-6-103	Any person, including, but not limited to, a physician, nurse, social worker, department personnel, coroner, medical examiner, alternate care facility employee, or caretaker.	Any person having reasonable cause to suspect that an adult has suffered abuse, neglect, or exploitation.	<p>An oral or written report shall be made immediately to the department of human services.</p> <p>If a hospital, clinic, school, or any other organization or agency responsible for the care of adults has a specific procedure, approved by the director of adult protective services for the department, or the director's designee, for the protection of adults who are victims of abuse, neglect, or exploitation, any member of its staff whose duty to report under the provisions of this part arises from the performance of the staff member's services as a member of the staff of the organization may, at the staff member's option, fulfill that duty by reporting instead to the person in charge of the organization or the organization head's designee who shall make the report in accordance with the provisions of this chapter.</p> <p>Tennessee Adult Protective Services: 888-APS-TENN or 888-277-8366</p> <p>http://www.tennessee.gov/humanservices/article/adult-protective-services</p>

TEXAS

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Tex. Human Resources Code Ann. § 48.051</p> <p><i>Newsp. Holdings, Inc. v. Crazy Hotel Assisted Living, Ltd.</i>, 416 S.W.3d 71 (Tex. App.--Hous. [1st Dist.] 2013), reh'g overruled (Dec. 19, 2013).</p> <p>(Statements made by newspaper regarding assisted living facility were not commercial speech unprotected by Texas Citizens' Participation Act (TCPA), despite facility's contention that statements involved facility's business relationship with health care provider and that facility's residents were both provider's customers and newspaper subscribers; facility's complained-of statements did not arise out of lease or sale of goods or services newspaper sold, and health care provider, having duty to report problems with respect to care of elderly to state authorities, was source for newspaper coverage.)</p>	<p>Any person.</p> <div data-bbox="1082 1200 1460 1309">  </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>A person having cause to believe that an elderly person, a person with a disability, or an individual receiving services from a provider as described by Subchapter F is in the state of abuse, neglect, or exploitation.</p>	<p>Reports, either oral or in writing, shall be made immediately to the Texas Department of Protective and Regulatory Services.</p> <p>Texas Department of Family and Protective Services Abuse Hotline: 1-800-252-5400, or</p> <p>https://www.txabusehotline.org</p>

UTAH

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Utah Code Ann. § 62A-3-305	Any person.	Any person who has reason to believe that a vulnerable adult has been the subject of abuse, neglect, or exploitation.	<p>Reports shall be made immediately to the Adult Protective Services intake or the nearest law enforcement agency.</p> <p>Utah Adult Protective Services: 800-371-7897</p> <p>https://daas.utah.gov/adult-protective-services/</p>

VERMONT

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Vt. Stat. Ann. tit. 33 § 6903	<p>All employees, contractors and grantees of the agency of human services who are involved in caregiving; a physician, osteopath, chiropractor or physician's assistant, nurse, medical examiner, licensed nursing assistant, emergency medical services personnel, dentist, or psychologist; a school teacher, school librarian, school administrator, school guidance counselor, school aide, school bus driver, or school employee or school contractor who works regularly with students; a mental health professional, social worker, person or organization that offers, provides, or arranges for personal care for vulnerable adults, a caregiver employed by a vulnerable adult, employee of or contractor involved in caregiving for a community mental health center, law enforcement officer, and an individual who works regularly with vulnerable adults and who is an employee of an adult day care center, area agency on aging, senior center, or meal program designed primarily to serve vulnerable adults; a hospital, nursing home, residential care home, home health agency or any entity providing nursing or nursing related services for remuneration, intermediate care facility for adults with mental retardation, therapeutic community residence, group home, developmental home, school or contractor involved in caregiving, operator or employee of any of these facilities or agencies. Any other concerned person may report or cause a report to be made</p>	<p>Any person required by statute to report who knows of or has received information of abuse, neglect, or exploitation of a vulnerable adult or who has reason to suspect that any vulnerable adult has been abused, neglected, or exploited</p>	<p>Reports shall be made orally or in writing to the commissioner of disabilities, aging, and independent living or designee within 48 hours. If an oral report is made by telephone or otherwise, the commissioner or designee shall request that it be followed within one week by a report in writing.</p> <p>Vermont Adult Protective Services: (802) 871-3326 or Toll Free (800) 564-1612 (In Vermont Only)</p> <p>http://www.dlp.vermont.gov/protection</p>

VIRGIN ISLANDS

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Tit. 34 Virgin Islands Code Ann. § 452 and Tit. 34 Virgin Islands Code Ann. § 453</p>	<p>Any person who has assumed full or intermittent responsibility for care or custody of an elder or dependent adult, whether or not that person receives compensation, including administrators, supervisors, and any licensed staff of a public or private facility that provides care or services for elder or dependent adults, or any elder or dependent adult custodian, health practitioner, clergy member, or employee of the Department Human Services or a local law enforcement agency.</p>	<p>Any mandated reporter with knowledge of abuse or neglect.</p>	<p>A mandated reporter shall report the known or suspected instance of abuse by telephone immediately or as soon as reasonable practicable, and by written report sent within two working days from the date of the reported incident to the Department of Human Services or the local law enforcement agency.</p> <p>Local Law Enforcement Agencies: 340-777-8700 (St. Thomas/St. John) or 340-778-4950 (St. Croix)</p> <p>Department of Human Services: 340-774-0930 (St. Thomas), 340-773-2323 (St. Croix), or 340-776-6334 (St. John)</p> <p>http://www.dhs.gov.vi/contact/index.html</p>

VIRGINIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Va. Code Ann. § 63.2-1606</p>	<p>Any person licensed, certified, or registered by health regulatory boards listed in § 54.1-2503, with the exception of persons licensed by the Board of Veterinary Medicine; any mental health services provider as defined in § 54.1-2400.1; any emergency medical services personnel certified by the Board of Health pursuant to § 32.1-111.5; any guardian or conservator of an adult; any person employed by or contracted with a public or private agency or facility and working with adults in an administrative, supportive or direct care capacity; any person providing full, intermittent or occasional care to an adult for compensation, including but not limited to, companion, chore, homemaker, and personal care workers; and any law-enforcement officer. Any financial institution staff or any other person may report.</p>	<p>Matters giving reason to suspect the abuse, neglect or exploitation of adults shall be reported immediately upon the reporting person's determination that there is such reason to suspect abuse.</p>	<p>Reports shall be made to the local department of the county or city wherein the adult resides or wherein the adult abuse, neglect or exploitation occurred or the adult protective services hotline.</p> <p>Virginia Adult Protective Services Hotline: 888-832-3858</p> <p>http://www.dss.virginia.gov/family/as/aps.cgi</p>

WASHINGTON

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Wash. Rev. Code Ann. § 74.34.035	Employees of the Department of Social and Health Services (DSHS). Law Enforcement. Social Workers. Professional School Personnel. Contracted Individual Providers caring for a DSHS client. Employees of a social service, welfare, mental health, home care, hospice, home health, adult day care, and adult day health agency. Owners or employees of nursing homes, boarding homes, or adult family homes. Health Care Providers subject to Title 18 RCW (such as nurses and doctors). Christian Science Practitioner.	<p>(1) When there is reasonable cause to believe that abandonment, abuse, financial exploitation, or neglect of a vulnerable adult has occurred, mandated reporters shall immediately report to the department.</p> <p>(2) When there is reason to suspect that sexual assault has occurred, mandated reporters shall immediately report to the appropriate law enforcement agency and to the department.</p> <p>(3) When there is reason to suspect that physical assault has occurred or there is reasonable cause to believe that an act has caused fear of imminent harm.</p>	<p>Reports shall be made immediately to the Adult Protective Services intake or the nearest law enforcement agency</p> <p>1-866-EndHarm (1-866-363-4276).</p> <p>https://www.dshs.wa.gov/altsa/home-and-community-services/adult-abuse-and-prevention</p>

WEST VIRGINIA

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
W. Va. Code § 9-6-9 and W. Va. Code § 9-6-11	<p>Any medical, dental or mental health professional, Christian Science practitioner, religious healer, social service worker, law-enforcement officer, humane officer, state or regional ombudsman or any employee of any nursing home or other residential facility. Any person may make such a report.</p> <p>Yes, but only applies to report concerning an incapacitated adult or facility resident.</p>	<p>Any person required to report by statute that has reasonable cause to believe that an incapacitated adult or facility resident is or has been neglected, abused or placed in an emergency situation, or if such person observes an incapacitated adult or facility resident being subjected to conditions that are likely to result in abuse, neglect or an emergency situation.</p>	<p>Reports shall be made immediately by telephone to the local adult protective services agency of the Department of Health and Human Resources and shall be followed by a written report by the complainant or the receiving agency within forty-eight hours.</p> <p>West Virginia Adult Protective Services Hotline: 800-352-6513</p> <p>http://www.dhhr.wv.gov/bcf/Services/Pages/Adult-Protective-Services.aspx</p>

WISCONSIN

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
<p>Wis. Stat. § 46.90(4)</p> <p><i>Schaul v. Kordell</i>, 773 N.W.2d 454 (Wis. App. 2009).</p> <p>(defendant's statements were entitled to protection or privilege under elder abuse reporting statute)</p>	<p>An employee of any entity that is licensed, certified, or approved by or registered with the department; a health care provider, as defined in s. 155.01 (7); a social worker, professional counselor, or marriage and family therapist certified under Ch. 457.</p>	<p>Any mandated reporter who has seen an elder adult at risk</p> <div data-bbox="1042 1202 1419 1310"> <p>The Center for Excellence in ELDER LAW ACCESS AND JUSTICE FOR ALL™</p> </div> <p>ELDER CONSUMER PROTECTION PROGRAM</p>	<p>Reports shall be filed with the county department, the elder-adult-at-risk agency, a state or local law enforcement agency, the department, or the board on aging and long-term care.</p> <p>To report abuse call the your county hotline located at this site:</p> <p>https://www.dhs.wisconsin.gov/aps/aar-agencies.htm</p> <p>Wisconsin Bureau of Aging and Disability Resources: 608-266-2536</p>

WYOMING

<u>Statutes & Case Law</u>	<u>Who Has to Report? (Mandated Reporters)</u>	<u>When to Report</u>	<u>How to Report (& Other Resources)</u>
Wyo. Stat. Ann. § 35-20-103	Any person or agency.	Any person or agency who knows or has reasonable cause to believe that a vulnerable adult is being or has been abused, neglected, exploited, intimidated or abandoned or is committing self neglect.	<p>Reports shall be made immediately to a law enforcement agency or the Department of Family Services. Reports may be made orally or in writing.</p> <p>Wyoming Adult Protective Services: 307-777-3602</p> <p>Contact the local DFS office, info at http://dfsweb.wyo.gov/social-services/mandatory-reporting</p>