

CERTIFICATED STAFF

401.16

Child Abuse Reporting Regulations

Any school employee shall make an oral report by telephone to the local law enforcement authorities or the Department of Health and Human Services when that employee has reasonable cause to believe that a child has been subjected to abuse, neglect, or observes a child being subjected to conditions or circumstances which reasonably would result in abuse or neglect.

“Child Abuse” is defined as knowingly, intentionally or negligently causing or permitting a minor child to be:

1. Placed in a situation that endangers his or her life, physical, or mental health;
2. Cruelly confined or cruelly punished;
3. Deprived of necessary food, clothing, shelter, or care;
4. Placed in a situation to be sexually exploited by allowing, encouraging, or forcing such minor child to solicit for or engage in prostitution, debauchery, public indency, or obscene or pornographic photography, films, or depictions; or
5. Placed in a situation to be sexually abused as defined in Nebraska Statues 28-319 or 28-320.01.

The oral report shall include the caller’s name and address.

The oral report will be followed by a written report that shall include to the extent available, the following:

1. The employees name and address;
2. The address and age of the abused or neglected child;
3. The address of the person(s) having custody of the child;
4. The nature and extent of the abuse or neglect, or the conditions and circumstances which would reasonably result in such abuse or neglect;
5. Any evidence of previous abuse or neglect, including the nature and extent; and
6. Any other information which in the opinion of the person making the report that may be helpful in establishing the cause of such abuse or neglect and the identity of the perpetrator(s).

Any person making such a report as required by law will be immune from any civil or criminal liability, except for in the case of making maliciously false statements.

Failure to make such a required report, or knowingly releasing confidential information other than as permitted by law will result in a Class III misdemeanor.

It is not the responsibility of employees to prove that a child has been abused or neglected. Employees should not take it upon themselves to investigate the case or contact the family of the child. The Department of Health and Human Services is responsible for investigating the incident of alleged abuse.

Adopted: August 8, 2005
Reviewed: September 9, 2013

ABUSE COMPLAINT FORM

Name of complainant _____

Position of complainant _____

Date of complaint _____

Name of alleged abuser _____

Date and place of incident or incidents _____

Description of misconduct _____

Name of witnesses (if any) _____

Evidence of abuse, i.e., letters, photos, etc. (attach if possible) _____

Any other information _____

I agree that all of the information on this form is accurate and true to the best of my knowledge.

Signature _____

Date _____

WITNESS DISCLOSURE FORM

Name of Witness _____

Position of witness _____

Date of Testimony _____

Description of instance witnessed:

Any other information:

I agree that all of the information on this form is accurate and true to the best of my knowledge.

Signature

Date