

STATEMENT ACKNOWLEDGING REQUIREMENT TO REPORT SUSPECTED ABUSE OF DEPENDENT ADULTS AND ELDERS

Name:
Title:
Campus:

California law *requires* certain people to report known or suspected dependent adult or elder abuse or neglect. You have been identified as one of those people – a “mandated reporter.” Mandated reporters are individuals who have “assumed full or intermittent responsibility for the care or custody of an elder or dependent adult,” as well as health care practitioners, clergy members, and law enforcement personnel. [W&I § 15630(a)]

DEPENDENT ADULTS AND ELDERS

A dependent adult is a California resident aged 18-64 who has physical or mental limitations that restrict his or her ability to carry out normal activities or to protect his or her rights. These include persons with physical or developmental disabilities or whose physical or mental abilities have diminished with age. [W&I 15610.23] Elders are California residents age 65 or older. [W&I 15610.27]

WHEN REPORTING ABUSE IS REQUIRED

A mandated reporter, who in his or her professional capacity, or within the scope of his or her employment, has observed or has knowledge of an incident that reasonably appears to be dependent adult or elder abuse or neglect, or who is told by a dependent adult or elder that he or she has experienced abuse or neglect, or reasonably suspects abuse or neglect, must report this information by telephone immediately or as soon as practically possible, and by written report within two (2) working days. [W&I 15630(b)]

ABUSE THAT MUST BE REPORTED

- *Physical abuse* [W&I § 15610.63]
- *Neglect* [W&I § 15610.57]
- *Financial abuse* [W&I § 15610.30(a)]
- *Abandonment* [W&I § 15610.65]
- *Isolation* [W&I § 15610.43]
- *Abduction* [W&I § 15610.06]

WHERE TO CALL IN AND SEND THE WRITTEN ABUSE REPORT

If the abuse occurred in a long-term care facility or residential facility serving adults or elders or an adult day program, you must report to either local law enforcement or the local long-term care ombudsman. [W&I § 15630(b)(1)(A)]. Otherwise, you must report to local law enforcement (including Campus Police) or county adult protective services. [W&I § 15630(b)(1)(C)] Forms for submitting written reports may be found online at <http://www.cdss.ca.gov/agedblinddisabled/PG1298.htm>. In addition, an internal report must be made to your supervisor or to the University Compliance Hotline. This internal report may be made anonymously.

Additional information on reporting requirements can be found by accessing the UCLA Health System Policies link on the UCLA mednet home page, <http://www.mednet.ucla.edu/> and reviewing Policy #1314 for Elder and Dependent Adult Abuse Reporting, <http://www.mednet.ucla.edu/Policies/pdf/ww/1314.pdf>.

PENALTY FOR FAILURE TO REPORT ABUSE

Failure to make a mandatory report may result in fines ranging from \$1000-\$5000 and imprisonment for 6 months to 1 year, depending on the circumstances. [W&I § 15630(h)]

COPY OF THE LAW

Prior to my employment at the University of California, my employer provided me with a copy of the Welfare & Institutions Code (“W&I”) section 15630 (Appendix 3). [W&I § 15659]

ACKNOWLEDGEMENT OF RESPONSIBILITY

I have knowledge of my responsibility to report known or suspected dependent adult or elder abuse or neglect in compliance with W&I § 15630.

Signature	Date
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DOMESTIC ABUSE REPORTING REQUIREMENT

California Penal Code §11160 requires all health practitioners employed by UCLA Health to make an immediate report to a local law enforcement agency when in their professional capacity or within the scope of their employment, they provide medical services for physical conditions to patients who they know or reasonable suspect to be persons described as follows:

1. Any patient whose wound or injury was inflicted by his/her own act, by means of a firearm.
2. Any patient whose wound or injury was inflicted by someone else, by means of a firearm.
3. Any patient whose wound or injury is the result of assaultive/abusive conduct.

State law requires that an immediate telephone report be made to local law enforcement followed by a written report sent within (2) working days of receiving the information concerning the incident.

A health practitioner is defined as a: physician, surgeon, psychiatrist, psychologist, resident, intern, dentist, podiatrist, chiropractor, licensed nurse (LVN's and RN's), dental hygienist, optometrist, social worker or any other person who is currently licensed under the Business and Professional Code §500 et seq.; any marriage, family and child counselor, marriage, family and child counselor trainee or unlicensed marriage, family and child counselor registered intern; a psychological assistant; emergency medical technician I or II, paramedics or any other person certified pursuant to Health and Safety Code §1797 et seq.; state or county public health employee; coroner, medical examiner, or any other person who performs autopsies; and religious practitioners (P.C.§11165.7)

Note: Clinical Social Workers are not mandated reporters subject to this abuse reporting requirement because they do not provide medical services in this context. Clinical Social Workers may assist the other health practitioners who are mandated reporters with the reporting process, as explained in UCLA Health System Policy.

