

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

Mandated Reporting Requirements

Penal Code 11164-11174.3: Suspected Abuse or Neglect for Children:

The Child Abuse and Neglect Reporting Act is created with the intent and purpose to protect children from abuse and neglect, all persons participating in the investigation of the case shall consider the needs of the child victim and shall do whatever is necessary to prevent psychological harm to the child victim.

Any individual working with or behalf of a child or is providing services to a minor is considered a mandated reporter. This includes but is not limited to licensee/ administrator/staff of a licensed community care facility, licensing worker, employee of a child institution, teachers, teacher's aides, social workers, marriage/family therapists, and law enforcement.

W&I Code 15630-15632: Suspected Abuse or Neglect for Dependent Adults/Elder: Any person who has assumed full or intermittent responsibility for care or custody of an elder or dependent adult, whether or not that person 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 local law enforcement agency, is a mandated reporter.

When do I report?

- When you have observed or have knowledge of an incident that reasonably appears to be physical abuse, abandonment, abduction, isolation, financial abuse, or neglect.
- When you have been told by a minor, dependent adult or elderly person that he or she has experienced behavior, including an act or omission, constituting physical abuse, or neglect.

"Reasonable suspicion" is defined as in California Welfare and Institutions Code and California Penal Code.

- "Reasonable suspicion" means that it is objectively reasonable for a person to entertain a suspicion, based upon facts that could cause a reasonable person in a like position, drawing , when appropriate , on his or her training and experience to suspect abuse or neglect.

What happens if I do not report abuse?

- Failure to report physical abuse, abandonment, abduction, isolation, financial abuse, or neglect of an elder or dependent adult, is a misdemeanor, punishable by not more than six months in the county jail, by fine of not more than \$1,000.00, or by both that fine and imprisonment.
- Any Mandated reporter who willfully fails to report any of the above, where that abuse results in death of great bodily injury, shall be punished by not more than one year in county jail, by a fine of not more than \$5,000, or by both that fine and imprisonment.

What is your role in situations that involve suspicion of abuse / neglect?

- Ensure the appropriate Protective agencies have been notified and are investigating.
- Do not interview consumers, witnesses or alleged perpetrator.

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

- Do not notify the alleged perpetrator of the allegation against them.

What is considered physical abuse?

15610.63 "Physical Abuse" means any of the following:

- Assault, as defined in Section 240 of the Penal Code.
- Battery, as defined In Section 242 of the Penal Code
- Assault with a deadly weapon or force likely to produce great bodily injury, as defined in Section 245 of the Penal Code.
- Unreasonable physical constraint, or prolonged or continual deprivation of food or water.
- Sexual assault, that means that any of the following:
 - Sexual battery, as defined in Section 243.4 of the Penal Code
 - Rape as defined in Section 261 of the Penal Code
 - Rape in concert, as described in Section 264.1 of the Penal Code
 - Spousal rape, as defined in Section 262 of the Penal Code
 - Incest, as defined in Section 285 of the Penal Code.
 - Sodomy, as defined in Section 286 of the Penal Code.
 - Oral copulation, as defined in Section 288a of the Penal Code.
 - Sexual penetration, as defined in Section 289 of the Penal Code.
 - Lewd or lascivious acts as defined in paragraph (2) of subdivision (b), of Section 288 of the Penal Code.
- Use of physical or chemical restraint of psychotropic medication under any of the following conditions:
 - For punishment
 - For a period beyond that for which the medication was ordered pursuant to the instructions of a physician and surgeon licensed in the State of California, who is providing medical care to the elder or dependent adult at the instructions are given.
 - For any purpose not authorized by the physician and surgeon.

