

Elder Abuse Laws

Below we have summarized and linked the laws in all 50 states on reporting elder physical abuse. This is not offered as legal advice: please check for updates on your state's statutes and consult a lawyer for advice.

Each state's reporting laws can be found in the center column. This column includes who is a mandatory reporter and what are the penalties if a mandatory reporter fails to report.

In the right hand column, the specific civil or criminal statutes that address the penalties for elder abuse.

State	Reporting Laws	Civil or Criminal Statutes
Alabama	<p><i>Mandatory reporters</i> include the following individuals who have reasonable belief that a protected person has been abused, neglected, or exploited: all physicians, practitioners of healing arts, and caregivers. Section 38-9-8</p> <p><i>Failure to Report</i> Penalties may include imprisonment for not more than 6 months or a fine of \$500 or less. Section 38-9-10</p>	<p><i>Criminal Penalties</i> Abuse, Neglect, or Exploitation</p> <p>Class A Felony First degree elder abuse and neglect is a Class A felony. Section 38-9E-3</p> <p>Class B Felony Second degree elder abuse and neglect is a Class B felony. Section 38-9E-4</p> <p>Class A Misdemeanor Third degree elder abuse and neglect is a Class A misdemeanor. Section 38-9E-5</p> <p>An Alabama-licensed physician, as defined by statute, will not be subject to Section 38-9E-3, 38-9E-4, or 38-9E-5 for acts or omissions representing the practice of medicine. Section 38-9E-12</p>
Alaska	<p><i>Mandatory reporters</i> include the following individuals, who in their professional capacity, have reasonable cause to believe that a vulnerable adult suffers from abandonment, exploitation, abuse, neglect, or self-neglect: physicians or other licensed health care providers; mental health professionals (including a marital/family therapist); pharmacists; administrators of a nursing home; residential care or healthcare</p>	<p><i>Criminal Penalties</i> Endangering Welfare of a Vulnerable Adult in the First Degree</p> <p>Class C Felony A person commits the crime of endangering the welfare of a vulnerable adult in the first degree if the persons intentionally abandons a vulnerable adult in any place under circumstances creating</p>

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	<p>facility; guardians or conservators; police officers; village public safety officers; village health aids; social workers; clergy members; staff employees of projects funded by the Department of Administration for the provision of services to the Department of Health and Social Services, or the Council on Domestic Violence and Sexual Assault; employees of a personal care or home health aid program; emergency medical technicians or mobile intensive care paramedics; caregivers of the vulnerable adult; and certified nurse aids.</p> <p>The individual must report no later than 24 hours after first having cause for the belief. Section 47.24.010(a)</p> <p><i>Failure to Report</i> Criminal Penalty - Class B Misdemeanor A mandatory reporter who, because of the circumstances, should have had reasonable cause to believe that a vulnerable adult suffers from abandonment, exploitation, abuse, neglect, or self-neglect but who knowingly fails to comply with this section is guilty of a class B misdemeanor.</p> <p>Other Penalty If a person convicted under this section is a member of a profession or occupation that is licensed, certified, or regulated by the state, the court shall notify the appropriate licensing, certifying, or regulating entity of the conviction. Section 47.24.010(c)</p>	<p>a substantial risk of physical injury to the vulnerable adult and the vulnerable adult is in the person's care, either by contract or authority of law or in a facility or program that is required by law to be licensed by the state; or if the person violates AS 11.51.210 and, as a result of the violation, the vulnerable adult suffers serious physical injury. Section 11.51.200</p> <p>Endangering Welfare of a Vulnerable Adult in the Second Degree</p> <p>Class A Misdemeanor A person commits the crime of endangering the welfare of a vulnerable adult in the second degree if the person fails without lawful excuse to provide support for the vulnerable adult and the vulnerable adult is in the person's care either by contract or authority of law; or in a facility or program that is required by law to be licensed by the state. Section 11.51.210</p>
Arizona	<p><i>Mandatory reporters</i> include the following individuals: (A) physicians, registered nurse practitioners, hospital interns or residents, surgeons, dentists, psychologists, social workers, peace officers, or any other person who is responsible for the care of a vulnerable adult must immediately report or cause reports to be made to a peace officer or protective services worker and must follow-up with a written report within 48 hours of having a reasonable belief that abuse or neglect has occurred. The guardian or conservator of a vulnerable adult must report to the superior court within 48 hours. (B) attorneys, accountants, trustees, guardians,</p>	<p><i>Criminal Penalties</i> Vulnerable Adult Abuse</p> <p>Under circumstances likely to produce death or serious physical injury, any person who causes a vulnerable adult to suffer physical injury or, having the care or custody of a vulnerable adult, who causes or permits the person or health of the vulnerable adult to be injured or who causes or permits a vulnerable adult to be placed in a situation where the person or health of the vulnerable adult is endangered is guilty of an offense as follows:</p>

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	<p>conservators, persons who have the responsibility of preparing the tax records of a vulnerable adult, persons with the responsibility for other actions concerning the use or preservations of the vulnerable adult's property must immediately report or cause reports to be made, when such individual in the course of their responsibility discovers a reasonable basis to believe exploitation, abuse or neglect has occurred. The report must be followed by a written report within 48 hours. The reports should be made to a peace officer, protective services worker, or to the public fiduciary of the county in which the vulnerable adult resides.</p> <p>If the public fiduciary is unable to investigate a report or determines that the matter is outside of the scope of action, the public fiduciary must immediately forward the report to a protective services worker.</p> <p>Section 46-454(A)-(B)</p> <p><i>Failure to Report</i> Criminal Penalty - Class 1 Misdemeanor Any person who fails to report or violates the section is guilty of a class 1 misdemeanor. Section 46-454(K)</p>	<p>Class 3 Felony If done recklessly Section 13-3623(A)(2)</p> <p>Class 4 Felony If done with criminal negligence Section 13-3623(A)(3)</p> <p>Under circumstances other than those likely to produce death or serious physical injury to a vulnerable adult, any person who causes a vulnerable adult to suffer physical injury or abuse or, having the care or custody of a vulnerable adult, who causes or permits the person or health of the vulnerable adult to be injured or who causes or permits a vulnerable adult to be placed in a situation where the person or health of the vulnerable adult is endangered is guilty of an offense as follows:</p> <p>Class 4 Felony If done intentionally or knowingly Section 13-3623(B)(1)</p> <p>Class 5 Felony If done recklessly Section 13-3623(B)(2)</p> <p>Class 6 Felony If done with criminal negligence Section 13-3623(B)(3)</p>
Arkansas	<p><i>Mandatory reporters who must reporting of abuse and exploitation of patients and residents of care facilities</i></p> <p>include the following persons, who have observed or have reasonable cause to suspect that a vulnerable adult has been subject to adult maltreatment or long-term care facility resident maltreatment: physicians; surgeons; coroners; dentists; dental hygienists; osteopaths; residents interns; nurses; hospital personnel engaged in administrations, examination, care or treatment; social workers; case managers; home health workers; mental health professionals; peace officers; law enforcement officers; facility administrators or owners; facility employees; Department of Human Services employees; firefighters; emergency medical technicians;</p>	<p><i>Civil Penalties</i></p> <p>The state of Arkansas and the Attorney General may file a civil action against a long-term care facility caregiver to enforce any elder abuse provisions. Section 12-12-1706(a)(1)</p> <p>A caregiver against whom a civil judgment is entered based on abuse, neglect, or exploitation of a vulnerable adult may be subject to civil penalties including: a fine not to exceed \$10,000 for each violation or a fine of \$50,000 for the death of a long-term care facility resident from a single violation. Section 12-12-1706(a)(2)(A)-(B)</p>

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	<p>bank or financial institution employees; U.S. Postal Service employees; employees or volunteers of the program funded by the department who enters the home or has contact with the elderly person; persons associated with animal control or humane society officials; code enforcement employees; clergy members, except if the clergy member has acquired the knowledge through confidential communications pursuant to the religious discipline or if the member received the knowledge from the offered as a statement of admission. Section 12-12-1708(a)(1)</p> <p>If the mandatory reporter is required to report in his or her capacity as an employee or staff member of the department or facility, the reporter must notify the person in charge of the department or facility or the person's agent, then the person in charge or agent becomes responsible for reporting or causing a report within 24 hours. Section 12-12-1708(a)(2)</p> <p><i>Failure to Report</i> Class B Misdemeanor A person commits a first degree offense of "failure to report" when he or she (a) is a mandatory reporter; (2) has observed or had reasonable cause to suspect a vulnerable adult was subjected to adult maltreatment, long-term care facility resident maltreatment; (3) and knowingly failed to report to the long-term care facility resident maltreatment hotline. Section 12-12-1720(a)(1)-(2)</p> <p>Class C Misdemeanor A person commits a second degree offense of "failure to report" when he or she (a) is a mandatory reporter; (b) has observed or had reasonable cause to suspect a vulnerable adult was subjected to adult maltreatment, long-term care facility resident maltreatment; (3) and knowingly failed to report or cause a report in the manner and time provided to the long-term care facility resident maltreatment hotline. Section 12-12-1720(b)(1)-(2)</p> <p>Mandatory reporters, under this chapter, who</p>	<p>The Attorney General may recover civil penalties for the death of a person that results from more than one violation. Section 12-12-1706(a)(3)</p> <p>A caregiver against whom a civil judgment has been entered under this section shall be required to pay all reasonable expenses that resulted from the enforcement of this chapter. Section 12-12-1706(e)</p> <p><i>Criminal Penalties</i></p> <p>Criminal Penalties for Adult Abuse</p> <p>Class B Felony If the abuse causes serious physical injury or a substantial risk of death</p> <p>Class D Felony If the abuse causes physical injury, any person or caregiver who purposely abuses an adult endangered person or an adult impaired person</p> <p>Class D Felony Any person or caregiver who neglects an adult endangered person or an adult impaired person, causing serious physical injury or substantial risk of death</p> <p>Class B Misdemeanor Any person or caregiver who neglects an adult endangered person or an adult impaired person, causing physical injury</p> <p>Class B Misdemeanor Any person or caregiver who abuses an adult endangered person or and adult impaired person</p>

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	<p>purposely fail to report are civilly liable for damages proximately caused by the failure. Section 12-12-1720(c)</p>	
California	<p><i>Mandatory reporters</i> include any person who has assumed full or intermittent responsibility for the care or custody of an elder 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 Section 15630(a)</p> <p><i>Failure to Report</i> Misdemeanor Failing to report (or impeding or inhibiting a report of, physical abuse, abandonment, abduction, isolation, financial abuse, or neglect of an elder or dependent adult) is punishable by not more than six months in the county jail, by a fine of not more than one thousand dollars (\$1,000), or by both that fine and imprisonment.</p> <p>Any mandated reporter who willfully fails to report, or impedes or inhibits a report of, physical abuse, abandonment, abduction, isolation, financial abuse, or neglect of an elder or dependent adult, if that abuse results in death or great bodily injury, shall be punished by not more than one year in a county jail, by a fine of not more than five thousand dollars (\$5,000), or by both that fine and imprisonment.</p> <p>If a mandated reporter intentionally conceals his or her failure to report an incident known by the mandated reporter to be abuse or severe neglect under this section, the failure to report is a continuing offense until a law enforcement agency specified in paragraph (1) of subdivision (b) of Section 15630 discovers the offense. Section 15630(h)</p>	<p><i>Criminal Penalties</i></p> <p>Causing Physical Pain or Mental Suffering to Elder Adults Section 368, Cal. Penal Code</p> <p>Penalties for Abuse of Elder Adults Section 15656</p> <p>Elder Adult Felony Victim as Aggravating Circumstance Section 502.9, Cal. Penal Code</p> <p>Elder Adult Felony Victim as Aggravating Circumstance Section 515, Cal. Penal Code</p> <p>Sentence Enhancement for Specified and Repeat Offenses Against Aged Persons Section 667.9, Cal. Penal Code</p>
Colorado	<p><i>Mandatory reporters</i> include physicians, surgeons, physicians'</p>	<p><i>Criminal Penalties</i></p>

