

**ABUSE REGISTRIES:**

**COMPARISON CHART OF PROVISIONS IN ADULT PROTECTIVE SERVICES LAWS WITH CITATIONS, BY STATE**

(Laws current as of 12/31/06)

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 Research conducted on Westlaw compliments of West Group

**CAUTION:** Read the explanation of this chart before relying upon the chart. You can find the explanation online at  
<http://www.abanet.org/aging/about/elderabuse.shtml>.

STATE	APS MANAGES PERPETRATOR REGISTRY	APS CONTRIBUTES TO PERPETRATOR REGISTRY	APS MANAGES REPORTS/RECORDS REGISTRY	CITATION(S)
Alaska			X	Alaska Stat. § 47.24.011(6)
Arizona	X			Ariz. Rev. Stat. Ann. § 46-459 <sup>3</sup>
Arkansas (#1) Ark. Code Ann. §§ 12-12-1701 – 12-12-1721 ( <i>relating to reporting &amp; investigation</i> )	X			Ark. Code Ann. § 12-12-1716
Connecticut			X	Conn. Gen. Stat. Ann. § 17b-452(b)
Guam			X	10 Guam Code Ann. § 2958
Hawaii			X	Haw. Rev. Stat. § 346-224(f)
Idaho		X		Idaho Code § 39-5308(2)
Iowa			X	Iowa Code Ann. § 235B.3(1) Iowa Code Ann. § 235B.3(8) Iowa Code Ann. § 235B.4 Iowa Code Ann. § 235B.5 Iowa Code Ann. § 235B.13
Kansas	X			Kan. Stat. Ann. § 39-1434
Minnesota	X			Minn. Stat. Ann. § 626.557, Subd. 9c. (i) Minn. Stat. Ann. § 626.557, Subd. 9d.
Mississippi	X		X	Miss. Code Ann. § 43-47-7(6) Miss. Code Ann. § 43-47-38(10)

STATE	APS MANAGES PERPETRATOR REGISTRY	APS CONTRIBUTES TO PERPETRATOR REGISTRY	APS MANAGES REPORTS/RECORDS REGISTRY	CITATION(S)
<p>Missouri (#1)  Mo. Ann. Stat. §§ 660.250 – 660.295  <i>(applicable only to persons who are unable to protect their own interests or adequately perform or obtain services necessary to meet their essential human needs and are either: (1) 60 or older, or (2) between 18 and 59 and have a disability)</i></p>			X	Mo. Ann. Stat. § 660.263(5)
<p>Missouri (#2)  Mo. Ann. Stat. §§ 660.300 – 660.321  <i>(these provisions are applicable only to individuals who are receiving “in home services” as defined by § 660.250(9) “through any in-home services provider agency” as defined by § 660.250(11). Missouri does not have two statutes. We established this construct to distinguish in the charts between the</i></p>	X			Mo. Ann. Stat. § 660.300(14) Mo. Ann. Stat. § 660.305(10) Mo. Ann. Stat. § 660.315

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<i>provisions applicable to individuals who are receiving in home services and those who are not. The statute indicated that the definitions contained in 660.250 apply to what we have labeled as Missouri #2; 660.300 – 660.321. )</i>				
Nebraska	X			Neb. Rev. Stat. § 28-374(3) Neb. Rev. Stat. § 28-376 Neb. Rev. Stat. § 28-380 Neb. Rev. Stat. § 28-381
New Hampshire			X	N.H. Rev. Stat. Ann. § 161-F:49
New Jersey			X	N.J. Stat. Ann. § 52:27D-421
Oklahoma		X		Okla. Stat. Ann. tit. 43A § 10-104(A)(2)(b) Okla. Stat. Ann. tit. 43A § 10-105(B)(2)
Texas		X		Tex. Hum. Res. Code Ann. §§ 48.401 – 48.408
Utah	X			Utah Code Ann. § 62A-3-311.1
Vermont	X			Vt. Stat. Ann. tit. 33, § 6911(b) – (g)
Wyoming	X			Wyo. Stat. Ann. § 35-20-103(f) Wyo. Stat. Ann. § 35-20-115 Wyo. Stat. Ann. § 35-20-116

<sup>1</sup> The views expressed herein have not been approved by the House of Delegates or the Board of Governors of the American Bar Association and, accordingly, should not be construed as representing the policy of the American Bar Association.

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<sup>3</sup> This provision requires APS to maintain a registry of substantiated reports of abuse, neglect and exploitation of vulnerable adults made pursuant to section 46-458. The APS law also provides in § 46-457 that the attorney general shall maintain an “elder abuse central registry” that includes information about: (1) actions brought in civil court and their final dispositions; (2) administrative agency decisions substantiating abuse, neglect, or financial exploitation and administrative agency actions brought in civil court and their final dispositions; and (3) criminal complaints or indictments alleging violations of the APS law or other listed statutes and their final dispositions.