The law provides that any health practitioner shall not incur either civil or criminal liability for any report required to be made under the law.

Failure to report an incident as defined above constitutes a misdemeanor and is punishable by up to six (6) month's imprisonment or a maximum fine of \$1,000 or both fine and imprisonment.

Reports made under the law are confidential and may be disclosed only to the agencies specified by law.

I certify that I have read and understand this statement and will comply with my obligations under this reporting law.

Print Name

Date

Signature

A Member of the UCLA Health Network

STATEMENT ACKNOWLEDGING REQUIREMENT TO REPORT CHILD ABUSE

Name:
Title:
Campus:

California law *requires* certain people to report known or suspected child abuse or neglect. You have been identified as one of those people – a “mandated reporter.” A summary of mandated reporter categories is provided at Appendix 1. Relevant provisions of the Child Abuse and Neglect Reporting Act (CANRA) are provided in Appendix 2. The complete statute can be found online at <http://www.leginfo.ca.gov/cgi-bin/displaycode?section=pen&group=11001-12000&file=11164-11174.3>.

WHEN REPORTING ABUSE IS REQUIRED

A mandated reporter, who in his or her professional capacity, or within the scope of his or her employment, has knowledge of or observes a person under the age of 18 years (even an enrolled or registered student) whom he or she knows or reasonably suspects has been the victim of child abuse or neglect must report the suspected incident. The reporter must contact a designated agency immediately or as soon as practically possible by telephone, and must prepare and send a written report within 36 hours of receiving the information concerning the incident. [CANRA § 11165.6]

ABUSE THAT MUST BE REPORTED

- *Physical injury* inflicted by other than accidental means. [CANRA § 11165.6]
- *Sexual abuse* meaning sexual assault or sexual exploitation of a child. [CANRA § 11165.1]
- *Neglect* meaning the negligent treatment, lack of treatment, or the maltreatment of a child by a person responsible for the child’s welfare under circumstances indicating harm or threatened harm to the child’s health or welfare. [CANRA § 11165.3]
- *Willful harming or injuring or endangering a child* meaning a situation in which any person inflicts, or willfully causes or permits a child to suffer, unjustifiable physical pain or mental suffering, or causes or permits a child be placed in a situation in which the child or child’s health is endangered. [CANRA § 11165.3]
- *Unlawful corporal punishment or injury* willfully inflicted on a child and resulting in a traumatic condition. [CANRA § 11165.4]

WHERE TO CALL IN AND SEND THE WRITTEN ABUSE REPORT

Reports of suspected child abuse or neglect must be made to any police department or sheriff’s department (not including a school district police or security department), county probation department (if designated by the county to receive mandated reports), or county welfare department. [CANRA § 11165.9] Campus Police accept reports. The written report must include the information described in CANRA § 11167(a) and may be submitted on form SS 8572, available online at http://ag.ca.gov/childabuse/pdf/ss_8572.pdf. In addition, an internal report must be made to your supervisor or to the University Compliance Hotline. This internal report may be made anonymously.

Additional information on reporting requirements can be found by accessing the UCLA Health System Policies link on the UCLA mednet home page, <http://www.mednet.ucla.edu/> and reviewing Policy # 1303 for Child Abuse – Management of Suspected Cases (Reporting Of), <http://www.mednet.ucla.edu/Policies/pdf/ww/1303.pdf>.

IMMUNITY AND CONFIDENTIALITY OF REPORTER AND OF ABUSE REPORTS

Mandated reporters have immunity from criminal or civil liability for reporting as required or authorized by law. [CANRA § 11172(a)] The identity of a mandated reporter is confidential and disclosed only among agencies receiving or investigating reports, and other designated agencies. [PC § 11167(d)(1)] Reports are confidential and may be redisclosed only to specified persons and agencies. Any violation of confidentiality provided by CANRA is a misdemeanor punishable by imprisonment, fine, or both. [PC § 11167.5(a)-(b)]

PENALTY FOR FAILURE TO REPORT ABUSE

A mandated reporter who fails to make a required report is guilty of a misdemeanor punishable by up to six months in jail, a fine of \$1000, or both. [CANRA § 11166(b)]

COPY OF THE LAW

Prior to my employment at the University of California, my employer provided me with a copy of CANRA sections 11165.7, 11166, and 11167. [CANRA § 11166.5(a)]

ACKNOWLEDGEMENT OF RESPONSIBILITY

I have knowledge of my responsibility to report known or suspected child abuse or neglect in compliance with CANRA § 11166.

Signature

Date