

Nevada Mandatory Reporting Requirements Regarding Elderly/Disabled

<p><i>Who Must Report?</i></p>	<p><u>For older and vulnerable persons:</u></p> <ul style="list-style-type: none"> • 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, alcohol and drug abuse counselor, athletic trainer, driver of an ambulance, advanced emergency medical technician or other person providing medical services licensed or certified to practice in this State, who examines, attends or treats an older person or vulnerable person who appears to have been abused, neglected, exploited or isolated; • Any personnel of a hospital or similar institution engaged in the admission, examination, care or treatment of persons or an administrator, manager or other person in charge of a hospital or similar institution upon notification of the suspected abuse, neglect, exploitation or isolation of an older person or vulnerable person by a member of the staff of the hospital; • A coroner; • Every person who maintains or is employed by an agency to provide nursing in the home; • Any employee of the Department of Health and Human Services; • Any employee of a law enforcement agency or a county's office for protective services or an adult or juvenile probation officer; • Any person who maintains or is employed by a facility or establishment that provides care for older persons or vulnerable persons; • Any person who maintains, is employed by or serves as a volunteer for an agency or service which advises persons regarding the abuse, neglect, exploitation or isolation of an older person or vulnerable person and refers them to persons and agencies where their requests and needs can be met; • Every social worker; and • Any person who owns or is employed by a funeral home or mortuary. <p><u>For older persons:</u></p> <ul style="list-style-type: none"> • Every person who maintains or is employed by an agency to
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	<p>provide personal care services in the home;</p> <ul style="list-style-type: none"> • Every person who operates, who is employed by or who contracts to provide services for an intermediary service organization.
<i>Standard of Knowledge</i>	<p>One of the individuals above in their professional or occupational capacity knows or has a reasonable cause to believe that an older person or vulnerable person has been abused, neglected, exploited, or isolated. A reporter has "reasonable cause to believe" if, in light of all the surrounding facts and circumstances which are known or which reasonably should be known to the person at the time, a reasonable person would believe, under those facts and circumstances, that an act, transaction, event, situation or condition exists, is occurring or has occurred.</p>
<i>Definition of Applicable Victim</i>	<ul style="list-style-type: none"> • An older person is a person who is 60 years of age or older. • A vulnerable person is a person who is 18 years of age or older who either suffers from physical or mental incapacitation or has one or more physical or mental limitations that restrict his/her ability to perform normal activities of daily living.
<i>Reports Made To</i>	<ul style="list-style-type: none"> • Reports with respect to older persons should be made to a toll-free telephone service (1-800-992-5757), the local office of Aging and Disability Services Division of the Nevada Department of Health and Human Services (Carson City (775-687-4210), Reno (775-688-2964), Elko (775-738-1966) or Las Vegas (702-486-3545)), or a police department, sheriff's office, or the county office for protective service. • If the abuse, neglect, exploitation, or isolation of the older person involves an act or omission of the Aging and Disability Services Division, another division of the Department of Health and Human services, or a law enforcement agency, the person should report to a different agency than the one alleged to have committed the abuse, neglect, exploitation, or isolation. • Reports with respect to vulnerable persons should be made to a local law enforcement agency. If the abuse, neglect, exploitation, or isolation of the vulnerable person involves an act or omission of a law enforcement agency, the person should report to a law enforcement agency different from the one alleged to have committed the act or omission.
<i>Contents of Report</i>	<ul style="list-style-type: none"> • The name and address of the older person or vulnerable person; • The name and address of the person responsible for the care of the

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	<p>older person or vulnerable person;</p> <ul style="list-style-type: none"> • The name and address of the person who is alleged to have abused, neglected, exploited, or isolated the older person or vulnerable person; • The nature and extent of abuse, neglect, exploitation, or isolation; • Any evidence of previous injuries; and • Basis of the reporter's belief that the older person or vulnerable person has been abused, neglected, exploited, or isolated.
<i>Timing/Other Procedures</i>	<p>Reports must be made as soon as reasonably practicable, but no later than 24 hours. "As soon as reasonably practicable" if, in light of all the surrounding facts and circumstances which are known or which reasonably should be known to the person at the time, a reasonable person would act within approximately the same period under those facts and circumstances.</p> <p>Reports are to be made by telephone or (given all the facts and circumstances known or which reasonably should be known) other means of oral, written or electronic communications that would be reliable and swift under the circumstances.</p>
<i>Other</i>	A person who knowingly and willfully fails to report abuse of an elder or vulnerable adult is guilty of a misdemeanor.
<i>Source/Applicable Statute(s)</i>	N.R.S. §§ 200.5092, 200.50925, 200.50935, 200.5094 (2009). N.R.S. § 200.5093, <i>amended by</i> Chapters 428, 437, 494 (2009).

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