

## 90-Day 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:** 120814DSP-Burn-234      **Agency:** Burnett County Health and Human Services

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

Age: 3 Years      Gender:  Female    Male

Race or Ethnicity: Caucasian

Special Needs: None

**Date of Incident:** August 14, 2012

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

On August 21, 2012, the agency received a report of a three-year-old child who was reported missing on August 14, 2012 and subsequently found deceased the following day in a canal near her home. On the day of the incident, the child was found by a community member wandering approximately one-half mile from the child's home. The community member returned the child to her home at 5:30 p.m. The child was discovered missing again at approximately 6:15 pm that same day. The parents reportedly searched for the child for 45 minutes to an hour before notifying law enforcement she was missing. The child was found deceased in a canal located 25 yards from her home at approximately 4:48 pm the following day. Law enforcement conducted a search of the home and located synthetic marijuana, plant material, which appeared to be marijuana and drug paraphernalia. Law enforcement obtained statements that the father had been smoking synthetic marijuana minutes before the child was discovered missing. The mother admitted she was sleeping at the time. The cause of death was determined to be drowning.

The mother was charged with one count of Neglecting a Child and the father was charged with one count of Neglecting a Child (Consequence is Death). The mother was found guilty of one count of Neglecting a Child. The father was found guilty of one count of Neglecting a Child (Consequence is Death).

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

The agency screened-in and collaborated with law enforcement to assess the allegation of neglect to the child. The agency substantiated neglect to the child by the mother and father due to lack of supervision. The Initial Assessment indicated the child was not appropriately supervised by her parents and wandered from the home which ultimately resulted in her death. Law enforcement obtained statements that the father used synthetic marijuana on the day of the incident and the mother was sleeping when the child went missing. It was also determined the parents used sheets to cover the windows, which blocked the view of the steep bank and canal where the child was found. The agency obtained information that the child was observed by multiple neighbors wandering the neighborhood without parental supervision on multiple occasions.

Yes    No   Criminal investigation pending or completed?

Yes    No   Criminal charges filed? If yes, against whom? The mother and father.

**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):

At the time of the incident, the child resided with her mother and her father. The father has two adult daughters from a previous relationship who do not reside with him.

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.)

N/A

**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 November 30, 2007, a Services Report containing concerns for the welfare of the father's 14-year-old and 16-year-old (now adult) daughters while visiting his home was screened out by the agency.

**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 neglect to the child. The agency substantiated neglect to the child by her mother and father because of lack of supervision on the day of her death. The agency collaborated with law enforcement to gather information during the assessment process. The parents were contacted during the assessment period; however, they declined to be interviewed by the agency on the advice of legal counsel. There are no other children residing with the parents and the agency closed the case.

**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 type="checkbox"/> Protective plan implemented  | <input 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 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 type="checkbox"/> Case remains open for services  |
| <input type="checkbox"/> Placement with relatives   | <input checked="" type="checkbox"/> Case closed by agency  |
| <input 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. The DSP did not identify practice issues during the review of the incident.

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

N/A

Yes  No  Not Applicable This 90-day 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.

This 90-Day Summary Report was previously delayed. DSP did determine that releasing the summary report would jeopardize an ongoing criminal proceeding and delayed posting as provided under Wis. Stat. § 48.981(7)(cr)7.

