

Idaho Mandatory Reporting Requirements Regarding Elderly/Disabled	
<i>Who Must Report?</i>	<p>The following persons must report:</p> <ul style="list-style-type: none"> • Physician; • Nurse; • Employee of a public or private health facility; • State licensed or certified residential facility serving vulnerable adults; • Medical examiner; • Dentist; • Ombudsman for the elderly; • Osteopath; • Optometrist; • Chiropractor; • Podiatrist; • Social worker; • Police Officer; • Pharmacist; • Physical Therapist; or • Home care worker.
<i>Standard of Knowledge</i>	Person must have reasonable cause to believe that a vulnerable adult is being or has been abused, neglected or exploited.
<i>Definition of Applicable Victim</i>	Vulnerable adult is a person who is eighteen (18) years of age or older and who is unable to protect himself from abuse, neglect, exploitation due to physical or mental impairment, which affects the person's judgment or behavior to the extent that he lack sufficient understanding or capacity to make or communicate or implement decisions regarding his person.
<i>Reports Made To</i>	<p>Must make report to the Idaho Commission on Aging ("Commission").</p> <p>Nursing facilities and employees of facilities must report to the Department of Health and Welfare ("DHW").</p>
<i>Contents of Report</i>	<p>If known, the report shall contain the following:</p> <ul style="list-style-type: none"> • Name and address of the vulnerable adult; • Name and address of the caretaker; • Name and address of the alleged perpetrator; • Nature and extent of suspected abuse, neglect, or exploitation; and • Any other information that will be of assistance in the investigation.
<i>Timing/Other Procedures</i>	Must report immediately.

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	When there is reasonable cause to believe that abuse or sexual assault has resulted in death or serious physical injury jeopardizing the life, health or safety of a vulnerable adult, must report within 4 hours to the appropriate law enforcement agency.
<i>Other</i>	<p>Failure to report is a misdemeanor.</p> <p>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 jeopardizing the life, health, or safety of a vulnerable adult, DWH may also have the authority to revoke the facility's license, etc...</p> <p>Requirements pertaining to mandatory reporting to the Idaho Commission on Aging ("Commission")(established pursuant to Idaho Code § 67.5001 (2007)) or to the Department of Health and Welfare ("DHW") do not apply to situations involving resident-to-resident contact within public or private health facilities or state licensed or certified facilities which serve vulnerable adults, except in those cases involving sex abuse, death or serious physical injury that jeopardized life, health or safety of a vulnerable adult or repeated resident-to-resident physical or verbal altercations.</p>
<i>Source/Applicable Statute(s)</i>	Idaho Code § 39-5302 (2007); Idaho Code § 39-5303 (2007); Idaho Code § 39-5303A (2007); Idaho Code § 39-5304 (2007); Idaho Code § 67-5011.