



Report Identification Number: AL-20-021

Prepared by: New York State Office of Children & Family Services

Issue Date: Jan 27, 2021

This report, prepared pursuant to section 20(5) of the Social Services Law (SSL), concerns:

- A report made to the New York Statewide Central Register of Child Abuse and Maltreatment (SCR) involving the death of a child.
- The death of a child for whom child protective services has an open case.
- The death of a child whose care and custody or custody and guardianship has been transferred to an authorized agency.
- The death of a child for whom the local department of social services has an open preventive service case.

The Office of Children and Family Services (OCFS) is mandated by section 20 of the SSL to investigate or cause for the investigation of the cause and circumstances surrounding the death, review such investigation, and prepare and issue a fatality report in regard to the categories of deaths noted above involving a child, except where a local or regional fatality review team issues a report, as authorized by law.

Such report must include: the cause of death; the identification of child protective or other services provided or actions taken regard to such child and child’s family; any extraordinary or pertinent information concerning the circumstances of the child’s death; whether the child or the child’s family received assistance, care or services from the social services district prior to the child’s death; any action or further investigation undertaken by OCFS or the social services district since the child’s death; and as appropriate, recommendations for local or state administrative or policy changes.

This report contains no information that would identify the deceased child, his or her siblings, the parent, parents, or other persons legally responsible for the child, and any members of the deceased child’s household.

By statute, this report will be forwarded to the social services district, chief county executive officer, chairperson of the local legislative body of the county where the child died and the social services district that had legal custody of the child, if different. Notice of the issuance of this report will be sent to the Speaker of the Assembly and the Temporary President of the Senate of the State of New York.

This report may **only** be disclosed to the public by OCFS pursuant to section 20(5) of the SSL. **It may be released by OCFS only after OCFS has determined that such disclosure is not contrary to the best interests of the deceased child’s siblings or other children in the household.**

OCFS’ review included an examination of actions taken by individual caseworkers and supervisors within the social services district and agencies under contract with the social services district. The observations and recommendations contained in this report reflect OCFS’ assessment and the performance of these agencies.



Abbreviations

Relationships		
BM-Biological Mother	SM-Subject Mother	SC-Subject Child
BF-Biological Father	SF-Subject Father	OC-Other Child
MGM-Maternal Grand Mother	MGF-Maternal Grand Father	FF-Foster Father
PGM-Paternal Grand Mother	PGF-Paternal Grand Father	DCP-Day Care Provider
MGGM-Maternal Great Grand Mother	MGGF-Maternal Great Grand Father	PGGF-Paternal Great Grand Father
PGGM-Paternal Great Grand Mother	MA/MU-Maternal Aunt/Maternal Uncle	PA/PU-Paternal Aunt/Paternal Uncle
FM-Foster Mother	SS-Surviving Sibling	PS-Parent Sub
CH/CHN-Child/Children	OA-Other Adult	
Contacts		
LE-Law Enforcement	CW-Case Worker	CP-Case Planner
Dr.-Doctor	ME-Medical Examiner	EMS-Emergency Medical Services
DC-Day Care	FD-Fire Department	BM-Biological Mother
CPS-Child Protective Services		
Allegations		
FX-Fractures	II-Internal Injuries	L/B/W-Lacerations/Bruises/Welts
S/D/S-Swelling/Dislocation/Sprains	C/T/S-Choking/Twisting/Shaking	B/S-Burns/Scalding
P/Nx-Poisoning/ Noxious Substance	XCP-Excessive Corporal Punishment	PD/AM-Parent's Drug Alcohol Misuse
CD/A-Child's Drug/Alcohol Use	LMC-Lack of Medical Care	EdN-Educational Neglect
EN-Emotional Neglect	SA-Sexual Abuse	M/FTTH-Malnutrition/Failure-to-thrive
IF/C/S-Inadequate Food/ Clothing/ Shelter	IG-Inadequate Guardianship	LS-Lack of Supervision
Ab-Abandonment	OTH/COI-Other	
Miscellaneous		
IND-Indicated	UNF-Unfounded	SO-Sexual Offender
Sub-Substantiated	Unsub-Unsubstantiated	DV-Domestic Violence
LDSS-Local Department of Social Service	ACS-Administration for Children's Services	NYPD-New York City Police Department
PPRS-Purchased Preventive Rehabilitative Services	TANF-Temporary Assistance to Needy Families	FC-Foster Care
MH-Mental Health	ER-Emergency Room	COS-Court Ordered Services
OP-Order of Protection	RAP-Risk Assessment Profile	FASP-Family Assessment Plan
FAR-Family Assessment Response	Hx-History	Tx-Treatment
CAC-Child Advocacy Center	PIP-Program Improvement Plan	yo- year(s) old
CPR-Cardiopulmonary Resuscitation	ASTO-Allowing Sex Abuse to Occur	



Case Information

Report Type: Child Deceased
Age: 11 year(s)

Jurisdiction: Schenectady
Gender: Male

Date of Death: 08/09/2020
Initial Date OCFS Notified: 08/09/2020

Presenting Information

Schenectady County Child Protective Services (SCDSS) received an SCR report that alleged on 8/8/20, the mother allowed the subject child and 14yo sibling to get in a car without proper seating or restraints. The mother had been drinking an unknown quantity of alcohol and was aware that the individual driving the car had also consumed alcohol. The unknown driver of the vehicle crashed the car while driving. The subject child was found on the side of the road and had sustained a broken leg and numerous other unknown injuries. Sometime after the accident, the subject child passed away due to unknown trauma related to the car accident. The 14yo sibling was in critical condition and was intubated at the hospital. The roles of the stepfather, 9yo sibling and 7yo sibling were unknown.

