

1 **Bainville School District**

2
3 **PERSONNEL**

5232

4
5 Abused and Neglected Child Reporting

6
7 A District employee who has reasonable cause to suspect, as a result of information they receive
8 in their professional or official capacity, that a child is abused or neglected by anyone regardless
9 of whether the person suspected of causing the abuse or neglect is a parent or other person
10 responsible for the child's welfare, they shall report the matter promptly to the department of
11 public health and human services. An employee does not discharge the obligation to personally
12 report by notifying the Superintendent or principal.

13
14 Any District employee who fails to report a suspected case of abuse or neglect to the Department
15 of Public Health and Human Services, or who prevents another person from doing so, may be
16 civilly liable for damages proximately caused by such failure or prevention and is guilty of a
17 misdemeanor. The employee will also be subject to disciplinary action up to and including
18 termination.

19
20 When a District employee makes a report, the DPHHS may share information with that
21 individual or others as stated in 41-3-201(5). Individuals who receive information pursuant to
22 the above named subsection (5) shall maintain the confidentiality of the information as required
23 in 41-3-205.

24	25	26	Legal Reference:	§ 41-3-201, MCA	Reports
27		27		§ 41-3-202, MCA	Action on reporting
28		28		§ 41-3-203, MCA	Immunity from liability
29		29		§ 41-3-205, MCA	Confidentiality – disclosure exceptions
30		30		§ 41-3-207, MCA	Penalty for failure to report

31
32 Policy History:

33 Adopted on: 2/28/2008

34 Reviewed on:

35 Revised on: 7/10/2013, 7/13/2016