

Child Fatality and Near Fatality External Review Panel
Kentucky Coalition Against Domestic Violence
111 Darby Shire Circle
Frankfort, KY 40601

Monday, February 12, 2018

MINUTES

Members Present: Judge Roger Crittenden, 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, retired Jefferson Family Court; Dr. Jamie Pittenger, University of Kentucky School of Medicine; Betty Pennington, Family Resource and Youth Service Centers, CHFS; Dr. William Ralston, State Medical Examiner; Sharon Currens, Kentucky Coalition Against Domestic Violence; Lieutenant Scott Lengle, Kentucky State Police; Steve Shannon, KARP, Inc.; Dr. Christina Howard, University of Kentucky, Department of Pediatrics, Linnea Caldon, Citizen Foster Care Review Board, Elizabeth Croney, KVC Behavioral Health; Monica Clouse, Division of Child and Maternal Health, Department for Public Health, CHFS.

Welcome:

Judge Roger Crittenden

Judge Crittenden welcomed panel members and staff to the meeting. Due to inclement weather, there was a delay in conducting Panel business. Unfortunately, Mr. Ingram had to leave early and could not speak to the Panel but will return for the May meeting. The Panel approved the minutes from the previous November meeting.

Judge Crittenden discussed possible locations in Louisville for the May 14th and 15th meeting. An email will be sent to all panel members when the location has been secured and the website will be updated. The Panel agreed to cancel the November 13th meeting and move it to October 15th in order to allow sufficient time to complete the Annual Report.

Panel briefly discussed incorporating policies and procedures regarding the Panel's basic operations. Panel wishes to further discuss a means to update their Annual Report to ensure the information is accurately reported. There was further discussion regarding expedited reviews for Triage 3 only cases. Triage 3 cases refer to cases that are more accidental in nature with no missed opportunities or systematic deficiencies.

The Panel agreed to review cases referred to them from the Department for Public Health from SFY15. There was a brief discussion regarding a Memorandum of Understanding between the Panel and the Department of Public Health which would encompass fire arm cases as well.

Panel discussed the need to track and rate private foster care providers. DCBS has a basic system in place to track and offer transparency regarding private care providers. The Panel Chair will send a letter to the editor advocating and supporting the DCBS' reform efforts to enhance these tracking services.

Pending Case Reviews:

F-19-16-C was reviewed after additional law enforcement records had been requested and found that there was a lack of communication between DCBS and law enforcement.

F-20-16-C was reviewed and found DCBS delayed the investigation.

F-34-16-C was reviewed after additional CAPTA records and NECCO records were reviewed by the Panel. This case prompted the discussion regarding the tracking of private childcare providers and the need to track and improve this ongoing issue.

F-39-16-C – DCBS provided additional information regarding their contact with the family prior to the date of death.

F-40-16-C was reviewed after additional law enforcement records had been requested and found that law enforcement failed to properly investigate hosting parents.

NF-002-16-C was reviewed after additional medical records were requested and no abuse or neglect was found.

NF-011-16-NC was determined the child had mental health issues.

NF-033-16-C, NF-67-16-C and NF-73-16-C were reviewed for DCBS issues and the failure to conduct an internal review of the cases. These cases provoked a brief discussion regarding updating the Cabinet's regulations for the internal review process.

NF-84-16-C was brought to the Panel's attention in order to clarify the record. The DCBS record stated the judge dismissed the petition against the Cabinet's recommendation and in fact the petition was never dismissed. The child was returned to the parents after they fully complied with the case plan but the petition was never dismissed. It was further reported the child was taken out of the custody of the Cabinet and placed with the foster parents and the child is doing well.

F-52-16-PH, F-54-16-PH, NF-83-16-C, NF-94-16-C, NF-100-16-C will be reviewed during the May meeting.

Case Review:

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

<u>Group</u>	<u>Case #</u>	<u>Analyst</u>
1	F-007-17-C	Kindra Kilgore
2	F-015-17-NC	Kindra Kilgore
3	NF-021-17-C	Kindra Kilgore
3	NF-022-17-C	Kindra Kilgore
3	NF-023-17-C	Kindra Kilgore
4	NF-007-17-C	Cindy Curtsinger
1	NF-008-17-C	Cindy Curtsinger
2	NF-009-17-NC	Cindy Curtsinger

4	NF-045-17-C	Cindy Curtsinger
1	NF-016-17-NC	Emily Neal
2	NF-017-17-NC	Emily Neal
3	NF-033-17-C	Emily Neal
4	NF-004-17-NC	Ashley Dejarnette
1	NF-046-17-NC	Ashely Dejarnette
3	F-001-17-NC	Karen Bremenkamp
2	F-033-17-C	Karen Bremenkamp
4	F-024-17-NC	Karen Bremenkamp
1	NF-003-17-C	Karen Bremenkamp
2	NF-005-17-C	Karen Bremenkamp

Meeting adjourned

Items needing further study:

(Ongoing List)

- 1. Collect data on homeschooling of children known to the child welfare agency.** Case reviews revealed parent(s) removing children from school upon reports to DCBS by the school regarding possible abuse by the parent(s).
- 2. Interstate collaboration.** Case reviews demonstrated a need for better interstate collaboration and communication.
- 3. Fire Arm Safety.** Track issue to determine whether recommendation(s) needed.
- 4. Medically Assisted Treatment.** Determine issues surrounding patient waivers, safety coaching by providers to patients, and other issues associated when treating patients with young children. Possible legislation to provide more counseling to families struggling with addiction.
- 5. Tracking data on Criminal Diversion Programs used in child abuse cases.** Further study needs to be done to determine if allowing diversion programs in child abuse cases creates a loop hole in preventing further abuse.
- 6. CAPTA appeals overturning the DCBS' findings of neglect or abuse.** More than half of the Department's findings of abuse and neglect get overturned during a CAPTA hearing. Further study needs to be done on the CAPTA process.
- 7. Private Foster Care Providers.** Track issue to determine whether further recommendations are needed. Follow up on foster parent registry.