

Table: Comparison of Two Mandated Reporting Statutes

	G.S. 7B-301	G.S. 14-318.6
Who is obligated to report	Any person or institution	Any person 18 or older
Who is exempted from reporting	Attorneys who gain knowledge or suspicion from representation in the abuse, neglect, or dependency case (See G.S. 7B-310)	Those with privilege as <ul style="list-style-type: none"> • Attorneys • Licensed psychologists, associates, and employees • Licensed or certified social workers engaged in private social work services • Licensed professional counselors and associates (renamed to licensed clinical mental health counselors, effective 1/1/2020) • Agents of rape crisis centers and domestic violence programs
Standard	Cause to suspect	Know or should have reasonably known
Victim	Juvenile (under 18 years old, not emancipated, married, or in the U.S. Armed Forces) (See G.S. 7B-101(14))	Juvenile (under 18 years old, not emancipated, married, or in the U.S. Armed Forces). “[T]he age of the juvenile at the time of the abuse or offense governs.”
What	<ul style="list-style-type: none"> • Abuse • Neglect • Dependency (See G.S. 7B-101(1), (9), (15))	Has been or is the victim of a <ul style="list-style-type: none"> • Violent offense, • Sexual offense, or • Misdemeanor child abuse
Report made to	Department of social services in the county where juvenile resides or is found	Appropriate local law enforcement agency in county where juvenile resides or is found
When	(unspecified)	Immediately
How	Orally, by telephone, or in writing	Orally or by telephone
Information to include	<ul style="list-style-type: none"> • Juvenile’s name, address, age, and present whereabouts (if not at home) • Name/address of juvenile’s parent, guardian, custodian, or caretaker • Nature and extent of any injury or condition resulting 	<ul style="list-style-type: none"> • Juvenile’s name, address, age, and present whereabouts (if not at home) • Name/address of juvenile’s parent, guardian, custodian, or caretaker • Alleged perpetrator’s name, age, and address • Location of alleged offense

	<p>from the abuse, neglect, or dependency</p> <ul style="list-style-type: none"> Names and ages of other juveniles in the home Any other information that may be helpful to establish need for protective services or court intervention 	<ul style="list-style-type: none"> Nature and extent of any injury or condition resulting from the offense Names and ages of other juveniles present or in danger Any other information that may be helpful to establish need for law enforcement involvement
Reporter Identity	<ul style="list-style-type: none"> Reporter must give name, address, and telephone number but refusal to do so shall not preclude a DSS assessment Identity is protected and may only be disclosed under criteria of G.S. 7B-302(a1)(1a) or 7B-303(e) 	<ul style="list-style-type: none"> Reporter must give name, address, and telephone number Identity is protected and may only be revealed when meeting criteria for 911 or emergency telephone call disclosure under G.S. 1-132.1-4(c)(4)
Immunity for Reporter	<ul style="list-style-type: none"> From civil or criminal liability when in good faith makes report, cooperates with DSS assessment, testifies in judicial proceeding resulting from report, or participates in child welfare program Good faith is presumed (See G.S. 7B-309.) 	From civil or criminal liability when in good faith makes a report, cooperates with law enforcement investigation, or testifies in judicial proceeding
Violation	Knowingly or wantonly fails to report or prevent another person from reporting	Knowingly or willfully fails to report or prevent another person from reporting
Penalty	Class 1 misdemeanor	Class 1 misdemeanor
Statute of limitations	Within 10 years of commission of crime (See G.S. 15-1(b)(1) amended by S.L. 2019-245, Part II)	Within 10 years of commission of crime (See G.S. 15-1(b)(5) amended by S.L. 2019-245, Part II)