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	<p>assistants, or osteopaths, including physicians in training; medical examiners or coroners; registered nurses or licensed practical nurses; hospital and nursing home personnel engaged in the admission, care, or treatment of patients; psychologists and other mental health professionals; social work practitioners; 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; state and local long-term care ombudsmen; any caretaker, staff member, or employee of or volunteer or consultant for any licensed care facility, agency, home, or governing board. Section 26-3.1-102(1)(a)-(b)</p>	<p>Crimes Against At-Risk Adults Section 18-6.5-103</p> <p>(3)(a) Any person who commits a crime of assault in the first degree, as such crime is described in section 18-3-202, and the victim is an at-risk adult or an at-risk juvenile commits a class 4 felony if the circumstances described in section 18-3-202(2)(a) are present and a class 2 felony if such circumstances are not present. (b) Any person who commits a crime of assault in the second degree, as such crime is described in section 18-3-203, and the victim is an at-risk adult or an at-risk juvenile commits a class 5 felony if the circumstances described in section 18-3-203(2)(a) are present and a class 3 felony if such circumstances are not present. (c) Any person who commits a crime of assault in the third degree, as such crime is described in section 18-3-204, and the victim is an at-risk adult or an at-risk juvenile commits a class 6 felony.</p> <p>(6) Any person who knowingly commits caretaker neglect against an at-risk adult, an at-risk elder, or an at-risk juvenile or knowingly acts in a manner likely to be injurious to the physical or mental welfare of an at-risk adult, an at-risk elder, or an at-risk juvenile commits a class 1 misdemeanor.</p> <p>(7)(a) Any person who commits a crime of sexual assault, as such crime is described in section 18-3-402, sexual assault in the first degree, as such crime was described in section 18-3-402, as it existed prior to July 1, 2000, and the victim is an at-risk adult or an at-risk juvenile commits a class 2 felony. (b) Any person who commits a crime of sexual assault in the second degree, as such crime was described in section 18-3-403, as it existed prior to July 1, 2000, and the victim is an at-risk adult or an at-risk juvenile, commits a class 3 felony. (c) Any person who commits unlawful sexual contact, as such crime is described in section 18-3-404 or sexual assault in the third degree, as such crime was described</p>

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		<p>in section 18-3-404, as it existed prior to July 1, 2000, and the victim is an at-risk adult or an at-risk juvenile, commits a class 6 felony; except that the person commits a class 3 felony if the person compels the victim to submit by use of such force, intimidation, or threat as specified in section 18-3-402(4)(a), (4)(b), or (4)(c), or if the actor engages in the conduct described in section 18-3-404(1)(g) or (1.5).</p>
Connecticut	<p><i>Mandatory reporters</i> include physicians or surgeons licensed under the provisions of chapter 370, resident physicians or interns in any hospital in this state, whether or not so licensed, registered nurses, nursing home administrators, nurse's aides, or orderlies in a nursing home facility, persons paid for caring for a patient in a nursing home facility, staff persons employed by a nursing home facility, patients' advocates and licensed practical nurses, medical examiners, dentists, optometrists, chiropractors, podiatrists, social workers, clergymen, police officers, pharmacists, psychologists or physical therapists, who have reasonable cause to suspect or believe that any elderly person has been abused, neglected, exploited or abandoned, or is in a condition which is the result of such abuse, neglect, exploitation or abandonment, or is in need of protective services. Section 17b-451(a)</p> <p><i>Failure to Report</i> If a mandatory reporter fails to report within the specific time period (72 hours after belief arose), they shall be fined not more than \$500. Section 17b-451(a)</p> <p>Class A Misdemeanor If a mandatory reporter intentionally fails to make a report within the time period, they shall be guilty of a class C misdemeanor for the first offense and a class A misdemeanor for any subsequent offenses. Section 17b-451(a)</p>	<p><i>Criminal Penalties</i></p> <p>Assault of an Elderly Person in the First Degree Section 531-59a When such person commits assault in the first degree under section 53a-59(a)(2), 53a-59(a)(3) or 53a-59(a)(5) and (1) the victim of such assault has attained at least sixty years of age, is blind or physically disabled, as defined in section 1-1f, or is pregnant, or (2) the victim of such assault is a person with mental retardation, as defined in section 1-1g, and the actor is not a person with mental retardation. It is a Class B Felony.</p> <p>Assault of an Elderly Person in the Second Degree Section 53a-60b When such person commits assault in the second degree under section 53a-60 or larceny in the second degree under section 53a-123(a)(3) and (1) the victim of such assault or larceny has attained at least sixty years of age, is blind or physically disabled, as defined in section 1-1f, or is pregnant, or (2) the victim of such assault or larceny is a person with mental retardation, as defined in section 1-1g, and the actor is not a person with mental retardation. It is a Class D Felony.</p> <p>Assault of an Elderly Person in the Second Degree with a Firearm Section 53a-60c When such person commits assault in the second degree with a firearm under section 53a-60a and (1) the victim of such assault has attained at least sixty years of</p>

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		<p>age, is blind or physically disabled, as defined in section 1-1f, or is pregnant, or (2) the victim of such assault is a person with mental retardation, as defined in section 1-1g, and the actor is not a person with mental retardation. It is a Class D Felony.</p> <p>Assault of an Elderly Person in the Third Degree Section 53a-61a When: (1) With intent to cause physical injury to another person, he causes such injury to such person or to a third person; or (2) he recklessly causes serious physical injury to another person; or (3) with criminal negligence, he causes physical injury to another person by means of a deadly weapon, a dangerous instrument or an electronic defense weapon. It is a Class A Misdemeanor.</p>
Delaware	<p><i>Mandatory reporters</i> include any person having reasonable cause to believe that an adult person is impaired or incapacitated as defined and is in need of protective services Title 31, Section 3910(a)</p>	<p><i>Criminal Penalties</i></p> <p>Class A Misdemeanor Any person who knowingly or recklessly abuses, neglects, exploits or mistreats an adult who is impaired shall be guilty of a class A misdemeanor. Title 31, Section 3913(a)</p> <p>Class D Felony Any person who knowingly or recklessly abuses, neglects, exploits or mistreats an adult who is impaired, and causes bodily harm, permanent disfigurement or permanent disability shall be guilty of a class D felony. Title 31, Section 3913(c)</p> <p>Class A Felony Where the abuse, mistreatment or neglect results in death, such person shall be guilty of a class A felony. Title 31, Section 3913(c)</p>
Florida	<p><i>Mandatory reporters</i> include any person, including, but not limited to physicians, osteopathic physicians, medical examiners, chiropractic physicians, nurses, paramedics, emergency medical technicians, or hospital personnel engaged in the admission, examination, care, or treatment of</p>	<p><i>Civil Penalties</i></p> <p>A vulnerable adult who has been abused, neglected, or exploited has a cause of action against any perpetrator and may recover actual and punitive damages. The action may be brought by the vulnerable</p>

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	<p>vulnerable adults; health professionals or mental health professionals; practitioners who rely solely on spiritual means for healing; nursing home staff; assisted living facility staff; adult day care center staff; adult family-care home staff; social workers; or other professional adult care, residential, or institutional staff; state, county, or municipal criminal justice employees or law enforcement officers; employees of the Department of Business and Professional Regulation conducting inspections of public lodging establishments under s. 509.032; Florida advocacy council members or long-term care ombudsman council members; or bank, savings and loan, or credit union officers, trustees, or employees, who know, or have reasonable cause to suspect, that a vulnerable adult has been or is being abused, neglected, or exploited.</p> <p>Section 415.1034(1)(a)</p> <p><i>Failure to Report</i> Second Degree Misdemeanor A person who knowingly and willfully fails to report a case of known or suspected abuse, neglect, or exploitation of a vulnerable adult, or who knowingly and willfully prevents another person from doing so, commits a misdemeanor of the second degree.</p> <p>Section 415.111(1)</p>	<p>adult, or that person’s guardian, by a person or organization acting on behalf of the vulnerable adult with the consent of that person or that person’s guardian, or by the personal representative of the estate of a deceased victim without regard to whether the cause of death resulted from the abuse, neglect, or exploitation. A party who prevails in any such action may be entitled to recover reasonable attorney’s fees, costs of the action, and damages.</p> <p>Section 415.1111</p> <p><i>Criminal Penalties</i></p> <p>Assault or battery on persons 65 years of age or older</p> <p>(1) A person who is convicted of an aggravated assault or aggravated battery upon a person 65 years of age or older shall be sentenced to a minimum term of imprisonment of 3 years and fined not more than \$10,000 and shall also be ordered by the sentencing judge to make restitution to the victim of such offense and to perform up to 500 hours of community service work. Restitution and community service work shall be in addition to any fine or sentence which may be imposed and shall not be in lieu thereof.</p> <p>(2) Whenever a person is charged with committing an assault or aggravated assault or a battery or aggravated battery upon a person 65 years of age or older, regardless of whether he or she knows or has reason to know the age of the victim, the offense for which the person is charged shall be reclassified as follows:</p> <p>(a) In the case of aggravated battery, from a felony of the second degree to a felony of the first degree.</p> <p>(b) In the case of aggravated assault, from a felony of the third degree to a felony of the second degree.</p> <p>(c) In the case of battery, from a misdemeanor of the first degree to a felony of the third degree.</p> <p>(d) In the case of assault, from a misdemeanor of the second degree to a misdemeanor of the first degree.</p> <p>Section 784.08</p>

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		<p>Abuse, Aggravated Abuse, and Neglect of an Elderly Person Section 825.102 Third Degree Felony A person who knowingly or willfully abuses an elderly person or disabled adult without causing great bodily harm, permanent disability, or permanent disfigurement to the elderly person or disabled adult.</p> <p>First Degree Felony A person who commits aggravated abuse of an elderly person or disabled adult commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.</p> <p>Second Degree Felony A person who willfully or by culpable negligence neglects an elderly person or disabled adult and in so doing causes great bodily harm, permanent disability, or permanent disfigurement to the elderly person or disabled adult.</p> <p>Third Degree Felony A person who willfully or by culpable negligence neglects an elderly person or disabled adult without causing great bodily harm, permanent disability, or permanent disfigurement to the elderly person or disabled adult.</p>
Georgia	<p><i>Mandatory reporters</i> include any physician, osteopath, intern, resident, other hospital or medical personnel, dentist, psychologist, chiropractor, podiatrist, pharmacist, physical therapist, occupational therapist, licensed professional counselor, nursing personnel, social work personnel, day-care personnel, coroner, medical examiner, employee of a public or private agency engaged in professional health related services to elder persons or disabled adults, or law enforcement personnel having reasonable cause to believe that a disabled adult or elder person has had a physical injury or injuries inflicted upon such disabled adult or elder person, other than by accidental means, or has been neglected or exploited.</p>	<p><i>Criminal Penalties</i></p> <p>Cruelty to a Person 65 Years of Age or Older (a) A guardian or other person supervising the welfare of or having immediate charge or custody of a person who is 65 years of age or older commits the offense of cruelty to a person who is 65 years of age or older when the person willfully deprives a person who is 65 years of age or older of health care, shelter, or necessary sustenance to the extent that the health or well-being of a person who is 65 years of age or older is jeopardized. (b) The provisions of this Code section shall not apply to a physician nor any</p>

