

Child Fatality and Near Fatality External Review Panel

111 Darby Shire Circle
Frankfort, Kentucky

February 20, 2017

Minutes

Members Present: Judge Roger Crittenden, Chair; Hon. Jenny Oldham, Hardin County Attorney; Rep. Addia Wuchner, House Health and Family Services Committee Chair; Joel Griffith, Prevent Child Abuse Kentucky; Dr. Melissa Currie, University of Louisville Pediatric Forensic Medicine; Commissioner Adria Johnson, Department for Community Based Services, Cabinet for Health and Family Services (CHFS); Judge Paula Sherlock, Jefferson Family Court; Dr. Jamie Pittenger, University of Kentucky School of Medicine; Betty Pennington, Family Resource and Youth Service Centers, CHFS; Dr. Bill Ralston, State Medical Examiner; Sharon Currens, Kentucky Coalition Against Domestic Violence; Sergeant Scott Lingle, Kentucky State Police; Dr. Sabrina Jo Grubbs, Mountain Comprehensive Care Center; Dr. Joyce M. Robl, Division of Child and Maternal Health, Department for Public Health, CHFS; Dr. Henrietta Bada, Department for Public Health, CHFS; Dr. Christina Howard, University of Kentucky Department of Pediatrics, Ed Staats, Citizen Foster Care Review Board, Liz Croney, KVC Behavioral Health; Stephanie Floyd, Graves County CASA; Steve Shannon, KARP, Inc.

Welcome: Judge Roger L. Crittenden welcomed new members:

Rep. Addia Wuchner, House Health and Family Services Committee Chair
Judge Paula Sherlock, Jefferson Family Court
Dr. Henrietta Bada, Department for Public Health
Stephanie Floyd, CASA of Graves County

November 21, 2016 Minutes and Case Review Summary: Approved with minor corrections to minutes. Final version will be posted to Justice and Public Safety Cabinet website.

Extended Panel Meeting: Judge Crittenden discussed the format for the April 23, 24 and 25, extended panel meeting at Rough River State Resort Park. The panel will meet Sunday, April 23, at 4:00 p.m. central time. The first hour will be a general session, followed by case review with dinner break. The meeting on Monday will began at 8:30 a.m. with a full day of case review. The session on Tuesday will also begin at 8:30 a.m. but end in the early afternoon.

Data Tool Update: Dr. Currie discussed the progress on the new data tool. There will be an analyst training on the tool with date TBD. Case triage is a part of the new tool with three levels:

Level 1: 3 or more systems had potential missed opportunities before the event or 2 or more systems had issues after the event (as identified by analyst).

Level 2: 1-2 systems had potential missed opportunities before the event or 1 system had issues after the event.

Level 3: No potential missed opportunities identified before the event and no issues identified after the event.

The triage system will be tested/implemented at the April meeting.

Pending Case Discussion:

- Panel members discussed **NF-28-15-C**. This case, previously reviewed at the November 21, 2016 meeting was the subject of a recent newspaper article. Panel members noted that there were missed opportunities from other systems as well as bystander opportunities for reporting the abuse. The newspaper article focused on missed opportunities in the child welfare agency but did not discuss other systems issues. Panel members noted that the article could have been an opportunity to raise awareness of the multiple systems involved in child protection cases. Panel members renewed the request for court documents and the dependency court video for this case. Once staff receives the files and video, Ms. Oldham will review the court video and report back to the panel.
- Judge Crittenden inquired regarding **F-14-15** and the request for drug court records. Lyn will set up a meeting with AOC and Judge Crittenden to discuss records requests involving drug court.

Case Review:

The following cases were reviewed by the Panel. A case summary of findings and recommendations is attached and is made a part of these minutes.

F-01-16-C	F-12-16-C
F-03-16-C	NF-06-16-C
F-11-16-C	F-13-16-C
NF-12-16-NC	F-07-16-C
F-04-16-C	F-05-16-C
F-08-16-C	NF-13-16-C
NF-04-16-C	NF-10-16-C

Items needing further study:

1. **Clarify the recommendation regarding impaired caregivers, unsafe sleep, and the importance of using a crib.** Panel members discussed the “baby box” program initiated in New Jersey. Discussion included consumer product safety concerns of the boxes currently manufactured in the United States: Handles on the box implying portability of the boxes; boxes manufactured with lids which may present suffocation risks, as well as other safety concerns such as flammability.
2. **Collect data on homeschooling of children known to the child welfare agency.** Case review revealed parent(s) removing children from school upon reports to DCBS by the school regarding possible abuse by the parent(s).
3. **Interstate collaboration.** Case review demonstrated a need for better interstate collaboration and communication.
4. **Family Preservation Program.** Determine whether the FPP has been enacted into statute and whether Kentucky continues to operate under a Title IV-E waiver reported to expire in 2019.
5. **Fire Arm Safety.** Track issue to determine whether recommendation(s) needed.
6. **Tenure Data.** Request tenure and case load data from DCBS for FY16 cases.
7. **Data Collection and Panel Determinations of the Risks Contributing to the Fatality and Near Fatality.** Further study is needed regarding how determinations are made regarding the risks involved in the cases.