



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

OFFICE OF CHILDREN, YOUTH AND FAMILIES

Raheemah Shamsid-Deen Hampton
Managing Director
Southeast Region

801 Market Street, Sixth Floor
Suite 6112
Philadelphia, Pennsylvania 19107

(215) 560-2249/2823
Fax: (215) 560- 6893

REPORT ON THE NEAR FATALITY OF:



Date of Birth: 12/08/10
Date of Near Fatality Incident: 11/11/11

FAMILY KNOWN TO:
The Family was not known to any public or private
Child Welfare Agency

REPORT FINALIZED ON: 01/14/2013

This report is confidential under the provisions of the Child Protective Services Law and cannot be released.

(23 Pa. C.S. Section 6340)

Unauthorized release is prohibited under penalty of law.

(23 Pa. C.S. 6349 (b))

Reason for Review:

Senate Bill 1147, Printer's Number 2159 was signed into law on July 3, 2008. The bill became effective on December 30, 2008 and is known as Act 33 of 2008. As part of Act 33 of 2008, DPW must conduct a review and provide a written report of all cases of suspected child abuse that result in a child fatality or near fatality. This written report must be completed as soon as possible but no later than six months after the date the report was registered with ChildLine for investigation.

Act 33 of 2008 also requires that county children and youth agencies convene a review when a report of child abuse involving a child fatality or near fatality is indicated or when a status determination has not been made regarding the report within 30 days of the oral report to ChildLine. Montgomery County Office of Children and Youth did not convene a review team for this report, the county made a status determination of unfounded within 30 days of receipt of the report.

Family Constellation:

<u>Name:</u>	<u>Relationship:</u>	<u>Date of Birth:</u>
██████████	Mother	██████████/68
██████████	Father	██████████/72
██████████	Step Sibling	██████████/96
██████████	Step Sibling	██████████/92
██████████	Victim Child	12/08/10

Notification of Child Near Fatality:

On 11/11/11, Montgomery County Children and Youth received a call ██████████ concerning the victim child ██████████ (age-1). The mother took the victim child to a licensed day care home operated by ██████████ where the victim child attends and typically stays from 7AM-3PM. the mother stated that when the child was dropped off the morning of the incident the child was fine. The mother received a call from the Horsham Township Police Department regarding a serious incident involving the victim child. They stated that there had been an accident at the day care that her child attends and the day care provider had fallen down the stairs with the victim child. The day care provider landed on top of the victim child at the bottom of the stairs. The mother was informed by the police department that the victim child was being airlifted that same day from Mercy Suburban Hospital to the Children's Hospital of Philadelphia due to the severity of the injuries.

Summary of DPW Child Near Fatality Review Activities:

The regional office reviewed the entire record for the victim child from the Montgomery County Office of Children and Youth. Dr ██████████ (who certified the child's critical condition) was interviewed by the regional office on 12/30/11. ██████████ Licensing Representative from the Southeast Regional Office of Child Development and

Early Learning (OCDEL) was interviewed on 03/21/12. [REDACTED] provided much needed information as to the safety of the day care provider's home and the changes recommended to prevent future accidents (the entire second floor of the day care provider's home can no longer be utilized for her day care business).

Children and Youth Involvement prior to Incident: None

Circumstances of Child Near Fatality and Related Case Activity:

This case became known [REDACTED] on 11/11/11. The report was accepted for investigation by the county which initiated their investigation within 24 hrs of the report. The child was injured when the day care provider fell down the stairs with the victim child in her arms and came to rest on top of the victim child at the bottom of the stairs. The Montgomery County caseworker interviewed the Doctor, the day care provider and the parents. The victim child was visited and photographed by the county case worker inside of the hospital. [REDACTED]

[REDACTED] The Montgomery County caseworker has also been in contact with the Horsham Township Police Department as they were responsible for interviewing the day care provider.

The case was unfounded for physical abuse on 12/15/2011. The investigation revealed the child's injuries were from the accidental fall and not abuse.

Current Case Status:

[REDACTED] The case is closed and the child is at home. [REDACTED]

- The criminal case has been closed. The police investigation determined the incident to be accidental.
- [REDACTED] Southeast OCDEL Program Representative visited the day care provider several times at her home/Family day care. She was informed that she could no longer use the second floor of her home as a part of her day care program. The day care provider's home will be allowed to remain open at this time.

County Strengths and Deficiencies and Recommendations for Change as Identified by the County's Child (Near) Fatality Report:

Montgomery County has not convened a review team in accordance with Act 33 of 2008 related to this report because the report was completed with a status determination as unfounded within 30 days.

Department of Public Welfare Findings and Recommendations:

- Strengths: The Case Worker interviewed all relevant parties and collateral contacts. The case was determined in a timely manner.
- Deficiencies: None noted.
- Recommendations for Change at the Local Level: None
- Recommendations for Change at the State Level: None