

HOUSE BILL No. 4995

September 20, 2017, Introduced by Rep. Kosowski and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1981 PA 180, entitled
"Older Michiganians act,"
(MCL 400.581 to 400.594) by adding section 6l.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 6l. (1) THE AGING AND ADULT SERVICES AGENCY SHALL COLLECT
2 DATA ON ELDER ABUSE POSSESSED BY STATE AND LOCAL AGENCIES,
3 INCLUDING, BUT NOT LIMITED TO, THE DEPARTMENT OF ATTORNEY GENERAL,
4 THE MICHIGAN DOMESTIC AND SEXUAL VIOLENCE PREVENTION AND TREATMENT
5 BOARD, AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, FOR THE
6 PURPOSE OF IDENTIFYING THE INCIDENCE OF ELDER ABUSE AMONG OLDER
7 PERSONS. THE AGING AND ADULT SERVICES AGENCY SHALL CREATE AN
8 INTERAGENCY REPORTING SYSTEM THAT CONTAINS A UNIFORM SET OF
9 STANDARDS TO COLLECT AND ANALYZE THIS DATA. THE AGING AND ADULT

1 SERVICES AGENCY SHALL ESTABLISH A DEFINITION FOR ELDER ABUSE, AND
2 THE MINIMUM AGE OF AN OLDER PERSON, THAT ENABLES THE AGING AND
3 ADULT SERVICES AGENCY TO ACCURATELY COMPARE SIMILAR DATA FROM
4 DIFFERENT STATE AND LOCAL AGENCIES. FOR THE PURPOSES OF THIS
5 SUBSECTION, THE AGING AND ADULT SERVICES AGENCY, IN ESTABLISHING
6 THE DEFINITION OF ELDER ABUSE, MAY INCORPORATE THE DIFFERENT TYPES
7 OF PHYSICAL, SEXUAL, AND EMOTIONAL ABUSE, ACTIVE AND PASSIVE
8 NEGLECT, AND FINANCIAL EXPLOITATION.

9 (2) COUNTY AND CITY HUMAN SERVICES AGENCIES, ADULT PROTECTIVE
10 SERVICES AGENCIES, AND OTHER COMMUNITY ORGANIZATIONS THAT PROVIDE
11 SERVICES TO OLDER PERSONS SHALL REPORT INCIDENCES OF ELDER ABUSE,
12 AS DEFINED BY THE AGING AND ADULT SERVICES AGENCY, TO THAT AGENCY
13 IN THE FORMAT SPECIFIED BY THE AGING AND ADULT SERVICES AGENCY. THE
14 INFORMATION MUST CONTAIN, BUT IS NOT LIMITED TO, THE NUMBER OF
15 REFERRALS, INVESTIGATIONS, AND SUBSTANTIATED CASES AND DEMOGRAPHIC
16 INFORMATION ON VICTIMS AND PERPETRATORS.

17 (3) THE AGING AND ADULT SERVICES AGENCY SHALL ISSUE A REPORT
18 TO THE GOVERNOR, THE MAJORITY LEADER OF THE SENATE, THE SPEAKER OF
19 THE HOUSE OF REPRESENTATIVES, THE MINORITY LEADER OF THE SENATE,
20 AND THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, ON OR
21 BEFORE MARCH 1 IN ODD-NUMBERED YEARS. THE REPORT SHALL OUTLINE THE
22 AGING AND ADULT SERVICES AGENCY'S RECOMMENDATIONS FOR DEFINING THE
23 TERM "ELDER ABUSE" IN STATUTE, THE TYPES OF REPORTING REQUIREMENTS
24 THAT SHALL BE INSTITUTED TO PREVENT THE INCIDENCE OF ELDER ABUSE,
25 AND THE PROGRAMS AVAILABLE TO PREVENT ELDER ABUSE AND TO PROVIDE
26 SERVICES TO VICTIMS OF ELDER ABUSE.

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.