Executive Summary

On 8/9/20, SCDSS received an SCR report regarding the death of the 11-year-old subject child. At the time of his death, the child resided with his mother, 7yo sibling and 14yo sibling. The family had an open foster care case due to the placement of a 9yo sibling and his unmet medical needs while in the care of his parents. There was also an open CPS investigation which had been received regarding the car accident, prior to the subject child's death. An allegation against the step father was added to the investigation in relation to the 7yo sibling, which was unrelated to the fatal incident.

SCDSS coordinated investigative efforts with law enforcement and learned that on the night of 8/8/20, at approximately 11:30PM, the mother, subject child, 14yo sibling, great aunt, a cousin and a friend got into the great aunt's car to travel to the great aunt's apartment. The mother reported that she and the great aunt had been spending time with a neighbor and drinking prior to leaving her apartment. The mother had thought the great aunt was too impaired to drive and asked to drive instead; however, the great aunt reported she was fit to drive and the mother trusted that to be true. Once on the highway, the great aunt began speeding and passing cars. The vehicle hit the rumble strips and the great aunt over corrected the vehicle. The car flipped several times and ejected all the occupants except the mother. It was determined through interviews with the occupants and observations of the vehicle by first responders that only the mother had been wearing a seatbelt. Several calls were made to 911 by vehicles passing by. Upon arrival of first responders, the subject child was in critical condition and immediately transported to the hospital and rushed into emergency surgery. Several efforts were made to save the child; however, he succumbed to his injuries and was pronounced deceased. The great aunt was pronounced deceased at the scene and the mother, friend and cousin required medical attention. The 14yo sibling was hospitalized and suffered from a traumatic brain injury which required inpatient and then outpatient therapy following her discharge.

SCDSS documented numerous collateral contacts to obtain information related to the fatal incident. Law enforcement determined the preliminary cause of the crash to be speed and erratic driving. An autopsy was completed on the subject child and great aunt. SCDSS documented several efforts to obtain information related to the death and toxicology reports. These documents were not available at the time this report was completed. Law enforcement and the District Attorney had not found any criminality related to the death at the time the CPS investigation was closed and the criminal investigation remained pending.

SCDSS filed abuse and neglect petitions following the fatal incident and the mother's order of supervision was modified to include an addictions counseling evaluation. The 14yo sibling was removed from the mother and placed with a relative. The 9yo sibling remained in foster care and the 7yo sibling's father was awarded custody of her. SCDSS offered several supportive services for the family following the fatal incident. The mother and siblings were offered grief counseling,



crisis mental health counseling, financial assistance and funeral arrangements. There was sufficient information gathered by way of collateral and casework contacts to substantiate the allegations against the mother. It was determined the mother was aware the great aunt had consumed alcohol prior to driving the mother and her children. The 7yo sibling was interviewed at the child advocacy center regarding the allegations against the stepfather and they were unsubstantiated. The CPS investigation was indicated and closed on 10/5/20.

PIP Requirement

This review resulted in some citations. In response, SCDSS will submit a Program Improvement Plan (PIP) to the Regional Office within 30 days identifying what action they have taken, or will take, to address this. If a PIP is currently in place, SCDSS will review the plan and revise as needed. ACDCYF was also cited in a historical case and will respond to the RO in the same manner.

Findings Related to the CPS Investigation of the Fatality

Safety Assessment:

- **Was sufficient information gathered to make the decision recorded on the:**
 - **Approved Initial Safety Assessment?** Yes
 - **Safety assessment due at the time of determination?** Yes
- **Was the safety decision on the approved Initial Safety Assessment appropriate?** Yes

Determination:

- **Was sufficient information gathered to make determination(s) for all allegations as well as any others identified in the course of the investigation?** Yes, sufficient information was gathered to determine all allegations.
- **Was the determination made by the district to unfound or indicate appropriate?** Yes

Was the decision to close the case appropriate? N/A

Was casework activity commensurate with appropriate and relevant statutory or regulatory requirements? Yes

Was there sufficient documentation of supervisory consultation? Yes, the case record has detail of the consultation.

Explain:
SCDSS completed all casework activities, assessed the families need for services, made referrals as needed and filed the necessary family court petitions.

Required Actions Related to the Fatality

Are there Required Actions related to the compliance issue(s)? Yes No



Fatality-Related Information and Investigative Activities

Incident Information

Date of Death: 08/09/2020

Time of Death: Unknown

Date of fatal incident, if different than date of death:

08/08/2020

Time of fatal incident, if different than time of death:

11:50 PM

County where fatality incident occurred:

Schenectady

Was 911 or local emergency number called?

Yes

Time of Call:

11:53 PM

Did EMS respond to the scene?

Yes

At time of incident leading to death, had child used alcohol or drugs?

