

WEST VIRGINIA CODE: §16b-12-1

§16B-12-1. Reporting.

(a) The Office of the Inspector General shall send to county prosecutors any findings that may be subject to criminal prosecution in cases of abuse and neglect with Intellectual/Developmental Disability (IDD). The Office of the Inspector General shall send to the Protection and Advocacy (P&A) the findings of any cases involving instances of substantiated abuse or neglect involving a person with a developmental disability.

(b) An annual report shall be submitted to the Legislative Oversight Commission on Health and Human Resources Accountability including:

- (1) All instances where abuse and neglect cases involving IDD at any location has been substantiated by the Office of the Inspector General.
- (2) The county or region where the substantiated abuse or neglect occurred;
- (3) The descriptive category of the abuse and neglect;
- (4) The type of setting where the abuse and neglect occurred;
- (5) Whether the abuse and neglect information was turned over to the county prosecutor and law enforcement;
- (6) The name of the provider, if the provider is involved, who is charged with the care of the individual; and
- (7) The age range and gender of the individual.

(c) In instances where abuse and/or neglect leads to the death of an individual, the department shall send a letter, within 30 days after the findings where substantiated, to the Senate President, the Speaker of the House, and the chairs of LOCHHRA outlining the information above about the case.