



Mandated Reporter Training

City of Gilroy
Recreation Department



Mandated Reporting

- By law, all Recreation employees are mandated reporters
- According to the law:
 - Child: 17 years and younger; could also be a senior or an adaptive program participant 18 or older
 - Perpetrator: any person, any age, including a child
- Involves the exercise of judgment with limited information and significant consequences
- Child abuse must be reported – if you suspect, you must report

General Information

- Duty to report is individual, not institutional
 - Penalties for failure to report are individual
- Lack of training is no excuse for failure to report!
- Reports are confidential
- Mandated reporter is immune from liability
- Mandated reporters **ARE NOT** investigators
- Report should be based on facts and be objectively reasonable

True, False or Maybe?

Eddie just started employment as a lifeguard for the North Harbor and Beach District. Eddie believes that a 14 year old in his Junior Lifeguards class is being physically abused, but has not yet received any training from the District about his duties as a mandated reporter.

Even though he has not received training, Eddie is still required to fulfill mandated reporter duties.

When Are You Mandated To Report?

- “Within the Course and Scope of the Performance of Professional Duties”
- Within your professional capacity
- During work hours
- Off site work-related activities
- After hours with a child you know from work



True, False or Maybe?

Ms. Smith, a summer theater teacher at Eastville Parks and Recreation District, arrives at home one evening and sees her neighbor, nine-year-old Joey, with his arm in a sling. Joey does not attend Ms. Smith's camp program.

When asked, Joey explains that when he spilled juice in the kitchen, his father lost his temper and pushed Joey on to the floor, breaking his arm.

Ms. Smith is required to fulfill her mandated reporter responsibilities

Assessing, Not Investigating

- What to do:
 - Casually question the child to confirm or dispel your concerns
 - Observe body language/behavior
 - Evaluate credibility of the child's response
 - Consider additional information within your knowledge



Assessing, Not Investigating

- What not to do:
 - Physically examine “intimate” areas
 - Remove or rearrange clothing
 - Question parents or possible witnesses
 - Notify parents (usually)
 - Conduct an investigation

What Would You Do?

Because of her interaction with Joey, Ms. Smith now fears that some abused kids may “fall through the cracks,” and the abuse will not be reported. Ms. Smith decides that every morning, she will personally check each child in her theater camp to ensure there are no signs of physical abuse.

Is this an appropriate way to monitor possible abuse?

4 Types of Child Abuse



- Physical
 - Neglect
 - Sexual
 - Emotional
-
- Identifying evidence of child abuse requires:
 - understanding that child abuse can occur in **ANY** family
 - You must be aware of and alert to the signs of child abuse

Physical Abuse

- Type, location and pattern of injuries can distinguish accidental injuries from abuse.
 - Broken bones, lacerations, unexplained bruises
 - Burns (cigarette, scalding water, iron)
 - Any injury with delay in seeking medical treatment
 - Any injury with improbable explanation
- What are some red flags?
- What are some child behaviors?

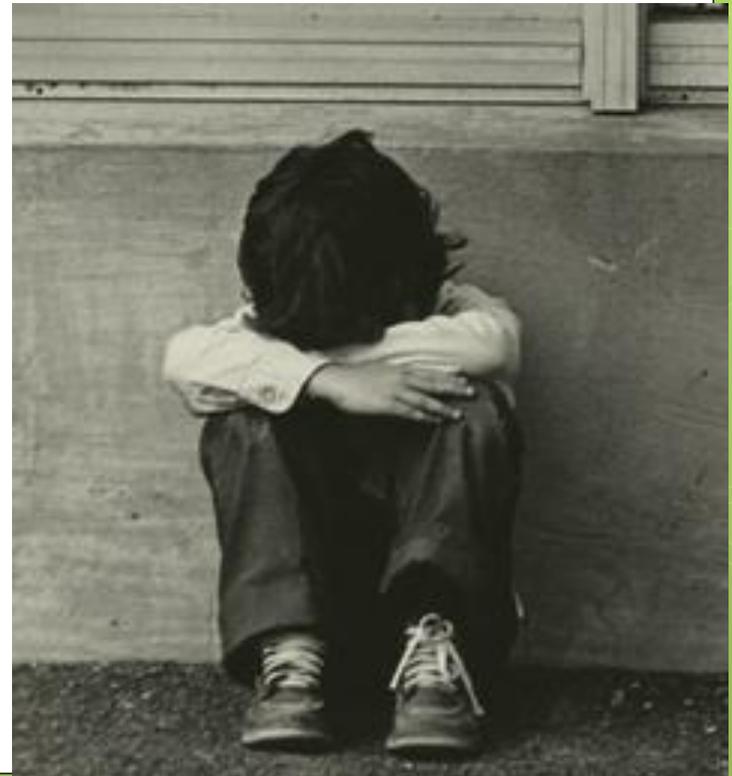
True, False or Maybe?

