

**Proposed Substitute
Bill No. 1005**

LCO No. 4752

**AN ACT PROTECTING ELDERLY CONSUMERS FROM
EXPLOITATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Strike section 2 in its entirety and substitute the following in lieu
2 thereof:

3 Sec. 2. Subsection (a) of section 17b-451 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *October 1, 2015*):

6 (a) [Any physician] For purposes of this subsection, "mandated
7 reporter" means a: (1) Physician or surgeon licensed under the
8 provisions of chapter 370; [, any] (2) resident physician or intern in any
9 hospital in this state, whether or not so licensed; [, any] (3) registered
10 nurse; [, any] (4) nursing home administrator, nurse's aide or orderly
11 in a nursing home facility or residential care home; [, any] (5) financial
12 agent, as defined in section 17b-450, as amended by this act; (6) person
13 paid for caring for a patient in a nursing home facility or residential
14 care home; [, any] (7) staff person employed by a nursing home facility
15 or residential care home; [, any] (8) professional patients' advocate,
16 provided no representative of the Office of the state Long-Term Care
17 Ombudsman shall be considered a professional patients' advocate for
18 purposes of this section; [, any] (9) licensed practical nurse; [,] (10)

19 medical examiner; [] (11) dentist; [] (12) optometrist; [] (13)
20 chiropractor; [] (14) podiatrist; [] (15) social worker; [] (16) clergyman;
21 [] (17) police officer; [] (18) pharmacist; [] (19) psychologist; [or] (20)
22 physical therapist; [] (21) person licensed and certified as an
23 emergency medical services provider pursuant to chapter 384d,
24 including any such emergency medical services provider who is a
25 member of a municipal fire department; and [any] (22) person paid for
26 caring for an elderly person by any institution, organization, agency or
27 facility, [. Such persons shall include] including, but not limited to, an
28 employee of a (A) community-based services provider, (B) senior
29 center, (C) home care agency, (D) homemaker and companion agency,
30 (E) adult day care center, (F) village-model community, and (G)
31 congregate housing facility. [] Any mandated reporter who has
32 reasonable cause to suspect or believe that any elderly person has been
33 abused, neglected, exploited or abandoned, or is in a condition that is
34 the result of such abuse, neglect, exploitation or abandonment, or is in
35 need of protective services, shall [, not later than seventy-two hours
36 after such suspicion or belief arose,] report such information, or cause
37 a report to be made in any reasonable manner, not later than seventy-
38 two hours after such suspicion or belief arose to the Commissioner of
39 Social Services or to the person or persons designated by the
40 commissioner to receive such reports. Any [person required to report
41 under the provisions of this section] mandated reporter who fails to
42 make such report within the prescribed time period shall be fined not
43 more than five hundred dollars, except that, if such [person] mandated
44 reporter intentionally fails to make such report within the prescribed
45 time period, such person shall be guilty of a class C misdemeanor for
46 the first offense and a class A misdemeanor for any subsequent
47 offense. Any institution, organization, agency or facility employing
48 mandated reporters or other individuals to care for persons sixty years
49 of age or older shall provide mandatory training on detecting potential
50 abuse, [and] neglect, exploitation or abandonment of such persons and
51 inform such employees of their obligations under this section.

WORKING DRAFT

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