

# Protecting Oregon's Seniors:

HB 2205-A

Rep. Val Hoyle

Rep. Vic Gilliam



# HB 2205-A

- Result of Elder Abuse Work Group (created in 2012)
  - During interim Patient Safety Review Council met and made recommendations
  - Goal is to continue the work of the Patient Safety Review Council and work collaboratively with our diverse stakeholders to positively impact the abuse investigation process

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- **Page 1 – 3:** Removes sunset provision on law enforcement access to medical and financial health records
  - Strengthen financial records component:
    - p. 12: Includes language to require ‘certified’ copy of financial documents per subpoena

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- **Page 5:** Reflects agreed upon language by Criminal Defense Association (OCDLA) and District Attorney Association (ODAA), which clarify the underlying report requirements that initiate prosecution under the extended statute of limitation period.

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- **Page 7-8:** Brings the Elder Abuse Mandatory Reporter statute in line with our child abuse reporting requirements.
- Adds Reporters:
  - Members of the Legislature
  - Dentists
  - Optometrists
  - Chiropractors
  - Attorneys
    - Includes attorney-client confidentiality provision from child abuse reporter statute.
    - Allows for the hour of mandatory Oregon State Bar CLE training on child abuse to include elder abuse.
    - \*Page 20: delays implementation till January 1, 2015 to allow for new definition work to be adopted and training materials to be updated.

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- **Page 8-10:** Extends Elder Abuse Work Group to 2015 with a narrowed objective:
  - Revise definition of elder abuse, specifically:
    - Align definitions of abuse of vulnerable persons across populations, agencies, service providers and law enforcement
    - Define abuse of vulnerable persons for purposes of investigation and for purposes of making determinations that abuse of vulnerable persons has or has not occurred
    - Define abuse of vulnerable persons for purposes of abuse data reporting systems.
- Expands current Elder Abuse Work Group membership to include representative from SEIU, Attorney General, Oregon Patient Safety Commission, OTLA and OCDLA

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- **Page 10:** Provides permissive language for District Attorneys' to partner with current team members in the administration of their Multidisciplinary team responsibilities.

# Amendments

- -A6
- -A7
- -A9