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	<p>Section 30-5-4(a)(1)(A)</p> <p><i>Failure to Report</i> If a mandatory reporter knowingly and willfully fails to make such a report, they shall be guilty of a misdemeanor.</p> <p>Section 30-5-8(b)(1)</p>	<p>person acting under a physician's direction nor to a hospital, skilled nursing facility, hospice, nor any agent or employee thereof who is in good faith following a course of treatment developed in accordance with accepted medical standards or who is acting in good faith in accordance with a living will, a durable power of attorney for health care, an advance directive for health care, an order not to resuscitate, or the instructions of the patient or the patient's lawful surrogate decision maker, nor shall the provisions of this Code section require any physician, any institution licensed in accordance with Chapter 7 of Title 31 or any employee or agent thereof to provide health care services or shelter to any person in the absence of another legal obligation to do so.</p> <p>(b.1) The provisions of this Code section shall not apply to a guardian or other person supervising the welfare of or having immediate charge or control of a person who is 65 years of age or older who in good faith provides treatment by spiritual means alone through prayer for the person's physical or mental condition, in lieu of medical treatment, in accordance with the practices of and written notarized consent of the person.</p> <p>(c) A person convicted of the offense of cruelty to a person who is 65 years of age or older as provided in this Code section shall be punished by imprisonment for not less than one nor more than 20 years</p> <p>Section 16-5-100.</p>
Hawaii	<p><i>Mandatory reporters</i> include the following persons who, in the performance of their professional or official duties, know or have reason to believe that a vulnerable adult has incurred abuse or is in danger of abuse:</p> <p>(1) 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</p>	<p><i>Criminal Penalties</i></p> <p>A person who, in the course of committing or attempting to commit a felony, causes the death or inflicts serious or substantial bodily injury upon a person who is sixty years of age or older, shall, if not subjected to an extended term of imprisonment pursuant to section 706-662, be sentenced to a mandatory minimum term of imprisonment without possibility of parole as follows:</p> <p>(1) For murder in the second degree-- fifteen years;</p> <p>(2) For a class A felony--six years, eight</p>