Unknown

Child's activity at time of incident:

Sleeping

Working

Driving / Vehicle occupant

Playing

Eating

Unknown

Other

Did child have supervision at time of incident leading to death? Yes

At time of incident supervisor was:

Drug Impaired

Absent

Alcohol Impaired

Asleep

Distracted

Impaired by illness

Impaired by disability

Other:

Total number of deaths at incident event:

Children ages 0-18: 1

Adults: 1

Household Composition at time of Fatality

Household	Relationship	Role	Gender	Age
Deceased Child's Household	Deceased Child	Alleged Victim	Male	11 Year(s)
Deceased Child's Household	Mother	Alleged Perpetrator	Female	29 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	14 Year(s)
Deceased Child's Household	Sibling	Alleged Victim	Female	7 Year(s)
Other Household 1	Sibling	Alleged Victim	Male	9 Year(s)
Other Household 2	Stepfather	Alleged Perpetrator	Male	49 Year(s)

LDSS Response

SCDSS received a report regarding the fatal car accident on 8/9/20 and immediately initiated their response. Within 24 hours of receipt of the SCR report, SCDSS coordinated efforts with LE, notified the DA's office, spoke to the source,



contacted the ME and interviewed numerous collaterals.

At the time of the fatality, the SC resided with the SM, 14yo SS and 7yo SS. The 9yo SS had been in FC since 2017 due to unmet medical needs while in the care of his parents. In the vehicle at the time of the accident was the SC, 14yo SS, minor cousin, an unrelated friend, the SM and the great aunt. The 7yo SS was visiting with her father.

SCDSS interviewed the SM who reported the night of the fatality, she and the great aunt were hanging out with her downstairs neighbors and had consumed alcohol. The great aunt and SM had been discussing the SM's uncertain living situation, and the great aunt offered to let the SM and children come live with her. They decided to begin moving that night and the SM, great aunt, a friend, the SC, 14yo SS and the cousin got into the great aunt's car. The SM had offered to drive because she believed the great aunt was too impaired, but the great aunt insisted she was fine and the SM trusted her judgement. The SM had her seatbelt on and reported having told the children to put theirs on as well but hadn't checked that they did so. The SM reported the great aunt began speeding and swerving on the road and the SM had offered to drive, as the passengers in the car were panicking. The great aunt hit the rumble strips and attempted to correct the vehicle and it flipped. When the SM came to she was the only one still in the vehicle. The mother discovered her children underneath a road sign and attempted to assist them. The cousin had stood up and was screaming. A vehicle came to provide assistance and the SM asked that they call 911. The SM reported she then became light headed and laid next to her children's bodies until first responders arrived.

SCDSS conducted numerous interviews with LE, EMS and the FD. First responders initiated their assistance after they received a 911 call for a motor vehicle accident with multiple victims of various injuries. Upon arrival, there were six victims discovered, five of whom had been ejected from the car and were in various locations. The SC was not breathing on his own and was deemed critical and transported to the hospital. During transport, he required medication and resuscitation efforts to regain his pulse. The SC was found to have a head injury, broken femur and internal bleeding. Upon arrival to the hospital the SC was brought into surgery where his heart stopped and he stopped responding to resuscitation efforts and was pronounced deceased. The SM, SS, cousin and friend were also brought to the hospital for medical treatment. The great aunt was pronounced dead at the scene by EMS.

Interviews with the SM and collaterals revealed that the great aunt had consumed various alcoholic drinks leading up to the fatal incident and the SM was aware of this. The cousin was interviewed and reported prior to the fatal car accident the SM, friend and great aunt had been drinking alcohol and the cousin told the great aunt she should not drive. The 14yo SS suffered a TBI and reported no recollection of the events leading up to the incident.

SCDSS requested SM's consent to a removal of the SS, but she refused. SCDSS made efforts to locate appropriate relatives to care for the SS. SCDSS sought a court ordered removal and the 7yo SS's BF was awarded custody and the 14yo SS was placed with a relative. An OP was granted, which permitted supervised visitation between the SM and SS. SCDSS made visits to the step father and relatives home and assessed the SS to be safe in their care. The BF of the 14yo SS was discovered to be deceased as of 2015. SCDSS attempted to locate the BF of the SC through the putative father registry and child support services; however he remained unknown.

Official Manner and Cause of Death

Official Manner: Pending

Primary Cause of Death: From an injury - external cause

Person Declaring Official Manner and Cause of Death: Medical Examiner

Multidisciplinary Investigation/Review

Was the fatality investigation conducted by a Multidisciplinary Team (MDT)?Yes



Comments: SCDSS documented contact with the NYSP regarding a joint investigation. The record reflected that there were MDT case review meetings held on 8/13/20 and 9/3/20 regarding the fatality.

Was the fatality reviewed by an OCFS approved Child Fatality Review Team?No

Comments: Schenectady County Department of Social Services does not have and OCFS approved Child Fatality Review Team.