Todd is in the Tadpole Beginners Swim class offered by West Side Recreation District. During swim class, Todd tells Donna, his swim teacher, that his brother, Matthew, a student in the Sharks Advanced Swim class, has recently started holding Todd under water and choking him. Todd reports that he has fainted at least once and cannot stop Matthew's attacks.

Donna is mandated to report possible abuse.

Neglect

- General neglect
 - Negligent failure to provide necessities
 - Person or life endangered
 - Involving in criminal activity
- Severe Neglect
 - Malnutrition
 - Unjustifiable physical pain
 - Unjustifiable mental suffering
 - Willful endangerment
- What are the red flags?
- What is the home environment like?



What Would You Do?

Dustin is enrolled in a hockey clinic through the Empire City Recreation District. Fridays are "pizza day." The cost is \$10 and every other child's parents pay for their children to receive the pizza. Dustin's mom cannot afford to pay for the pizza so Dustin has to bring his own food. He eats unhealthy snacks. The other kids bring Gatorade or water bottles. Dustin drinks from the water fountain.

Is this neglect?

Sexual Abuse

- Child Molestation
- Forcible Rape or Rape in Concert
- Incest
- Sodomy
- Lewd and Lascivious Acts
- Sexual Exploitation
- Sexual activity between minors and statutory rape:
 - One person is 14 or older and one person is 13 and younger
 - A Child who is 14 or 15 and an Adult who is 10+ years older (Lewd and Lascivious Conduct)
 - Any Child Under 16 and an Adult who is 21+ (Intercourse – Statutory Rape)
 - Any Child Under 18 by Any Other Person if...
 - Intimidated, forced, bribed or exploited or
 - There is a maturity gap between the two

What Would You Do?

Ms. Gates runs a computer camp through Tompkins County Parks and Recreation District. One day she notices that a number of children are grouped around one child's computer. When Ms. Gates approaches, the kids disperse and the computer screen simply shows a Tetris game.

In the ensuing 15 minutes, Ms. Gates hears a few of the girls commenting that what they saw on the computer was a "nudey cutie." Ms. Gates believes the images may be child pornography.

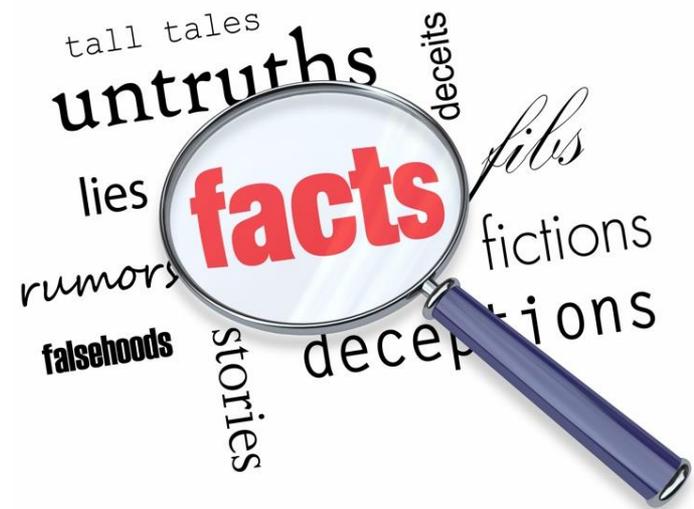
What Would You Do?

Annie has recently come to the City sponsored “Kid Scouts” meetings very tired and unusually irritable. When you ask her how she is feeling, she bursts into tears and tells you that her parents fight every night, keeping her awake. She says she cannot sleep because she can hear her mom being hit by her dad and it frightens her.

Is this emotional abuse?

When Gathering Facts:

- Provide a quiet, private space
- Listen, do not investigate
- Do not promise confidentiality
- Limit questions to Reporter Form
- Avoid leading questions
- Reassure but do not “follow up”



Mandated Reporting Procedures

- If the abuse is in act of happening, call 9-1-1
- **Inform your supervisor of the situation immediately.**
- File report within 24 hours.
- First by phone to CPS
- Then in writing using the form within 36 hours of the telephone report
- CPS will take it from there.

