

Children's Protective Services: Comprehensive Report

(FY 2021 Appropriation Act – Public Act 166 of 2020)

March 1, 2021

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 March 1 of the current fiscal year, that shall include the following:

- (a) Statistical information including, but not limited to, all the following:**
 - (i) The total number of reports of child abuse or child 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 child neglect and the child victim, such as age, relationship, race, and ethnicity and whether the perpetrator exposed the child victim to drug activity, including the manufacturing 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 child neglect by teachers, school administrators, and school counselors, the number of cases that resulted under category I or category II and the number of cases classified under category III, category IV, and category V.**
 - (vi) For the reported complaints of child abuse or child neglect by teachers, school administrators, and school counselors 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.**
- (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. The report shall also include a summary of the actions undertaken and applicable expenditures to achieve compliance with the office of the auditor general audit number 431-1285-16.**
- (c) Statical information regarding families that were classified in category III, including, but not limited to, all of the following:**
 - (i) The total number of cases classified in category III.**
 - (ii) The total number of cases in category III referred to voluntary community service and closed with no additional monitoring.**
 - (iii) The total number of cases in category III referred to voluntary community service and monitored for up to 90 days.**
 - (iv) The number of cases in category III for which the department entered more than 1 determination that there was evidence of child abuse or child neglect.**

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- (v) The number of cases in category III that the department reclassified from category III to category II.*
- (vi) The number of cases in category III that the department reclassified from category III to category I.*
- (vii) The number of cases in category III that the department reclassified from category III to category I that resulted in removal.*
- (d) Statistical information regarding category III open/close policy including the number of cases that were open/closed, the number of cases that were opened for monitoring, and the 12-month recidivism rate for both.*
- (e) The department policy, or changes to the department policy, regarding children who have been exposed to the production or manufacture of methamphetamines.*



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Sec. 514 (a) (i): Total reports investigated/dispositioned by children’s protective services (CPS) under the Child Protection Law (CPL), 1975 PA 238, Michigan Compiled Law (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.

In Fiscal Year (FY) 2020, there were 70,242 total reports of abuse or neglect assigned for investigation, 1,749 cases which were assigned and linked (cases investigated under active investigations), and 73,111 cases disposed.

Disposed Cases and Classifications	
Category I (cases in which a preponderance is found and involve court intervention)	3,156
Category II (cases in which a preponderance is found, and the future risk is high or intensive)	5,763
Category III (cases in which a preponderance is found, and the future risk is low or moderate)	8,638
Category IV (cases in which a preponderance is not found)	54,981
Category V (cases in which the family is unable to be located, no evidence of child abuse or neglect is found, and cases in which a court has declined a cooperation order)	573
Other	0
Total	73,111

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

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

FY 2020 Victims of Abuse/Neglect by Race and Gender				
Ethnicity	Female	Male	Unable to Determine	Grand Total
American Indian/Alaskan Native	47	56	0	103
Asian	39	36	0	75
Asian, Native Hawaiian/Other Pacific Islander	2	0	0	2
Black/African American	3,802	3,808	1	7,611
Black/African American, American Indian/Alaskan Native	11	15	0	26

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Black/African American, Asian	5	6	0	11
Black/African American, Native Hawaiian/Other Pacific Islander	1	8	0	9
Native Hawaiian/Other Pacific Islander	4	7	0	11
White	8,309	8,066	3	16,378
White, American Indian/Alaskan Native	163	149	0	312
White, American Indian/Alaskan Native, Native Hawaiian/Other Pacific Islander	1	2	0	3
White, Asian	36	27	0	63
White, Black/African American	1,064	1,098	0	2,162
White, Black/African American, American Indian/Alaskan Native	14	14	0	28
White, Black/African American, Asian	2	8	0	10
White, Black/African American, Native Hawaiian/Other Pacific Islander	0	1	0	1
White, Native Hawaiian/Other Pacific Islander	14	17	0	31
Unable to Determine	35	40	1	76
Grand Total	13,549	13,358	5	26,912

Victim Relationship to Perpetrator	Total
Adoptive sibling	15
Adoptive child	260
Biological sibling	335
Biological child	22,192
Child (guardianship)	105
Cousin	55
Foster child	30
Foster sibling	2
Grandchild	233
Half sibling	66
Niece/nephew	319
Not related	4,892
Other relative	6,967

Perpetrator Relationship to Victim	Total
Adoptive parent	257
Adoptive sibling	11
Aunt/uncle	144
Biological parent	22,223
Biological sibling	323
Cousin	56
Foster parent	26
Foster sibling	3
Grandparent	432
Guardian	78
Half sibling	61
Legal guardian	7
Not related	4,985

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Putative child	87	Other relative	6,835
Step grandchild	29	Putative parent	96
Stepchild	864	Step parent	849
Step sibling	11	Step sibling	9
Unknown	249	Unknown	316
Total	36,711	Total	36,711

* A single perpetrator can have multiple relationships if the individual is a perpetrator to multiple victims.

