

## 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:** 140717DSP-Milw-460      **Agency:** Bureau of Milwaukee Child Welfare

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

Age: 2 months      Gender:  Female  Male

Race or Ethnicity: African American

Special Needs: none

**Date of Incident:** 7/16/14

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

On July, 17, 2014 the agency received a report regarding the death of a two-month-old infant. The medical examiner reported that the child had sustained a severe head injury, a fractured leg and an additional healing fracture. The cause of death was determined to be homicide. As a result of law enforcement's investigation the mother and alleged father of the child were arrested and charged with a felony count of failure to report a death of a child. A criminal charge is merely an allegation and a defendant is presumed innocent unless and until 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. The Initial Assessment completed by the agency found a preponderance of evidence to substantiate maltreatment of physical abuse to the child by his mother and alleged father as the mother and the alleged father were understood to be the only people caring for the child prior to his death. The medical examiner determined that the child's head injuries caused his death and occurred as a result of homicide. The agency also found a preponderance of evidence to substantiate maltreatment of neglect to the child by his mother and his alleged father as both of the parents were present at the time of the child's injuries and failed to protect him and failed to seek appropriate medical attention for the child. A surviving four-year-old sibling was determined to be unsafe, taken into protective custody, and placed in out-of-home care. A Child in Need of Protection or Services petition was filed and the case remained open to provide ongoing case management services.

Yes  No Criminal investigation pending or completed?

Yes  No Criminal charges filed? If yes, against whom? The child's mother and alleged 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 two-month-old resided in a household with his mother, alleged father, and four-year-old sibling.

**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:**

At the time of the incident the case was open for Initial Assessment related to a referral of June 30, 2014 alleging neglect to the infant. The agency was in the process of attempting to locate the child and family at the time of the incident. There was no face to face contact with the child or family prior to the incident.

**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 May 19, 2014 the agency screened out a CPS report.

On June 30, 2014 the agency screened in a report alleging neglect to the infant. The agency was in the process of attempting to locate the child and family at the time of the incident. There was no face to face contact with the child or family prior to the 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 law enforcement and medical personnel to complete the assessment. The Initial Assessment completed by the agency found a preponderance of evidence to substantiate maltreatment of physical abuse to the child by his mother and alleged father as the mother and the alleged father were understood to be the only people caring for the child prior to his death. The medical examiner determined that the child's head injuries caused his death and occurred as a result of homicide. The agency also found a preponderance of evidence to substantiate maltreatment of neglect to the child by his mother and his alleged father as both of the parents were present at the time of the child's injuries and failed to protect him and failed to seek appropriate medical attention for the child. A surviving four year old sibling was determined to be unsafe, taken into protective custody, and placed in out-of-home care. A Child in Need of Protection or Services petition was filed and the case remained open to provide ongoing case management services.

**B. Children residing in out-of-home care (OHC) placement at time of incident:**

N/A

**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.)

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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 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 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):   |

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**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 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) completed an on-site review in case # 140717DSP-Milw-460.

BMCW practice in Access for the three Access Reports reviewed was conducted in accordance with CPS Access Standards.

BMCW practice in Initial Assessment was in compliance with CPS Initial Assessment and the Child Protective Services Safety Intervention Standards and relevant sections of Chapter 48 of the Wisconsin Statutes.

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

None

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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.