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	<p>professionals;</p> <p>(2) Employees or officers of any public or private agency or institution providing social, medical, hospital, or mental health services, including financial assistance;</p> <p>(3) Employees or officers of any law enforcement agency, including the courts, police departments, correctional institutions, and parole or probation offices;</p> <p>(4) Employees or officers of any adult residential care home, adult day care center, or similar institution;</p> <p>(5) Medical examiners or coroners; and</p> <p>(6) Social workers licensed pursuant to chapter 467E and non-licensed persons employed in a social worker position pursuant to section 467E-6(2). H.R.S. § 346-224.</p> <p>Voluntary Reporters include any person not enumerated above who has reason to believe that a vulnerable adult has incurred abuse or is in danger of abuse if immediate action is not taken may report the matter orally to the department. § 346-224.</p> <p><i>Failure to Report</i> Any person who knowingly fails to report as required by this section or who wilfully prevents another person from reporting pursuant to this section shall be guilty of a petty misdemeanor. § 346-224.</p>	<p>months;</p> <p>(3) For a class B felony--three years, four months;</p> <p>(4) For a class C felony--one year, eight months. §706-660.2</p> <p>The attorney general may bring a civil action on behalf of the State, against any caregiver who commits abuse of a dependent elder, to prevent, restrain, or remedy such conduct. Any caregiver against whom a civil judgment is entered on a complaint alleging that the caregiver committed abuse against a dependent elder, shall be subject to a civil penalty of not less than \$500 nor more than \$1,000 for each day that the abuse occurred, and the costs of investigation.</p> <p>Abuse occurs where:</p> <p>(1) Any dependent elder exhibits evidence of:</p> <p>(A) Substantial or multiple skin bruising or any other internal bleeding;</p> <p>(B) Any injury to skin causing substantial bleeding;</p> <p>(C) Malnutrition;</p> <p>(D) A burn or burns;</p> <p>(E) Poisoning;</p> <p>(F) The fracture of any bone;</p> <p>(G) A subdural hematoma;</p> <p>(H) Soft tissue swelling;</p> <p>(I) Extreme physical pain; or</p> <p>(J) Extreme mental distress which includes a consistent pattern of actions or verbalizations including threats, insults, or harassment, that humiliates, provokes, intimidates, confuses, and frightens the dependent elder and the injury is not justifiably explained, or where the history given is at variance with the degree or type of injury, or circumstances indicate that the injury is not the product of an accidental occurrence;</p> <p>Any dependent elder has been the victim of nonconsensual sexual contact or conduct by a caregiver, including but not limited to:</p> <p>(A) Sexual assault, molestation, sexual fondling, incest, prostitution;</p> <p>(B) Obscene or pornographic photographing, filming, or depiction; or</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>(C) Other similar forms of sexual exploitation;</p> <p>Any dependent elder appears to lack sufficient understanding or capacity to make or communicate responsible decisions concerning the dependent elder's person, and appears to be exposed to a situation or condition which poses an imminent risk of death or risk of serious physical harm; or § 28-94.</p>
Idaho	<p><i>Mandatory reporters</i> include any of the following people who have reasonable cause to believe that a vulnerable adult is being or has been abused, neglected or exploited: physicians, nurses, employees of public or private health facilities, or state licensed or certified residential facilities serving vulnerable adults, medical examiners, dentists, ombudsmen for the elderly, osteopaths, optometrists, chiropractors, podiatrists, social workers, police officers, pharmacists, physical therapists, or home care workers. Section 39-5303</p> <p><i>Failure to Report</i> Misdemeanor punishable by imprisonment in a county jail not exceeding 6 months, or by a fine not exceeding \$1,000, or by both. In addition, the court may also impose a fine of up to \$1,000. If an employee at a state licensed or certified residential facility fails to report abuse or sexual assault that has resulted in death or serious physical injury, the department also has the authority to take other action, including revoking the facility's license and/or contract with the state to provide services. Section 39-5303</p>	<p><i>Criminal Penalties</i></p> <p>A person who abuses or neglects a vulnerable adult under circumstances likely to produce great bodily harm or death is guilty of a felony punishable by imprisonment for not more than 10 years and not more than a \$25,000 fine. Section 18-1505(1)</p> <p>Any person who abuses or neglects a vulnerable adult under circumstances other than those likely to produce great bodily harm or death is guilty of a misdemeanor. Section 18-1505(2)</p>
Illinois	<p><i>Mandatory reporters</i> include the following people engaged in carrying out their professional duties who have reason to believe that an eligible adult, who because of a disability or other condition or impairment is unable to seek assistance for himself or herself, has, within the previous 12 months, been subjected to abuse, neglect, or financial exploitation: a professional or professional's delegate while engaged in social</p>	<p><i>Criminal Penalties</i></p> <p>Abuse of a long term care facility resident is a Class 3 felony.</p> <p>Criminal neglect of a long term care facility resident is a Class 4 felony, unless it results in the resident's death in which case it is a Class 3 felony.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>services, law enforcement, education, or the care of eligible adults. *See statute for others. 320 ILCS 20/2</p> <p>The mandated reporter shall report to the appropriate agency within 24 hours after developing such belief. 320 ILCS 20/4</p> <p><i>Failure to Report</i> Any physician, dentist, dental hygienist, or optometrist who willfully fails to report shall be referred to their respective regulatory boards or departments. Any other mandated reporter who willfully fails to report is guilty of a Class A misdemeanor. 320 ILCS 20/4</p>	<p>Neglect of a long term care facility resident is a petty offense.</p> <p>Criminal abuse or neglect of an elderly person or person with a disability is a Class 3 felony, unless it results in the person's death in which case it is a Class 2 felony, and if imprisonment is imposed it shall be for a minimum term of 3 years and a maximum term of 14 years. 720 ILCS 5/12-4.4a(d)</p>
Indiana	<p><i>Mandatory reporters</i> include individuals who believe or have reason to believe that another individual is an endangered adult IC-12-10-3-9</p> <p>If reporting 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 or the individual's designated agent, who also becomes responsible to report or cause a report to be made. IC-12-10-3-9</p> <p><i>Failure to Report</i> A person who believes or has reason to believe that an endangered adult is the victim of battery, neglect, or exploitation under Indiana's battery statute and knowingly fails to report commits a Class B misdemeanor IC 35-46-1-13</p>	<p><i>Criminal Penalties</i></p> <p>Battery Class D felony if it results in bodily injury to a person who has a mental or physical disability and is committed by a person having the care of the person with the disability; or an endangered adult</p> <p>Class C felony if it results in serious bodily injury to an endangered adult</p> <p>Class B felony if it results in the death of an endangered adult IC 35-42-2-1</p> <p>Neglect of a Dependent Neglect of a dependent by a person having the care of the dependent is a Class D felony.</p> <p>May be a Class C felony if it consists of cruel confinement or abandonment.</p> <p>May be a Class B felony if it results in serious bodily injury. IC 35-46-1-4</p>
Iowa	<p><i>Mandatory reporters</i> include the following persons who, in the course of employment, examine, attend, counsel, or treat a dependent adult and reasonably believe the dependent adult has suffered abuse: the staff of a community</p>	<p><i>Criminal Penalties</i></p> <p>Dependent Adult Abuse A caretaker who intentionally commits dependent adult abuse is guilty of a class "C" felony if it results in serious injury.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>mental health center, peace officers, in-home homemaker-home health aides, individuals employed as outreach persons, health practitioners, social workers, and psychologists.</p> <p>The department shall inform the appropriate county attorneys of any reports of dependent adult abuse. Section 235B.3</p> <p><i>Failure to Report</i> A mandatory reporter who knowingly and willfully fails to do so commits a simple misdemeanor. A mandatory reporter who knowingly fails to do so or who knowingly, in violation of subsection 3, interferes with the making of such a report or applies a requirement that results in such a failure is civilly liable for the damages proximately caused by the failure. Section 235B.3</p>	<p>A caretaker who recklessly commits dependent adult abuse is guilty of a class “D” felony if it results in serious injury.</p> <p>A caretaker who intentionally commits dependent adult abuse is guilty of a class “C” felony if it results in physical injury.</p> <p>A caretaker who recklessly commits dependent adult abuse is guilty of an aggravated misdemeanor if it results in physical injury.</p> <p>A caretaker who otherwise intentionally or knowingly commits dependent adult abuse is guilty of a serious misdemeanor. Section 235B.20</p> <p><i>Wanton Neglect or Nonsupport of a Dependent Adult</i> A caretaker who knowingly acts in a manner likely to be injurious to the physical, mental, or emotional welfare of a dependent adult commits a serious misdemeanor.</p> <p>A person who has legal responsibility for support of a dependent adult and who fails or refuses to provide support commits a class “D” felony. Section 726.8</p>
Kansas	<p><i>Mandatory reporters</i> include any of the following persons who have reasonable cause to believe that an adult is being or has been abused, neglected or exploited or is in need of protective services: persons licensed to practice any branch of the healing arts, licensed psychologists, licensed clinical psychotherapists, chief administrative officers of medical care facilities, teachers, social workers, nurses, dentists, marriage and family therapists, professional counselors, law enforcement officers, case managers, and others.</p> <p>An employee of a domestic violence center shall NOT be required to report.</p> <p><i>Failure to Report</i> Mandated reporters who knowingly fail to</p>	<p><i>Criminal Penalties</i></p> <p>Mistreatment of a Dependent Adult May be a severity level 5 person felony or a severity level 8 person felony, depending on the applicable section. Section 21-5417</p> <p>Mistreatment of a Confined Person Class A person misdemeanor. Section 21-5416</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>report shall be guilty of a class B misdemeanor. Section 39-1431</p>	
Kentucky	<p><i>Mandatory reporters</i> include but are not limited to any of the following who have reasonable cause to suspect that an adult has suffered abuse, neglect, or exploitation: physicians, law enforcement officers, nurses, social workers, cabinet personnels, coroners, medical examiners, alternate care facility employees, or caretakers. Section 209.030</p> <p><i>Failure to Report</i> Anyone knowingly or wantonly violating the mandatory reporting provision shall be guilty of a Class B misdemeanor. Each violation shall constitute a separate offense. Section 209.990</p>	<p><i>Criminal Penalties</i></p> <p>Any person who knowingly abuses or neglects an adult is guilty of a Class C felony. Any person who wantonly abuses or neglects an adult is guilty of a Class D felony. Any person who recklessly abuses or neglects an adult is guilty of a Class A misdemeanor. Section 209.990</p> <p>Criminal Abuse in the First Degree Class C felony. Section 508.100</p> <p>Criminal Abuse in the Second Degree Class D felony. Section 508.110</p> <p>Criminal Abuse in the Third Degree Class A misdemeanor. Section 508.120</p>
Louisiana	<p><i>Mandatory reporters</i> include but are not limited to any of the following who have 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: health, mental health, and social service practitioners. Section 1504(A)</p> <p><i>Failure to Report</i> A mandated reporter who knowingly and willfully fails to so report shall be guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both. Section 403.2</p>	<p><i>Criminal Penalties</i></p> <p>Simple Battery of the Infirm Fine of not more than five hundred dollars and imprisonment of not less than thirty days nor more than six months, or both. Section 35.2</p> <p>Cruelty to the Infirm Fine of not more than ten thousand dollars or imprisonment with or without hard labor for not more than ten years, or both. Harsher sentence when act was intentional and malicious. Harsher sentence for a second or subsequent conviction Section 93.3</p> <p>Sexual Battery of the Infirm Imprisonment, with or without hard labor, for not more than ten years. Section 93.5</p>
Maine	<p><i>Mandatory reporters</i> include the following persons who know or</p>	<p><i>Criminal Penalties</i></p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>have reasonable cause to suspect that an incapacitated or dependent adult has been or is likely to be abused, neglected or exploited: while acting in a professional capacity, allopathic or osteopathic physicians, medical residents or interns, medical examiners, physician assistants, dentists, dental hygienists, dental assistants, chiropractors, podiatrists, registered or licensed practical nurses, social workers, psychologists, pharmacists, and others. Also included are persons who have assumed full, intermittent or occasional responsibility for the care or custody of the incapacitated or dependent adult. Section 3477</p> <p><i>Failure to Report</i> Civil violation for which a forfeiture of not more than \$500 may be adjudged. Any licensed, registered, accredited or certified professional who has been adjudged to have violated a provision of this chapter must, in addition to any financial penalty, be reported by the court or the department to the appropriate professional licensing organization, registration board, accrediting unit or facility. Section 3475</p>	<p>Endangering Welfare of a Dependent Person Class D crime or Class C crime, depending on the violation. Section 555</p> <p>Nonsupport of Dependents Class E crime. A person placed on probation as a result of this violation may be placed under the supervision of the Department of Health and Human Services. Section 552</p>
Maryland	<p><i>Mandatory reporters</i> include the following persons who have reason to believe that the alleged vulnerable adult has been subjected to abuse, neglect, self-neglect, or exploitation: health practitioners, police officers, or human service workers who contact, examine, attend, or treat an alleged vulnerable adult. Section 14-302</p> <p><i>Failure to Report</i> N/A</p>	<p><i>Criminal Penalties</i></p> <p>Abuse or Neglect of a Vulnerable Adult in the First Degree Felony subject to imprisonment not exceeding 10 years or a fine not exceeding \$10,000 or both. Section 3-604</p> <p>Abuse or Neglect of a Vulnerable Adult in the Second Degree Misdemeanor subject to imprisonment not exceeding 5 years or a fine not exceeding \$5,000 or both. Section 3-605</p>
Massachusetts	<p><i>Mandatory reporters</i> include the following persons who have reasonable cause to believe that an elderly person is suffering from or has died as a result of abuse: physicians, physician assistants, medical interns, dentists, nurses, family</p>	<p><i>Criminal Penalties</i></p> <p>Assault, Abuse, Neglect and Financial Exploitation of an Elderly (or Disabled) Person Assault and battery upon an elder shall be</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>counselors, probation officers, social workers, policemen, firefighters, emergency medical technicians, licensed psychologists, coroners, registered physical therapists, registered occupational therapists, osteopaths, podiatrists, and others.</p> <p><i>Failure to Report</i> Punishable by a fine of not more than one thousand dollars. M.G.L.A. 19A § 15</p>	<p>punished by imprisonment in the state prison for not more than 3 years or by imprisonment in a house of correction for not more than 2 1/2 years, or by a fine of not more than \$1,000, or both such fine and imprisonment.</p> <p>Assault and battery upon an elder that causes bodily injury shall be punished by imprisonment in the state prison for not more than five years or in the house of correction for not more than two and one-half years or by a fine of not more than one thousand dollars or by both such fine and imprisonment.</p> <p>Assault and battery upon an elder that causes serious bodily injury shall be punished by imprisonment in the state prison for not more than ten years or in the house of correction for not more than two and one-half years or by a fine of not more than five thousand dollars or by both such fine and imprisonment.</p> <p>A caretaker of an elder who wantonly or recklessly permits bodily injury to such elder, or wantonly or recklessly permits another to commit an assault and battery upon such elder which causes bodily injury, shall be punished by imprisonment in the state prison for not more than five years or in the house of correction for not more than two and one-half years or by a fine of not more than five thousand dollars or by both such fine and imprisonment.</p> <p>A caretaker of an elder who wantonly or recklessly commits or permits another to commit abuse, neglect or mistreatment upon such elder, shall be punished by imprisonment in the state prison for not more than 3 years, or imprisonment in the house of correction for not more than 2 1/2 years, or by a fine of not more than \$5,000, or by both such fine and imprisonment.</p> <p>A caretaker of an elder who wantonly or recklessly permits serious bodily injury to such elder, or wantonly or recklessly permits another to commit an assault and battery upon such elder which causes serious bodily injury, shall be punished by imprisonment in the state prison for not</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>more than ten years or by imprisonment in the house of correction for not more than two and one-half years or by a fine of not more than ten thousand dollars or by both such fine and imprisonment. M.G.L.A. 265 § 13K</p>
Michigan	<p><i>Mandatory reporters</i> include the following persons who suspect or have reasonable cause to believe that an adult has been abused, neglected, or exploited: persons who are employed, licensed, registered, or certified to provide health care, educational, social welfare, mental health, or other human services; employees of an agency licensed to provide health care, educational, social welfare, mental health, or other human services; law enforcement officers; or employees of the office of the county medical examiner. Section 400.11a</p> <p><i>Failure to Report</i> Civily liable for the damages proximately caused by the failure to report, and a civil fine of not more than \$500.00 for each failure to report. Section 400.11e</p>	<p><i>Criminal Penalties</i></p> <p>Vulnerable Adult Abuse in the First Degree Felony punishable by imprisonment for not more than 15 years or a fine of not more than \$10,000.00, or both.</p> <p>Vulnerable Adult Abuse in the Second Degree Felony punishable by imprisonment for not more than 4 years or a fine of not more than \$5,000.00, or both.</p> <p>Vulnerable Adult Abuse in the Third Degree Misdemeanor punishable by imprisonment for not more than 2 years or a fine of not more than \$2,500.00, or both.</p> <p>Vulnerable Adult Abuse in the Fourth Degree Misdemeanor punishable by imprisonment for not more than 1 year or a fine of not more than \$1,000.00, or both. Section 750.145n</p>
Minnesota	<p><i>Mandatory reporters</i> include the following individuals who have reason to believe that a vulnerable adult is being or has been maltreated, or who have knowledge that a vulnerable adult has sustained a physical injury which is not reasonably explained: professionals or professionals' delegates while engaged in: social services, law enforcement, education, and the care of vulnerable adults; employees of a rehabilitation facility; persons that perform the duties of the medical examiner or coroner, and others. Section 626.5572</p> <p><i>Failure to Report</i> Liability for damages caused by the failure. Section 626.557</p>	<p><i>Criminal Penalties</i></p> <p>Criminal Abuse If the act results in the death of a vulnerable adult, imprisonment for not more than 15 years or payment of a fine of not more than \$30,000, or both</p> <p>If the act results in great bodily harm, imprisonment for not more than ten years or payment of a fine of not more than \$20,000, or both</p> <p>If the act results in substantial bodily harm or the risk of death, imprisonment for not more than five years or payment of a fine of not more than \$10,000, or both</p> <p>In other cases, imprisonment for not more than one year or payment of a fine of not</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>more than \$3,000, or both.</p> <p>Sexual contact or penetration with a resident, patient, or client of the facility is guilty of criminal abuse and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both. Section 609.2325</p> <p>Criminal Neglect A caregiver or operator who intentionally neglects a vulnerable adult or knowingly permits conditions to exist that result in the abuse or neglect of a vulnerable adult is guilty of a gross misdemeanor. A caregiver or operator who intentionally deprives a vulnerable adult of necessary food, clothing, shelter, health care, or supervision is guilty of a felony punishable by up to ten years imprisonment or payment of a fine of not more than \$10,000, or both. Section 609.233</p> <p>Disorderly Conduct A caregiver who commits a violation against a vulnerable adult may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both. Section 609.72</p>
Mississippi	<p><i>Mandatory reporters</i> of abuse, neglect, or exploitation include but are not limited to the following persons who know or suspect that a vulnerable person has been or is being abused, neglected or exploited: attorneys, physicians, osteopathic physicians, medical examiners, chiropractors or nurses engaged in the admission, examination, care or treatment of vulnerable persons, health professionals or mental health professionals, social workers, family protection workers, family protection specialists or other professional care, residential or institutional staff, law enforcement officers, and others.</p> <p><i>Failure to Report</i> Misdemeanor punishable by a fine not exceeding \$5,000.00, or by imprisonment in</p>	<p><i>Criminal Penalties</i></p> <p>Prohibition against Abuse, Neglect, or Exploitation Misdemeanor punishable by a fine not to exceed \$1,000.00 or by imprisonment not to exceed 1 year in the county jail, or by both.</p> <p>Felonious Abuse or Battery of a Vulnerable Person Punishable by imprisonment in the State Penitentiary for not more than 20 years. Section 43-47-19</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>the county jail for not more than 6 months, or both.</p> <p>If a person convicted is a member of a profession or occupation that is licensed, certified or regulated by the state, the court shall notify the appropriate licensing, certifying or regulating entity of the conviction.</p> <p><i>False Reports</i> Intentionally making a false report may lead to liability in a civil suit for any actual damages suffered by the person or persons so reported and for any punitive damages set by the court or jury. Section 43-47-7</p> <p><i>Mandatory reporters</i> of abuse and exploitation of patients and residents of care facilities include any persons who within the scope of their employment at a care facility or in a professional or personal capacity, have knowledge of or reasonable cause to believe that any patient or resident of a care facility has been the victim of abuse, neglect or exploitation.</p> <p><i>Failure to Report</i> Misdemeanor punishable by a fine of not more than \$500.00, or by imprisonment in the county jail for not more than 6 months, or both such fine and imprisonment. Section 43-47-37</p>	
Missouri	<p><i>Mandatory reporters</i> <i>Individuals who are unable to protect their own interests or adequately perform or obtain services necessary to meet their essential human needs who are either 1)60 years of age or older or 2)between 18 and 59 with a disability:</i> include any persons having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm and is in need of protective services. Section 660.255</p> <p><i>Individuals who are receiving “in-home services” through any “in-home provider agency”:</i> include any of the following persons who have reasonable cause to believe that an in-home services client has been abused or neglected, as a result of in-home services: adult day care</p>	<p><i>Criminal Penalties</i></p> <p>Elder Abuse in the First Degree Class A felony punishable by a term of imprisonment not less than ten years and not to exceed thirty years, or life imprisonment. Section 565.180 Section 558.011</p> <p>Elder Abuse in the Second Degree Class B felony punishable by a term of imprisonment not less than five years and not to exceed fifteen years. Section 565.182 Section 558.011</p> <p>Elder Abuse in the Third Degree</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>workers; chiropractors; Christian Science practitioners; coroners; dentists; embalmers; employees of the departments of social services, mental health, or health and senior services; employees of a local area agency on aging or an organized area agency on aging program; funeral directors; home health agency or home health agency employees; psychologists; social workers; and others.</p> <p><i>Failure to Report</i> Class A misdemeanor punishable by imprisonment of not more than 1 year. Section 660.300 Section 558-011</p>	<p>Class A misdemeanor punishable by a term of imprisonment not to exceed one year. Section 565.184 Section 558.011</p>
Montana	<p><i>Mandatory reporters</i> include the following individuals who know or have reasonable cause to suspect that an older person known to them in their professional or official capacities has been subjected to abuse, sexual abuse, neglect, or exploitation: physicians, residents, interns, professional or practical nurses, physician assistants, or members of a hospital staff engaged in the admission, examination, care, or treatment of persons; osteopaths, dentists, denturists, chiropractors, optometrists, podiatrists, medical examiners, coroners, or any other health or mental health professionals; ambulance attendants; social workers; and others. Section 52-3-811</p> <p><i>Failure to Report</i> The court may sentence the offender to a term of imprisonment not to exceed 6 months in the county jail or a fine not to exceed \$500, or both. Section 46-18-212</p>	<p><i>Criminal Penalties</i></p> <p>Abuse, sexual abuse, or neglect: Felony punishable by imprisoned for a term not to exceed 10 years and a fine not to exceed \$10,000, or both.</p> <p>Negligent abuse: Misdemeanor punishable by a fine not to exceed \$1,000 or imprisonment in the county jail for a term not to exceed 1 year, or both.</p> <p>Negligent Abuse--Second or subsequent conviction: Felony punishable by imprisonment for a term not to exceed 10 years and a fine not to exceed \$10,000, or both. Section 52-3-825</p>
Nebraska	<p><i>Mandatory reporters</i> include any of the following who have reasonable cause to believe that a vulnerable adult has been subjected to abuse, neglect, or exploitation or observe such adult being subjected to conditions or circumstances which reasonably would result in abuse, neglect, or exploitation: physicians, psychologists, physician assistants, nurses, nursing assistants, other medical, developmental disability, or mental health professionals, law enforcement personnel,</p>	<p><i>Criminal Penalties</i></p> <p>Knowing and Intentional Abuse, Neglect, or Exploitation of a Vulnerable Adult Class IIIA felony punishable by a maximum of 5 years imprisonment, or a \$10, 000 fine, or both. Section 28-386 Section 28-105</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>caregivers or employees of a caregiver, operators or employees of a sheltered workshop, owners, operators, or employees of any facility licensed by the department, or human services professionals or paraprofessionals not including a member of the clergy. Section 28-372</p> <p><i>Failure to Report</i> Any person who willfully fails to make any report required by the Adult Protective Services Act shall be guilty of a Class III misdemeanor. Section 28-384</p>	
Nevada	<p><i>Mandatory reporters</i> include the following person who, in a professional or occupational capacity, know or have reasonable cause to believe that an older person has been abused, neglected, exploited or isolated: Every physician, dentist, dental hygienist, chiropractor, optometrist, podiatric physician, medical examiner, resident, intern, professional or practical nurse, physician assistant, perfusionist, psychiatrist, psychologist, marriage and family therapist, clinical professional counselor, clinical alcohol and drug abuse counselor, music therapist, social worker, athletic trainer, driver of an ambulance, paramedic, licensed dietitian or other person providing medical services licensed or certified to practice in this State, who examines, attends or treats an older person who appears to have been abused, neglected, exploited or isolated, and others. Section 200.5093</p> <p><i>Failure to Report</i> Misdemeanor Section 200.5093</p>	<p><i>Criminal Penalties</i></p> <p>Additional penalty for Certain crimes committed against person 60 years of age or older or against vulnerable person If the crime is a misdemeanor or gross misdemeanor, imprisonment in the county jail for a term equal to the term of imprisonment prescribed by statute for the crime. If the crime is a felony, imprisonment in the state prison for a minimum term of not less than 1 year and a maximum term of not more than 20 years. Section 193.167</p> <p>Abuse of an older person or a vulnerable person: For the first offense, gross misdemeanor For any subsequent offense or if the person has been previously convicted of violating a law of any other jurisdiction that prohibits the same or similar conduct, category B felony punishable by imprisonment in the state prison for a minimum term of not less than 2 years and a maximum term of not more than 6 years Section 200-5099</p> <p>Certain abuse by any person who has assumed responsibility, legally, voluntarily or pursuant to a contract, to care for an older person or a vulnerable person Gross misdemeanor Section 200-5099</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>Conspiracy to Commit Abuse, Exploitation or Isolation of an Older Person For the first offense: gross misdemeanor.</p> <p>For the second and all subsequent offenses: category C felony Each person found guilty of such a conspiracy is jointly and severally liable for the restitution ordered by the court with each other person found guilty of the conspiracy. Section 200.50995</p>