Children Victims Exposed to Drug Activity:

An enhancement is needed in Michigan State Automated Child Welfare Information System to report this number, as this is not currently captured within the system.

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 CPL, 1975 PA 238, MCL 722.621 to 722.638.

During FY 2020, 71.6% of all assigned investigations were reported by mandated reporters and the remaining 28.4% were reported by non-mandated reporters.

During FY 2020, 69.6% of the total number of complaints were reported by mandated reporters. The remaining 30.4% were reported by non-mandated reporters.

* Disparity between the total number of disposed cases for FY 2020 and the total number of reporters is due to multiple factors, including: referrals made during the FY may not have been disposed of during the FY, and multiple reporters can call in the same complaint which is assigned as one investigation with multiple complaint sources.

Mandated Reporter Category (Assigned Investigations)	
Audiologist	1
Case management staff	0
Childcare provider	456
Clergy	82
Coroner/medical examiner	22
Court personnel	606
Counselor/therapist	0
Dentist/registered dental hygienist	79
DMH facility personnel	46
DMH facility social worker	141
Domestic violence provider	187
FIS/ES worker/supervisor	285
Friend of the Court	98
Hospital/clinic personnel	479
Hospital/clinic Physician/physician's assistant	1,108
Hospital/clinic social worker	9,255
Law enforcement personnel	14,053

Non-Mandated Reporter Category (Assigned Investigations)	
Anonymous	3,101
Birth match	346
Friend/neighbor	3,908
Other	1,893
Parent/Subject in Home	1,616
Parent/Subject Out of Home	4,182
Relative	4,512
Sibling	196
Victim	214
Total	19,968

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Licensed therapist	2,412
Marriage/family therapist	185
MDHHS facility personnel	151
MDHHS facility social worker	258
Nurse (not school)	2,268
Other public social agency personnel	654
Other public social worker	1,009
Other school personnel	1,849
Other social worker	1,961
Paramedic/EMT	165
Private agency social worker	963
Private physician/physician assistant	212
Private social agency personnel	332
Psychologist	290
School administrator	1,476
School counselor	2,962
School nurse	151
Social Services Specialist/Manager (CPS, CFC, etc.)	2,289
Teacher	3,789
Total	50,274

Mandated Reporter Category (All Cases)	
Audiologist	3
Case management staff	0
Childcare provider	1,195
Clergy	262
Coroner/medical examiner	41
Court personnel	1,457
Counselor/therapist	0
Dentist/registered dental hygienist	119
DMH facility personnel	144
DMH facility social worker	380
Domestic violence provider	517
FIS/ES worker/supervisor	1,137
Friend of the Court	308
Hospital/clinic personnel	1,053
Hospital/clinic Physician/physician's assistant	2,404
Hospital/clinic social worker	15,809
Law enforcement personnel	25,823
Licensed therapist	6,993
Marriage/family therapist	556
MDHHS facility personnel	405

Non-Mandated Reporter Category (All Cases)	
Anonymous	6,911
Birth match	872
Friend/neighbor	8,026
Other	4,682
Parent/Subject in Home	4,377
Parent/Subject Out of Home	11,361
Relative	10,382
Sibling	387
Victim	426
Total	47,424

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MDHHS facility social worker	523
Nurse (not school)	5,675
Other public social agency personnel	1,952
Other public social worker	2,774
Other school personnel	4,191
Other social worker	5,427
Paramedic/EMT	307
Private agency social worker	2,632
Private physician/physician assistant	497
Private social agency personnel	1,002
Psychologist	895
School administrator	4,124
School counselor	6,319
School nurse	284
Social Services Specialist/Manager (CPS, CFC, etc.)	4,201
Teacher	9,026
Total	108,435

Sec. 514 (a) (iv): Cases involving child separation of the child from the parent or guardian.

In FY 2020, 4,972 children were separated from a parent or legal guardian. The period of time of separation of a child from the parent or guardian is not captured through the Child Protective Services (CPS) program; however, the status of these separated children at the close of FY 2020 can be determined. Of the 4,972 children who were separated; 563 had their case closed after either returning home or to another planned living arrangement; 4,409 children had active foster care cases. Of the 4,972 children who were separated from a parent or legal guardian, both parents of 203 children had their parental rights terminated.

