



Memorandum

From: Trisha Schell-Guy, Acting General Counsel

Reissued: November 17, 2020

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Re: Reporting Justice Center Incidents Involving Credentialed Professionals

The Justice Center for the Protection of People with Special Needs is charged with taking reports of abuse, neglect or significant incidents. Reports are made using one of the prescribed methods (phone or web). OASAS (operated, certified, licensed) providers are required to report allegations of abuse, neglect and other significant incidents to the Justice Center. Funded, but not licensed/certified, providers must report incidents to OASAS Patient Advocacy.

The Justice Center incident reporting process and the OASAS credentialing complaint process are separate and distinct processes. **If an incident involves an OASAS credentialed individual alleged to have committed acts which would violate their Canon of Ethics, the facility or provider agency must report that incident to the Justice Center AND is also expected to submit a complaint to the OASAS Credentialing Unit detailing the allegations for subsequent investigation within 30 days of notice of the alleged conduct.** Further, it is incumbent upon an OASAS Credentialed individual to notify appropriate authorities, including employers and OASAS, when they know of a colleague's impairment or misconduct as stated in their Canon of Ethics. 14 NYCRR §853.28(a)(10). **The Credentialing Unit can be reached at (800) 482-9564.**

A credentialed person, such as a CASAC, who fails to report a colleague's misconduct or impairment may be subject to discipline for violating the Canon of Ethics.

Should you have any further questions, please contact Trisha Schell-Guy, OASAS Acting General Counsel.