

FIRST REGULAR SESSION

HOUSE BILL NO. 932

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REHDER.

1106H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 56, RSMo, by adding thereto one new section relating to the development of multidisciplinary adult protection teams by certain attorneys.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 56, RSMo, is amended by adding thereto one new section, to be known as section 56.086, to read as follows:

- 56.086. 1. Each prosecuting attorney of a county or the circuit attorney may develop, maintain, and coordinate the services of one or more multidisciplinary adult protection teams. As used in this section, the term "multidisciplinary adult protection team" means a team of two or more persons who are trained in the prevention, identification, and treatment of abuse of elderly persons, as defined in section 192.2005, or of dependent persons and who are qualified to provide a broad range of services related to the abuse of elderly or dependent persons.**
- 2. Such teams may include, but not be limited to:**
- (1) Psychiatrists, psychologists, or other trained counseling personnel;**
 - (2) Police officers or other law enforcement officers;**
 - (3) Medical personnel who have sufficient training to provide health services;**
 - (4) Social workers who have experience or training in preventing the abuse of elderly or dependent persons;**
 - (5) Guardians as described in chapter 475;**
 - (6) A person qualified to review financial matters to identify financial abuse; and**
 - (7) An elderly ombudsman.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **3. The prosecuting attorney or circuit attorney shall utilize and convene the teams**
18 **to supplement any protective services provided by the department of health and senior**
19 **services.**

20 **4. This section shall not prevent a person from reporting, under section 192.2405,**
21 **all suspected or known cases of abuse, neglect, or exploitation of a vulnerable adult. The**
22 **role of the multidisciplinary adult protection team is to support protective services and to**
23 **provide services deemed by the multidisciplinary adult protection team to be necessary and**
24 **appropriate to abused, neglected, and exploited vulnerable adults, upon referral. Services**
25 **shall be provided with the consent of the vulnerable adult or that person's guardian, or**
26 **through court order.**

27 **5. If an adult protection team is providing certain services to abused, neglected, or**
28 **exploited vulnerable adults, other offices and departments shall avoid duplicating such**
29 **services.**

30 **6. (1) Except as otherwise permitted by law, records, reports, and information**
31 **concerning reports of abuse, neglect, or exploitation of a vulnerable adult shall be kept**
32 **confidential among the multidisciplinary adult protection team members.**

33 **(2) Disclosure of records, reports, and information under subdivision (1) of this**
34 **subsection may be made to persons and entities directly involved in the administration of**
35 **this section, including:**

36 **(a) Attorneys, next friends, or other representatives of the adult client who are**
37 **legally authorized to act in the adult client's interest;**

38 **(b) Representatives of law enforcement;**

39 **(c) Grand juries or courts in the exercise of official business;**

40 **(d) Members of the multidisciplinary adult protection team; and**

41 **(e) Persons engaged in bona fide research or audit purposes; provided that, only**
42 **information in the aggregate without identifying information may be provided for research**
43 **or audit purposes, and confidentiality of the data is maintained.**

44 **(3) Unless necessary for the provision of medical, legal, housing, social welfare, or**
45 **other services, the name of the potential or actual victim or client may only be shared**
46 **outside of the multidisciplinary adult protection team with representatives of law**
47 **enforcement and organizations devoted to victims' services or advocacy.**

48 **(4) The multidisciplinary adult protection team and the appropriate local law**
49 **enforcement agency shall coordinate as needed for the administration of this section.**

50 **(5) If adequate resources are available, the multidisciplinary adult protection team**
51 **may maintain a database of information about past and ongoing cases; provided that,**

52 **identifying information about individual victims and clients shall not be accessed by any**
53 **person outside of the multidisciplinary adult protection team.**

54 **(6) Identifying information of the person who reported a case of suspected abuse,**
55 **neglect, or exploitation of a vulnerable adult shall be kept strictly confidential. The**
56 **identifying information shall not be disclosed to any person or organization within or**
57 **without the multidisciplinary adult protection team unless the reporting person expressly**
58 **consents to disclosure.**

59 **7. Any person participating in good faith in any action or omission authorized or**
60 **required under this section shall be immune from civil or criminal liability that may result**
61 **by reason of such action or omission.**

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