



STATE OF MICHIGAN  
DEPARTMENT OF HUMAN SERVICES  
LANSING

RICK SNYDER  
GOVERNOR

MAURA D. CORRIGAN  
DIRECTOR

January 1, 2013

The Honorable Bruce Caswell, Chair  
Senate Appropriations Subcommittee on DHS  
Michigan State Senate  
Lansing, Michigan 48933

The Honorable David Agema, Chair  
House Appropriations Subcommittee on DHS  
Michigan House of Representatives  
Lansing, Michigan 48933

Dear Senator Caswell and Representative Agema:

This report is provided pursuant to PA 200 of 2012, Section 514, of the Department of Human Services (DHS) Fiscal Year 2013 Appropriations Act. This section requires that DHS report on Children's Protective Services (CPS) statistical data, including significant CPS policy changes and court decisions implemented in the preceding fiscal year.

If you have any questions, please contact Suzanne Stiles Burke, Bureau of Child Welfare director at 517-241-8606.

Sincerely,

A handwritten signature in black ink that reads "Susan Kangas".

Susan Kangas  
Chief Financial Officer

cc: Senate and House Appropriations Subcommittees  
Senate and House Fiscal Agencies  
Senate and House Policy Offices  
State Budget Director

**Children's Protective Services  
2012 Comprehensive Report**

This comprehensive report provides Children's Protective Services statistical information pursuant to Section 514 of PA 200 of 2012.

**PA 200 of 2012 Sec. 514 (a) (i)**

There were 91,159 total reports of abuse or neglect assigned for investigation in FY 2012 under the Child Protection Law, 1975 PA 238, MCL 722.621 to 722.638. There were 91,405 total cases dispositioned in FY 2012. The cases classified under disposition category I and category II totaled 11,917 and the cases classified under disposition category III, category IV, and category V totaled 79,480.

<b>Dispositioned Cases and Classifications</b>	
Category I	5,186
Category II	6,731
Category III	10,648
Category IV	63,723
Category V	5,109
Pending	8
<b>Total</b>	<b>91,405</b>

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

**PA 200 of 2012 Sec. 514(a) (ii)**

***Characteristics of perpetrators of abuse or neglect and the child victims:***

In 2012, 50% of all victims were female, 50% male, 72% of all victims were Caucasian, 26% were African American, and 2% were a combination of American Indian, Asian, Native Hawaiian or unable to determine, and 35% of all victims were age three and under.

<b>FY 2012 Victims of Abuse/Neglect by Race and Gender (age 3 and under)</b>							
	Caucasian	African American	American Indian	Asian	Native Hawaiian	Unable to determine	Grand Total
Female	3,803	1,740	44	13	2	82	5,684
Male	4,051	1,854	50	14	3	67	6,039
<b>Grand Total</b>	<b>7,854</b>	<b>3,594</b>	<b>94</b>	<b>27</b>	<b>5</b>	<b>149</b>	<b>11,723</b>

<b>FY 2012 Victims of Abuse/Neglect by Race and Gender (age 4 and above)</b>							
	Caucasian	African American	American Indian	Asian	Native Hawaiian	Unable to determine	Grand Total
Female	8,247	2,738	92	50	3	121	11,251
Male	7,869	2,514	106	36	1	100	10,626
<b>Grand Total</b>	<b>16,116</b>	<b>5,252</b>	<b>198</b>	<b>86</b>	<b>4</b>	<b>221</b>	<b>21,877</b>

<b>Perpetrators of Abuse/Neglect</b>	
<b>Description by Relation to Victim</b>	<b>Total</b>
Adoptive Parent	531
Adoptive Sibling	17
Aunt/Uncle	304
Biological Parent	23,381
Child Day Care Provider	3
Cousin	64
Friends or Neighbors	67
Grandparent	511
Guardian	185
Half Sibling	18
Institutional Care Staff/Group Home	22
Licensed Unrelated Foster Care Provider	59
Non-relative	2,353
Other	161
Other Professionals	3
Other Relative	71
Putative Parent	127
Relative Licensed Foster Care Provider	15
Relative Unlicensed Provider	37
Sibling	94
Step Parent	1,476
Step Sibling	21
Unknown	57

<b>Description by Age of Perpetrator</b>	<b>Total</b>
0-20 years old	1,490
21- 30	11,860
31-40	10,087
41-50	4,504
51-60	1,261
61-70	298
71-80	58
81-90	12
91-up	7

