Protection of vulnerable adults seeks to prevent further abuse, neglect, or exploitation and to promote self-care and independence.

**Background:**

The North Dakota Legislature passed the Vulnerable Adult Protective Services Law in 1989. The law authorized the Department of Human Services to develop, administer, and implement a program of protective services for vulnerable adults.

In 1998, each regional human service center began developing Elder Services Units, which are responsible for vulnerable adult protective services, as well as other services.

**State Law:**

In state law, a vulnerable adult is defined as any person older than age 18, or emancipated by marriage who has a substantial mental or functional impairment.

ND Century Code 50-25.2-03 states that any person who reasonably believes that a vulnerable adult has been subjected to abuse or neglect or observes conditions or circumstances that reasonably would result in abuse or neglect, may report the information to the Department of Human Services or to an appropriate law enforcement agency.

The law gives the department the right to assess and to provide or arrange the provision of adult protective services, if the vulnerable adult consents to and accepts the services. The department may pursue administrative, legal, or other remedies authorized by law, which are necessary and appropriate under the circumstances to protect a vulnerable adult who cannot give consent, and to prevent further abuse or neglect.

**Statistics:**

**Vulnerable Adult Services**

(October 2003 - September 2004)

- 470 New Cases
- 421 Information and Referral Calls
- 263 Brief Services (required up to 2 hours of staff time to resolve, for example, helping a family locate needed services.)
- 439 Cases Closed
- Hours spent on information & referral, brief services, and cases totaled 7,208 hours

**NOTES:**

A clarification in reporting occurred. The case data should not be compared to previous data. A new case does not mean a person has not been served before. Recidivism is common. Physical and other abilities change over time, and concerns about neglect or abuse may resurface.

**Referral Reasons**

- 65% Self-neglect
- 14% Neglect
- 10% Abuse
- 11% Financial exploitation

**Referral Sources**

- 28% Agency
- 27% Medical/Home Health
- 20% Family
- 15% Community
- 6% Legal/Judicial
- 4% Self

**Priority of Request**

- 84% Non-emergency
- 9% Emergency
- 7% Imminent danger

**Did You Know:**

Adult children, other family members, church communities, and other informal support systems help meet the needs of many people. **Individuals who receive vulnerable adult protective services often lack these informal supports.**
Vulnerable Adult
Protective Services
Demographic Data
October 2003 – September 2004

General
- 70% were age 60 and older
- 59% were female
- 93% were Caucasian
- 5% were American Indian/Native Alaskan

Marital Status
- 64% single/widow/widower
- 20% married
- 14% divorced
- 2% separated

Living Arrangements
- 56% live alone
- 35% live with a spouse or other family member
- 9% live with non-relatives

Alzheimer’s and Related Dementia
- 72% Did not have dementia
- 28% Do have some sort of dementia

Reasons for Case Closure:
- 18% Referred to another agency
- 15% Moved out of the area, received protective arrangements, or died
- 15% Client refused services
- 13% Placed in long-term care facility
- 8% Referred to home & community-based services
- 31% Other

Adult Protection in Practice:
- A vulnerable adult has the right to make decisions on his or her own behalf until he or she delegates responsibility voluntarily to another, or the court grants responsibility to another.
- When interests compete, a competent individual’s decision supercedes community concerns about safety, landlord concerns about property, or family concerns about health or finances.
- A person can choose to live “in harm” or even self-destructively, if she or he is competent to choose, does not harm others, and commits no crimes. (Each year, about 15 percent of the people offered vulnerable adult protective services in N.D. refuse them.)
- Protection of vulnerable adults seeks to prevent further abuse, neglect, or exploitation and to promote self-care and independence.

How Calls Are Handled:
When a Regional Human Service Center receives a call about suspected abuse or neglect of vulnerable adults:
- Staff assess the situation via phone to determine if an emergency exists.
- Staff contact emergency responders, if appropriate.
- If it is not an emergency, but requires more than providing information and referral, staff may conduct a site visit to assess the situation and assure appropriate services are offered.
- If appropriate, staff may offer services to the vulnerable person such as home-delivered meals, personal care assistance, respite care, or other services.

Another Resource:
North Dakota Senior Info Line
1-800-451-8693
www.ndseniorinfoonline.com

Human Service Center Contacts:
Williston 701-774-4600 800-231-7724
Minot 701-857-8500 888-470-6968
Devils Lake 701-665-2200 888-607-8610
Grand Forks 701-795-3000 888-256-6742
Fargo 701-298-4500 888-342-4900
Jamestown 701-253-6300 800-260-1310
Bismarck 701-328-8888 888-328-2662
Dickinson 701-227-7500 888-227-7525

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N.D. Department of Human Services
Aging Services Division
600 E Boulevard, Department 325
Bismarck N.D. 58505-0250
Phone: 701-328-4601 TTY: 701-328-3480