Pocket Guide on Elder Investment Fraud and Financial Exploitation

Should I be concerned?

Red Flags in patient/client history:
- Social Isolation
- Bereavement
- Dependence on another to provide care
- Financially responsible for adult child or spouse
- Alcohol or drug abuse
- Depression or mental illness

Red Flags from clinical observations:
- Cognitive problems
- Fearful, emotionally labile, or distressed
- Suspicious, delusional
- Change in appearance, poor hygiene
- Accompanied by caregiver who is overly protective; dominates patient/client

How do I ask about financial capacity?

Introductory question:
We find that some older adults worry about money; may I ask you a few questions about this?

Questions you can ask:
1. Who manages your money day to day? How is that going?
2. Do you run out of money at the end of the month?
3. Do you regret or worry about financial decisions you’ve recently made?
4. Have you given power of attorney to another person?
5. Do you have a will? Has anyone asked you to change it?

If answers raise suspicion, see the following four referral sections or probe for further details by using the Financial Concerns Checklist. This checklist may also be added to the patient/client information packet and completed during intake.

What types of referral may be needed?
1. Further social assessment, help with managing money, or other care.
   - Needs assistance with financial planning, budgeting, or legal document preparation.
   - Poor resource management or limited resources available—needs assistance with finances, meals, transportation, etc.

2. Legal advice or protection.
   - Needs assistance with legal issues such as power of attorney, wills.
   - Poor resource management or limited resources available—needs assistance with legal issues such as power of attorney, wills.

3. Fraud and exploitation may have occurred.
   - In most states, reporting to APS is required by law. It can be done orally and confidentially without civil or criminal liability.

4. Further medical evaluation.
   - Needs assessment with medical consultant or psychiatrist.

Financial Concerns Checklist

Are you having any of the following common concerns?

☐ I have trouble paying bills because the bills are confusing to me.

☐ I don’t feel confident making big financial decisions alone.

☐ I don’t understand financial decisions that someone else is making for me.

☐ I give loans or gifts more than I can afford.

☐ My children or others are pressuring me to give them money.

☐ People are calling me or mailing me asking for money, lotteries.

☐ Someone is accessing my accounts or money seems to be disappearing.

The Clinician’s Pocket Guide was created by Baylor College of Medicine’s Texas Consortium Geriatric Education Center as part of the Elder Investment Fraud and Financial Exploitation program through a grant from the Investor Protection Trust (http://www.investorprotection.org) with the support and involvement of the Texas State Securities Board.