New Hampshire	<p><i>Mandatory reporters</i> include any person, including, but not limited to, physicians, other health care professionals, social workers, clergy, and law enforcement officials, 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. Section 161-F:46</p> <p><i>Failure to Report</i> Misdemeanor Section 161-F:50</p>	<p><i>Criminal Penalties</i></p> <p>Criminal Neglect of Elderly, Disabled, or Impaired Adults Any caregiver who purposely causes serious bodily injury to an elderly, disabled, or impaired adult by neglect shall be guilty of a class A felony. Any caregiver who knowingly or recklessly causes serious bodily injury to an elderly, disabled, or impaired adult by neglect shall be guilty of a class B felony. Section 631:8</p>
New Jersey	<p><i>Mandatory reporters</i> include the following persons who have reasonable cause to believe that a vulnerable adult is the subject of abuse, neglect or exploitation: health care professionals, law enforcement officers, firefighters, paramedics or emergency medical technicians. Section 52:27D-409</p> <p>Mandatory Reporters also include county directors or designees that have reasonable cause to believe that a caretaker or other person has committed a criminal act against a vulnerable adult. Section 52:27D-419</p> <p><i>Failure to Report</i> N/A</p>	<p><i>Criminal Penalties</i></p> <p>Simple Assault on Institutionalized Elderly Person A person who is employed by a facility who commits a simple assault upon an institutionalized elderly person is guilty of a crime of the fourth degree. Section 2C:12-1</p> <p>Endangering welfare of an incompetent person A person is guilty of a disorderly persons offense when he knowingly acts in a manner likely to be injurious to the physical, mental or moral welfare of a person who is unable to care for himself because of mental disease or defect. Section 2C:24-7</p> <p>Abandonment, Neglect of Elderly Person, Disabled Adult Crime of the third degree. Section 2C:24-8</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>Sexual Assault Crime of the first degree where the victim is one whom the actor knew or should have known was physically helpless, mentally incapacitated, or had a mental disease or defect which rendered the victim temporarily or permanently incapable of understanding the nature of his conduct, including, but not limited to, being incapable of providing consent. Section 2C: 14-2</p> <p>Sentencing In determining the appropriate sentence to be imposed on a person who has been convicted of an offense, the court shall consider the following aggravating circumstance: The defendant committed the offense against a person who he knew or should have known was 60 years of age or older, or disabled. Section 2C:44-1</p>
New Mexico	<p><i>Mandatory reporters</i> include any person, including financial institutions, having reasonable cause to believe that an incapacitated adult is being abused, neglected or exploited shall immediately report that information to the department. N.M. Stat. § 27-7-30.</p> <p><i>Failure to Report</i> Any person failing or refusing to report, or obstructing or impeding any investigation is guilty of a misdemeanor and a civil penalty not to exceed ten thousand dollars (\$10,000) per violation. N.M. Stat. § 27-7-30.</p>	<p>Immunity Any person making a report or testifying in any judicial proceeding arising from the report or participating in a required evaluation pursuant to the Adult Protective Services Act or any law enforcement officer carrying out his responsibilities under that act or any person providing records or information as required under that act shall be immune from civil or criminal liability on account of that report, testimony or participation, unless the person acted in bad faith or with a malicious. N.M. Stat. § 27-7-31.</p> <p><i>Criminal Penalties</i></p> <p>Abuse Whoever commits abuse of a care facility resident that results in no harm to the resident is guilty of a petty misdemeanor. Whoever commits abuse of a resident that results in physical harm or great psychological harm to the resident is guilty of a fourth degree felony. Whoever commits abuse of a resident that results in great physical harm to the resident is guilty of a third degree felony.</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>Whoever commits abuse of a resident that results in the death of the resident is guilty of a second degree felony. Stat. § 30-47-4.</p> <p>Neglect Whoever commits neglect of a resident that results in no harm to the resident is guilty of a petty misdemeanor. Whoever commits neglect of a resident that results in physical harm or great psychological harm to the resident is guilty of a fourth degree felony. Whoever commits neglect of a resident that results in great physical harm to the resident is guilty of a third degree felony. Whoever commits neglect of a resident that results in the death of the resident is guilty of a second degree felony. Stat. § 30-47-5.</p>
New York	<p><i>Mandatory reporters</i> include a social services official that is authorized or required to determine the need for or to provide or arrange for the provision of protective services to adults that must report information to the appropriate police or sheriff's department and the district attorney's office if the official has a reason to believe that a criminal offense has been committed against a person for whom the need for such services is being determined, provided, or arranged. N.Y. Soc. Serv. Law, Art. 9B, § 473(5)</p> <p><i>Immunity</i> Any person who in good faith believes that a person eighteen years of age or older may be an endangered adult or in need of protective or other services, and who, based on such belief either: (a) reports or refers such person to any person, agency or organization that such person, in good faith, believes will take appropriate action; or (b) testifies in any judicial or administrative proceeding arising from such report or referral shall have immunity from any civil liability that might otherwise result by reason of the act of making such report or referral or of giving of such testimony. N.Y. Soc. Serv. Law, Art. 9B, § 473-b</p>	<p><i>Criminal Penalties</i></p> <p>Second Degree Felony A person is guilty of endangering the welfare of a vulnerable elderly person in the second degree when being a caregiver for a vulnerable elderly person: 1. With intent to cause physical injury to such person, he or she causes such injury to such person; or 2. He or she recklessly causes physical injury to such person; or 3. With criminal negligence, he or she causes physical injury to such person by means of a deadly weapon or a dangerous instrument; or 4. He or she subjects such person to sexual contact without the latter's consent. Endangering the welfare of a vulnerable elderly person in the second degree is a class E felony. N.Y. Penal Law, § 260.32.</p> <p>First Degree Felony A person is guilty of endangering the welfare of a vulnerable elderly person in the first degree when being a caregiver for a vulnerable elderly person: 1. With intent to cause physical injury to such person, he or she causes serious physical injury to such person; or</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>2. He or she recklessly causes serious physical injury to such person. Endangering the welfare of a vulnerable elderly person, or an incompetent or physically disabled person in the first degree is a class D felony. N.Y. Penal Law, § 260.34.</p>
North Carolina	<p><i>Mandatory reporters</i> include any person having reasonable cause to believe that a disabled adult is in need of protective services shall report such information to the director. N.C. Gen. Stat. § 108A-102.</p>	<p>Protection of the Abused, Neglected or Exploited Disabled Adult Act, Duty to Report N.C. Gen. Stat. § 108A-102.</p> <p>Immunity Anyone who makes a report pursuant to this statute, who testifies in any judicial proceeding arising from the report, or who participates in a required evaluation shall be immune from any civil or criminal liability on account of such report or testimony or participation, unless such person acted in bad faith or with a malicious purpose.</p> <p><i>Criminal Penalties</i></p> <p>Abuse A person is guilty of abuse if that person is a caretaker of a disabled or elder adult who is residing in a domestic setting and, with malice aforethought, knowingly and willfully: (i) assaults, (ii) fails to provide medical or hygienic care, or (iii) confines or restrains the disabled or elder adult in a place or under a condition that is cruel or unsafe, and as a result of the act or failure to act the disabled or elder adult suffers mental or physical injury.</p> <p>If the disabled or elder adult suffers serious injury from the abuse, the caretaker is guilty of a Class F felony. If the disabled or elder adult suffers injury from the abuse, the caretaker is guilty of a Class H felony. § 14-32.3.</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>Neglect A person is guilty of neglect if that person is a caretaker of a disabled or elder adult who is residing in a domestic setting and, wantonly, recklessly, or with gross carelessness: (i) fails to provide medical or hygienic care, or (ii) confines or restrains the disabled or elder adult in a place or under a condition that is unsafe, and as a result of the act or failure to act the disabled or elder adult suffers mental or physical injury.</p> <p>If the disabled or elder adult suffers serious injury from the neglect, the caretaker is guilty of a Class G felony. If the disabled or elder adult suffers injury from the neglect, the caretaker is guilty of a Class I felony. § 14-32.3.</p>
North Dakota	<p><i>Mandatory reporters</i> Include any medical or mental health professional or personnel, law enforcement officer, firefighter, member of the clergy, or caregiver 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, shall report the information if the knowledge is derived from information received by that person in that person's official or professional capacity.</p> <p>Any person not required to report who has reasonable cause to believe 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, may report the information.</p> <p>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. N.D. Cent. Code § 50-25.2-03.</p>	<p>Vulnerable Adult Protective Services - Reporting of Abuse or Neglect, N.D. Cent. Code § 50-25.2-03</p> <p><i>Criminal Penalties</i></p> <p>Endangering a vulnerable adult A caregiver who knowingly performs an act that causes a disabled adult's or vulnerable elderly adult's life to be endangered, health to be injured, or preexisting physical or mental condition to deteriorate, or a caregiver who fails to perform acts that the caregiver knows are necessary to maintain or preserve the life or health of the disabled adult or vulnerable elderly adult and the failure causes the disabled adult's or vulnerable elderly adult's life to be endangered, health to be injured, or preexisting physical or mental condition to deteriorate, is guilty of a class B felony. N.D. Cent. Code § 12.1-31-07.</p>
Ohio	<p><i>Mandatory reporters</i> Include Any attorney, physician, osteopath, podiatrist, chiropractor, dentist, psychologist, any employee of a hospital, licensed nurse,</p>	<p>Reporting Abuse, Neglect or Exploitation of Adults, Ohio Rev. Code Ann. § 5101.61</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>employee of an ambulatory health facility, employee of a home health agency, employee of a licensed residential facility that provides accommodations, supervision, and personal care services for three to sixteen unrelated adults, any employee of a nursing home, residential care facility, or home for the aging, any senior service provider, any peace officer, coroner, member of the clergy, any employee of a community mental health facility, and any person engaged in social work or counseling having reasonable cause to believe that an adult is being abused, neglected, or exploited, or is in a condition which is the result of abuse, neglect, or exploitation shall immediately report such belief to the county department of job and family services.</p> <p>This section does not apply to employees of any hospital or public hospital. Any person having reasonable cause to believe that an adult has suffered abuse, neglect, or exploitation may report, or cause reports to be made of such belief to the department. Ohio Rev. Code Ann. § 5101.61</p>	<p>Immunity Any person with reasonable cause to believe that an adult is suffering abuse, neglect, or exploitation who makes a report pursuant to this section or who testifies in any administrative or judicial proceeding arising from such a report, or any employee of the state or any of its subdivisions who is discharging responsibilities under section 5101.62 of the Revised Code shall be immune from civil or criminal liability on account of such investigation, report, or testimony, except liability for perjury, unless the person has acted in bad faith or with malicious purpose. Ohio Rev. Code Ann. § 5101.61</p>
Oklahoma	<p><i>Mandatory reporters</i> Any person having reasonable cause to believe that a vulnerable adult is suffering from abuse, neglect, or exploitation shall make a report as soon as the person is aware of the situation. Persons required to make reports pursuant to this section shall include, but not be limited to:</p> <ol style="list-style-type: none"> 1. Physicians; 2. Operators of emergency response vehicles and other medical professionals; 3. Social workers and mental health professionals; 4. Law enforcement officials; 5. Staff of domestic violence programs; 6. Long-term care facility personnel, including staff of nursing facilities, intermediate care facilities for persons with mental retardation, assisted living facilities, and residential care facilities; 7. Other health care professionals; 8. Persons entering into transactions with a caretaker or other person who has assumed the role of financial management for a vulnerable adult; 9. Staff of residential care facilities, group homes, or employment settings for individuals 	<p>Okla. Stat. tit. 43A, § 10-104.</p> <p>Immunity Any person participating in good faith and exercising due care in the making of a report shall have immunity from any civil or criminal liability that might otherwise be incurred or imposed. Any such participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report. Okla. Stat. tit. 43A, § 10-104.</p> <p><i>Criminal Penalties</i></p> <p>Abuse Any person who engages in abuse, sexual abuse, or exploitation of a vulnerable adult shall be guilty of a felony and fined not more than \$10,000.00 or be imprisoned for not more than two (2) years, or both such fine and imprisonment. Okla. Stat. tit. 21, § 843.3.</p> <p>Caretaker who has a responsibility to care for a vulnerable adult who purposely,</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>with developmental disabilities; 10. Job coaches, community service workers, and personal care assistants; and 11. Municipal employees. Okla. Stat. tit. 43A, § 10-104.</p> <p><i>Failure to Report</i> Any person who knowingly and willfully fails to promptly report any abuse, neglect, or exploitation shall be guilty of a misdemeanor punishable by imprisonment in the county jail for a term not exceeding one (1) year or by a fine of not more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment. Okla. Stat. tit. 43A, § 10-104.</p> <p><i>False Report</i> Any person who willfully or recklessly makes a false report shall be civilly liable for any actual damages suffered by the person being reported and for any punitive damages set by the court or jury which may be allowed in the discretion of the court or jury. Okla. Stat. tit. 43A, § 10-104.</p>	<p>knowingly or recklessly neglects the vulnerable adult shall be guilty of a felony and shall be fined not more than \$10,000.00 or be imprisoned for not more than two (2) years, or both such fine and imprisonment. Okla. Stat. tit. 21, § 843.3.</p>
Oregon	<p><i>Mandatory reporters</i> Any public or private official, while acting in an official capacity, has reasonable cause to believe that any person 65 years of age or older has suffered abuse must report or cause a report to be made. Or. Rev. Stat. § 124.060.</p> <p><i>Exception for Psychiatrists or Psychologists</i> A psychiatrist or psychologist is not required to report such information communicated by a person if the communication is privileged. § 124.060.</p>	<p>Immunity Reporter has immunity from any civil liability that might otherwise be incurred or imposed with respect to the making or content of such report if the report was made in good faith and with reasonable grounds. Immunity of person making report in good faith; identity confidential, § 124.075.</p>
*Pennsylvania is undertaking its first official codification - the old unofficial complication is Pa. Stat. Ann.	<p><i>Mandatory reporters</i> Any person who has reasonable cause to believe that an older adult needs protective services may report this to the local provider of protective services. Pa. Code § 15.21</p>	<p>Immunity Protection from retaliation: A person or entity who takes discriminatory, retaliatory or disciplinary action against an employee or other person who makes a report, against a person who cooperates with the agency or the Department to provide testimony or other information about a report, or against a victim of abuse, commits a violation of the act and is subject to a civil lawsuit. The reporter shall recover triple compensatory damages, compensatory and punitive damages or</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>\$5,000, whichever is greater, from the person or entity which committed the violation.</p> <p>Immunity from liability A person who participates in the making of a report or completion of an investigation or who provides testimony in an administrative or judicial proceeding arising out of a report shall be immune from civil or criminal liability because of these actions unless the person acted in bad faith or with malicious purpose.</p> <p>Intimidation Any person, including the victim, who submit report shall be free from any intimidation by an employer or by any other person or entity. Any person who violates this subsection is subject to civil lawsuit wherein the person intimidated or the victim shall recover treble compensatory damages, compensatory and punitive damages or \$5,000, whichever is greater. Pa. Code § 15.22</p>
Rhode Island	<p><i>Mandatory reporters</i> 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, shall make an immediate report. § 42-66-8.</p> <p><i>Failure to Report</i> Punishable by a fine of not more than one thousand dollars (\$1,000). § 42-66-8.</p> <p>Victim of abuse, neglect, exploitation or who is self-neglecting is not required to make a report § 42-66-8.</p> <p><i>Telephone line</i> The director shall provide, for the use of the general public, a statewide toll free, twenty-four (24) hour a day, seven (7) days a week telephone line, to report abuse, neglect, exploitation and self-neglect of the elderly. § 42-66-8.</p>	<p>R.I. Gen. Laws § 42-66-8.2 Abuse, neglect, exploitation and self-neglect of elderly persons – Investigation of reports.</p> <p>Immunity Any person participating in good faith in making a report has immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. Immunity from liability, § 42-66-11.</p> <p><i>Criminal Penalties</i></p> <p>Assault and Battery Assault and battery causing bodily injury is a felony and shall be imprisoned not exceeding five (5) years, or fined not exceeding one thousand dollars (\$1,000), or both. § 11-5-10 Assault on persons 60 years of age or older causing bodily injury.</p> <p>Assault or battery, or both, causing serious bodily injury, is a felony and shall be imprisoned for not less than three (3)</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>years but not more than twenty (20) years, or fined not more than ten thousand dollars (\$10,000), or both. Plus restitution to the victim or up to five hundred (500) hours of public community restitution work or attend counseling.</p> <p>§ 11-5-10.1 Assault on persons 60 years of age or older causing serious bodily injury.</p> <p>Assault and battery causing bodily injury, and who responsible for the care and treatment of the victim, is a felony and shall be imprisoned not exceeding five (5) years, or fined not exceeding two thousand five hundred dollars (\$2,500), or both.</p> <p>§ 11-5-10.3 Assault on persons 60 years of age or older by caretaker causing bodily injury.</p> <p>If the person was employed by a health care facility that either condoned the act or attempted to conceal it, the health care facility shall be fined not exceeding five thousand dollars (\$5,000).</p> <p>Assault or battery, or both, by a person responsible for the care and treatment of the victim, causing serious bodily injury is a felony and shall be imprisoned for not less than two (2) years but not more than twenty (20) years, or fined not more than ten thousand dollars (\$10,000), or both. Plus restitution or up to five hundred (500) hours of public community restitution work or attend counseling. If the person committing the act was employed by a health care facility that either condoned the act or attempted to conceal it, the health care facility shall be fined not exceeding fifteen thousand dollars (\$15,000).</p> <p>§ 11-5-10.4 Assault on persons 60 years of age or older by caretaker causing serious bodily injury.</p> <p>Any person primarily responsible for the care of an adult with severe impairments who shall willfully and knowingly abuse, neglect or exploit that adult shall be subject to a fine of not more than two thousand dollars (\$2,000), or imprisoned not more than five (5) years, or both.</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>§ 11-5-12 Abuse, neglect and/or exploitation of adults with severe impairments.</p>
South Carolina	<p><i>Mandatory reporters</i> 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 intellectual disability specialist, social or public assistance worker, caregiver, staff or volunteer of an adult day care center or of a facility, or law enforcement officer having reason to believe that a vulnerable adult has been or is likely to be abused, neglected, or exploited must report the incident. § 43-35-25(a).</p> <p>Any other person who has actual knowledge that a vulnerable adult has been abused, neglected, or exploited must report the incident. § 43-35-25(a).</p> <p><i>Voluntary Reporters</i> Any other person who has reason to believe that a vulnerable adult has been or may be abused, neglected, or exploited may report the incident. § 43-35-25(b).</p> <p>Must report the incident within twenty-four hours or the next working day. A report must be made in writing or orally by telephone or otherwise to: (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. § 43-35-25(d).</p> <p><i>Death</i> If reasonable suspicion to believe that a vulnerable adult died as a result of abuse or neglect shall report the death and suspected</p>	<p>Adult Protection, S.C. Code Ann. § 43-35.</p> <p><i>Immunity</i> A person who, acting in good faith, reports or who participates in an investigation or judicial proceeding resulting from a report is immune from civil and criminal liability. § 43-35-75.</p> <p>It is against the public policy of South Carolina to change an employee's status solely because the employee reports or cooperates with an investigation or action taken under this chapter. § 43-35-75.</p> <p><i>Criminal Penalties</i></p> <p><i>Abuse</i> A person who knowingly and wilfully abuses a vulnerable adult is guilty of a felony and must be imprisoned not more than five years. § 43-35-85(B)</p> <p><i>Neglect</i> A person who knowingly and wilfully neglects a vulnerable adult is guilty of a felony and must be imprisoned not more than five years. § 43-35-85(C)</p> <p><i>Exploits</i> A person who knowingly and wilfully exploits a vulnerable adult is guilty of a felony and must be fined not more than five thousand dollars or imprisoned not more than five years, or both, and may be required by the court to make restitution. § 43-35-85(D)</p> <p><i>Great Bodily Injury</i> A person who knowingly and wilfully abuses or neglects a vulnerable adult resulting in great bodily injury is guilty of a felony and must be imprisoned not more than fifteen years. § 43-35-85(E)</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>cause of death to the coroner or medical examiner. The coroner or medical examiner must report the investigative findings to the Vulnerable Adults Investigations Unit of the South Carolina Law Enforcement Division. § 43-35-35(a).</p> <p><i>Failure to Report</i> If knowingly and wilfully fail to report abuse, neglect, or exploitation is guilty of a misdemeanor and must be fined not more than twenty-five hundred dollars or imprisoned not more than one year. § 43-35-85.</p>	<p>Death A person who knowingly and wilfully abuses or neglects a vulnerable adult resulting in death is guilty of a felony and, upon conviction, must be imprisoned not more than thirty years. § 43-35-85(F)</p> <p>Threatens or Intimidates A person who threatens, intimidates, or attempts to intimidate a vulnerable adult subject of a report, a witness, or any other person cooperating with an investigation conducted pursuant to this chapter is guilty of a misdemeanor and must be fined not more than five thousand dollars or imprisoned for not more than three years. § 43-35-85(G)</p> <p>Obstructs or Impedes Investigation A person who wilfully and knowingly obstructs or in any way impedes an investigation is guilty of a misdemeanor and must be fined not more than five thousand dollars or imprisoned for not more than three years. § 43-35-85(H)</p>
South Dakota	<p><i>Mandatory reporters</i> (1) Physician, dentist, doctor of osteopathy, chiropractor, optometrist, podiatrist, religious healing practitioner, hospital intern or resident, nurse, paramedic, emergency medical technician, social worker, or any health care professional; (2) Long-term care ombudsman; (3) Psychologist, licensed mental health professional, or counselor engaged in professional counseling; or (4) State, county, or municipal criminal justice employee or law enforcement officer § 22-46-9.</p> <p><i>When</i> A reporter who knows, or has reasonable cause to suspect, that an elder or disabled adult has been or is being abused or neglected, shall, within twenty-four hours, report such knowledge or suspicion orally or in writing to the state's attorney of the county in which the elder or disabled adult resides or is present, to</p>	<p>Report of abuse, neglect, or exploitation, S.D. Codified Laws Ann. § 22-46-7.</p> <p>Abuse, Neglect, or Exploitation of Elders or Adults with Disabilities, § 22-46.</p> <p><i>Criminal Penalties</i></p> <p>Felony Abuse or neglect an elder or a disabled adult is guilty of a Class 6 felony. § 22-46-2.</p> <p>Immunity Any person who, in good faith, makes a report of abuse, neglect, or exploitation of any elder or disabled adult or participation in any judicial proceeding resulting from the report, is immune from any civil or criminal liability.</p> <p>This immunity extends in a like manner to</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>the Department of Social Services, or to a law enforcement officer. § 22-46-9.</p> <p><i>Failure to Report</i> Any person who knowingly fails to make the required report is guilty of a Class 1 misdemeanor. § 22-46-9.</p> <p><i>Mandatory Reporting for Residential Facility or Elder Service Provider:</i> Any staff member of a nursing facility, assisted living facility, adult day care center, or community support provider, or any residential care giver, individual providing homemaker services, victim advocate, or hospital personnel engaged in the admission, examination, care, or treatment of elderly or disabled adults who knows, or has reasonable cause to suspect, that an elderly or disabled adult has been or is being abused or neglected, must, within twenty-four hours, notify the person in charge of the institution or the entity. The person in charge shall report the information in accordance with the provisions of § 22-46-9. § 22-46-10.</p> <p><i>Voluntary Reporting</i> Any person who knows or has reason to suspect that an elderly or disabled adult has been abused or neglected may report that information, regardless of whether that person is one of the mandatory reporters § 22-46-11.</p>	<p>any public official or to any person or institution who in good faith cooperates with any public official in an investigation. § 22-46-8</p> <p>Immunity also applies to any institution regulated pursuant to chapter 34-12 and any employee, agent, or member of a medical or dental staff. § 34-12-51</p>
Tennessee	<p><i>Mandatory reporters</i> include, but are not limited to, a physician, nurse, social worker, department personnel, coroner, medical examiner, alternate care facility employee, or caretaker, having reasonable cause to suspect that an adult has suffered abuse, neglect, or exploitation. Tenn. Code Ann. § 71-6-103.</p> <p>Death of the adult does not relieve one of the responsibility for reporting the circumstances surrounding the death. § 71-6-103.</p> <p><i>False Reports</i></p>	<p>If knowingly (other than by accidental means) abuse, neglect or exploit any adult it is a Class E felony. Tenn. Code Ann. § 71-6-117</p> <p>If knowingly (other than by accidental means) physically abuse or grossly neglect an impaired adult that results in serious mental or physical harm then it is a Class C felony. § 71-6-119.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>If report or knowingly cause another to report an accusation that the person knows or should know is false then it is a Class A misdemeanor. § 71-6-123.</p>	
Texas	<p><i>Mandatory reporters</i> If there is cause to believe that an elderly or disabled person is in the state of abuse, neglect, or exploitation, shall report the information immediately. § 48.051</p> <p><i>Failure to Report</i> Class A misdemeanor. The offense is a state jail felony if the disabled person was a person with mental retardation who resided in a state supported living center, the ICF-MR component of the Rio Grande State Center, or a facility licensed under Chapter 252, Health and Safety Code, and the actor knew that the disabled person had suffered serious bodily injury as a result of the abuse, neglect, or exploitation. § 48.052.</p> <p><i>False Report</i> If knowingly or intentionally reports information that the person knows is false or lacks factual foundation it is a Class A misdemeanor. § 48.053.</p>	<p>Reports of Abuse, Neglect, or Exploitation: Immunities, Texas Hum. Res. Code Ann. § 48.051.</p>
Utah	<p><i>Mandatory reporters</i> A person who has reason to believe that a vulnerable adult has been the subject of abuse, neglect, or exploitation shall immediately notify Adult Protective Services intake or the nearest law enforcement agency. Utah Code Ann. § 62A-3-305; § 76-5-111.1.</p>	<p><i>Immunity</i> A person who in good faith makes a report or otherwise notifies a law enforcement agency or Adult Protective Services of suspected abuse, neglect, or exploitation is immune from civil and criminal liability in connection with the report or other notification. Utah; § 76-5-111.1.</p> <p><i>Criminal Penalties</i></p> <p><i>Aggravated Abuse</i> Under any circumstances likely to produce death or serious physical injury, any person, including a caretaker, who causes a vulnerable adult to suffer serious physical injury or, having the care or custody of a vulnerable adult, causes or permits that adult's person or health to be injured, or causes or permits a vulnerable adult to be</p>