SCR Fatality Report Summary

Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome
055951 - Deceased Child, Male, 11 Year(s)	056021 - Mother, Female, 29 Year(s)	DOA / Fatality	Substantiated
055951 - Deceased Child, Male, 11 Year(s)	056021 - Mother, Female, 29 Year(s)	Fractures	Substantiated
055951 - Deceased Child, Male, 11 Year(s)	056021 - Mother, Female, 29 Year(s)	Inadequate Guardianship	Substantiated
055951 - Deceased Child, Male, 11 Year(s)	056021 - Mother, Female, 29 Year(s)	Parents Drug / Alcohol Misuse	Substantiated
056022 - Sibling, Female, 14 Year(s)	056021 - Mother, Female, 29 Year(s)	Fractures	Substantiated
056022 - Sibling, Female, 14 Year(s)	056021 - Mother, Female, 29 Year(s)	Inadequate Guardianship	Substantiated
056022 - Sibling, Female, 14 Year(s)	056021 - Mother, Female, 29 Year(s)	Internal Injuries	Substantiated
056022 - Sibling, Female, 14 Year(s)	056021 - Mother, Female, 29 Year(s)	Parents Drug / Alcohol Misuse	Substantiated
056023 - Sibling, Female, 7 Year(s)	056021 - Mother, Female, 29 Year(s)	Inadequate Guardianship	Substantiated
056023 - Sibling, Female, 7 Year(s)	056025 - Stepfather, Male, 49 Year(s)	Sexual Abuse	Unsubstantiated
056024 - Sibling, Male, 9 Year(s)	056021 - Mother, Female, 29 Year(s)	Inadequate Guardianship	Substantiated

CPS Fatality Casework/Investigative Activities

	Yes	No	N/A	Unable to Determine
All children observed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
When appropriate, children were interviewed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alleged subject(s) interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All 'other persons named' interviewed face-to-face?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Contact with source?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All appropriate Collaterals contacted?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Pediatrician	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was a death-scene investigation performed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there discussion with all parties (youth, other household members, and staff) who were present that day (if nonverbal, observation and comments in case notes)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Coordination of investigation with law enforcement?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there timely entry of progress notes and other required documentation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional information:

Although there were several collateral contacts made, the record did not reflect contact with the pediatrician.

Fatality Safety Assessment Activities

	Yes	No	N/A	Unable to Determine
Were there any surviving siblings or other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an adequate assessment of impending or immediate danger to surviving siblings/other children in the household named in the report:				
Within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 7 days?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At 30 days?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an approved Initial Safety Assessment for all surviving siblings/ other children in the household within 24 hours?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Are there any safety issues that need to be referred back to the local district?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

When safety factors were present that placed the surviving siblings/other children in the household in impending or immediate danger of serious harm, were the safety interventions, including parent/caretaker actions adequate?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Fatality Risk Assessment / Risk Assessment Profile

	Yes	No	N/A	Unable to Determine
Was the risk assessment/RAP adequate in this case?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
During the course of the investigation, was sufficient information gathered to assess risk to all surviving siblings/other children in the household?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there an adequate assessment of the family's need for services?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the protective factors in this case require the LDSS to file a petition in Family Court at any time during or after the investigation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Were appropriate/needed services offered in this case	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Placement Activities in Response to the Fatality Investigation

	Yes	No	N/A	Unable to Determine
Did the safety factors in the case show the need for the surviving siblings/other children in the household be removed or placed in foster care at any time during this fatality investigation?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were there surviving children in the household that were removed either as a result of this fatality report / investigation or for reasons unrelated to this fatality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, court ordered?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Explain as necessary:
 The 9yo sibling was in foster care at the time of the fatality. Following the fatality, the 7yo sibling's father was awarded custody of her and the 14yo sibling was placed with a relative through family court.

Legal Activity Related to the Fatality

Was there legal activity as a result of the fatality investigation?

Family Court Criminal Court Order of Protection

Family Court Petition Type: FCA Article 10 - CPS		
Date Filed:	Fact Finding Description:	Disposition Description:
08/17/2020	There was not a fact finding	There was not a disposition
Respondent:	056021 Mother Female 29 Year(s)	
Comments:	Abuse and neglect petitions were filed against the mother. Her order of supervision from her open Article 10 petitions were modified to include an addictions counseling evaluation and random drug screens.	

Have any Orders of Protection been issued? Yes	
From: 08/12/2020	To: Unknown
Explain: The mother was ordered supervised visitation as deemed necessary by SCDSS.	

Services Provided to the Family in Response to the Fatality

Services	Provided After Death	Offered, but Refused	Offered, Unknown if Used	Not Offered	Needed but Unavailable	N/A	CDR Lead to Referral
Bereavement counseling	<input checked="" type="checkbox"/>	<input type="checkbox"/>					
Economic support	<input checked="" type="checkbox"/>	<input type="checkbox"/>					



Funeral arrangements	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Housing assistance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mental health services	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Foster care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Health care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal services	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Family planning	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Homemaking Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Parenting Skills	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Domestic Violence Services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Early Intervention	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Alcohol/Substance abuse	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Child Care	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Intensive case management	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Family or others as safety resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Were services provided to siblings or other children in the household to address any immediate needs and support their well-being in response to the fatality? Yes

Explain:

The 14yo sibling was referred to grief counseling and mental health services and was enrolled at the time this report was completed. The 9yo sibling was in receipt of services through his placement agency. The 7yo sibling was in receipt of grief counseling.

Were services provided to parent(s) and other care givers to address any immediate needs related to the fatality? Yes

Explain:

The mother was offered mental health services, crisis mental health services, funeral arrangements, financial assistance and grief counseling.

