

- 1 a. provide investigation support and to assist
2 caseworkers with assessment decisions and intervention
3 activities,
4 b. serve as consultants to caseworkers in all aspects of
5 their duties, and
6 c. designate persons who shall act as liaisons within the
7 Department whose primary functions are to develop
8 relationships with local law enforcement agencies and
9 courts.

10 3. The Department shall forward a report of its assessment or
11 investigation and findings to any district attorney's office which
12 may have jurisdiction to file a petition pursuant to Section 1-4-101
13 of this title.

14 ~~3.~~ 4. Whenever the Department determines there is a child that
15 meets the definition of a "drug-endangered child", as defined in
16 Section 1-1-105 of this title, or a child has been diagnosed with
17 fetal alcohol syndrome, the Department shall conduct an
18 investigation of the allegations and shall not limit the evaluation
19 of the circumstances to an assessment.

20 B. 1. If, upon receipt of a report alleging abuse or neglect
21 or during the assessment or investigation, the Department determines
22 that:
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24

1 a. the alleged perpetrator is someone other than a person
2 responsible for the child's health, safety, or
3 welfare, and
4 b. the alleged abuse or neglect of the child does not
5 appear to be attributable to failure on the part of a
6 person responsible for the child's health, safety, or
7 welfare to provide protection for the child,
8 the Department shall immediately make a referral, either verbally or
9 in writing, to the appropriate local law enforcement agency for the
10 purpose of conducting a possible criminal investigation.

11 2. After making the referral to the law enforcement agency, the
12 Department shall not be responsible for further investigation
13 unless:

14 a. the Department has reason to believe the alleged
15 perpetrator is a parent of another child, not the
16 subject of the criminal investigation, or is otherwise
17 a person responsible for the health, safety, or
18 welfare of another child,
19 b. notice is received from a law enforcement agency that
20 it has determined the alleged perpetrator is a parent
21 of or a person responsible for the health, safety, or
22 welfare of another child not the subject of the
23 criminal investigation, or
24

1 c. the appropriate law enforcement agency requests the
2 Department, ~~in writing,~~ to ~~participate~~ assist in the
3 investigation. If funds and personnel are available,
4 as determined by the Director of the Department or a
5 designee, the Department may assist law enforcement in
6 interviewing children alleged to be victims of
7 physical or sexual abuse.

8 3. If, upon receipt of a report alleging abuse or neglect or
9 during the assessment or investigation, the Department determines
10 that the alleged abuse or neglect of the child involves a child in
11 the custody of the Office of Juvenile Affairs and such child was
12 placed in an Office of Juvenile Affairs secure juvenile facility at
13 the time of the alleged abuse or neglect, the Department shall
14 immediately make a referral, either verbally or in writing, to the
15 appropriate law enforcement agency for the purpose of conducting a
16 possible criminal investigation. After making the referral to the
17 law enforcement agency, the Department shall not be responsible for
18 further investigation.

19 C. 1. Any law enforcement agency receiving a referral as
20 provided in this section shall provide the Department with a copy of
21 the report of any investigation resulting from a referral from the
22 Department.

23 2. Whenever, in the course of any criminal investigation, a law
24 enforcement agency determines that there is cause to believe that a

1 child, other than a child in the custody of the Office of Juvenile
2 Affairs and placed in an Office of Juvenile Affairs secure juvenile
3 facility, may be abused or neglected by reason of the acts,
4 omissions, or failures on the part of a person responsible for the
5 health, safety, or welfare of the child, the law enforcement agency
6 shall immediately contact the Department for the purpose of an
7 investigation.

8 D. If, upon receipt of a report alleging abuse or neglect, the
9 Department determines that the family has been the subject of a
10 deprived petition, the Department shall conduct a thorough
11 investigation of the allegations and shall not limit the evaluation
12 of the circumstances to an assessment. In addition, if the family
13 has been the subject of three or more referrals, the Department
14 shall conduct a thorough investigation of the allegations and shall
15 not limit the evaluation of the circumstances to an assessment.

16 SECTION 2. This act shall become effective November 1, 2014.

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18 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
19 04/03/2014 - DO PASS, As Amended.
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UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.