

6-Month Final 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: 160114-DSP-Fond-589 **Agency:** Fond Du Lac County Department of Social Services

Child Information (at time of incident)

Age: 3 Years Gender: Female Male

Race or Ethnicity: Caucasian

Special Needs: None

Date of Incident: 01/14/2016

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

On January 14, 2016, the agency received a report regarding a 3-year-old child brought to the hospital with a leg injury. Medical professionals who examined the child suspected child maltreatment due to the child's presenting symptoms. Law enforcement was contacted and initiated a criminal investigation regarding the child's suspicious injuries. Medical personnel diagnosed the infant with a spiral fracture with significant displacement.

As a result of law enforcement's investigation, the father's girlfriend was arrested and criminally charged with Child Abuse - Intentionally Cause Great Bodily Harm, Felony C and 2nd-Degree Recklessly Endangering Safety Felony G. 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. The Initial Assessment completed by the agency found a preponderance of the evidence to substantiate maltreatment of physical abuse to the child by the father's girlfriend. Medical professionals determined the child sustained a femur spiral fracture with significant displacement. The agency determined the child to be unsafe in the family home and an in-home safety plan was implemented. The father's girlfriend's children were also deemed safe and not included in the safety plan. The child's older sibling was not included in the safety plan as she is no longer having visitations at the father's home. 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 father's girlfriend.

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 father, father's girlfriend, and her father's girlfriend's children, ages 8- and 5-years-old, who resided in the home on a half-time basis. The child's 11-year-old sibling had discontinued visitation at the home several months prior to the incident. The child had visitation at her mother's home 10 hours per week.

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 at the time of the incident due to a screened in CPS Report from September 28, 2015, for which the Initial Assessment had not been closed. No contacts were being made with the family at the time of 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.)

On August 10, 2015, the agency screened-in a CPS Report alleging physical abuse and neglect to the child. An assessment was completed by the agency and the allegations of physical abuse and neglect were unsubstantiated.

On September 28, 2015, the agency screened-in a CPS Report alleging physical abuse and neglect to the child. An assessment was completed by the agency and the allegations of physical abuse and neglect were unsubstantiated.

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 August 27, 2014, the agency screened-out a CPS report.

On May 18, 2015, the agency screened-out a CPS report.

On July 27, 2015, the agency screened-out a CPS report.

On July 29, 2015, the agency screened-out a CPS report.

On July 31, 2015, the agency screened-out a CPS report.

On August 10, 2015, the agency screened-in a CPS Report alleging physical abuse and neglect to the child. An assessment was completed by the agency and the allegations of physical abuse and neglect was unsubstantiated.

On September 28, 2015, the agency screened-in a CPS Report alleging physical abuse and neglect to the child. An assessment was completed by the agency and the allegations of physical abuse and neglect was unsubstantiated.

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 the evidence to substantiate maltreatment of physical abuse to the child by the father's girlfriend. Medical professionals determined the child sustained a femur spiral fracture with significant displacement. The agency determined the child unsafe and an in-home safety plan was initiated. The child's older sibling wasn't included in the safety plan as she is no longer having visitations at the father's home. The father's girlfriend's children were also deemed safe and not included in the safety plan. 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:

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 checked="" type="checkbox"/> Referral to services |
| <input 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 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 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 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 Department of Children and Families' (DCF) Division of Safety and Permanence (DSP) completes in an initial review the agency's practice for each case reported under the Act. A further practice review has been completed for case #160114-DSP-Fond-589. As a result of this review process, DSP determined the agency implemented steps to improve the consistency and quality of safety assessment and decision-making practices.

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

Based on the agency's effort and response to this incident and DSP review, no further statewide policy, practice, or statutory changes are recommended.

Yes No Not Applicable This 6-Month final summary report completes the Division of Safety and Permanence (DSP) action on this case.