History Prior to the Fatality

Child Information

- Did the child have a history of alleged child abuse/maltreatment? Yes
- Was the child ever placed outside of the home prior to the death? No
- Were there any siblings ever placed outside of the home prior to this child's death? Yes
- Was the child acutely ill during the two weeks before death? No

CPS - Investigative History Three Years Prior to the Fatality



Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
08/09/2020	Deceased Child, Male, 11 Years	Mother, Female, 29 Years	Fractures	Substantiated	No
	Deceased Child, Male, 11 Years	Mother, Female, 29 Years	Inadequate Guardianship	Substantiated	
	Deceased Child, Male, 11 Years	Mother, Female, 29 Years	Parents Drug / Alcohol Misuse	Substantiated	
	Sibling, Female, 14 Years	Mother, Female, 29 Years	Fractures	Substantiated	
	Sibling, Female, 14 Years	Mother, Female, 29 Years	Inadequate Guardianship	Substantiated	
	Sibling, Female, 14 Years	Mother, Female, 29 Years	Internal Injuries	Substantiated	
	Sibling, Female, 14 Years	Mother, Female, 29 Years	Parents Drug / Alcohol Misuse	Substantiated	
	Sibling, Female, 7 Years	Mother, Female, 29 Years	Inadequate Guardianship	Substantiated	
	Sibling, Male, 9 Years	Mother, Female, 29 Years	Inadequate Guardianship	Substantiated	

Report Summary:

An SCR report received alleged that the mother knew the great aunt was intoxicated and got into the car with her and the 14yo sibling and 11yo subject child. The driver got into a roll over car accident that ejected the passengers from the vehicle. As a result of the accident, the subject child became unresponsive and required emergency surgery. It was unknown what injuries the 14yo sibling sustained.

Report Determination: Indicated**Date of Determination:** 10/05/2020**Basis for Determination:**

SCDSS gathered information from collateral and casework contacts and determined that there was some credible evidence to substantiated the allegations. SCDSS received a subsequent report regarding the death of the subject child as a result from his injuries obtained in the car accident. The surviving siblings were removed from the mother's care and abuse and neglect petitions were filed.

OCFS Review Results:

SCDSS completed all casework activity within required timeframes, commensurate with case circumstances. SCDSS contacted numerous collateral contacts and appropriately determined the allegations given the information obtained during the investigation.

Are there Required Actions related to the compliance issue(s)? Yes No

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
11/02/2019	Sibling, Female, 6 Years	Stepfather, Male, 49 Years	Inadequate Guardianship	Unsubstantiated	Yes

Report Summary:

An SCR report alleged that on 11/2/19 at about 1:50AM, the stepfather physically assaulted another adult while the now 7yo sibling was present. During the assault, the stepfather punched the other adult. The sibling did not sustain any



injuries as a result. It was unknown if the stepfather was impaired at the time of the assault or if the stepfather had a history of this behavior. The role of the mother was unknown.

Report Determination: Unfounded

Date of Determination: 02/13/2020

Basis for Determination:

SCDSS unsubstantiated the allegation of IG against the stepfather due to lack of credible evidence. The stepfather denied there was a physical altercation and there were no collaterals who witnessed the argument and reported otherwise.

OCFS Review Results:

SCDSS assessed for the safety of the children within 24 hours of the receipt of the SCR report. The safety assessment tools and NOE letters were completed within required timeframes. There were supervisory consultations documented throughout the investigation. Although face-to-face contact was made with all of the children they were not all interviewed. The CPS history check was not documented.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Review of CPS History

Summary:

A CPS history check was not documented.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, SCDSS must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, SCDSS will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Adequacy of face-to-face contacts with the child and/or child's parents or guardians

Summary:

Although face-to-face contact was documented with all of the children, the record did not reflect that they were all interviewed. The mother's interview was focused on the allegations of the report and did not include questions about overall safety and risk.

Legal Reference:

18 NYCRR 432.1 (o)

Action:

SCDSS will make casework contacts per the following regulation: Casework contacts mean face-to-face contacts with a child and/or a child's parents or guardians, or activities with the child and/or the child's parents or guardians, which may include but are not limited to facilitating information gathering and analysis of safety and risk factors and determining the allegations.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
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08/02/2019	Deceased Child, Male, 10 Years	Mother, Female, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	Yes
	Deceased Child, Male, 10 Years	Mother, Female, 29 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 13 Years	Mother, Female, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Sibling, Female, 13 Years	Mother, Female, 29 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 6 Years	Mother, Female, 29 Years	Inadequate Food / Clothing / Shelter	Unsubstantiated	
	Sibling, Female, 6 Years	Mother, Female, 29 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 13 Years	Mother, Female, 29 Years	Lack of Medical Care	Unsubstantiated	

Report Summary:

An SCR report alleged that the home was filthy and there was garbage, dirty clothing and dirty dishes piled throughout it. There was dog and cat urine and feces covering the floors. There was no food in the home. The children were all going without meals as a result. The now 14yo sibling was expressing suicidal ideations but the mother never addressed it or sought medical treatment for the sibling. On 7/31/19, the sibling attempted suicide by overdosing on pills and cutting herself.

Report Determination: Unfounded**Date of Determination:** 08/20/2019**Basis for Determination:**

The allegations against the mother were unsubstantiated as SCDSS found there to be a lack of credible evidence. The home was not observed to be in the condition as listed in the SCR report during casework contacts. The mother was cooperative with mental health treatment for the now 14yo sibling.