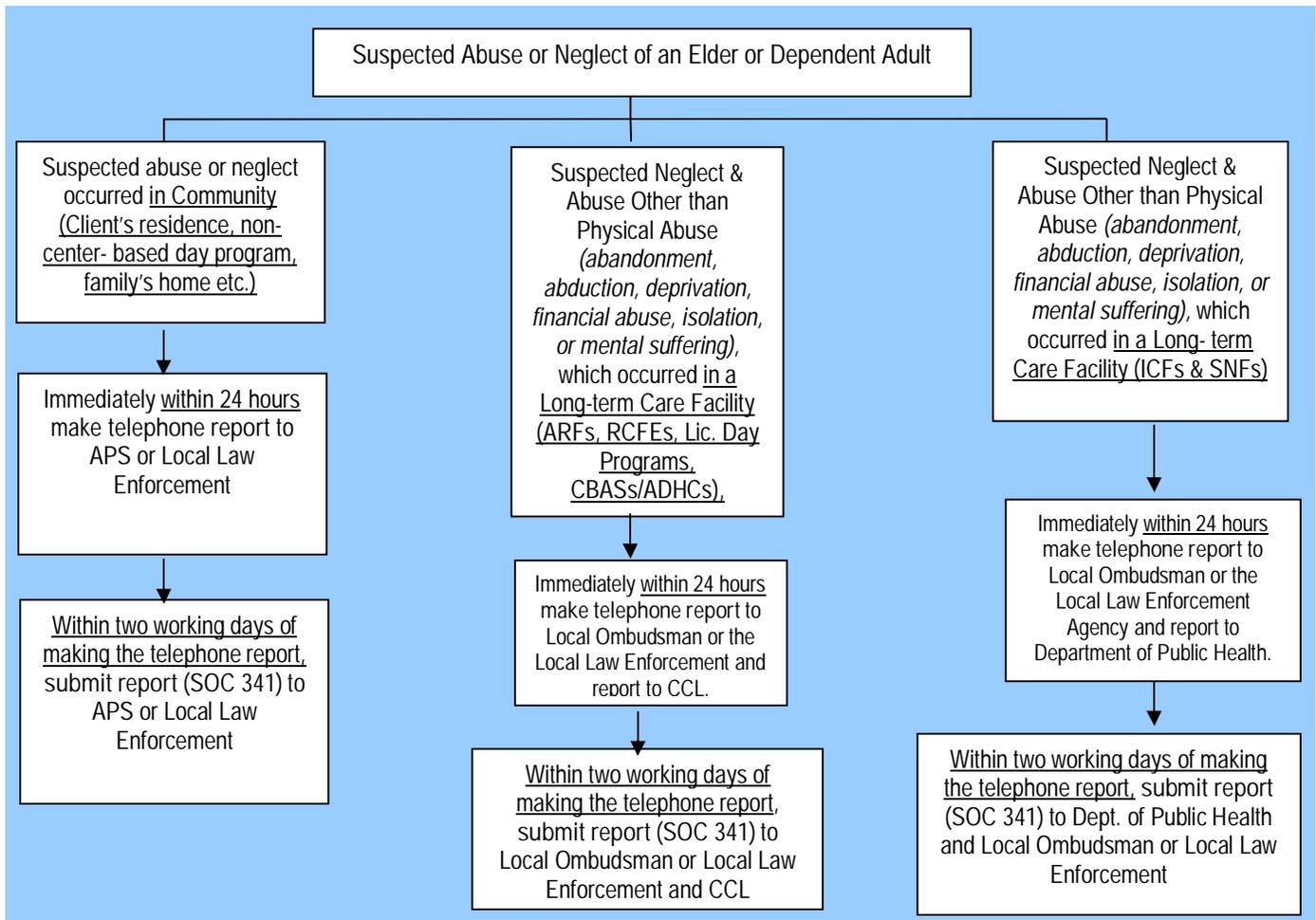
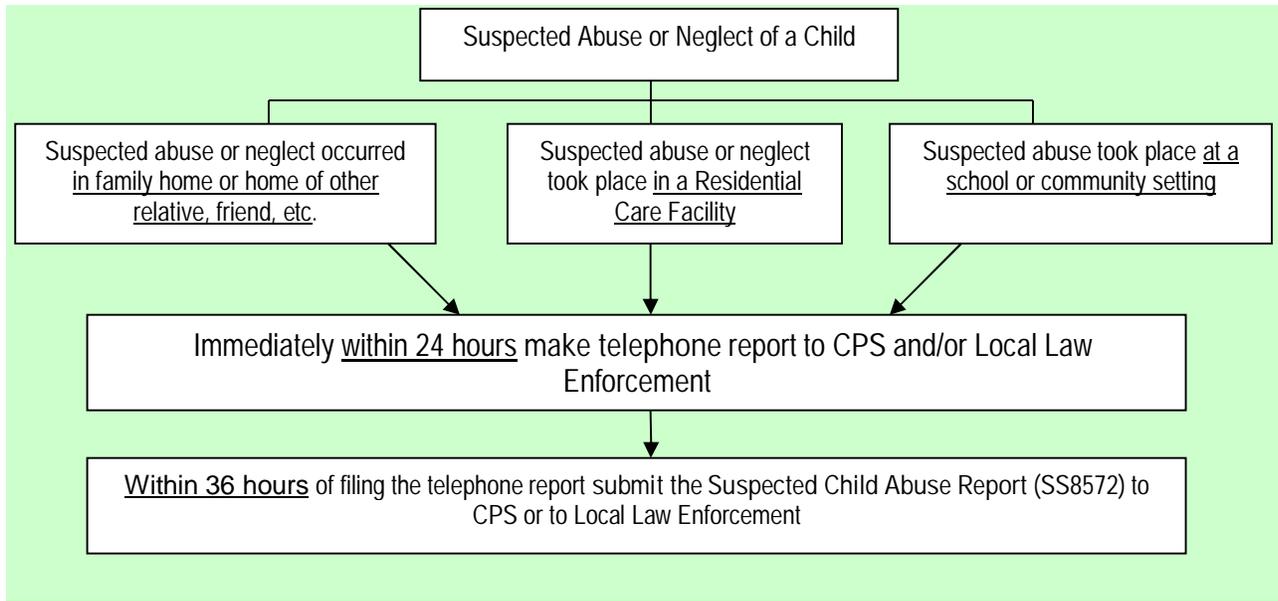
Welfare and Institution Code Sections 15630 and 15658 (a) (1):

