

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: 130828DSP-EauCI-361 **Agency:** Eau Claire County Department of Human Services

Child Information (at time of incident)

Age: less than 1 day old Gender: Female Male

Race or Ethnicity: White/Caucasian

Special Needs: None

Date of Incident: August 28, 2013

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

On August 29, 2013, the agency received a report regarding a 15-year-old juvenile admitted to the hospital for significant bleeding in the vaginal area. The juvenile initially denied giving birth, but later admitted to medical providers she had been pregnant and gave birth to a female infant. She placed the infant in a plastic bag to prevent the infant from crying and to prevent the crying from being heard. The bag was retrieved from the residence and the deceased newborn was found inside of the bag. The juvenile reported the infant was alive at birth. It was discovered, during the investigation, the pregnancy was a result of sexual abuse. The father of the infant was charged with 1st Degree Child Sex Assault – Sexual Contact with Person under Age of 13 and Repeated Sexual Assault of Same Child (At Least 3 Violations of 1st or 2nd Degree Sexual Assault). He was found guilty due to no contest plea of one count of 1st Degree Child Sex Assault – Sexual Contact with Person under Age of 13.

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. The Initial Assessment completed by the county agency found a preponderance of evidence to substantiate physical abuse to the infant by the infant's mother. The infant's mother admitted to placing the baby inside a bag, while the baby was alive, to prevent the baby from crying. As the infant was the only child of the mother and is deceased, the agency did not file a Child in Need of Protection or Services with juvenile court. The case remains open for services.

Yes No Criminal investigation pending or completed?
 Yes No Criminal charges filed? If yes, against whom? The 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):

The infant was born to her juvenile mother in the home of the juvenile mother's maternal grandparents, mother, and brother.

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 November 5, 2004, the agency screened in and assessed an allegation of neglect of two children by the father of the infant and his wife. The agency found insufficient evidence to substantiate the allegation.

On February 25, 2005, the agency screened in and assessed an allegation of sexual abuse of two children by the father of the infant. The agency found insufficient evidence to substantiate the allegations.

On March 3, 2005, the agency screened and assessed an allegation of sexual abuse of a child by the father of the infant. The agency found insufficient evidence to substantiate the allegation.

On March 3, 2005, the agency screened-out a CPS report.

On June 27, 2005, the agency screened-out a CPS report.

On November 9, 2007, the agency screened-out a CPS report.

On November 18, 2007, the agency screened-out a CPS report.

On February 6, 2009, the agency screened-out a CPS report.

On February 24, 2009, a CPS report was screened out for Initial Assessment.

On April 23, 2009, the agency screened-out a CPS report.

On June 3, 2009, the agency screened-out a CPS report.

On August 29, 2013, an allegation of sexual abuse of a child by the father of the infant was screened in for Initial Assessment. The agency found a preponderance of evidence to substantiate the allegation. A Child in Need of Protection or Services petition was filed with juvenile court.

On October 23, 2013, an allegation of physical abuse to a child by the father of the infant was screened in for Initial Assessment. The Initial Assessment is currently ongoing and has not yet been completed

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 physical abuse to infant by the infant’s mother. The Initial Assessment completed by the agency found a preponderance of evidence to substantiate physical abuse to the infant by the infant’s mother. As the infant was the only child of the mother and is deceased, the agency did not file a Child in Need of Protection or Services with juvenile court. The case remains open for services.

On August 29, 2013, the agency screened in and assessed allegations of sexual abuse to a child by the infant’s father. The Initial Assessment completed by the agency found a preponderance of evidence to substantiate sexual abuse to a child by the infant’s father. A Child in Need of Protection or Services petition was filed with juvenile court and the case remains open for ongoing case management services.

On October 23, 2013, an allegation of physical abuse to a child by the father of the infant was screened in. The Initial Assessment is currently ongoing and not complete.

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 checked="" type="checkbox"/> Referral to services |
| <input checked="" type="checkbox"/> Initial assessment conducted | <input checked="" 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 |

- Petitioned for court order / CHIPS (child in need of protection or services)
- Placement into foster home
- Placement with relatives
- Ongoing Services case management

- Supervised visitation
- Case remains open for services
- Case closed by agency
- Initiated efforts to address or enhance community collaboration on CA/N cases
- 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 this incident.

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.

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