



# CLIENT ADVISORY

## Elderly Adopted Legislation *September 2007*

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### **Elder Abuse and Neglect Act**

This Public Act amends the Elder Abuse and Neglect Act to require that a provider agency must respond to a report of alleged or suspected abuse or neglect that places an adult at risk of injury or death on an “emergency basis” in accordance with guidelines established by the Department by administrative rule. The agency must be able to respond 24 hours a day, 7 days a week, and may use an on-call system to meet this requirement.

Effective June 1, 2008. *See Public Act 95-0076.*

### **Elder Abuse Fatality Review**

This Public Act amends the Elder Abuse and Neglect Act to create elder abuse fatality review teams. With Department approval, State or county agencies may establish elder abuse fatality review teams to assist in reviewing suspicious elderly deaths and facilitate communications between officials responsible for investigating cases of abuse, neglect or financial exploitation.

Effective June 1, 2008. *See Public Act 95-0402.*

### **Offenses Against the Elderly or Disabled**

The Criminal Code is amended to add an additional aggravating factor when determining terms of imprisonment. This aggravating factor occurs when an individual commits an offense against a person who is elderly, disabled or infirm by taking advantage of a family or fiduciary relationship with the elderly, disabled or infirm person.

Effective June 1, 2008. *See Public Act 95-0569.*