

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: 120730DSP-Keno-227 **Agency:** Kenosha County Department of Human Services

Child Information (at time of incident)

Age: 4 years Gender: Female Male

Race or Ethnicity: Caucasian

Special Needs: The child was diagnosed with Autism.

Date of Incident: 6/26/12

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

On 6/27/12, the agency received a report that a 4-year-old child drowned in the family pool. The deceased child's 7-year-old sister disclosed the 4-year-old, woke her up the morning of the incident, at which time she gave him milk. The sister then went to play in her room and continued to check on him while their mother slept. After hearing a door open and close, the mother called out for the 7-year-old to check on the 4-year-old. She found her brother floating in the pool and called for her mother. The mother grabbed the child out of the pool and asked the 7-year-old to call 911. The 911 operator talked the mother through CPR until emergency medical personnel arrived. Emergency medical personnel attempted to resuscitate the child; however, the attempts were unsuccessful and the child was pronounced deceased a short time later. When law enforcement responded to the home, they detected the odor of marijuana upon entering the home. Law enforcement also discovered marijuana and other drug paraphernalia in the home. The mother consented to a blood test for the presence of drugs. The criminal investigation is pending while law enforcement waits for the toxicology results.

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

The agency screened in and assessed the allegation of neglect to the 4-year-old by his mother. Neglect by the mother was substantiated. The agency determined the 4-year-old had a history of getting out of the home because of lack of supervision. The child required extra supervision due to his special needs; however, the agency determined the 7-year-old was frequently placed in a caretaker role for the 4-year-old. The home lacked safety devices to prevent harm to the 4-year-old. The pool was accessible from the deck and the sliding door that lead to the deck was not equipped with extra locks or bars to prevent the door from opening. In addition, the pool did not have a gate or barrier of any kind.

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

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, stepfather, and 7-year-old sister. The biological father of the 4-year-old and 7-year-old saw his children on a weekly basis.

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 5/16/07, the agency screened out a Services Report regarding fighting in the home between the parents. The family was referred to community services.

On 6/11/11, the agency screened in a report alleging neglect (lack of supervision) of the 3-year-old (now 4-year-old) child while in the care of his father. Neglect was unsubstantiated and the agency closed the case.

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 completed an assessment regarding the allegation of neglect to the 4-year-old by his mother. Neglect by the mother was substantiated. The 7-year-old lives with her father since the incident. The father was granted sole custody in family court proceedings. The agency referred the family to community services and closed the case.

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.)

- | | |
|---|--|
| <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 type="checkbox"/> Temporary physical custody of child | <input type="checkbox"/> Collaboration with medical professionals |
| <input 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 type="checkbox"/> Case remains open for services |
| <input type="checkbox"/> Placement with relatives | <input checked="" type="checkbox"/> Case closed by agency |
| <input 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 DSP will complete a full record review in case #120730DSP-Keno-227.

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