<b>Victims of Abuse and Neglect</b>	
<b>Description by Relation to Perpetrator</b>	<b>Total</b>
Institutional Care Child	44
Non Relative	3,651
Biological Child	40,936
Friends or Neighbors	97
Adopted Child	779
Other	233
Grand Child	795
Step Child	2,193
Putative Child	152
Adopted Sibling	20
Protectee (child of Guardian)	270
Foster Child of Licensed Non Relative	100
Foster Child Relative	23
Unknown	129
Half Sibling	23
Step Sibling	21
Niece/Nephew	501
Cousin	83
Other Relative	101
Foster Child of Unlicensed Relative	50
Sibling	116
Day Care Child	6

<b>Description by Race of Perpetrator</b>	<b>Total</b>
Caucasian	21,177
African American	7,362
American Indian/Alaskan Native	252
Asian	116
Native Hawaiian/Pacific Islander	13
Unable to Determine	657

<b>Children Victims Exposed to Drug Activity</b>	
<b>Type of Exposure</b>	<b>Total</b>
Substance Abuse	7,025
Drug Positive Infant	2,573
Drug Residence	886
Methamphetamine	390
Other than Methamphetamine	394

**PA 200 of 2012 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.*

<b>Non Mandated Reporters</b>	
Anonymous	7,656
Court Personnel	1,189
Friend/Neighbor	5,670
Hospital/Clinic Personnel	361
New Birth Match	703
Other	4,164
Other Public Social Agency Personnel	472
Other School Personnel	494
Parent/Sub in Home	2,793
Parent/Sub out of Home	6,328
Relative	7,137
Sibling	236
Victim	279

<b>Mandated Reporters</b>	
Audiologist	13
Child Care Provider	438
Clergy	150
Coroner/Medical Examiner	38
Court Social Worker	323
Dentist	68
DHS Facility Personnel	296
DHS Facility Social Worker	1,692
DMH Facility Personnel	44
DMH Facility Social Worker	368
Domestic Violence Providers	239
FIS/ES Worker/Supervisor	780
Friend of Court	297
Hospital/Clinic Physician	1,386
Hospital/Clinic Social Worker	6,803
Law Enforcement	11,538
Licensed Counselor	1,907
Marriage/Family Therapist	1,032
Nurse (Not School)	2,662
Other Public Social Worker	2,099
Other Social Worker	2,076
Paramedic/EMT	85
Private Agency Social Worker	2,302
Private Physician	670
Private Social Agency Personnel	384
Psychologist	619
School Administrator	3,001
School Counselor	5,910
School Nurse	311
Social Services Specialist/Manager	3,404
Teacher	5,769

**PA 200 of 2012 Sec. 514 (a) (iv)**

In 2012, 3,082 cases involved a separation from the parent or legal guardian. This resulted in 5,734 children being separated from the parent or legal guardian. The period of the separation of a child from the parent or guardian is not captured through the Children's Protective Services program; however, the status of these separated children at the close of FY 2012 can be determined. Of the 5,734 children who were separated, 506 had their cases closed due to the termination of parental rights, 500 had their cases closed and either returned home or to another planned living arrangement, and 4,728 children were still active to a foster care case at the end of the fiscal year.

**PA 200 of 2012 Sec. 514(a) (v)**

For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, 1,282 cases were classified as category I or category II and 13,398 cases were classified as category III, category IV, and category V.

**PA 200 of 2012 Sec. 514(a) (vi)**

For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, 211 cases resulted in separation of the child from the parent or guardian. This resulted in 458 children being separated from the parent or guardian. The period of that separation, up to and including termination of rights, is not captured through the Children's Protective Services program; however, the status of these separated children at the close of FY 2012 can be determined. Of the 458 children who were separated, 51 had their cases closed due to the termination of parental rights, 63 had their cases closed and either returned home or to another planned living arrangement, and 344 children were still active to a foster care case at the end of the fiscal year.

**PA 200 of 2012 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 immediate preceding 12-month period are listed below:*

**CASE CONSULTATION**

PSM 713-1; 713-10; 714-1; 714-4

Requirements for monthly case consultations between the CPS worker and supervisor are required to occur for each case.

*Reason:* Department of Health and Human Services CFSR recommendations and best case practice.

**RISK ASSESSMENT**

PSM 713-11

Risk assessment wording updated to match SWSS.

*Reason:* Policy consistency.

**TERMINOLOGY**

PSM 713-11

Language in policy and SWSS-CPS was changed from mental retardation to intellectual development disorder/delay.

*Reason:* Updating language to match federal legislation requirements as indicated in Rosa's Law.

**PREVENTION**

Prevention policy has been moved to the Children's Protective Services manual. DHS users can view historical policy by changing the effective date in the BRIDGES policy manuals applications.

*Reason:* Policy update.

**AMERICAN INDIAN TRIBAL AFFILIATION**

PSM 712-5

At intake, inquiries must be made with the reporting source to ascertain the tribal affiliation of a child or parent. Steps to be taken at intake are specifically outlined.

