

COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING

BASIC ACADEMY

Functional Area:
Criminal Investigations

Lesson Title:
Elder Abuse

Duration:
2 Hours

Revised: January 2004

LEARNING GOAL(S):

The student will learn what constitutes elder abuse and the legal authority to investigate, gather evidence and prosecute financial elder abuse. The student will also derive from this class why financial elder abuse is on the rise, how to take an initial report and its problems, challenges and how to conduct an investigation.

ASSESSMENT AND STANDARDS:

Successful completion of this **FUNCTIONAL AREA** is achieved when the student has performed all practical task and exercises to the satisfaction of the instructional staff and, when tested against the **PERFORMANCE OBJECTIVES** by multiple choice exam, a score of 70% or higher is obtained.

PERFORMANCE OBJECTIVES:

- CI.12.01 The student will be able to identify five categories of elder abuse.
 - CI.12.02 The student will identify the DHS (Department of Human Services) Division charged with investigating elder abuse and the statute giving the authority.
 - CI.12.03 The student will identify three individuals required by law to report elder abuse.
 - CI.12.04 The student will identify three AARP's (American Association of Retired People) 13 keys to interact with elders.
 - CI.12.05 The student will identify three documents that could be evidence in a financial exploitation investigation.
 - CI.12.06 The student will identify three problems they may encounter when interviewing elders.
 - CI.12.07 The student will identify three 'things to look for' when reviewing evidence of elder financial exploitation.
 - CI.12.08 The student will identify the office in charge of administering the Oklahoma Multi-County Grand Jury (MCGJ) Act and the statute giving the authority.
 - CI.12.09 The student will identify concerns prosecutors may have when filing an elder abuse exploitation case.
 - CI.12.10 Given a practical exercise, the student will demonstrate the ability to interact with elders.
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TRAINING AIDS REQUIRED:

Student Reference Guide
Power Point Presentation
Role Playing Scenarios
F.A.S.T. Video (Financial Abuse Specialist Team)
Criminal Justice Response to Domestic Violence in Later Life Video

CI.12.01 The student will be able to identify five categories of elder abuse.

1. Physical
2. Sexual
3. Mental/Psychological/Emotional
4. Neglect
5. Financial Exploitation

CI.12.02 The student will identify the DHS (Department of Human Services) Division charged with investigating elder abuse and the statute giving the authority.

1. APS (Adult Protective Services)
2. 43A O.S. 10-101 through 111

CI.12.03 The student will identify three individuals required by law to report elder abuse. Title 43A Section' 104 Describes "Any person having reasonable cause to believe..."

1. Physicians
2. Operators of EMS, other medical staff
3. Social workers, mental health professionals
4. Law Enforcement
5. Domestic violence staff
6. Long-term care facility personnel

CI.12.04 The student will identify three AARP's (American Association of Retired People) 13 keys to interact with elders.

AARP's (American Association of Retired People) 13 keys to Law Enforcement interaction with elders.

1. Tone down body language and speech
2. Show empathy
3. Observe body space
4. Respond to handshake and touch
5. Address formally
6. Allow extra time for response
7. Explain reason for taking notes
8. Avoid leading questions
9. Assume they are capable and say "thank you"
10. Repeat question if response is a blank look
11. Have an exit strategy
12. Arrange for help if elder does not want to be left alone
13. Play the role

CI.12.05 **The student will identify three documents that could be evidence in a financial exploitation investigation.**

Documents that could be evidence in a financial exploitation investigation.

1. Unfinished home repair bills
2. Evidence of telemarketing fraud
3. Winner verification forms
4. Prize notification forms
5. Sweepstakes entry forms
6. Psychic offerings
7. Wills
8. Trust
9. Power of Attorney
10. Lending documentation
11. Bank statements
12. Credit card statements
13. Guardianship
14. Insurance policies
15. Deeds or title to property
16. Samples of handwriting (victim and suspect)

CI.12.06 **The student will identify three problems they may encounter when interviewing elders.**

Problems areas encountered while interviewing elders.

1. Impaired hearing
2. Impaired speech
3. Loss of control of body functions
4. Body odors
5. Mental disabilities
6. Impaired eye site
7. Unable to keep focused
8. Fright
9. Unable to connect

CI.12.07 **The student will identify three ‘things to look for’ when reviewing evidence of elder financial exploitation.**

“Things to look for” when reviewing evidence of elder financial exploitation.

1. Look for patterns...‘follow the money’
2. Changes in victim’s financial routine
3. Checks deposited in different banks or accounts
4. Bank statement no longer going to victim
5. Missing records
6. Increase in number or amounts of cash withdrawals
7. Increases in amounts spent on food, clothing, etc
8. Evidence that a will, deed, title or other financial instrument has been changed
9. Evidence that the victim’s money has been spent but the victim received no benefit

CI.12.08 **The student will identify the office in charge of administrating the Oklahoma Multi-County Grand Jury (MCGJ) Act and the statue giving the authority.**

Office in charge of administrating the Oklahoma Multi-County Grand Jury Act (MCGJ)

1. Oklahoma Attorney General Office
2. 22 O.S. 350 and Constitutionally authorized Article 2 sec 18

CI.12.09 **The student will identify concerns prosecutors may have when filing an elder abuse exploitation case.**

Concerns prosecutors may have when filing elder abuse cases. Be prepared to make your case without using the victim as a witness.

1. Victim may suffer from memory loss
2. Victim may not be competent to testify
3. Victim may not survive to date of trial

CI.12.10 **Given a practical exercise, the student will demonstrate the ability to interact with elders.**

Given a practical exercise, the student will demonstrate the ability to interact with elders.

1. Scenario #1
2. Scenario #2
3. Scenario #3
4. Scenario #4

SCENARIO ONE

You have received a call reference to a possible elder abuse call. Additional information is the elder may have been the victim of a scam where he/she wrote a check for thousands of dollars to a man that promised to fix the roof. The man never returned and the check was cashed. The caller was a neighbor concerned for the victim.

The victim is Jim/Jane Jones.

When your number is called, come up to the front of the room.

Begin your investigation.

SCENARIO TWO

You have received a call reference to a possible elder abuse call. Additional information is the elder may have been the victim of a grandson forcing the elder to sign a power of attorney giving the grandson authority to handle all the elders financial business. The grandson is believed to be withdrawing large sums of the elder's savings, of which the elder has been saving for the last 50 plus years.

The victim is Betty/Bob Smith

Your shift will be over in 20 minutes and you were told by a girlfriend that if you don't show up for dinner on time, this time, forget the relationship.

When your number is called, come up to the front of the room.

Begin your investigation.

SCENARIO THREE

You have received a call reference to a possible elder abuse call. Additional information is a male visiting nurse may have sexually assaulted the elder. The caller refused to give a name and used a phone booth to call. The elder is 92 years old.

The victim is Joanne/John brown

When your number is called, come up to the front of the room.

Begin your investigation.

SCENARIO FOUR

You have received a call reference to a possible elder abuse call. Additional information is the elder may have been the victim of assault and battery by his/her spouse. The victim has open cancer sores on the hands, face and arms. Victim is also very dirty, appears to have gone to the bathroom in their clothes and has not brushed their teeth in weeks. The victim will spit anywhere, anytime and on anyone. The Victim is 88 years old.

The victim is Gerry/Jerry White

When your number is called, come up to the front of the room.

Begin your investigation.