

## 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:** 121028DSP-Walw-263      **Agency:** Walworth County Dept. of Health and Human Services

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

Age: 10 years      Gender:  Female    Male

Race or Ethnicity: African American

Special Needs: None

Age: 12 years      Gender:  Female    Male

Race or Ethnicity: African American

Special Needs: None

**Date of Incident:** 10/28/12

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

On October 29, 2012, the agency received a report regarding two children, severely injured during a domestic incident. On October 26, 2012, the mother took her 6-year-old son with her on a work trip, leaving the 10-year-old and 12-year-old home with their stepfather. During the course of the weekend, the stepfather sexually assaulted one of the children. The stepfather also intentionally harmed the children including attempting to kill one of the children. The mother returned home on October 29, 2012 with the 6-year-old and discovered the injuries to her children. The stepfather then abducted the children until found by law enforcement. The entire family was transported to various hospitals for evaluation and treatment of injuries. The stepfather was criminally charged with attempted 1<sup>st</sup> Degree Intentional Homicide, Child Sex Assault-, and Causing Great Bodily Harm False Imprisonment, Strangulation and Suffocation, one count of Sex Registry Violation, one count of Battery and one count of Disorderly Conduct. He was found guilty of all charges at a jury trial.

**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. Physical abuse, sexual abuse, and neglect to the children by the stepfather were substantiated. Neglect by the mother was also substantiated. The children were determined unsafe and placed in out-of-home care. The agency filed Child in Need of Protection Services petitions in juvenile court. The family continues to receive ongoing case management services from the agency.

Yes    No   Criminal investigation pending or completed?

Yes    No   Criminal charges filed? If yes, against whom? The stepfather

**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 children lived with their mother, stepfather and 6-year-old 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 April 8, 2011, the agency screened out a report alleging physical abuse to the 5-year-old (now 6-year-old).

On February 13, 2012, the agency screened in a report alleging sexual abuse to the 12-year-old by a relative. Sexual abuse was unsubstantiated and the family was referred to community services.

**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 collaborated with law enforcement and medical personnel to complete the assessment. Physical abuse, sexual abuse, and neglect to the children by the stepfather were substantiated. Neglect by the mother was also substantiated. The children were determined unsafe and placed in out-of-home care. The agency filed Child in Need of Protection Services petitions in juvenile court. The family continues to receive ongoing case management services from the agency.

**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.

**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 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 checked="" type="checkbox"/> Supervised visitation  |
| <input checked="" 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 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 case record review in #121028DSP-Walw-263.

**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.