Print **SUSPECTED CHILD ABUSE REPORT** **Reset Form**

To Be Completed by Mandated Child Abuse Reporters Pursuant to Penal Code Section 11166

CASE NAME: _____
CASE NUMBER: _____

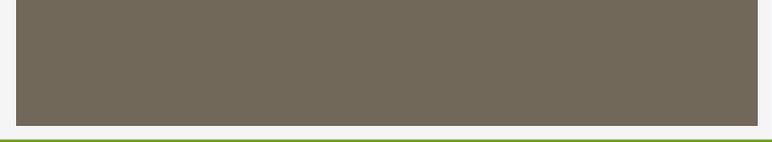
PLEASE PRINT OR TYPE

A. REPORTING PARTY	NAME OF MANDATED REPORTER		TITLE		MANDATED REPORTER CATEGORY	
	REPORTERS BUSINESS/AGENCY NAME AND ADDRESS			Street	City	Zip
B. REPORT NOTIFICATION	REPORTERS TELEPHONE (DAYTIME)		SIGNATURE		TODAY'S DATE	
	<input type="checkbox"/> LAW ENFORCEMENT <input type="checkbox"/> COUNTY PROBATION <input type="checkbox"/> COUNTY WELFARE / CPS (Child Protective Services)		AGENCY		ADDRESS	
C. VICTIM <small>One report per victim</small>	ADDRESS		Street	City	Zip	DATE/TIME OF PHONE CALL
	OFFICIAL CONTACTED - TITLE			TELEPHONE		
	NAME (LAST, FIRST, MIDDLE)		BIRTHDATE OR APPROX. AGE		SEX	ETHNICITY
	ADDRESS		Street	City	Zip	TELEPHONE
	PRESENT LOCATION OF VICTIM		SCHOOL	CLASS	GRADE	
<input type="checkbox"/> PHYSICALLY DISABLED? <input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> DEVELOPMENTALLY DISABLED? <input type="checkbox"/> YES <input type="checkbox"/> NO		OTHER DISABILITY (SPECIFY)		
<input type="checkbox"/> IN FOSTER CARE? <input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> FOSTER FAMILY HOME <input type="checkbox"/> FAMILY FRIEND		TYPE OF ABUSE (CHECK ONE OR MORE)		
<input type="checkbox"/> GROUP HOME OR INSTITUTION <input type="checkbox"/> RELATIVE'S HOME		PHOTOS TAKEN?		<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK		
RELATIONSHIP TO SUSPECT		DID THE INCIDENT RESULT IN THIS VICTIM'S DEATH?		<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK		
D. INVOLVED PARTIES <small>VICTIMS PARENTS/GUARDIANS</small>	NAME		BIRTHDATE	SEX	ETHNICITY	
	1. _____		3. _____			
	2. _____		4. _____			
	NAME (LAST, FIRST, MIDDLE)		BIRTHDATE OR APPROX. AGE		SEX	ETHNICITY
ADDRESS		Street	City	Zip	HOME PHONE	BUSINESS PHONE
NAME (LAST, FIRST, MIDDLE)		BIRTHDATE OR APPROX. AGE		SEX	ETHNICITY	
ADDRESS		Street	City	Zip	HOME PHONE	BUSINESS PHONE
SUSPECT'S NAME (LAST, FIRST, MIDDLE)		BIRTHDATE OR APPROX. AGE		SEX	ETHNICITY	
ADDRESS		Street	City	Zip	TELEPHONE	
OTHER RELEVANT INFORMATION						
E. INCIDENT INFORMATION	IF NECESSARY, ATTACH EXTRA SHEET(S) OR OTHER FORM(S) AND CHECK THIS BOX <input type="checkbox"/>			IF MULTIPLE VICTIMS, INDICATE NUMBER: _____		
	DATE / TIME OF INCIDENT		PLACE OF INCIDENT			
NARRATIVE DESCRIPTION (What victim(s) said/What the mandated reporter observed/what person accompanying the victim(s) said/other or past incidents involving the victim(s) or suspect)						

SS 8572 (Rev. 12/02) **DEFINITIONS AND INSTRUCTIONS ON REVERSE**
DO NOT submit a copy of this form to the Department of Justice (DOJ). The investigating agency is required under Penal Code Section 11169 to submit to DOJ a Child Abuse Investigation Report Form SS 8563 if (1) an active investigation was conducted and (2) the incident was determined not to be unfounded.
 WHITE COPY: Police or Sheriff's Department; BLUE COPY: County Welfare or Probation Department; GREEN COPY: District Attorney's Office; YELLOW COPY: Reporting Party

Remember:

- Don't wait until the next time you see your supervisor to report. This is urgent. Call immediately!
- You are not alone in the reporting process.
- Your supervisor can be there with you to make the call and help you file the written report.
- If you have questions, ask your supervisor. Your supervisor will get assistance if they don't have the answer.
- If your supervisor is not available, immediately make contact with another supervisor or manager in the Recreation Department.
- If no manager or supervisor from Recreation is available, immediately report the situation to the Human Resources/Risk Management Department and/or the Gilroy Police Department and then follow up with your supervisor at the next available opportunity.



Questions?