State	Reporting Laws	Civil or Criminal Statutes
		<p>placed in a situation where the adult's person or health is endangered, is guilty of the offense of aggravated abuse of a vulnerable adult as follows:</p> <p>(a) if done intentionally or knowingly, the offense is a second degree felony;</p> <p>(b) if done recklessly, the offense is third degree felony; and</p> <p>(c) if done with criminal negligence, the offense is a class A misdemeanor.</p> <p>Abuse Under circumstances other than those likely to produce death or serious physical injury any person, including a caretaker, who causes a vulnerable adult to suffer harm, abuse, or neglect; or, having the care or custody of a vulnerable adult, causes or permits that adult's person or health to be injured, abused, or neglected, or causes or permits a vulnerable adult to be placed in a situation where the adult's person or health is endangered, is guilty of the offense of abuse of a vulnerable adult as follows:</p> <p>(a) if done intentionally or knowingly, the offense is a class A misdemeanor;</p> <p>(b) if done recklessly, the offense is a class B misdemeanor; and</p> <p>(c) if done with criminal negligence, the offense is a class C misdemeanor. §76-5-111.</p> <p>Endangerment A person is guilty of a felony of the third degree if the person knowingly or intentionally causes or permits a vulnerable adult to be exposed to, inhale, ingest, or have contact with a controlled substance, chemical substance, or drug paraphernalia</p> <p>A person is guilty of a felony of the second degree, if the adult suffers bodily injury, substantial bodily injury, or serious bodily injury.</p> <p>A person is guilty of a felony of the first degree, if the conduct results in death. § 76-5-112.5.</p>
Vermont	<i>Mandatory reporters</i>	Reports of Abuse, Neglect, and Exploitation

