

Children's Protective Services: Comprehensive Report

(FY2016 Appropriation Act - Public Act 84 of 2015)

January 1, 2016

Sec. 514. *The department shall make a comprehensive report concerning children's protective services (CPS) to the legislature, including the senate and house policy offices and the state budget director, by January 1 of the current fiscal year, that shall include all of the following:*

(a) *Statistical information including, at a minimum, all of the following:*

(i) *The total number of reports o*

f child abuse or neglect investigated under the child protection law, 1975 PA 238, MCL 722.621 to 722.638, and the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.

(ii) *Characteristics of perpetrators of child abuse or neglect and the child victims, such as age, relationship, race, and ethnicity and whether the perpetrator exposed the child victim to drug activity, including the manufacture of illicit drugs, that exposed the child victim to substance abuse, a drug house, or methamphetamine.*

(iii) *The mandatory reporter category in which the individual who made the report fits, or other categorization if the individual is not within a group required to report under the child protection law, 1975 PA 238, MCL 722.621 to 722.638.*

(iv) *The number of cases that resulted in the separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.*

(v) *For the reported complaints of child abuse or neglect by teachers, school administrators, and school counselors, the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.*

(vi) *For the reported complaints of child abuse or neglect by teachers, school administrators, and school counselors, the number of cases that resulted in separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.*

(b) *New policies related to children's protective services including, but not limited to, major policy changes and court decisions affecting the children's protective services system during the immediately preceding 12-month period.*

(c) *The information contained in the report required under section 8d (5) of the child protection law, 1975 PA 238, MCL 722.628d, on cases classified under category III.*

(d) *The department policy, or changes to the department policy regarding children who have been exposed to the production or manufacture of methamphetamines.*



Michigan Department of
Health & Human Services

RICK SNYDER, GOVERNOR
NICK LYON, DIRECTOR

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PA 84 of 2015 Sec. 514 (a) (i): Total reports investigated/dispositioned by CPS under the Child Protection Law, 1975 PA 238, MCL 722.621 to 722.638 and the number of cases classified under category I, category II, category III, category IV, and category V.

There were 92,729 total reports of abuse or neglect assigned for investigation in FY 2015. There were 94,533 total cases disposed in FY 2015.

Disposed Cases and Classifications	
Category I	4,279
Category II	6,512
Category III	13,022
Category IV	65,781
Category V	4,909
No Category	30
Total	94,533

*Disparity in case disposition totals and investigation totals are the result of case report carry-overs from the previous fiscal year.

PA 84 of 2015 Sec. 514 (a) (ii): Characteristics of perpetrators of abuse or neglect and the child victims.

FY 2015 Victims of Abuse/Neglect by Race and Gender (age 3 and under)							
	White	Black	American Indian	Asian	Native Hawaiian	Unable to determine	Grand Total
Female	1,813	1,194	62	11	0	3,325	6,405
Male	1,980	1,275	67	8	4	3,703	7,037
Unable to Determine	19	16	2	0	0	92	129
Grand Total	3,812	2,485	131	19	4	7,120	13,571

FY 2015 Victims of Abuse/Neglect by Race and Gender (age 4 and above)							
	White	Black	American Indian	Asian	Native Hawaiian	Unable to determine	Grand Total
Female	5,859	2,721	174	39	5	2,012	10,810
Male	5,441	2,550	165	48	4	1,979	10,187
Unable to Determine	17	17	1	0	0	94	129
Grand Total	11,317	5,288	340	87	9	4,085	21,126

Victim Relationship to Perpetrator	Total
Adoptive Sibling	17
Adoptive Child	470
Biological Sibling	396
Biological Child	38,391
Child (guardianship)	108
Cousin	54
Foster Child	73
Foster Sibling	2
Grandchild	729
Half Sibling	68
Niece/Nephew	344
Not Related	5,098
Other Relative	168
Putative Child	89
Step Grandchild	16
Step Child	1,640
Step Sibling	13
Unknown	399
Total	48,075

Perpetrator Relationship to Victim	Total
Adoptive Parent	333
Adoptive Sibling	16
Aunt/Uncle	230
Biological Parent	24,193
Biological Sibling	327
Cousin	44
Foster Parent	48
Foster Sibling	2
Grandparent	526
Guardian	94
Half Sibling	59
Legal Guardian	1
Not Related	3,394
Other Relative	124
Putative Parent	81
Step Parent	1,164
Step Sibling	19
Unknown	240
Total	30,895

