



Abuse, Neglect and Exploitation Policy Contractors and Employees

It is the policy of Preferred Therapy Services to report all suspected and/or alleged cases of abuse, neglect and exploitation in compliance with appropriate state statutes.

If the agency has cause to believe that a client has been abused, neglected or exploited by anyone, the agency will report the information immediately (within 24 hours of report) to the Department of Family and Protective Services (DFPS) at 1-800-252-5400.

If the agency has cause to believe that a client has been abused, neglected or exploited by an agency employee, contractor or volunteer, the agency will report the information immediately (within 24 hours of report) to the Department of Family and Protective Services (DFPS) at 1-800-252-5400 and to the Department of Aging and Disability Services at 1-800-458-9858.

Preferred Therapy Services maintains a list of appropriate community agencies that provide or arrange for the assessment of suspected abuse, neglect or exploitation of a client. A verbal report of suspected abuse, neglect or exploitation will be filed with the proper authorities in accordance with State law. All report, reviews and investigations will be held in strict confidence.

Definitions per (a) Texas Human Resources Code Sec 48.002 and (b) Family Code 261

ABUSE: (a) The negligent or willful infliction of injury, unreasonable confinement, intimidations, or cruel punishment with resulting physical or emotional harm or pain to an elderly or disabled person by the person's caretaker, family member, or other individual who has an ongoing relationship with the person; Sexual abuse of an elderly or disabled person, including any involuntary or nonconsensual sexual conduct that would constitute an offense under Section 21.08, Penal Code (Indecent Exposure) or Chapter 22, Penal Code (assaultive offenses), committed by the person's caretaker, family member, or other individuals who has an ongoing relationship with the person.

(b) Intentional, knowing, or reckless act or omission by an employee, volunteer, or other individual working under the auspices of a facility or program that causes or may cause emotional harm or physical injury to, or the death of, a child served by the facility or program as further described by the rule or policy.

NEGLECT: (a) The failure to provide for one's self the goods or services, including medical services, which are necessary to avoid physical or emotional harm or pain or failure of a caretaker to provide such goods or services, and child neglect.

(b) A negligent act or omission by an employee, volunteer, or other individual working under the auspices of a facility or program, including failure to comply with an individual treatment plan, plan of care, or individualized service plan, that causes or may cause substantial emotional harm or physical injury to, or the death of, a child served by the facility or program as further described by rule or policy.

EXPLOITATION: (a) The illegal or improper act of process of a caretaker, family member, or other individual who has an ongoing relationship with the elderly or disabled person using the resources of an elderly or disabled person for monetary or personal benefit, profit, or gain without the consent of the elderly or disabled person.

(b) Illegal or improper use of a child or the resources of a child for monetary or personal benefit, profit, or gain by an employee, volunteer, or other individual working under the auspices of a facility or program as further described by rule or policy.

Cause to Believe means that an agency knows, suspects, or receives an allegation regarding abuse, neglect or exploitation.

Attestation:

I have received, read and understand the agency's policy and definitions relating to Abuse, Neglect and Exploitation. I have been given the opportunity to ask questions. I understand I can ask additional questions at any time.

Contractor/Employee Printed Name

Contractor/Employee Signature

Date