

HOUSE BILL NO. HB0169

Child fatality and major injury reviews.

Sponsored by: Representative(s) Iekel, Berger, Harvey,
Martin and Osborn and Senator(s) Aullman

A BILL

for

1 AN ACT relating to child protective services; providing
2 that local child protection teams review all cases of
3 preventable child deaths and major injuries; providing that
4 responsibilities of child protection teams be mandatory;
5 providing for confidentiality of review proceedings;
6 providing for a child fatality and major injury review
7 board within the department of health; providing for
8 coordination between local child protection teams and the
9 review board; granting rulemaking authority; providing an
10 appropriation; authorizing an additional position; and
11 providing for an effective date.

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13 *Be It Enacted by the Legislature of the State of Wyoming:*

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1 **Section 1.** W.S. 14-3-212(a), (c)(intro), (i), (e) and
2 by the creation of new subsections (f) and (g) is amended
3 to read:

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5 **14-3-212. Child protection teams; creation;**
6 **composition; duties; records confidential.**

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8 (a) The state agency and the local child protective
9 agency shall encourage and assist in the creation of child
10 protection teams within the communities in the state. The
11 purposes of the child protection teams shall be to identify
12 or develop community resources to serve abused and
13 neglected children within the community, to advocate for
14 improved services or procedures for such children, to
15 review cases involving a preventable child fatality or
16 major injury to a child and to provide information and
17 assistance to the ~~state agency~~ department of health, local
18 child protection agency and multidisciplinary teams, if a
19 multidisciplinary team has been appointed. The department
20 may promulgate reasonable rules and regulations in
21 accordance with the Wyoming Administrative Procedure Act to
22 define the roles and procedures of child protection teams.

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24 (c) The local child protection team ~~may~~ shall:

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(i) Assist and coordinate with the state agency, the department of health, the local child protective agency and all available agencies and organizations dealing with children;

(e) All records and proceedings of the child protection teams and the child fatality and major injury review board are subject to W.S. 14-3-214, shall not be subject to discovery in any criminal or civil proceeding and shall not be admissible in evidence in any civil or criminal proceeding. All members of a child protection team and all persons presenting information or records to a child protection team shall execute a sworn statement that all information, records and discussions before a child protection team shall be confidential.

(f) The department of health shall create a child fatality and major injury review board. The board shall develop and implement procedures to ensure that child deaths and major injuries are reviewed and analyzed in a systematic way. The board shall:

1 (i) Adopt standards and protocols for child
2 death and major injury reviews;

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4 (ii) Maintain a statistical database of child
5 deaths and major injuries to show prevalence, trends and
6 risk factors, without personally identifying information;

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8 (iii) Promote public awareness and make
9 recommendations to the governor and the legislature to
10 reduce the incidence of preventable child death and major
11 injury.

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13 (g) The state agency in consultation with the
14 department of health shall promulgate rules and regulations
15 to define the role and procedures of local child protection
16 teams in reviewing child death and major injuries, and the
17 department of health in consultation with the state agency
18 shall promulgate rules and regulations for the role and
19 procedures of the child fatality and major injury review
20 board in the review process.

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22 **Section 2.** There is appropriated two hundred sixty
23 thousand dollars (\$260,000.00) from the general fund to the
24 department of health for the purposes of this act. The

1 department of health is authorized one (1) additional full-
2 time position for purposes of this act.

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4 **Section 3.** This act is effective July 1, 2006.

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(END)