State	Reporting Laws	Civil or Criminal Statutes
	<p>include (1) All employees, contractors and grantees of the Agency of Human Services who are involved in caregiving.</p> <p>(2) A physician, osteopath, chiropractor or physician assistant, nurse, medical examiner, licensed nursing assistant, emergency medical services personnel, dentist, or psychologist.</p> <p>(3) 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.</p> <p>(4) 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.</p> <p>(5) 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.</p> <p>Vt. Stat. Ann. tit. 33, § 6903.</p> <p><i>Permissive Reporters</i> Any other concerned person may report or cause a report to be made. § 6903.</p> <p><i>When</i> If someone knows 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, a report should be made orally or in writing to as soon as possible, but in no event later than 48 hours thereafter. If an oral report is made then a written report must be made within one week. § 6904. Nature and content of report; to whom made.</p>	<p>of Vulnerable Adults, Vt. Stat. tit. 33, ch. 69.</p> <p><i>Criminal Penalties</i></p> <p>Sexual Abuse When person has committed sexual abuse, sexual exploitation, abuse which causes grievous injury to or the death of a vulnerable adult, or neglect which causes grievous injury to or the death of a vulnerable adult, can impose an administrative penalty of not more than \$10,000.00 for each violation and will notify the Office of Professional Regulation, or any other professional licensing board applicable to the violator.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p><i>Failure to Report</i> If willfully fail to report then may impose an administrative penalty not to exceed \$500.00 per violation. Every 24 hours that a report is not made is a new and separate violation, and a mandatory reporter shall be liable for an administrative penalty of not more than \$500.00 for each 24-hour period, not to exceed a maximum penalty of \$5,000.00 per reportable incident. § 6913. Penalties; abuse; neglect; exploitation; mandatory reporter's failure to report.</p>	
Virginia	<p><i>Mandatory reporters</i> 1. Any person licensed, certified, or registered by health regulatory boards in § 54.1-2503; 2. Any mental health services provider as defined in § 54.1-2400.1; 3. Any emergency medical services provider certified by the Board of Health pursuant to § 32.1-111.5, unless such provider immediately reports the suspected abuse, neglect or exploitation directly to the attending physician at the hospital to which the adult is transported, 4. Any guardian or conservator of an adult; 5. 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; 6. 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 7. Any law-enforcement officer. 8. Medical facilities inspectors of the Department of Health are exempt from reporting suspected abuse immediately while conducting federal inspection surveys VA Code § 63.2-1606.</p> <p><i>When</i> There is reason to suspect the abuse, neglect or exploitation of adults reporter must report it immediately. Reports shall be made to the local department or the adult protective services hotline. VA Code § 63.2-1606.</p>	<p>Protection of aged or incapacitated adults; mandated and voluntary reporting. VA Code § 63.2-1606.</p> <p>Criminal Penalties Abuse or neglect an incapacitated adult that does not result in serious bodily injury or disease then guilty of a Class 1 misdemeanor. VA Code § 18.2-369.</p> <p>If convicted of a second or subsequent offense under this subsection is guilty of a Class 6 felony. VA Code § 18.2-369.</p> <p>Abuse or neglect an incapacitated adult that results in serious bodily injury or disease is guilty of a Class 4 felony. VA Code § 18.2-369.</p> <p>Abuse or neglect of an incapacitated adult that results in the death is a Class 3 felony. VA Code § 18.2-369.</p>
Washington	<p><i>Mandatory reporters</i> Include any employee of the department; law enforcement officer; social worker;</p>	

