

Michigan Mandatory Reporting Requirements Regarding Children	
<i>Who Must Report?</i>	<ul style="list-style-type: none"> • Physician, dentist, physician’s assistant, registered dental hygienist, medical examiner, nurse, licensed emergency medical care provider; • Audiologist, psychologist, marriage and family therapist, licensed professional counselor, social worker, licensed master’s social worker, licensed bachelor’s social worker; • Registered social service technician, social service technician; • School administrator, school counselor, teacher; • Law enforcement officer; • Member of the clergy; • A person employed in a professional capacity in any office of the friend of the court; • Any employee of an organization or entity that, as a result of federal funding statutes, regulations, or contracts, would be prohibited from reporting in the absence of a state mandate or court order; • Child care provider who is regulated by the state of Michigan; and • The following staff members of the Michigan Department of Human Services (also called the “family independence agency”): eligibility specialist, family independence manager or specialist, social services specialist, social work specialist, social work specialist manager and welfare services specialist.
<i>Standard of Knowledge</i>	Reasonable cause to suspect child abuse or neglect.
<i>Definition of Applicable Victim</i>	Child under the age of 18.
<i>Reports Made To</i>	<ul style="list-style-type: none"> • Oral and telephone reports must be made to Children’s Protective Services (“CPS”) at the Department of Human Services (800) 942-4357. • Written reports should be mailed to the local CPS county office. Local CPS county office contact information can be accessed at www.michigan.gov/dhs under “County Offices.” If the reporting person is a member of the staff of a hospital, agency, or school, the reporting person shall notify the person in charge of the hospital, agency, or school of his or her finding and that the report has been made, and shall make a copy of the written report available to the person in charge. This does not replace the requirement to report to the

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Children's Protective Services.	
<i>Contents of Report</i>	<p>Oral reports should include, if known:</p> <ul style="list-style-type: none"> • The child's primary caretaker, including name and address; • Names and birth dates for all household members; • Name and birth date(s) of the alleged perpetrator(s); • Whether the alleged perpetrator lives with the child; • Address where the alleged abuse or neglect occurred; and • Reasons for suspecting that the child is being abused or neglected. <p>Written reports should include:</p> <ul style="list-style-type: none"> • The name of the child and a description of the abuse or neglect; • If possible, the names and addresses of the child's parents, guardian, or the persons with whom the child resides; • If possible, the child's age; and • Other information that might establish the cause of the abuse or neglect and the manner in which it occurred. <p>Caller guidelines for oral reports are available on the DHS website at http://www.michigan.gov/dhs/0,1607,7-124-5452_7119_7193_7812-157836--,00.html. The form for the written report is attached to this summary and can be accessed at http://www.michigan.gov/documents/FIA3200_11924_7.pdf.</p>
<i>Timing/Other Procedures</i>	Reporters must make an oral report immediately followed within 72 hours by a written report.
<i>Other</i>	<p>The statute was amended to clarify that "the physical or mental injury, sexual abuse or exploitations, or maltreatment must be committed by one of the enumerated persons [in the statute]-not just any person-in order to be a mandatory reportable incident acted under the CPL." Thus, a mandatory reporter would need to report child abuse "by a parent, a legal guardian, or any other person responsible for the child's health or welfare or by a teacher, a teacher's aide, or a member of the clergy." <i>People v. Beardsley</i>, 263 Mich. App. 408, 416 n.3 (Mich. Ct. App. 2004).</p> <p>If a mandatory reporter fails to report child abuse or neglect, that person will be civilly liable for the damages proximately caused</p>

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	<p>by the failure; if the mandatory reporter knowingly failed to report, that person will be guilty of a misdemeanor punishable by imprisonment for not more than 93 days and/or a fine of not more than \$500.</p> <p>If a mandated reporter is dissatisfied with the response by DHS, the mandated reporter may contact the Mandated Reporter Hotline at (877) 277-2585.</p> <p>Clergy do not need to report if a report is made to them through a confession or other privileged communication.</p>
<i>Source/Applicable Statute(s)</i>	M.C.L.A. §§ 722.622-23, 722.631, 722.633 (2009).

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