

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: 140326DSP-Milw-433 Agency: Milwaukee

Child Information (at time of incident)

Age: 7 years Gender: Female Male

Race or Ethnicity: African American

Special Needs: None

Date of Incident: 3/26/14

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

On 3/27/14, the agency received a report regarding a 4-year-old boy and 7-year-old boy who were brought to the hospital after ingesting psychotropic medications. It was reported that the children's mother gave the children the medication. The children were transported to the hospital. The children were deemed unsafe and taken into Temporary Physical Custody and placed in out-of-home care.

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

The agency collaborated with medical personnel and law enforcement to complete the Initial Assessment. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate physical abuse to the 4 and 7-year-old boys. The boys were determined to be unsafe and were taken into Temporary Physical Custody and placed in out-of-home care. As a result of law enforcement's investigation, the mother was criminally charged with four counts of Attempted 1st Degree Intentional Homicide. A criminal charge is merely an allegation and a defendant is presumed innocent until and unless proven guilty.

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

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 4 and 7-year-old boys resided at home with their mother.

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:

The case was open for Initial Assessment at the time of the incident. The mother was receiving mental health and psychiatric services in which her children also participated. The last face-to-face contact by the Initial Assessment worker was on 2/25/14.

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 4/11/09 the agency screened in a Services Report when the baby (now 4-year-old) tested positive for marijuana at birth. The Initial Assessment worker was unable to locate the family and the case was closed.

On 9/4/13 the agency screened in an allegation of physical abuse to the 4-year-old by his mother. The Initial Assessment completed by the agency found insufficient evidence to substantiate physical abuse. The children were assessed as safe. The assessment determined that the family was involved with community services. The case was not closed at the time of the 3/26/14 incident.

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

The agency collaborated with medical personnel and law enforcement to complete the initial assessment. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate physical abuse to the 4 and 7-year-old boys. The boys were determined to be unsafe and were taken into Temporary Physical Custody and placed in out-of-home care. As a result of law enforcement's investigation, the mother was criminally charged with four counts of Attempted 1st Degree Intentional Homicide. A criminal charge is merely an allegation and a defendant is presumed innocent until and unless proven guilty

B. Children residing in out-of-home care (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 or other actions that constitute 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 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 type="checkbox"/> Supervised visitation |
| <input checked="" type="checkbox"/> Placement into foster home | <input 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 IF RECORD OR ON-SITE REVIEW WAS UNDERTAKEN:

Summary of policy or practice changes to address issues identified based on the record or on-site 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 Bureau of Performance Management (BPM) will completed an on-site review of case 140326DSP-Milw-433. BMCW practice in Initial Assessment was not compliant with standards related to timely information gathering, timely completion of Initial Assessment and did not include interviews with non-custodial parents. While information gathering related to assessment of impending danger was not timely, information gathered was thorough resulting in a reasonable determination of no impending danger threats, given the information available to the agency. The Bureau of Milwaukee Child Welfare must develop an implementation plan which outlines its strategies in response to the recommendation cited in the report. BPM will review the implementation plan on a quarterly basis.

Recommendations for further changes in policies, practices, rules or statutes needed to address identified issues based on the record or on-site review:

N/A

Yes No Not Applicable This 90-day summary report completes the Division of Safety and Permanence (DSP) action on 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.