

HB 3412 -- ABUSE OR NEGLECT OF VULNERABLE PERSONS

SPONSOR: Whaley

This bill requires long-term care facilities to maintain liability insurance coverage in a minimum amount of \$1 million to insure against losses from the negligent or criminal acts of the facility constituting abuse, neglect, or wrongful death of any resident, except as otherwise provided in the bill.

This bill requires the Department of Health and Senior Services to display an abuse and neglect icon next to the informational listing on its website of any long-term care facility that has a substantiated finding of abuse or neglect, as described in the bill.

Additionally, the Department must provide the results of any substantiated report of a facility resident's abuse or neglect to the General Assembly and the Lieutenant Governor, consistent with existing requirements for providing access to abuse and neglect complaints and results of investigations.

Currently, the offense of abuse of an elderly person, a person with a disability, or a vulnerable person is a class A misdemeanor.

This bill creates an enhanced penalty of a class E felony when the person committing the offense is a care provider and he or she knowingly acts or knowingly fails to act in a manner that creates a substantial risk to the life, body, or health of an elderly person, a person with a disability, or a vulnerable person.

This bill is similar to HB 2629 (2026) and SB 910 (2026) .