- Neglect means the negligent failure of an elder or dependent adult or any person having the care custody of an elder or a dependent adult to exercise that degree of self-care that a reasonably person in a like position would exercise.

Who reports the suspected abuse or neglect?

- Service Coordinators, Vendors, and Long- Term Health Care Providers are all Mandated Reporters and need to follow the laws for mandated reporting whenever there is a suspicion of abuse or neglect of a child, dependent adult or elder.
- The agency which either witnesses, obtained knowledge, or suspects the abuse or neglect of the child, dependent adult or elder should be the person responsible for making the mandated report.
- When making the report it should be reported to the local agency of where the suspected abuse or neglect occurred.
- Because there are different jurisdictions for the protective agencies depending on the age of the victim and the location of the incident please follow the guidelines below:

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

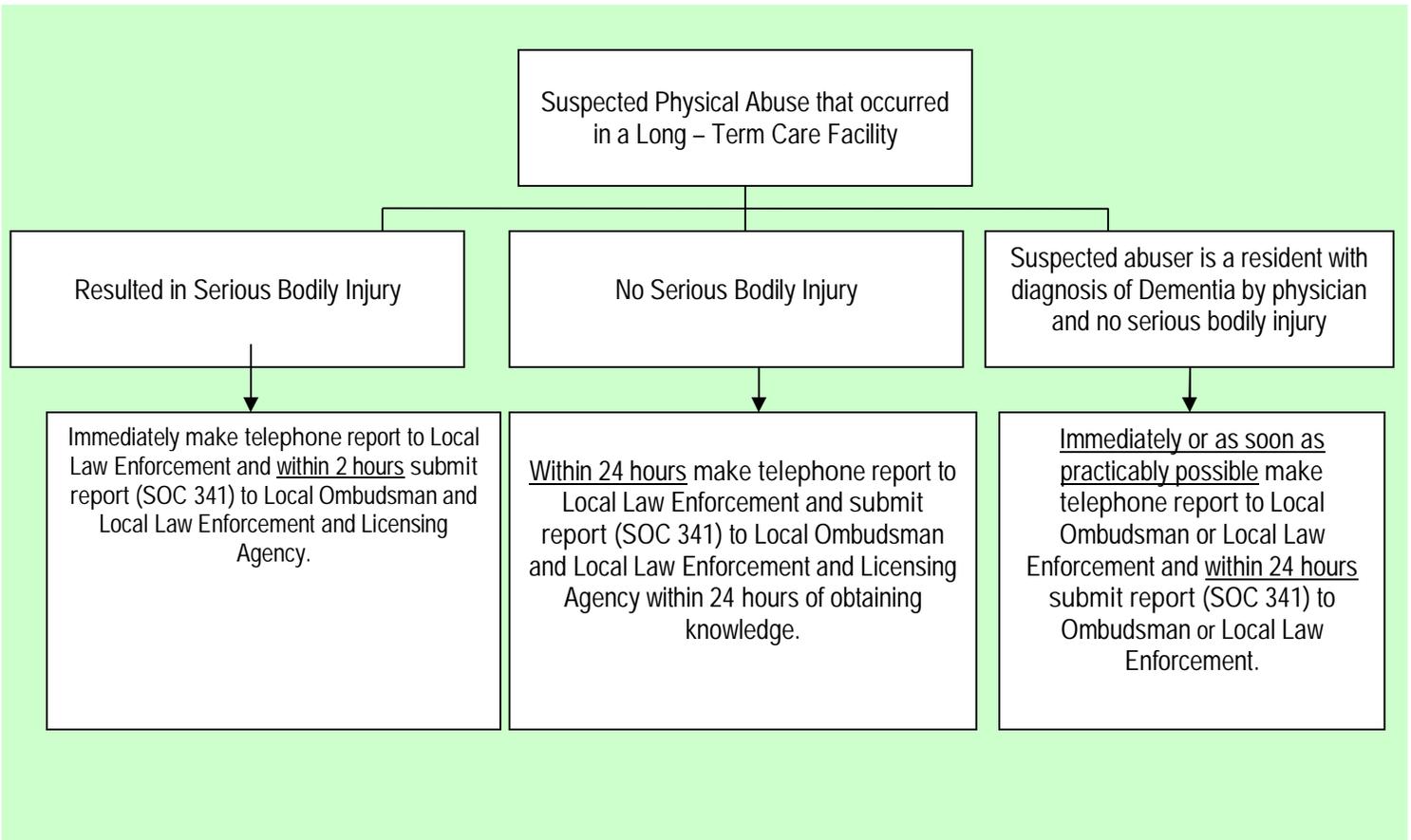


Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

Important Definitions related to AB 40-Yamada

1. Welfare & Institution Code Section 15610.67 definition of “Serious bodily injury”: an injury involving extreme physical pain, substantial risk of death, or protracted loss of impairment of function of a bodily member, organ of mental faculty, or requiring medical intervention, including, but not limited to, hospitalization, surgery, or physical rehabilitation. Physical abuse that does not meet this definition is considered to be abuse with “no serious bodily injury”.
2. Physical abuse that must be reported to law enforcement includes: assault, battery, sexual assault, and unreasonable physical constraint, improper use of a physical or chemical restraint or psychotropic drugs. (Welfare Institution Code Section 15610.63)
3. If other than physical abuse no change in law. Report by telephone and written report to either Ombudsman or Local Law Enforcement Agency immediately or as soon as practicably possible. Report in writing within two working days.