OCFS Review Results:

SCDSS assessed for the safety of the children within 24 hours of the receipt of the SCR report. The safety assessment tools, RAP and investigation were completed within required timeframes. Although face-to-face contact was made with the children they were not interviewed. The case record contained no information regarding the father(s) of the children. The CPS history check was not documented.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Review of CPS History

Summary:

A CPS history check was not documented.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, SCDSS must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, SCDSS will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Adequacy of face-to-face contacts with the child and/or child's parents or guardians

**Summary:**

Although face-to-face contact was documented with the children the record did not reflect that they were interviewed. The record did not have any information related to the father(s) of the children and there were no interviews completed with them.

Legal Reference:

18 NYCRR 432.1 (o)

Action:

SCDSS will make casework contacts per the following regulation: Casework contacts mean face-to-face contacts with a child and/or a child's parents or guardians, or activities with the child and/or the child's parents or guardians, which may include but are not limited to facilitating information gathering and analysis of safety and risk factors and determining the allegations.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
03/20/2019	Sibling, Female, 13 Years	Mother, Female, 29 Years	Educational Neglect	Substantiated	Yes

Report Summary:

An SCR report alleged that that now 14yo sibling had a history of excessive absences and was absent fifty three days last school year. The 2018-2019 school year the sibling had been absent sixty three days and was failing as a result. The mother had been made aware by phone calls, letters, and text messages but the situation continued.

Report Determination: Indicated

Date of Determination: 04/25/2019

Basis for Determination:

SCDSS substantiated the allegation of educational neglect of the now 14yo sibling by the mother. The sibling was failing every subject area and no one from the department or service providers were notified by the mother. The mother failed to attend a meeting with the school to help compose a plan for the sibling's attendance.

OCFS Review Results:

SCDSS assessed for the safety of the children within 24 hours of the receipt of the SCR report. The safety assessment tools, RAP and investigation were completed within required timeframes. Although face-to-face contact was made with the children they were not interviewed. The case record contained no information regarding the father(s) of the children. The CPS history check was not documented.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Adequacy of face-to-face contacts with the child and/or child's parents or guardians

Summary:

Although face-to-face contact was documented with the children the record did not reflect that they were interviewed. The record did not have any information related to the father(s) of the children and there were no interviews completed with them.

Legal Reference:

18 NYCRR 432.1 (o)

Action:

SCDSS will make casework contacts per the following regulation: Casework contacts mean face-to-face contacts with a child and/or a child's parents or guardians, or activities with the child and/or the child's parents or guardians, which may include but are not limited to facilitating information gathering and analysis of safety and risk factors and determining the allegations.

**PIP Requirement:**

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Review of CPS History

Summary:

A CPS history check was not documented.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, SCDSS must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, SCDSS will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
05/30/2018	Deceased Child, Male, 9 Years	Mother, Female, 28 Years	Inadequate Guardianship	Unsubstantiated	Yes
	Sibling, Female, 12 Years	Mother, Female, 28 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 5 Years	Mother, Female, 28 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Male, 7 Years	Mother, Female, 28 Years	Inadequate Guardianship	Substantiated	

Report Summary:

An SCR report alleged that on a regular basis, the mother was not properly caring for the children. The mother frequently stayed in her room with men or was sleeping during the day, leaving the children to care for themselves. The mother would not cook or feed the children and they often went looking for food outside the home. The home was disheveled and dirty.

Report Determination: Indicated

Date of Determination: 06/29/2018

Basis for Determination:

SCDSS substantiated the allegation of IG against the mother in relation to the now 9yo sibling. During a casework contact the sibling had medical concerns and the mother refused to call 911. The sibling was subsequently admitted to the hospital.

OCFS Review Results:

SCDSS assessed for the safety of the children within 24 hours of the receipt of the SCR report and made necessary safety plans given the information obtained during the investigation. Although face-to-face contact was made with the mother and children, the mother's interview focused on the allegations of the report and the now 9yo's medical concerns. It was not documented that the children were interviewed. The case record contained no information regarding the father(s) of the children. The CPS history check was not documented and the 7-day safety assessment tool was not completed within regulatory timeframes.

Are there Required Actions related to the compliance issue(s)? Yes No

**Issue:**

Review of CPS History

Summary:

A CPS history check was not documented.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, SCDSS must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, SCDSS will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Adequacy of face-to-face contacts with the child and/or child's parents or guardians

Summary:

Although face-to-face contact was documented with the children and the legal guardians of the now 9yo sibling, they were not interviewed. The mother was interviewed; however, the interview did not contain questions related to overall safety and risk. The record did not have any information related to the father(s) of the children and there were no interviews completed with them.

Legal Reference:

18 NYCRR 432.1 (o)

Action:

SCDSS will make casework contacts per the following regulation: Casework contacts mean face-to-face contacts with a child and/or a child's parents or guardians, or activities with the child and/or the child's parents or guardians, which may include but are not limited to facilitating information gathering and analysis of safety and risk factors and determining the allegations.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Timely/Adequate Seven Day Assessment

Summary:

The 7-day safety assessment tool was completed late in Connections on 6/11/18.