State	Reporting Laws	Civil or Criminal Statutes
	<p>professional school personnel; individual provider; an employee of a facility; an operator of a facility; an employee of a social service, welfare, mental health, adult day health, adult day care, home health, home care, or hospice agency; county coroner or medical examiner; Christian Science practitioner; or health care provider. Wash. Rev. Code § 74.34.020(11).</p> <p>When have reason to believe that: (1) abandonment, abuse, financial exploitation, or neglect of a vulnerable adult has occurred (2) sexual assault has occurred (3) physical assault has occurred or (4) an act has caused fear of imminent harm Wash. Rev. Code § 74.34.035.</p> <p><i>Not Required to Report</i> An incident of physical assault between vulnerable adults that causes minor bodily injury and does not require more than basic first aid, unless:</p> <ul style="list-style-type: none"> - requested by the injured vulnerable adult or his or her legal representative or family member - The injury appears on the back, face, head, neck, chest, breasts, groin, inner thigh, buttock, genital, or anal area; - There is a fracture; - There is a pattern of physical assault between the same vulnerable adults or involving the same vulnerable adults; or - There is an attempt to choke a vulnerable adult. § 74.34.035 . <p><i>Failure to Report</i> If knowingly fails to make the report then guilty of a gross misdemeanor. § 74.34.053.</p> <p><i>False Report</i> If intentionally, maliciously, or in bad faith makes a false report of alleged abandonment, abuse, financial exploitation, or neglect of a vulnerable adult is guilty of a misdemeanor. § 74.34.053.</p>	
West Virginia	<p><i>Mandatory reporters</i> any medical, dental or mental health professional, Christian Science practitioner,</p>	<p>Abuse or neglect of incapacitated adult, W. Va. Code § 61-2-29.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>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. § 9-6-9.</p> <p><i>When</i> If have 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 subjected to conditions that are likely to result in abuse, neglect or an emergency situation, the person shall immediately report the circumstances pursuant to the provisions of section eleven of this article. § 9-6-9.</p>	<p><i>Criminal Penalties</i> If neglect: an incapacitated adult or who knowingly permits another person to neglect an incapacitated adult is guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$100 nor more than \$500 or confined in jail for not more than one year, or both fined and confined. § 61-2-29(b).</p> <p>If abuse: an incapacitated adult or who knowingly permits another person to abuse an incapacitated adult is guilty of a misdemeanor and, can be fined not less than \$100 nor more than \$500 or confined in jail for not less than ninety days nor more than one year, or both fined and confined. § 61-2-29(c).</p> <p>Bodily Injury and Serious Bodily Injury: if intentionally and maliciously abuses or neglects an incapacitated adult and causes the incapacitated adult bodily injury is guilty of a felony and, can be fined not less than \$100 nor more than \$1,000 and imprisoned in a state correctional facility not less than two years nor more than ten years.</p> <p>If causes serious bodily injury then guilty of a felony and, can be fined not less than \$1,000 nor more than \$5,000 and imprisoned in a state correctional facility not less than three years nor more than fifteen years. § 61-2-29(d-e).</p>
Wisconsin	<p><i>Mandatory reporters</i> 1) An employee of any entity that is licensed, certified, or approved by or registered with the department. 2) A health care provider 3) A social worker, professional counselor, or marriage and family therapist certified under ch. 457. § 46.90(4)</p> <p><i>When</i></p> <ul style="list-style-type: none"> - if the adult at risk has requested the person to make the report, or - if the person has reasonable cause to 	<p>Adult-at-risk Agency, Wis. Stat. § 55.043(1m).</p> <p>Abuse of Vulnerable Adults, § 940.285.</p> <p>Immunity Cannot be held civilly or criminally liable or be found guilty of unprofessional conduct for reporting in good faith under this subsection, or for filing a report with an agency not listed or if the person had a good faith belief that the report was filed correctly with one of the listed agencies.</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p>believe that any of the following situations exist:</p> <ol style="list-style-type: none"> 1) The adult at risk is at imminent risk of serious bodily harm, death, sexual assault, or significant property loss and is unable to make an informed judgment about whether to report the risk. 2) An adult at risk other than the subject of the report is at risk of serious bodily harm, death, sexual assault, or significant property loss inflicted by a suspected perpetrator. <p>§ 46.90(4)</p> <p><i>Exceptions</i> Not required to file a report if:</p> <ol style="list-style-type: none"> 1) The person believes that filing a report would not be in the best interest of the adult at risk. If the person so believes, the person shall document the reasons for this belief in the case file that the person maintains on the adult at risk. 2) If a health care provider provides treatment by spiritual means (not medical) and his or her communications with patients are required by his or her religious denomination to be held confidential. <p>§ 46.90(4)</p>	<p>§ 55.043(1m)(d).</p>
Wyoming	<p><i>Mandatory reporters</i> 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 shall report the information immediately to a law enforcement agency or the department. Anyone who in good faith makes a report pursuant to this section is immune from civil liability for making the report. § 35-20-103.</p> <p><i>When</i> The duty to report applies without exception to a person or agency who knows, or has sufficient knowledge which a prudent and cautious man in similar circumstances would have to believe, that a vulnerable adult has been or is being abused, neglected, exploited, intimidated or abandoned, or is committing self-neglect. 35-20-111(a).</p>	<p>Adult Protective Services, Wyo. Stat. § 35-20-103.</p> <p><i>Criminal Penalties</i></p> <p>Abuse, neglect, abandonment, intimidation or exploitation of a vulnerable adult; penalties, § 6-2-507.</p> <p>Reckless abuse, neglect, abandonment, intimidation or exploitation of a vulnerable adult is a misdemeanor, punishable by not more than one (1) year in jail, a fine of one thousand dollars (\$1,000.00), or both, and registration of the offender's name on the central registry. 6-2-507(b).</p> <p>Intentional abuse, neglect or abandonment of a vulnerable adult is a felony punishable by not more than ten (10) years in prison, a fine of not more than ten thousand dollars (\$10,000.00), or both, and</p>

State	Reporting Laws	Civil or Criminal Statutes
	<p><i>Failure to Report</i> If person knows or has sufficient knowledge which a prudent and cautious man in similar circumstances would have to believe that a vulnerable adult is being or has been abused, neglected, exploited, intimidated or abandoned, or is committing self-neglect, and knowingly fails to report in accordance with this act is guilty of a misdemeanor punishable by imprisonment for not more than one (1) year, a fine of not more than one thousand dollars (\$1,000.00), or both. 35-20-111(b).</p> <p><i>False Report</i> A misdemeanor punishable by imprisonment for not more than one (1) year, a fine of not more than one thousand dollars (\$1,000.00), or both, if he reports information that he knows or has reason to know the information is false or lacks factual foundation. 35-20-113.</p>	<p>registration of the offender's name on the central registry. 6-2-507(c).</p> <p>Exploitation A felony punishable by not more than ten (10) years in prison, a fine of not more than ten thousand dollars (\$10,000.00), or both, and registration of the offender's name on the central registry. 6-2-507(d).</p>