August 24, 2015

Q: What are the requirements for reporting a crime or suspicion of a crime?

A: Survey and Certification Letter 11-30 (revised 1-20-12) (see attached) which enacts Section 1150B of the Social Security Act, as established by Section 6703(b)(3) of the Patient Protection and Affordable Care Act of 2010, requires specific individuals in applicable long-term care facilities to report any reasonable suspicion of crimes committed against a resident of that facility. Reports must be submitted to at least one law enforcement agency of jurisdiction and the State Agency (IDPH). There are two time limits for the reporting of reasonable suspicion of a crime, depending on the seriousness of the event that leads to the reasonable suspicion: Serious Bodily Injury – 2 Hour Limit; All Others – Within 24 Hours. LTC facilities should have policies and procedures to comply with this law. The obligations of the facility are different than the obligations of a covered individual. See the S&C Letter for full details which included a Questions and Answers Appendix.