Legal Reference:

SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

Action:

SCDSS will document and approve all safety assessments within the required time frame.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
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Child Fatality Report

02/06/2018	Sibling, Female, 12 Years	Father, Male, 47 Years	Inadequate Guardianship	Substantiated	Yes
	Sibling, Female, 12 Years	Father, Male, 47 Years	Sexual Abuse	Substantiated	
	Deceased Child on Report, Male, 9 Years	Mother, Female, 28 Years	Inadequate Guardianship	Unsubstantiated	
	Sibling, Female, 5 Years	Mother, Female, 28 Years	Inadequate Guardianship	Unsubstantiated	
	Deceased Child on Report, Male, 9 Years	Mother, Female, 28 Years	Lack of Supervision	Unsubstantiated	
	Sibling, Female, 5 Years	Mother, Female, 28 Years	Lack of Supervision	Unsubstantiated	
	Deceased Child on Report, Male, 9 Years	Mother, Female, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	
	Sibling, Female, 5 Years	Mother, Female, 28 Years	Parents Drug / Alcohol Misuse	Unsubstantiated	

Report Summary:

An SCR report alleged that for two and a half years, the father sexually abused the now 14yo sibling on multiple occasions. The mother was not aware of the abuse until 2/6/18. When she learned of the abuse, she had a panic and anxiety attack. The sibling expressed suicidal ideation and the mother sought out medical attention for herself and the sibling because of this. The father moved away in June 2017 and had no contact with the sibling since that time. A subsequent report was received that alleged concerns of supervision and excessive alcohol use by the mother.

Report Determination: Indicated**Date of Determination:** 04/25/2018**Basis for Determination:**

SCDSS gathered some credible evidence to indicate the report through casework and collateral contacts in addition to the arrest of the father for the sexual abuse of the 14yo sibling.

OCFS Review Results:

SCDSS assessed for safety of the children within 24 hours of the receipt of the SCR report. There were collaterals contacted during the investigation. Assessments were completed with accuracy given information obtained during the investigation. The notification letters were mailed within regulatory time frames. The CPS history check and 7-day safety assessment tool were not completed within regulatory timeframes. Although the subject father was interviewed by LE and the concerns were addressed in that interview, it was not documented that he was interviewed by CPS or that there were circumstances preventing it.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Review of CPS History

Summary:

It was not documented that there was a CPS history check completed within one or five business days of receipt of the SCR report.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, SCDSS must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, SCDSS will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.

PIP Requirement:



The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Timely/Adequate Seven Day Assessment

Summary:

Although safety was assessed 7 days following the receipt of the SCR report, the safety assessment tool was completed late on 2/16/18.

Legal Reference:

SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

Action:

SCDSS will document and approve all safety assessments within the required timeframe.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. SCDSS will continue to work on this issue and revise their current PIP if deemed necessary.

Date of SCR Report	Alleged Victim(s)	Alleged Perpetrator(s)	Allegation(s)	Allegation Outcome	Compliance Issue(s)
09/20/2017	Deceased Child, Male, 8 Years	Mother, Female, 27 Years	Inadequate Guardianship	Unsubstantiated	Yes

Report Summary:

Albany County Department for Children, Youth and Family (ACDCYF) received an SCR report that alleged on 9/20/17 the mother hit the subject child repeatedly with excessive force for an extended period of time. The child was screaming while being hit. It was unknown if the child sustained any injuries while being hit by the mother.

Report Determination: Unfounded

Date of Determination: 12/28/2017

Basis for Determination:

ACDCYF unfounded the report after interviews with the mother, children and collaterals. The mother and children denied the allegations. A collateral was spoken to at the mother's residence who reported the mother and children were sleeping at the time the SCR report was made.

OCFS Review Results:

ACDCYF assessed for the safety of the children within 24 hours of the receipt of the SCR report and spoke to collaterals to gather information regarding the allegations. Although face-to-face contact was made with the mother, her interview did not include questions about overall safety and risk. The case record contained no information regarding the father(s) of the children. The CPS history check was not documented and the record did not reflect that notification letters were provided. The 7-day safety assessment tool was not completed in connections.

Are there Required Actions related to the compliance issue(s)? Yes No

Issue:

Review of CPS History

Summary:

A CPS history check was not documented.

Legal Reference:

18 NYCRR 432.2(b)(3)(i)

Action:

Within 1 business day of a report, ACDCYF must review all SCR records of prior reports, including legally sealed reports, and document such. Within 5 business days, ACDCYF will review its own CPS record(s) that apply to the prior reports, including legally sealed unfounded and family assessment response reports.



Issue:

Adequacy of face-to-face contacts with the child and/or child's parents or guardians

Summary:

Although face-to-face contact was made with the mother, the interview did not contain questions about the CPS report, or overall safety and risk. In addition, there were no questions documented about the father(s) of the children and they were not interviewed.

Legal Reference:

18 NYCRR 432.1 (o)

Action:

ACDCYF will make casework contacts per the following regulation: Casework contacts mean face-to-face contacts with a child and/or a child's parents or guardians, or activities with the child and/or the child's parents or guardians, which may include but are not limited to facilitating information gathering and analysis of safety and risk factors and determining the allegations.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. ACDCYF will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Timely/Adequate Seven Day Assessment

Summary:

The 7-day safety assessment was not completed in Connections.

Legal Reference:

SSL 424(3);18 NYCRR432.2(b)(3)(ii)(c)

Action:

ACDCYF will document and approve all safety assessments within the required timeframe.

PIP Requirement:

The Albany Regional Office informed there is currently an existing PIP in place for this issue, as a result of a prior finding by OCFS. ACDCYF will continue to work on this issue and revise their current PIP if deemed necessary.

Issue:

Failure to provide notice of report

Summary:

The record did not reflect that notification of existence letters were provided.

