

## Chapter 49 Child Safety Intervention Track Assignment Guidance

Except for sexual abuse, all other allegations must concern the acts or omissions of a person responsible for the child's welfare. If the allegation is one of the following, assign to Investigation track. This list is not exhaustive. Supervisory discretion should be exercised and incidents of a similar nature / degree that are not contemplated in this list should be assigned for investigation.

- Any alleged abuse or neglect in a regulated facility;
- Sexual abuse by any person age ten or older;
- Physical abuse of a child under three, including shaking;
- Physical abuse of a child of any age who is non-verbal or non-ambulatory;
- Physical abuse involving multiple injuries suggesting multiple incidents;
- Abandonment;
- Throwing, kicking, burning, biting, cutting a child, hitting a child with a closed fist or an object.
- Unreasonable physical confinement or restraint including tying, caging or chaining;
- Threatening a child with a weapon;
- Purposefully giving a child poison, alcohol or dangerous or harmful or controlled substances not prescribed for the child by a health practitioner in order to control or punish the child.
- Purposefully giving a child a substance that substantially affects behavior, motor coordination or judgment or results in sickness or internal injury, or subjects child to medical procedures unnecessary if the child were not exposed to the substances;
- Exposing child to methamphetamine production or precursor chemicals;
- Child fatality
- Not giving prescribed methadone to a child;
- ROH Sexual
- DUI with children in the vehicle when one of the following is reported
  - Law enforcement verifies BAC significantly over the legal limit
  - Accident occurs
  - Caretaker driving recklessly or at excessive speeds
- Strangulation when one of the following is reported
  - Interference with child's breathing during the incident
  - Impression mark on airway, regardless of the length of time the mark has lasted or is likely to last
  - Petechiae anywhere above the neck
  - Sufficient indication of internal injury such as raspy or hoarse voice or pain or difficulty when swallowing
  - Persistent and ample level of pain or soreness in the neck to suggest dangerous application of force or an internal injury
- ROH Domestic Violence / Intimate Partner Violence when one of the following is reported
  - Accused person directly uses/involves the child in the assault of the other parent (ex. Has child restrain the victim parent or assist in the physical violence).
  - Accused person makes a direct threat to harm the child in the context of the domestic violence against the other parent (ex. I will kill you and the baby if you try to leave).
  - A firearm is present during the assault and the children are in the proximity.
  - If police are involved in the context of domestic violence and charge the accused with child endangerment.

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- Use of weapons or objects that could cause harm in the presence of children in the context of domestic violence.
- There is a death of a parent or caretaker as a result of domestic violence and the child was reported to have been in the home or on the property when the incident occurred, regardless of the child's exact location; and/or
- a gun is discharged inside a home when the child(ren) are also in the home regardless of where the child(ren) are physically in the home.

If the allegation or history known to the Department suggests one of the following, assign to investigation track.

- The accused person's prior history of child abuse or neglect suggests serious risk to the child;
- The accused person's prior unwillingness to accept responsibility or participate in remediation for similar conduct suggest serious risk to the child.

All other allegations will result in initial assignment to Assessment Track.