

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: 130304DSP-Milw-299 Agency: Bureau of Milwaukee Child Welfare

Child Information (at time of incident)

Age: 2 years Gender: Female Male

Race or Ethnicity: African American

Special Needs: None

Date of Incident: 3/4/13

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

On 3/4/13, the agency received a report regarding a 2-year-old child who was being transported to the hospital with suspicious injuries. The child presented at the hospital with numerous injuries and appeared to be malnourished. Medical personnel found multiple looped abrasions and deep cord injuries that were strongly consistent with physical abuse. The child also had subdural hemorrhages and evidence of shear injury to the Corpus Callosum which are specific for abusive head trauma. Additionally, the child was severely malnourished and diagnosed with failure to thrive. Medical professionals stated this type of malnourishment would occur from weeks to months of neglect. The mother and the mother's boyfriend each stated the other was responsible for the causing the injuries to the child; however, both admitted to knowing the child was injured and did not seek medical treatment for the child. The mother was criminally charged with one count of Child Abuse-Intentionally Cause Great Bodily Harm, two counts of Neglecting a Child (Consequence is Great Bodily Harm), one count of Child Abuse-High Probability/Great Harm, one count of Child Abuse-Intentionally Cause Harm, one count of Child Abuse-Fail/Prevent Great Harm, one count of Child Abuse-Fail/Prevent Bodily Harm, and one count of Neglecting a Child. The mother has entered a guilty plea on five of these counts. The mother's boyfriend was criminally charged with one count of Child Abuse-Intentionally Cause Great Bodily Harm, two counts of Neglecting a Child (Consequence is Great Bodily Harm), one count of Child Abuse-High Probability/Great Harm, one count of Child Abuse-Intentionally Cause Harm, one count of Child Abuse-Fail/Prevent Great Harm, and one count of Child Abuse-Fail/Prevent Bodily Harm. 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 and medical personnel to complete the assessment. Physical abuse to the child by the mother and the mother's boyfriend was substantiated. The child presented with severe injuries that were indicative of physical abuse. The agency also substantiated neglect to the child by the mother and the mother's boyfriend. The child was severely malnourished and diagnosed with failure to thrive. The child was determined to be unsafe and was placed in out-of-home care. The agency filed a Child in Need of Protection or Services petition with Children's Court.

Yes No Criminal investigation pending or completed?

Yes No Criminal charges filed? If yes, against whom? The mother and the mother's boyfriend

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 lived with his mother and the mother's boyfriend.

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.)

None

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 4/17/12, the agency screened in a report alleging physical abuse to the 1-year-old (now 2-year-old) child by the mother. Physical abuse was unsubstantiated and the agency closed the case.

On 4/17/12, the agency screened out a second report alleging physical abuse to the 1-year-old (now 2-year-old) child by the mother as a Multiple Referral on Same Incident.

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 maltreatment to the child. The agency substantiated physical abuse and neglect to the child by the mother and the mother's boyfriend. The child was determined to be unsafe and was placed in out-of-home care. A Child in Need of Protection or Services petition was filed and the family continues to receive ongoing case management services.

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:

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

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.

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

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|------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------|
| <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 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 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 Bureau of Performance Management (BPM) will complete a record review in case # 130304DSP-Milw-299.

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

None

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.

The agency must submit an electronic copy of the completed 90-Day Summary Report to Tara.Muender@wisconsin.gov