

## 6 Month Final Summary Report for Child Death, Serious Injury or Egregious Incident

Reports submitted to the Division of Safety and Permanence (DSP) that do not include all of the required information will be returned to the agency for proper completion. Do not identify individuals by name when completing this report. Individuals may be referenced by relationship or position; e.g., mother, father, child, sibling, physician, detective, etc.

**Case Tracking Number:** 130709DSP-Calu-342      **Agency:** Calumet County Department of Health and Human Services

**Child Information** (at time of incident)

Age: 11      Gender:  Female  Male

Race or Ethnicity: White/Caucasian

Special Needs: Aspergers, Anxiety Disorder, ADHD, Trichotillomania, Language Disorder

**Date of Incident:** July 9, 2013

**Description of the incident, including the suspected cause of death, injury or egregious abuse or neglect:**

On July 10, 2013 the agency received a report that an 11 year old child was deceased due to drowning. The child and his brother were playing outside, unsupervised. The two boys fell into a pond. The child's brother was able to get out of the pond, but was not able to find the child. The child's brother ran home to get help. 911 was called, however the child was found in the pond, deceased. Negligence in caring for the children was alleged; however no criminal charges have been filed.

**Findings by agency, including maltreatment determination and material circumstances leading to incident:**

The agency collaborated with law enforcement and medical professionals to complete the assessment. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate neglect by the child's mother and her husband to the four children living in their care. The children were determined unsafe due to the physical conditions of the home and the lack of supervision provided by the parents. The oldest son was placed in the home of his biological father and paternal grandparents. The two youngest children were placed in a foster home. A Child in Need of Protection or Services petition was filed with juvenile court and the case was opened for ongoing case management services.

- Yes  No Criminal investigation pending or completed?  
 Yes  No Criminal charges filed? If yes, against whom?

**Child's residence at the time of incident:**  In-home  Out-of-home care placement

Complete the appropriate following section (A. or B. based on the child's residence at the time of the incident).

**A. Children residing at home at the time of the incident:**

**Description of the child's family** (includes household members, noncustodial parent and other children that have visitation with the child and / or in the child's family home):

The child resided in the home with his mother, step-father, biological brother (age 9), and two half-brothers (ages 3 and 2). The child and his brother live with their biological father and paternal grandparents 50% of the time.

Yes  No **Statement of Services:** Were services under ch. 48 or ch. 938 being provided to the child, any member of the child's family or alleged maltreater at the time of the incident, including any referrals received by the agency or reports being investigated at time of incident?

**If "Yes", briefly describe the type of services, date(s) of last contact between agency and recipient(s) of those services, and the person(s) receiving those services:**

N/A

**Summary of all involvement in services as adults under ch. 48 or ch. 938 by child's parents or alleged maltreater in the previous five years:** (Does not include the current incident.)

On November 14, 2011, the agency screened in and assessed allegations of neglect to all four children by the mother and the child's step-father. The agency found sufficient evidence to substantiate neglect to all four children by the mother and the child's step-father. The children were determined unsafe in their home and an in-home safety plan was implemented. The case remained open for ongoing services with the agency until January 3, 2013, when the Consent Decree expired.

**Summary of actions taken by the agency under ch. 48, including any investigation of a report or referrals to services involving the child, any member of the child's family living in this household and the child's parents and alleged maltreater.** (Does not include the current incident.)

(Note: Screened out reports listed in this section may include only the date of the report, screening decision, and if a referral to services occurred at Access. Reports that do not constitute a reasonable suspicion of maltreatment or a reason to believe that the child is threatened with harm are not required to be screened in for an initial assessment, and no further action is required by the agency.)

On 10/7/2008, Manitowoc County Human Services Department screened out a CPS report.

On 10/23/2008, Manitowoc County Human Services Department screened in and assessed allegations of neglect to the children by the father. The agency found insufficient information to substantiate the allegations of neglect.

On 9/25/2009, the agency screened in and assessed allegations of physical abuse to the children by the mother. The agency found insufficient information to substantiate the allegations of physical abuse.

On 5/20/2010 the agency screened in and assessed physical abuse to the children by the step-father and neglect to the children by the mother. The agency found insufficient information to substantiate the allegations of physical abuse and neglect.

On 7/13/2010, the agency screened out a CPS report.

On 10/19/2010, the agency screened out a CPS report.

On 3/21/2011, the agency screened out a CPS report.

On 4/4/2011, the agency screened in and assessed allegations of physical abuse to the children by the mother. The agency found insufficient information to substantiate the allegations of physical abuse.

On 7/11/2011, the agency screened out a CPS report.

