

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: 130727DSP-Onei-352 Agency: Oneida

Child Information (at time of incident)

Age: 7 Gender: Female Male

Race or Ethnicity: White, Caucasian

Special Needs: None reported

Date of Incident: 07/27/2013

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

On August 1, 2013, the agency received a report regarding a seven year old male with injuries sustained from an explosion. On July 27, 2013, the child lit an Improvised Explosive Device, reportedly left with the child's mother and mother's boyfriend after a fireworks party on July 4, 2013. The child's mother reportedly left the device in a kitchen drawer. The child required surgery on his left, dominant hand as a result of the explosion. A report from law enforcement indicated officers found drugs, a scale, a grinder and multiple pipes in the mother's bedroom, accessible to the children. Criminal charges were filed against the mother's boyfriend for possession of improvised explosives. Criminal charges were filed against the child's mother for possession of drugs and drug paraphernalia. A criminal charge is merely an allegation and a defendant is presumed innocent until and unless proven guilty.

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

The agency collaborated with law enforcement, medical personnel, and other collateral sources to complete the assessment. Based on the information gathered, the agency found a preponderance of evidence to substantiate neglect to the children by their mother and her boyfriend as the Improvised Explosive Device was in the home and easily accessible to the children. The agency opened the case under an Informal Disposition Agreement.

Yes No Criminal investigation pending or completed?

Yes No Criminal charges filed? If yes, against whom? The mother was charged with possession of THC (2nd+offense) and possession of drug paraphernalia. The mother's boyfriend was charged with possession of improvised explosives.

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 resides with his mother, his half-brother, and his mother's boyfriend. The child has infrequent contact with his biological father. The child's half-brother has regular visitation with his biological father.

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.)

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 12/2/2006, the agency screened in a CPS report alleging physical abuse to the child by an unknown maltreater. The allegations were substantiated and a Child in Need of Protection and Services was filed. The case was opened for ongoing services by the agency. The child was placed in a hospital and two foster placements over a five day period. The case remained open for ongoing services until 1/18/2008 when the case outcomes were achieved.

On 9/2/2009, the agency screened in a services report to provide services to the family. The case was closed on 9/24/2009.

On 3/15/2010, the agency screened in a services report to assist the family financially for their child. The case was closed on 3/22/2010.

On 2/4/2011, a CPS report was screened-out.

On 2/17/2011 a CPS report was screened out.

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 allegation of physical abuse to the children. The Initial Assessment completed by the county agency found a preponderance of evidence to substantiate neglect to the children by the mother and her boyfriend as an Improvised Explosive Device was in the home and was easily accessible to the children. The agency opened the case under an Informal Disposition Agreement. Referrals were made to a Community Response Program and referrals for several areas of counseling for the mother.

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:

NA

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

NA

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.

NA

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 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 type="checkbox"/> Safety plan implemented | <input checked="" type="checkbox"/> Collaboration with law enforcement |
| <input type="checkbox"/> Temporary physical custody of child | <input checked="" type="checkbox"/> Collaboration with medical professionals |
| <input type="checkbox"/> Petitioned for court order / CHIPS (child in need of protection or services) | <input type="checkbox"/> Supervised visitation |
| <input type="checkbox"/> Placement into foster home | <input checked="" type="checkbox"/> Case remains open for services |
| <input 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 the 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 an on-site review in #130727DSP-Onei-352.

The review found agency practice in Access was not compliant with screening decisions and safety determinations per

Standards. The report was correctly screened-in within the required timeframe. However, the safety determinations and related response time was not made in compliance with Standards.

The assessment was documented and approved within the required timeframes per Standards. Agency practice in Initial Assessment was not compliant with information gathering, as the assessment contained insufficient information in multiple required areas in order to make accurate safety determinations per Standards. The required contacts and assessment of household members were not completed according to 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 Final 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.