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

Assigned complaints of abuse or neglect by teachers, school administrators, and school counselors totaled 9,229 investigations. Of the 9,229 investigations, 142 were classified as category I cases, 518 were classified as category II cases, 742 were classified as category III cases, 7,767 were classified as category IV cases, and 60 were classified as category V cases.

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

For the reported assigned complaints of abuse or neglect by teachers, school administrators and school counselors, 305 cases resulted in separation of the child from the parent or guardian and 13 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 FY 2020 can be determined. Fifty-six (56) cases were closed during FY 2020 and 249 remained open at the end of the fiscal year.

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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:

CPS Investigation- General Instructions: PSM 713-01

Changes were made to allowed caseworkers the ability to use the central registry clearance results obtained as part of a preliminary investigation within the history and trends.

Law Enforcement Information Network (LEIN): PSM 713-02

Policy was obsoleted, as information from this item was also located in SRM 700, Law Enforcement Information Network (LEIN).

Requesting Medical and Mental Health Record Information: PSM 713-06

Policy was obsoleted, and information from this item was added to PSM 713-01, CPS Investigations, General Instructions.

Psychological or Psychiatric Assessments and Examinations: PSM 713-05

Policy was obsoleted, and information from this item was added to PSM 714-02, Support Services.

Substance Abuse -Lab Screens: PSM 713-07

Policy was obsoleted, and information from this item was added to PSM 716-07, Cases Involving Substances.

Special Investigative Situations: PSM 713-08

Requirements were removed regarding completion of the Sibling Placement Evaluation when siblings:

- Are/were permanent wards because of CA/N court action and the caseworker does not file a petition.
- The caseworker has recommended removal of all the children, but the court did not order removal of all the children.

Certain accept and link requirements were removed to coincide with previous policy changes. Clarified that threatened harm may exist when there is a historical circumstance such as history of an egregious act of child abuse or neglect, prior termination of parental rights or a conviction of crimes against children.

Supervisory Oversight: PSM 713-14

Guidance was added regarding local offices establishing a written procedure to assure timely completion of the Supervisory Control Protocol (SCP) in circumstances when a supervisor is not available for more than three days.

Support Services: PSM 714-02

Added information on psychological assessments and U Nonimmigrant Status Certification.

Updated Service Plans: PSM 714-04

Requirements for USP reports changed to being required 60 days after disposition for all investigations.

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Maltreatment in Care: PSM 714-05

Added clarification in accordance with the Prison Rape Elimination Act (PREA), coordination should occur with juvenile justice facilities. Aligned policy requirements to those found in PSM 713-01, in which caseworkers may request to view the buttocks or genitalia of a child up to six years of age with parent or Michigan Children's Institute (MCI) superintendent permission.

Court Involvement and Placement of Children: PSM 715-2

Policy was renamed from Removal and Placement of Children. Sections of policy were reorganized for clarity.

Special Case Situations-American Indian Child: PSM 716-01

Policy was obsolete, as information from this item was also located in NAA 100, General Program Overview, NAA 200, Identification of an Indian Child and NAA 205, Indian Child Welfare Case Management.

When Families in CPS Cases Move or Visit out of County: PSM 716-02

Policy was obsolete, and information from this item was added to PSM 713-01, CPS Investigations, General Instructions.

Voluntary Foster Care: PSM 716-03

Policy was obsolete, and information from this item was added to PSM 713-08, Special Investigative Situations.

Complaints Involving a Known Perpetrator Moving in with a Family: PSM 716-04

Policy was obsolete, and information from this item was added to PSM 713-08, Special Investigative Situations.

Cases Involving Substances: PSM 716-07

Policy was renamed from Complaints Involving Substances. Changed documentation requirement of the Safe Care Plan to only being needed in the Newborn Toxicology section in the CPS History and Trends. Clarified that infants born affected by substances rarely meet criteria necessary for severe physical injury and removed information on severe physical injury from this policy item.

Release of CPS Information: PSM 717-04

Policy was obsolete, as information from this item was also located in SRM 131, Confidentiality.

Sharing Information with Medical Providers: PSM 717-05

Policy was obsolete, as information from this item was also located in SRM 131, Confidentiality.

Release of Information Documenting Substance Abuse: PSM 717-06

Policy was obsolete, and information from this item was added to PSM 716-07, Cases Involving Substances.

DHS Employee Obligation to Report Suspected Child Abuse and Neglect: PSM 718-08

Policy was obsolete, as information from this item was also located in SRM 110, Obligation to Report Suspected Abuse and Neglect.

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DHS Employee Obligation to Report Suspected Adult Abuse, Neglect and Exploitation: PSM 718-09

Policy was obsoleted, as information from this item was also located in SRM 110, Obligation to Report Suspected Abuse and Neglect.