Legal Reference:

18 NYCRR 432.2(b)(3)(ii)(f)

Action:

ACDCYF will mail or deliver notification letters to subject(s), parent(s) and other adults named in the report within the first seven days following the receipt of the report.

CPS - Investigative History More Than Three Years Prior to the Fatality

Between 2012 and 2017, the mother and stepfather had 2 unfounded reports and one indicated report. The substantiated allegations included LMC and IG in relation to the subject child and siblings and unsubstantiated allegations of IF/C/S, IG and L/B/W in relation to the subject child, 14yo sibling and 9yo sibling.

Known CPS History Outside of NYS

There was no documented CPS history outside of NYS.



Services Open at the Time of the Fatality

Was the deceased child(ren) involved in an open preventive services case at the time of the fatality? Yes

Date the preventive services case was opened: 09/18/2017

Was the deceased child(ren) involved in an open Child Protective Services case at the time of the fatality? Yes

Date the Child Protective Services case was opened: 09/18/2017

Evaluative Review of Services that were Open at the Time of the Fatality

	Yes	No	N/A	Unable to Determine
Did the service provider(s) comply with the timeliness and content requirements for progress notes?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did the services provided meet the service needs as outlined in the case record?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Did all service providers comply with mandated reporter requirements?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was there information in the case record that indicated the existence of behaviors or conditions that placed the children in the case in danger or increased their risk of harm?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Casework Contacts

	Yes	No	N/A	Unable to Determine
Did the service provider comply with case work contacts, including face-to-face contact as required by regulations pertaining to the program choice?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Services Provided

	Yes	No	N/A	Unable to Determine
Were services provided to siblings or other children in the household to address any immediate needs and support their well-being in response to the fatality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Were services provided to parents as necessary to achieve safety, permanency, and well-being?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Family Assessment and Service Plan (FASP)

	Yes	No	N/A	Unable to Determine
Was the most recent FASP approved on time?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Child Fatality Report

If not, how many days was it overdue?

The most recent FASP was due on 4/3/20 and approved on 4/7/20.

Was there a current Risk Assessment Profile/Risk Assessment in the most recent FASP?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Was the FASP consistent with the case circumstances?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Closing

	Yes	No	N/A	Unable to Determine
Was the decision to close the Services case appropriate?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Provider

	Yes	No	N/A	Unable to Determine
Were Services provided by a provider other than the Local Department of Social Services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional information, if necessary:

The 9yo sibling was placed in foster care after being hospitalized for unmet medical needs while in the care of his parents. The subject child, 14yo sibling and 7yo sibling were in receipt of preventive services.

Required Action(s)

Are there Required Actions related to the compliance issues for provision of Foster Care Services?

Yes No

Issue:	Adequacy of Preventive Services casework contacts
Summary:	The stepfather was in receipt of services and under an order of supervision through family court; however, there were insufficient casework contacts documented with him to monitor and discuss his progress toward the goal of reunification.
Legal Reference:	18 NYCRR 423.4(c)(1)(ii)(d)
Action:	There must be at least 12 casework contacts with a child and/or family in receipt of preventive services within each six-month period of services. The first six-month time period commences at the case initiation date or at the initiation of preventative services; subsequent six-month periods will be calculated from the service plan due date.

Foster Care Placement History

On 9/5/17, the now 9yo sibling was removed from the mother and stepfather due to a medical condition that the parents were unable to manage, resulting in the sibling's hospitalization. The sibling was initially placed with a relative; however, they were no longer able to provide care for the sibling and he was placed in foster care. SCDSS tried to obtain the lowest



level of care for the sibling; however, due to his medical needs, he was placed at a residential treatment facility where they monitored the sibling and provided services. The subject child, 14yo sibling and 7yo sibling remained in the mother and stepfather's care. SCDSS filed a neglect against the mother and stepfather and they made admissions in family court. They were court ordered services, which included completion of an education program related to the sibling's medical needs, mental health counseling, safe and stable housing and ongoing services through SCDSS. For the duration of the foster care case the mother and stepfather were inconsistent with their compliance with their court orders and engagement in services for themselves and the children. The foster care case remained open at the time of the fatality.

Legal History Within Three Years Prior to the Fatality

Was there any legal activity within three years prior to the fatality investigation?

Family Court

Criminal Court

Order of Protection

Family Court Petition Type: FCA Article 10 - CPS

Date Filed:	Fact Finding Description:	Disposition Description:
09/06/2017	Adjudicated Neglected	Order of Supervision
Respondent:	056021 Mother Female 29 Year(s)	
Comments:	On 9/5/17 the 9yo sibling was removed from the mother after he required hospitalization for unmet medical needs. The mother made admissions to neglect and was court ordered services.	

Family Court Petition Type: FCA Article 10 - CPS

Date Filed:	Fact Finding Description:	Disposition Description:
09/06/2017	Adjudicated Neglected	Order of Supervision
Respondent:	056025 Stepfather Male 49 Year(s)	
Comments:	On 9/5/17 the 9yo sibling was removed from the stepfather and placed in foster care after being hospitalized for unmet medical needs. The stepfather made admissions to neglect and was court ordered services.	

Recommended Action(s)

Are there any recommended actions for local or state administrative or policy changes? Yes No

Are there any recommended prevention activities resulting from the review? Yes No