4. “Long-Term Health Care Facility” means both facilities licensed by Community Care Licensing (i.e. Adult Residential Facilities (ARF), Adult Residential Facilities for Persons with Special Needs (ARFPSHN); Adult Day Programs (including Licensed Activity Centers, Adult Development Centers, and Behavior Management Programs), Residential Care Facilities for the Elderly, (RCFE) and Community Based Adult Services (CBAS) (previously known as Adult Day Health Centers (ADHC) and by the Department of Public Health (i.e. Intermediate Care Facilities (ICF) and Skilled Nursing Facilities (SNF).
5. Who is not considered a long-term care facility? Any licensed children’s programs; Community based or non-center-based programs (even if these serve dependent adults). Reports of abuse for these programs would go to local law enforcement and/ or Adult Protective Services (APS) /Child Protective Services (CPS), and not the Long-term Care Ombudsman

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center



Contact Information for Mandated Reporters

Adult Protective Services			Child Protective Services		
County	Telephone	Fax	County	Telephone	Fax
Alpine	888 755-8099	530 694-2252	Alpine	888 755-8099	530 694-2252
Colusa	530 458-0280	530 458-2664	Colusa	530 458-0280	530 458-0492
El Dorado	530 642-4800	530 622-1543	El Dorado	530 642-7100	530 541-2803
			Placerville	530 573-3201	
			South Lake Tahoe		
Nevada	888 339-7248	530 274-3264	Nevada	530 273-4291	530 273-6941
Sacramento	916 874-9377	916 854-9341	Sacramento	916 875-5437	916 874-4002
Placer	888 886-5401	530 265-9376	Placer	916 872-6549	916 787-8915
Sierra	530 289-3720	530 993-6767	Sierra	530 289-3720	530 993-6767
Sutter	530 822-7227	530 822-7384	Sutter	530 822-7227	530 822-7384
Yolo	530 661-2955	530 661-2761	Yolo	530 669-2345	530 666-8468
Yuba	530 749-6471	530 749-6244	Yuba	530 749-6288	530 749-6801
Long Term Ombudsman			Licensing Contact Information		
County	Telephone	Fax	County	Telephone	Fax
Colusa- will identify as	530 898-5923	530 898-4870	Community Care Licensing	916 263-4700	916 263-4744