*Reason:* Indian Child Welfare Act.

#### CENTRALIZED INTAKE

PSM 711-2; 711-6; 712-3; 712-4; 712-5; 712-6; 712-7; 712-9

Policy update to include functionality of centralized intake.

*Reason:* DHS Modified Settlement Agreement.

#### INVESTIGATIONS FOR MANDATED REPORTS

PSM 713-1

The first reporting source listed on the DHS-3200 is considered the primary mandated reporter. Contact with this mandated reporter is required. However, the assigned worker may need to contact the other reporters listed to obtain additional information and evidence.

*Reason:* Best case practice.

#### SAFE SLEEP INVESTIGATIONS

PSM 713-1

Updated and enhanced safe sleep report and investigative requirements.

*Reason:* Best case practice.

#### MANDATORY SECOND OPINION

PSM 713-4

Updated requirements for a mandated second opinion medical assessment and examination and updated medical resource system.

*Reason:* Best case practice.

#### SOCIAL WORK CONTACTS

PSM 713-10

Social work contacts must include safety assessments and safety planning conducted by the worker that address the safety of the child.

*Reason:* Department of Health and Human Services CFSR recommendations.

#### SERVICES FOR SEXUAL ABUSE CASES

PSM 714-2

Delete 'Services for Confirmed Sexual Abuse Cases' section.

*Reason:* Child Abuse Prevention and Treatment Act Federal requirement.

#### RELATIVE CARE PROVIDERS AND SAFE SLEEP BROCHURE

PSM 715-2

Safe sleep brochures must be provided to relative care providers when CPS places a child with them and the child is under 12 months of age.

*Reason:* Best case practice.

#### FOREIGN NATIONALS

PSM 715-2

CPS is required to contact the national consulate office whenever a foreign national is removed from his/her home.

*Reason:* Align CPS policy with federal requirements.

#### INVESTIGATIVE REPORTS

715-4

Clarified CPS requirement to provide the completed DHS-154, CPS Investigative Report, to the assigned foster care worker

*Reason:* Best case practice.

## HEARINGS

### PSM 717-3

Updated CPS responsibility to hold a pre-hearing conference within 30 days of receiving the request. Added information for attorney general representation at administrative hearings.

*Reason:* Best case practice.

## COURT ORDERED REMOVAL OF CHILDREN FROM HOME

### PSM 715-2

A petition (electronically or otherwise) must be submitted to the Family Division of the Circuit Court. DHS staff must receive (electronically or otherwise) a written court order authorizing removal and placement, or authorizing the department to arrange for placement. Law enforcement may remove a child with or without a court order but CPS cannot receive custody of a child from law enforcement or remove a child from his/her home or arrange placement without a written court order authorizing the specific action. When DHS is contacted by law enforcement seeking the assistance of CPS in a removal of a child, CPS must immediately contact the designated judge or referee.

*Reason:* PA 163 of 2012.

## EMERGENCY/EX PARTE ORDERS

### PSM 715-2

Emergency removal and placement must only occur after hours and when the child is at substantial risk of harm or their surroundings present an imminent risk of harm. In all other situations, a preliminary hearing must be the venue for the court to make a determination regarding preliminary jurisdiction and/or placement.

*Reason:* PA 163 of 2012.

## COURT DECISIONS

### PSM 715-3

At a preliminary hearing, the court may order placement of a child in foster care if: custody of the child with the parent presents a substantial risk of harm to the child's life, physical health, or mental well-being; no provision or service or other arrangement except removal of the child is reasonably available to adequately safeguard the child from risk; continuing the child's residence in the home is contrary to the child's welfare; consistent with the circumstances, reasonable efforts were made to prevent or eliminate the need for removal of the child; and conditions of child custody away from the parent are adequate to safeguard the child's health and welfare.

*Reason:* PA 163 of 2012.

### **PA 200 of 2012 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. In 2012, the total number of cases classified in category III was 10,648. Category III cases have two distinct sub-classifications that refer to voluntary community service and close *or* refer to voluntary community service and monitor for 90 days. In FY 2012, 5,655 cases were referred to voluntary community services and closed and 4,993 were referred to voluntary community service and monitor for 90 days. The department reclassified 170 cases from a category III to category II and 32 cases from a category III to category I. Of the 32 cases, 21 involved separation of the child (ren) from the parent or legal guardian. Lastly, 4,038 victims were identified by the department to have more than one type of abuse and/or neglect in category III cases.

### **PA 200 of 2012 Sec. 514(d)**

The DHS 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 DHS to refer to the prosecutor and law enforcement within 24 hours from receipt of 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 DHS 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. The department has not made any changes to CPS policy regarding children who have been exposed to the production or manufacture of methamphetamines during FY 2012.