The report shall also include a summary of the actions undertaken and applicable expenditures to achieve compliance with the office of the auditor general audit number 431-1285-16.

The Supervisory Control Protocol (SCP) was implemented statewide in February 2019 in response to the Office of the Auditor General's CPS audit, 431-1285-16. In FY 2020, there were two major releases to improve the SCP, releases 3.0 and 4.0, and several minor releases, 2.2, 3.1, 3.2, 4.1, and 4.2. Technical upgrades were completed with each release. The scope of each upgrade is driven by field recommendations, policy and practice guidance, and technical insight.

In November 2019, three Power BI dashboards were released, including SCP Progress, SCP Activity Compliance and SCP Timeliness. The SCP Progress dashboard is designed to provide visibility around the number of open SCPs and the timeliness of each SCP by stage. This dashboard allows all levels of leadership to manage the flow of SCPs statewide and by BSC, county and supervisor. The SCP Activity Compliance dashboard is designed to provide data around compliance. The data within this dashboard reflects compliance with SCP 2.0 activities beginning October 5, 2019, and represents performance based on completed SCPs only. The SCP Timeliness dashboard is designed to provide historical data around timeliness of SCPs. The data within this dashboard reflects the timeliness of completed SCPs only and represents performance beginning September 1, 2019.

Other major accomplishments in FY 2020 include the synchronization of data and tasks between MiSACWIS and the SCP Portal, improving efficiency for supervisors, data assessment efforts and oversight, and the integration of 2-1-1 into the Mobile Investigator app to provide immediate access to resources for children and families. Other enhancements were made to both the SCP Portal and Mobile Investigator app that improved efficiency and aligned the technology with policy and practice changes, including minor wording changes, workflow changes within Mobile Investigator, increased document upload capacity in the app, and other minor updates to improve the usability of the Power BI dashboards.

In FY 2020, \$2,553,472 was spent in response to the Office of the Auditor General's CPS audit, 431-1285-16. This included \$1,877,357 in vendor labor, \$569,782 in software licenses (such as Salesforce, Scanbot, Google), and \$106,333 in State of Michigan labor (including contractors).

Sec. 514 (c) (i): The total number of cases classified in category III.

In FY 2020, 8,638 were disposed of as a category III case.

Sec. 514 (c) (ii): The total number of cases in category III referred to voluntary community service and closed with no additional monitoring.

Sec. 514 (c) (iii): The total number of cases in category III referred to voluntary community service and monitored for up to 90 days.

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Sec. 514 (c) (iv): The number of cases in category III for which the department entered more than 1 determination that there was evidence of child abuse or child neglect.

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 reassessing risk within for 90 days. In FY 2020 there were no cases that had an unknown/other option selected. In FY 2020, there were 12,356 identified victims in all category III cases. There were 2,816 victims which were identified as having more than one confirmed maltreatment.

Category III Options	Total
90-day monitoring	2,513
Open/Close	6,125
Other	0
Grand Total	8,638

Sec. 514 (c) (v): The number of cases in category III that the department reclassified from category III to category II.

Sec. 514 (c) (vi): The number of cases in category III that the department reclassified from category III to category I.

Sec. 514 (c) (vii): The number of cases in category III that the department reclassified from category III to category I that resulted in removal.

For the 333 cases which were escalated during FY 2020, 40 cases were escalated from category III to category I and 0 children were removed. Of the 219 cases escalated from category II to category I, 18 children were removed.

Category Escalations	Total
III to II	74
III to I	40
II to I	219
Grand Total	333

Sec. 514 (d): Statistical information regarding category III open/close policy including the number of cases that were open/closed, the number of cases that were opened for monitoring, and the 12-month recidivism rate for both.

Information regarding the number of category III cases that were open/closed and the number of category III cases which were opened for monitoring is available under **Sec. 514 (c) (ii)** and **Sec. 514 (c) (iii)** above. The 12-month recidivism rates for cases disposed of during FY 2020 is not available at this time as one year from disposition must pass to provide this information. Information on these cases will be included in the FY 2021 comprehensive report.

Sec. 514 (e): The department policy, or changes to the department policy, regarding children who have been exposed to the production or manufacture of methamphetamines.

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The department did not make any changes to CPS policy regarding children who have been exposed to the production or manufacturing of methamphetamine during FY 2020. MDHHS policy requires all complaints regarding children who have been exposed to the production or manufacture of methamphetamines be assigned for investigation. The Michigan 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 MDHHS to file a petition for court jurisdiction within 24 hours of determining a preponderance of evidence exists that a child has been exposed to or had contact with methamphetamine production. 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 production.