Flow Chart of Required Abuse Reporting in Facility Involving Resident

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1. Is there an incident (situation or event out of the ordinary, normal, expected) that has occurred?

If no - stop, no further action required; if yes, was it:

|  |  |  |  |
| --- | --- | --- | --- |
| Staff/Caretaker & Resident? | Resident Victim of Crime? | Resident - Resident? | Resident Only? |

Is there serious bodily injury?

Is there evidence or allegation of abuse?

Has the resident who is the aggressor been involved or had a previous incident with same or other victim resident, and there’s physical injury, within last 30 days?

Refer to 50.7 Flowsheet

No

Yes

No

Yes

Report incident including theft or misappropriation of property, to DIA and law enforcement within 24 hrs. (EJA)

Report to DIA and law enforcement within 2 hrs.

(EJA)

Immediately separate & maintain until DIA determines no abuse. IAC52;

Report to DIA immediately (IC235E, IAC 52)

Go to analysis for resident only

No

Yes

Report to DIA within 24 hours. 50.7

Is there evidence or allegation of abuse committed by resident against other resident

NOTE: If crime reported and law enforcement gets involved, they may want crime scene left as is so they can process scene. If any clothing, bedding or items removed, place in paper sack and seal and keep in custody of 1 person for chain of custody until police take charge of evidence.

Begin & complete facility investigation. No contact with any resident during facility investigation.

Yes

No

If no allegation of “abuse”, is there intent by aggressor to act in a manner that could cause injury or pain? Ex: res trips, pushes another res or throws something in vicinity of another res.

Report to DIA immediately & separate. F223

Unsubstantiated:

If policy allows, may have contact with other residents but NO contact with resident involved until DIA determines outcome.

NOTE: Follow your policy related to whether caretaker is allowed to have contact with other residents during DIA investigation after facility has determined not substantiated.

Substantiated:

No contact with any resident until outcome of DIA investigation

Yes

No

NOTE: Follow your

No reporting required if no physical injury and cognitively intact resident able to say no pain or mental anguish (reasonable person standard)

Yes

Report to DIA immediately. and separate. F223

No

Was there evidence of victim resident experiencing pain or mental anguish or physical harm (injury)? CMS presumes that instances of abuse cause physical harm or pain or mental anguish (absent objective evidence to the contrary), but if in doubt, report

There is no abuse, may have been an accident so evaluate and care plan accordingly. Complete incident report.