

Hetlinger Community Developmental Disabilities Organization
ABUSE, NEGLECT AND EXPLOITATION
Regulation Number: 30-63-28

PURPOSE:

The purpose of these procedures is to establish a manner in which affiliates are to report incidents of alleged abuse, neglect, or exploitation to the CDDO.

POLICY:

Immediate notification of any suspected abuse, neglect, or exploitation must be reported to the proper authorities for investigation.

PROCEDURE:

46056. Definitions of terminology

Abuse - means any act or failure to act preformed intentionally or recklessly that causes or is likely to cause harm to an adult, including:

60308. infliction of pain or injury;

60309. Any sexual act with an adult when the adult does not consent or when the other person knows or should know that the adult is incapable of resisting or declining consent to the sexual act due to mental deficiency or disease or due to fear of retribution or hardship;

60310. unreasonable use of physical restraint, isolation or medication that harms or is likely to harm and adult;

60311. unreasonable use of a physical or chemical restraint, medication or isolation as punishment, for convenience, in conflict with a physician's orders or as a physical restraint is in furtherance of the health and safety of the adult;

60312. a threat or menacing conduct directed toward an adult that results or might reasonably be expected to result in fear or emotional or mental distress to and adult;

60313. fiduciary abuse; or

60314. omission or deprivation by a caretaker or another person of goods or services which are necessary to avoid physical or mental harm or illness.

a. Neglect - the failure or omission by one's self, caretaker or another person to provide goods or services which are necessary to ensure safety and well-being and to avoid physical or mental harm or illness.

(If an individual receiving services is harmed by another individual also receiving services from the provider, or if the incidents are repeated and are causing harm to another individual receiving services, the incident is considered neglect by SRS when it is reasonable to expect the incident could have been avoided by the person/agency responsible for providing their care, services, supervision, etc.)

b. Exploitation - means misappropriation of an adult's property or intentionally taking unfair advantage of an adult's physical or financial resources for another individual's personal or financial advantage by the use of undue influence, coercion, harassment, duress, deception, false representation, or false pretense by a caretaker or another person.

2. After reporting the suspected abuse, neglect, or exploitation to SRS, the CDDO must be notified. Notification to the CDDO can be made by faxing a report of the incident. The report should include:

- c. Alleged victims name and social security number
- d. Alleged perpetrator(s)
- e. Date of incident
- f. Who notified CDDO and the date they were notified
- g. A summary of what happened
- h. Any immediate action taken to protect from harm
- i. Any other corrective actions taken.

3. If further clarification is needed the CDDO will contact the appropriate person(s) to gather information.

4. Information reported will be considered confidential, and shared only with those who have legitimate need to know.

5. If corrective action is deemed inadequate the CDDO reserves the right to request additional measures to ensure the health and safety of all individuals involved.

6. The CDDO will keep all reports of Abuse, Neglect and Exploitation on file.

Revised: 02-19-02