

Policy Transmittal Aging and People with Disabilities



Mike McCormick

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Number: APD-PT-21-013

Issue date: 3/26/2021

Topic: Protective Services

Due date:

Transmitting (check the box that best applies):

- New policy
 Policy change
 Policy clarification
 Executive letter
 Administrative Rule
 Manual update
 Other:

Applies to (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> All DHS employees | <input type="checkbox"/> County Mental Health Directors |
| <input checked="" type="checkbox"/> Area Agencies on Aging: Type B | <input type="checkbox"/> Health Services |
| <input checked="" type="checkbox"/> Aging and People with Disabilities | <input type="checkbox"/> Office of Developmental Disabilities Services (ODDS) |
| <input type="checkbox"/> Self Sufficiency Programs | <input type="checkbox"/> ODDS Children's Intensive In Home Services |
| <input type="checkbox"/> County DD program managers | <input type="checkbox"/> Stabilization and Crisis Unit (SACU) |
| <input type="checkbox"/> Support Service Brokerage Directors | <input type="checkbox"/> Other (please specify): |
| <input type="checkbox"/> ODDS Children's Residential Services | |
| <input type="checkbox"/> Child Welfare Programs | |

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|-------------------------------|---|-------------------------|--|
| Policy/rule title: | Updated: APS Screening Reports of Incidents Between Residents in Facilities | | |
| Policy/rule number(s): | APD-APS-060-004 | Release number: | |
| Effective date: | March 15, 2021 | Expiration date: | |
| References: | OAR 411-020-0000 through OAR 411-020-0130 | | |
| Web address: | | | |

Discussion/interpretation:

Via this transmittal, APD transmits one updated policy related to APD Adult Protective Services (APS) practices. This update is the result of the regular two-year review process for APS policies.

The updated policy, APD-APS-060-004, Screening Reports of Incidents Between Residents in Facilities, provides guidance to assist APS workers in making screening decisions when a report is received of an incident or altercation between residents in

APD-licensed facilities.

Implementation/transition instructions:

The attached policy will be effective on March 15, 2021.

Training/communication plan:

The updated policy will be posted at the [APS Tools website](#) with other APS policies in this series. Communication and discussion regarding this policy will occur during APS Supervisor Meetings, APS Fundamentals Training, and other venues as needed. Requests for technical assistance on applying this new policy should be sent to the Central APS Unit at APS.TechAssistance@dhsosha.state.or.us.

Local/branch action required:

Ensure local APS staff awareness of the updated policy.

Central office action required:

Respond to inquiries regarding the updated policy as needed.

Field/stakeholder review: Yes No

If yes, reviewed by: APD Operations Committee, APS Supervisors

Filing instructions:

If you have any questions about this policy, contact:

| | |
|---|------|
| Contact(s): APD Central APS Unit Technical Assistance | |
| Phone: 503-400-5671 | Fax: |
| Email: APS.TechAssistance@dhsosha.state.or.us | |



ODHS Aging & People with Disabilities (APD)

Operational Policy

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|-----------------------|--|---------------------|----------------|
| Policy title: | Adult Protective Services: Screening Reports of Incidents Between Residents in Facilities | | |
| Policy number: | APD-APS-060-004 | | |
| Original date: | May 1, 2019 | Last update: | March 15, 2021 |
| Approved: | Mike McCormick, Interim APD Director | | |

Purpose

This policy is one of a series intended to provide policy direction regarding Adult Protective Services (APS) practice and documentation in APD and AAA local offices. Application of this policy will help to ensure a consistent statewide response to reports of abuse of adults eligible for APD protective services.

Description

This policy provides guidance to assist APS workers in making screening decisions when a report is received of an incident or altercation between residents in APD-licensed facilities.

Applicability

This policy applies to all ODHS and Type “B” Area Agency on Aging staff providing Adult Protective Services as described in OAR Chapter 411, Division 020, Adult Protective Services – General.

Policy

1. APS screeners shall assess reports of incidents between residents and initiate a Facility APS abuse investigation for possible Neglect, as defined in OAR 411-020-0002(1)(b)(A), when the self-report indicates that the incident between residents:

- a. Resulted in physical harm, significant emotional harm, unreasonable discomfort, or serious loss of dignity to one of the residents involved; or
 - b. Placed one or more residents at risk of serious harm, defined in OAR 411-020-0002(39) to mean that, "...without intervention, the individual is likely to incur substantial injury or loss".
2. If a reported incident is assigned for APS investigation of possible facility Neglect, during the investigation APS staff shall also consider whether a Community APS abuse investigation of one of the residents involved is justified. (Refer to APD-APS-060-003, Screening Reports of APS-Eligible Persons as Alleged Perpetrators, for factors to consider when deciding whether to name a resident as an AP).
 3. If, however, the reporter specifically names a facility resident as an alleged perpetrator in a report of abuse *and* the incident in question meets criteria for an abuse investigation, APS should document the caller's report accurately, naming the resident as an AP in a Community case, and investigate that allegation in addition to investigating possible Neglect by the facility. If the APS worker determines that the named resident/AP is, more likely than not, unable to understand and participate meaningfully in the investigation due to their disability or medical condition, Administrative Closure may be used as a closure mechanism for the Community investigation. The associated Facility investigation of potential Neglect related to the incident, however, should proceed.

References

- OAR 411-020-0000 through 411-020-0130, Adult Protective Services – General

Forms referenced

None.

Related policies

APD-APS-040-004, Structure of APS Investigations in Licensed Facilities
APD-APS-060-003, Screening Reports of APS-Eligible Persons as Alleged Perpetrators

APD-APS-060-004
March 15, 2021

Contact

APD Central APS Unit Technical Assistance
APS.TechAssistance@dhsoha.state.or.us

Policy history

Established May 1, 2019.
Updated March 15, 2021

Keywords

APS, abuse, adult, screening, facility, resident, self-report, incident, altercation, resident-to-resident, alleged, perpetrator, investigation, protective, services, behavior, cognitive, diagnosis, administrative, closure.

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