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

Passages					
El Dorado	530 642-4860	530 626-9060	Department of Public Health	916 263-5800	916 263-5840
Nevada, Placer, Sacramento, Sierra, Sutter, Yolo, and Yuba	916 376-8910	916 376-8914	Foster Care Licensing	916 875-5543	916 263-4744
Other Important Contact Numbers:					
Office of Client's Rights Advocacy		916 504-5944		Fax 916 504-5821	
Medical Board of California		800 633-2322 916 263-2382		Fax 916 263-2435	
Sheriff Departments:					
County	Telephone	Address	County	Telephone	Address
Alpine	530 694-2231	14777 State Route 89 P.O. Box 278 Markleeville 96120	Placer	530 886-5375	2929 Richardson Dr. Auburn, CA 95603
Colusa	530 458-0200 colusasheriff.com	929 Bridge St. Colusa 95932	Sierra	530 289-3700	100 Courthouse Square First Floor P.O. Box 66 Downieville 95936
El Dorado	530 621-5655 (main office) 530 573-3000 (South Lake Tahoe Office)	300 Fair Lane Placerville 95667 or 1360 Johnson Blvd S. Lake Tahoe 96150; 4354 Town Center Dr. Suite 112, El Dorado Hills, CA	Sutter	530 822-7307 530 822-7813	1077 Civic Center Blvd. Yuba City, 95993
Nevada	530 265-1263 530 582-7842 (Truckee)	950 Maidu Avenue Nevada City 95959 10879 Donner Pass Road Truckee, CA 96160	Yolo	530 666-8282	140 Tony Diaz Dr Woodland, CA 95776
Sacramento	916 874-5070	711 G Street Sacramento CA 95814	Yuba	530 749-7777	215 5 th Street Marysville ; 5829 Feather River Blvd. Marysville; 16796 Willow Glen Rd Brownsville; and 1765 River Oaks Plumas, CA
Police Departments					
City	Telephone	Address	City	Telephone	Address
Auburn	Non-emergency dispatch 530 823-4237 Fax 530 823-4202	1215 Lincoln Way Auburn, CA 95603	Roseville	916 774-5000	1051 Junction Blvd. Roseville, 95678
Citrus Heights	Non-Emergency 916 727-5500	6315 Fountain Square Dr. Citrus Heights, 95621	Sacramento	Records Department 916 808-0620	Records Department 5770 Freeport Blvd. Sacramento, 95822
Davis	Non-Emergency 530 747-5400 Fax 530 747-7102	2600 5 th Street Davis, CA 95618		Head quarters 916 808-0800	Head Quarters- Public Safety Center 5770 Freeport Blvd. Sacramento, 95822

Mandated Reporting Requirements Flow Chart – SIR
Alta California Regional Center

Elk Grove	Non-Emergency 916 714-5115	8380 Laguna Palms Way Elk Grove, CA		North Command 916 566-6401	North Command- William J. Kinney Police Facility 3550 Marysville Blvd. Sacramento, 95838
Folsom	916 355-7230 Fax 916 985-7643	46 Natoma St. Folsom, CA 95632		Central Command 916 808-4500	Central Command- Richards Police Facility 300 Richards Blvd. Sacramento, 95811
Galt	Non-Emergency 209 366-7000 Investigations 209 366-7010 Fax 209 366-7093	455 Industrial Drive Galt, CA 95632		South Command 916 277-6001	South Command- Joseph E. Rooney Police Facility 5303 Franklin Blvd. Sacramento, 95820
Lincoln	Non-Emergency 916 645-4040 FAX 916 645-8940	770 7 th Street Lincoln, CA 95648	South Lake Tahoe	530 542-6100 Fax 530 541-7524	1352 Johnson Blvd. South Lake Tahoe, 96150
Marysville	Non-Emergency 530 749-3900 Investigations 530 749-3949 Fax 530 749-3990	316 6 th Street Marysville 95901	Sutter Creek	209 267-5646	18 Main Street Sutter Creek, 95685
Nevada City	530 265-4700 Fax 530 265-9259	317 Broad Street Nevada City 95959	Truckee	530 550-2328	10183 Airport Rd. Truckee 96161
Placerville	Non-Emergency 530 642-5298 Fax 530 642-5258	730 Main Street Placerville 95667	West Sac	Non- Emergency 916 372-3375	550 Jefferson Blvd. Broderick 95605
Rancho Cordova	Non-Emergency 916 362-5115	2897 Kilgore Road. Rancho Cordova, 95670	Winters	Non- Emergency 530 795-4561 Fax 530 795-3921	702 Main Street Winters 95694
Rocklin	Non-Emergency 916 625-5400	4080 Rocklin Road Rocklin 95677	Woodland	530 661-2411 FAX 530 662-5377	1000 Lincoln Ave. Woodland, 95695
Sacramento City Police Department	Non-Emergency Dispatch: 916 264-5471 Sacramento City PD Records fax: 916 808-0636 Sacramento City PD Tel: 916 808- 0621 Sacramento City PD Family abuse and Investigation: 916 808-0650	5303 Franklin Blvd. Sacramento, CA	Yuba City	530 822-4661 Investigations 530 822- 4675 Fax 530-822-3222	1545 Poole Blvd. Yuba City, 95993