On 8/4/2011, the agency screened out a CPS report.

On 10/30/11, the agency screened out a CPS report.

On 11/14/2011, the agency screened in and assessed allegations of neglect to the children by the mother and step-father. This resulted in a Consent Decree from 6/13/2012 through 12/12/2012 for the two oldest boys. The agency closed the case on 1/3/2013.

On 2/7/2012, the agency screened out a CPS report.

On 3/26/2012, the agency screened out a CPS report.

On 5/21/2012, the agency screened in and assessed allegations of neglect to the children by the mother. The agency found insufficient information to substantiate the allegations of neglect.

On 5/22/2012, the agency screened in and assessed allegations of physical abuse to the children by the mother. The agency found insufficient information to substantiate the allegations of physical abuse.

On 5/23/2012, the agency screened in and assessed allegations of physical abuse to the children by the child's step-father. The agency found insufficient information to substantiate the allegations of physical abuse.

On 9/25/2012, the agency screened out a CPS report.

**Summary of any investigation involving the child, any member of the child's family and alleged maltreater conducted under ch. 48 or ch. 938 and any services provided to the child and child's family since the date of the incident:**

The agency screened in and assessed the allegations of neglect to the children by the mother and step-father. The Initial Assessment completed by the county agency found a preponderance of evidence to substantiate neglect to the children by the mother and her husband. The agency filed a Child in Need of Protection or Services with juvenile court. The oldest child was placed in the care of his biological father and paternal grandparents. The two youngest children were placed in foster care. The case is open for ongoing case management services with the agency.

**B. Children residing in out-of-home (OHC) placement at time of incident:**

**Description of the OHC placement and basis for decision to place child there:**

N/A

**Description of all other persons residing in the OHC placement home:**

N/A

**Licensing history:** Including type of license, duration of license, summary of any violations by licensee or an employee of licensee that constitutes a substantial failure to protect and promote the welfare of the child.

N/A

**Summary of any actions taken by agency in response to the incident:** (Check all that apply.)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Screening of Access report   | <input type="checkbox"/> Attempted or successful reunification   |
| <input checked="" type="checkbox"/> Protective plan implemented  | <input checked="" type="checkbox"/> Referral to services   |
| <input checked="" type="checkbox"/> Initial assessment conducted   | <input type="checkbox"/> Transportation assistance   |
| <input checked="" type="checkbox"/> Safety plan implemented  | <input checked="" type="checkbox"/> Collaboration with law enforcement                                 |
| <input checked="" type="checkbox"/> Temporary physical custody of child  | <input checked="" type="checkbox"/> Collaboration with medical professionals                           |
| <input checked="" type="checkbox"/> Petitioned for court order / CHIPS (child in need of protection or services) | <input checked="" type="checkbox"/> Supervised visitation  |
| <input checked="" type="checkbox"/> Placement into foster home   | <input checked="" type="checkbox"/> Case remains open for services                                     |
| <input checked="" type="checkbox"/> Placement with relatives   | <input type="checkbox"/> Case closed by agency   |
| <input checked="" type="checkbox"/> Ongoing Services case management   | <input type="checkbox"/> Initiated efforts to address or enhance community collaboration on CA/N cases |
|  | <input type="checkbox"/> Other (describe):   |

**FOR DSP COMPLETION ONLY:**

**Summary of policy or practice changes to address issues identified during the review of the incident:**

Under Child Welfare Disclosure Act (Section 48.981 (7)(cr), Stats.), the DSP completes a 90-Day review of the agency's practice in each case reported under the Act. In accordance with the DCF memo Series 2010-13, dated December 7, 2010 pertaining to the Child Welfare case Review Protocol, the DSP completed a review in case #130709DSP-Calu-342.

The review found Agency practice in Access related to response time and safety determinations were not in accordance with Wisconsin Child Protective Services Access and Initial Assessment Standards and Safety Intervention Standards. The Child Protective Services (CPS) Report from 2012 was screened out in error.

The Initial Assessment and safety determinations completed in relation to this case were not in accordance with the Wisconsin Child Protective Services Access and Initial Assessment Standards and Safety Intervention Standards. The assessment contained insufficient information in multiple areas required per Standards.

**Recommendations for further changes in policies, practices, rules or statutes needed to address identified issues:**

DSP is working with the agency on an action plan to address the practice issues identified during the review. The plan consists of training and technical assistance for the CPS supervisors and staff.

Yes  No  Not Applicable This 6-month summary report completes the Division of Safety and Permanence (DSP) review of this case.

If the case review was not completed within 90 days, the DSP will complete and submit the final summary report within 6 months.