Perpetrator by Age	Total
0-20	1,608
21-30	12,446
31-40	9,637
41-50	3,665
51-60	1,106
61-70	287
71-80	66
81-90	5
91-100	24
Unknown	59
Total	28,903

Perpetrator by Race	Total
White	14,980
African American	6,794
American Indian	361
Asian	101
Native Hawaiian	9
Unable to Determine	6,658
Total	28,903

Children Victims Exposed to Drug Activity

The technological enhancement needed to capture this data is not yet operational in MiSACWIS (Michigan's State Automated Child Welfare Information System).

PA 84 of 2015 Sec. 514 (a) (iii): The mandatory reporter category in which the individual who made the report fits, or other categorization if the individual is not within a group required to report under the child protection law, 1975 PA 238, MCL 722.621 to 722.638.

64.2% of all reports made during FY 2015 were made by mandated reporters. The remaining 35.8% were made by non-mandated reporters.

Mandated Reporter Category	
Audiologist	1
Case Management Staff	1
Childcare Provider	533
Clergy	110
Coroner/Medical Examiner	27
Court Personnel	1108
Counselor/Therapist	4
Dentist/Registered Dental Hygienist	102
DMH Facility Personnel	92
DMH Facility Social Worker	435
Domestic Violence Provider	111
FIS/ES Worker/Supervisor	740
Friend of the Court	212
Hospital/Clinic Personnel	509
Hospital/Clinic Physician/Physician's Assistant	1,558
Hospital/Clinic Social Worker	8,969
Law Enforcement Personnel	13,663
Licensed Therapist	2,913
Marriage/Family Therapist	516
MDHHS Facility Personnel	187
MDHHS Facility Social Worker	162
Nurse (Not School)	2,991
Other	9
Other Public Social Agency Personnel	675
Other Public Social Worker	1,400
Other School Personnel	2,033
Other Social Worker	1,100
Paramedic/EMT	99
Private Agency Social Worker	1,650
Private Physician/Physician Assistant	205
Private Social Agency Personnel	460
Psychologist	381
School Administrator	2,555
School Counselor	5,643
School Nurse	253
Social Services Specialist/Manager (CPS, CFC, etc.)	3,753
Teacher	5,572
Grand Total	60,732

Non-Mandated Reporter Category	
Anonymous	5,446
Birth Match	420
Friend/Neighbor	5,930
Other	4,372
Other Public Social Agency Personnel	170
Other School Personnel	2
Parent/Sub In Home	2,715
Parent/Sub Out of Home	6,822
Relative	7,277
Sibling	342
Victim	271
Grand Total	33,767

PA 84 of 2015 Sec. 514 (a) (iv): Cases involving child separation from parent or legal guardian.

In FY2015, 5,810 children were separated from the parent or legal guardian. The period of time of the separation of a child from the parent or guardian is not captured through the CPS Program; however, the status of these separated children at the close of FY2015 can be determined. Of the 5,810 children who were separated, 630 had their case closed after either returning home or to another planned living arrangement and 5,180 were still active to a foster care case at the end of the fiscal year. One hundred eighty-eight resulted in termination of parental rights of both parents.

PA 84 of 2015 Sec. 514 (a) (v): Disposition categories for complaints made by teachers, school administrators, and counselors.

For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, 898 cases were classified as category I or category II and 12,307 cases were classified as category III, category IV and category V. There were 214 cases with an unknown status/pending disposition.

PA 84 of 2015 Sec. 514 (a) (vi): Cases involving child separation from parent or legal guardian specific to cases reported by teachers, school administrators, and counselors.

For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, 191 cases resulted in separation of the child from the parent or guardian. Six cases resulted in termination of parental rights. The period of time of the separation of a child from the parent or guardian is not captured through the CPS Program; however, the status of these separated children at the close of FY2015 can be determined. 39 cases were closed during FY2015, and 152 remained open at the end of the fiscal year.

PA 84 of 2015 Sec. 514 (b): New policies related to children's protective services including, but not limited to, major policy changes and court decisions affecting the children's protective services system during the immediately preceding 12-month period are listed below:

Addition to Policy Definition of Person Responsible: PSM 711-4

A nonparent adult who resides in any home where a child is receiving respite care. This includes nonparent adults residing with a child when the complaint involves sexual exploitation (human trafficking).

