

Victim is:	Perpetrator is Caretaker	Perpetrator is Non-Caretaker	Secondary Options:
Under Age 12 years old	Report to DHS This is a mandatory report for those who are mandatory reporters. File an oral report w/in 24 hours and written report w/in 48 hours	Report to DHS – This is a mandatory report for those who are mandatory reporters. DHS will turn these cases over to law enforcement for investigation	DHS - has an appeals process which is accessible through DHS
Age 12 and 13 year olds	Report to DHS This is a mandatory report for those who are mandatory reporters. Oral report w/in 24 hours and written report w/in 48 hours	12 and 13 year olds are unable to give legal consent for sexual activity, so a permissive report may be made by anyone to: DHS (who will turn over to law enforcement) OR to Law enforcement –this is not a mandatory reporting situation	
14 and 15 year olds	Report to DHS This is a mandatory report for those who are mandatory reporters. File an oral report w/in 24 hours and written report w/in 48 hours	If sexual partner is <i>less than</i> 4 years older than the 14-15 year old.- they <i>can</i> give legal consent provided: 1. They are not being coerced/forced; 2. The partner is not a caretaker. If sexual partner is <i>over</i> 4 years older than 14-15 year old.- (legally defined as statutory rape) a permissive report may be made to DHS (who will report to law enforcement) or a report made be made directly to law enforcement – not a mandatory reporting situation	Law enforcement – ask to speak to supervisor or speak to county attorney’s office about case
16 and 17 year olds	Report to DHS This is a mandatory report for those who are mandatory reporters. File an oral report w/in 24 hours and written report w/in 48 hours	16 and 17 year olds: as long as they are not being coerced or forced to have sex, they are of legal age to give consent	
18 years old and up	If dependent adult being abused – mandatory reporters must call DHS	If being forced or coerced may report to law enforcement	

Permissive Reporting – Anyone who is not a mandatory reporter, or a person who is professionally designated as a mandatory reporter reporting abuse not observed during professional activities

Mandatory reporters – medical professionals; mental health professionals; educators; social workers; child care providers; law enforcement

NOTE: Educators are not considered caretakers in the usual commission of their job, but may be if in a special circumstance where they act as guardian (overnight trips etc.)