

Reporting of Child Abuse - DDA

Reporting of Child Abuse

Whenever any employee of the District ~~knows or reasonably has reason to~~ believes that a child has been neglected or physically or sexually abused, such employee shall immediately notify the nearest peace officer, law enforcement agency, or office of the Division of Child and Family Services ~~within the Department of Social Services~~ (DCFS). Under such circumstances, the employee shall **also** notify the building principal. Such a report to the principal does not satisfy the employee's personal duty to report to law enforcement or Division of Child and Family Services ~~DCFS~~.

It is not the responsibility of school employees to prove that the child has been abused or neglected, or determine whether the child is in need of protection. Investigations are the responsibility of the Division of Child and Family Services. Investigation by education personnel prior to submitting a report should not go beyond that necessary to support a reasonable belief that a reportable problem exists.

School officials shall cooperate with the Division of Child and Family Services ~~DCFS~~ and law enforcement agency employees authorized to investigate charges of child abuse and neglect, assisting as asked as members of interdisciplinary child protection teams in providing protective, diagnostic, assessment, treatment, and coordination services, including:

1. Allowing authorized representatives to interview children consistent with the Division of Child and Family Services ~~DCFS~~ and local law enforcement protocols;
2. Allowing appropriate access to student records;
3. Making no contact with parents/legal guardians of children being questioned by (Division of Child and Family Services ~~DCFS~~ or ~~local law enforcement~~); and
4. Cooperating with ongoing investigations and maintaining appropriate confidentiality.

The employee shall maintain the confidentiality of and not disclose any information learned in connection with an investigation except with those persons with whom the employee is required to cooperate, including the Division, law enforcement, ~~the Utah State Board of Education~~, or supervisory District officials. Persons making reports or participating in an investigation of alleged child abuse or neglect in good faith are immune from any civil or criminal liability that otherwise might arise from such actions, as provided by law.

The anonymity of those reporting or investigating child abuse or neglect will be preserved and information provided pursuant only to the manner provided for in Utah Code Ann. § ~~62A-4a-412~~.

Utah Admin. Code R277-~~401~~401 (May 18, 2012 et seq.

Utah Code Ann. § 62A-4a-403 (2008)

Utah Code Ann. § 62A-4a-412 (2008)

Reporting of Child Abuse by a School Employee

An employee who has reasonable cause to believe that a student may have been physically or sexually abused by a school employee shall immediately report that belief to both the school principal and the Superintendent. ~~The Superintendent receiving~~ A District administrator

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including the Superintendent, who has received such a report or who otherwise has reasonable cause to believe that a student may have been physically or sexually abused by an educator shall immediately report that information to the Utah State Board of Education.~~submit the information to the Utah Professional Practices Advisory Commission if the employee is a licensed educator.~~

Utah Admin. Code R277-514-5 (October 9, 2012)

Utah Code § 53A-6-502 (2015)