

SERVICES FOR THE COUNTY WHERE THE FACILITY IS LOCATED; OR

2. IF THE PATIENT IS 65 YEARS OLD OR OLDER, TO THE DIRECTOR ON AGING.

(3) THE RECIPIENT OF THE COMPLAINT SHALL:

(I) IMMEDIATELY GIVE THE ADMINISTRATOR OF THE FACILITY WRITTEN NOTICE OF THE COMPLAINT, UNLESS THE ADMINISTRATOR IS THE ALLEGED ABUSER AND THE RECIPIENT BELIEVES THAT THE NOTICE WOULD AFFECT AN INVESTIGATION ADVERSELY;

(II) INVESTIGATE THE COMPLAINT, AS APPROPRIATE; AND

(III) GIVE THE ALLEGED ABUSER SPECIFIC NOTICE OF THE ALLEGED ABUSE AND AN OPPORTUNITY TO REPLY TO THE CHARGES STATED IN THE COMPLAINT.

(4) ON REQUEST OF THE DIRECTOR ON AGING OR THE LOCAL DEPARTMENT OF SOCIAL SERVICES, A STATE'S ATTORNEY SHALL HELP IN THE INVESTIGATION.

(5) IF, AFTER THE COMPLETION OF AN INVESTIGATION, THERE IS PROBABLE CAUSE TO BELIEVE THAT THERE HAS BEEN AN ABUSE OF FUNDS, THE DIRECTOR ON AGING OR THE LOCAL DEPARTMENT OF SOCIAL SERVICES MAY:

(I) REFER THE MATTER TO THE STATE'S ATTORNEY FOR APPROPRIATE ACTION; AND

(II) ON BEHALF OF THE RESIDENT, BRING SUIT TO RECOVER THE MISUSED MONEY, COSTS, AND ATTORNEY FEES.

(6) A PERSON WHO ACTS IN GOOD FAITH IS NOT CIVILLY OR CRIMINALLY LIABLE FOR:

(I) MAKING A COMPLAINT UNDER THIS SUBSECTION;

(II) PARTICIPATING IN AN INVESTIGATION ARISING OUT OF A COMPLAINT UNDER THIS SUBSECTION; OR

(III) PARTICIPATING IN A JUDICIAL PROCEEDING ARISING OUT OF A REPORT UNDER THIS SUBSECTION.

(O) PENALTIES.

(1) IF THERE IS AN ABUSE OF FUNDS, A PERSON WHO MISUSED THE MONEY IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500.

(2) ANY OTHER PERSON WHO VIOLATES ~~A-~~ ANOTHER PROVISION OF THIS SECTION IS SUBJECT TO A FINE OF \$500.