Community Resource Referral Letter: PSM 714-1 & PSM 712-8

The DHS-123, Community Resource Referral Letter, is no longer required for Category III cases.

Medical Exam Interpretation: PSM 713-4

When obtaining the results of a medical examination, a worker should contact the medical practitioner or other medical personal that would have knowledge of the exam and ask him/her to interpret the findings to ensure a proper understanding.

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Transfer to Foster Care: PSM 715-4

The five day transfer to foster care cover sheets and materials are no longer required when CPS transfers a case to foster care.

Medical Neglect Based on Religious Beliefs: PSM 716-8

If medical neglect is confirmed as the result of a CPS investigation based only on the parent or guardian not providing the recommended medical treatment due to his/her religious beliefs, the parent's or guardian's name(s) must not be listed on the central registry as a perpetrator of child abuse or neglect.

Length of Placement on Central Registry: PSM, 713-13, 717-2, 717-3

As a result of PA 30 of 2014, the Department may remove an individual from placement on the central registry after 10 years, without request for expunction. If placement on central registry was the result of abuse that include one or more of the circumstances listed in section 17(1) or 18 (1) in the Child Protection Law (CPL), the Department shall maintain the information in central registry until the department receives reliable information that the perpetrator of the child abuse or child neglect is dead.

CPS Caseworker Visits: PSM 714-1

In order for a case contact to meet contact requirements, the worker must engage with the family. In order for a case contact to meet contact requirements, the contact must occur in person with the perpetrator, victim or caretaker (parent, guardian or other person responsible). During the contact, the worker must engage the individual by creating an environment of empathy, genuineness and empowerment that supports them with entering into a helping relationship and actively working toward change.

Face-to-Face Requirements: PSM 714-1

Contact with the family must be made within seven business days of case transfer to on-going. A risk-reassessment cannot be completed until contact has been made with the family when the family is able to locate. Regardless of the risk level, each victim and non-victim must be seen at least once a month. The total required visits with the family are based on the risk level.

Visit Requirements: PSM 714-1

Each child must have a face-to-face visit by the CPS worker a minimum of once every 30 day period, beginning at the dispositional date (or in the event of an overdue report or where an extension was granted, from the original dispositional due date). The initial

visits with the family must take place within seven business days from case assignment to the on-going worker. The majority of visits must take place in the child's residence.

Risk Re-Assessment; PSM 714-1, PSM 714-4

When a case is transferred to on-going Protective Services, a new risk reassessment cannot be completed by the new worker until contact has been made with the family.

PA 84 of 2015 Sec. 514 (c): The information required under section 8d(5) of the Child Protection Law, 1975 PA 238, MCL 722.628d, pertains to information regarding families that were classified in category III.

Category III cases are typically identified as having two distinct sub-classifications which require referring to voluntary community service and close, or referring to voluntary community service and monitoring for 90 days. In FY2015 there were 39 cases that had an unknown/other option selected.

The technological enhancement needed to capture a Category III case to be escalated to a higher category is not yet operational in MiSACWIS (Michigan's State Automated Child Welfare Information System).

Category III Options	Total
90 day monitoring	3,242
Open/Close	9,741
Other	39
Grand Total	13,022

PA 84 of 2015 Sec. 514 (d): CPS Policy regarding methamphetamine exposure.

The department has not made any changes to CPS policy regarding children who have been exposed to the production or manufacturing of methamphetamine during FY 2015. MDHHS policy requires all complaints regarding children who have been exposed to the production or manufacture of methamphetamines be assigned for investigation. The Michigan Child Protection Law (CPL) (MCL 722.623 and 722. 628) requires MDHHS to refer to the prosecutor and law enforcement within 24 hours of receipt of all complaints with allegations that indicate potential violations of the public health code involving methamphetamine (MCL 333.7401c). The CPL, Section 17, requires that a petition for court jurisdiction must be filed by MDHHS within 24 hours of determining a preponderance of evidence exists that a child has been exposed to or had contact with methamphetamine. The department must also obtain a medical examination of all child victims and any other children residing in the household when a child has been exposed to or had contact with methamphetamine.