

## MANDATORY REPORTING OF CHILD ABUSE OR NEGLECT

1. Mandatory reporting under Nevada state law. Under NRS 432B, the following employees who, in their professional or occupational capacities, know or have reasonable cause to believe that a child under age 18 has been abused or neglected must report the abuse or neglect to an agency which provides child welfare services or to a law enforcement agency:
  - a. Nurse
  - b. Psychologist
  - c. Athletic trainer
  - d. Emergency medical technician
  - e. Social worker
  - f. Administrator
  - g. Teacher
  - h. Librarian
  - i. Counselor
  - j. Any adult person who is employed by an entity that provides organized activities for children

2. Mandatory reporters under school district policy. It is the policy of the school district that reports of child abuse or neglect must be made by all school employees and volunteers who, in their professional or occupational capacities, know or have reasonable cause to believe that a child has been abused or neglected.

Any person who is required to make a report pursuant to NRS 432B.220 may not invoke any of the privileges set forth in Chapter 49 of NRS:

- a. For failure to make a report pursuant to NRS 432B.220;
  - b. In cooperating with an agency which provides child welfare services or a guardian ad litem for a child; or
  - c. In any proceeding held pursuant to NRS 432B.410 to 432B.590, inclusive.
3. Reporting procedures. If a school district employee or volunteer knows or has reasonable cause to believe that a child has been abused or neglected, the employee or volunteer must take the following steps:
    - a. Notification to principal/designee. The employee or volunteer must immediately notify the principal/designee of the school where the child is enrolled. Regardless of when or how the principal/designee is notified, the employee or volunteer remains directly responsible to report child abuse or neglect to the local child welfare agency or law enforcement agency within 24 hours.
    - b. Mandatory report to child welfare agency or law enforcement agency; timing of report. The employee or volunteer must report to the local child welfare agency or law enforcement agency as soon as reasonably practicable but not later than 24 hours after the employee or volunteer knows or has reasonable cause to believe that a child has been abused or neglected.

The employee or volunteer may request that a principal/designee be present when a report is made, but any delay in making such an arrangement does not excuse a failure to report directly to the local child welfare agency or law enforcement agency as soon as reasonably practicable but not later than 24 hours after the employee or volunteer knows or has reasonable cause to believe that a child has been abused or neglected.

- c. Form of report. The employee or volunteer may make a report by telephone or, in light of all the surrounding facts and circumstances which are known or which reasonably should be known to the person at the time, by any other means of oral, written or electronic communication that a reasonable person would believe, under those facts and circumstances, is a reliable and swift means of communicating information to the person who receives the report.
  
- d. Contents of report. The report must contain the following information, if obtainable:
  - 1. The name, address, age and sex of the child;
  - 2. The name and address of the child's parents or other person responsible for the care of the child;
  - 3. The nature and extent of the abuse or neglect of the child, the effect of prenatal illegal substance abuse on the newborn infant or the nature of the withdrawal symptoms resulting from prenatal drug exposure of the newborn infant;
  - 4. Any evidence of previously known or suspected:
    - a) Abuse or neglect of the child or the child's siblings; or
    - b) Effects of prenatal illegal substance abuse on or evidence of withdrawal symptoms resulting from prenatal drug exposure of the newborn infant;
  - 5. The name, address and relationship, if known, of the person who is alleged to have abused or neglected the child; and
  - 6. Any other information known to the person making the report that the agency which provides child welfare services considers necessary.

The local child welfare office may be contacted at:

**Nevada Dept. of Health and Human Services**  
**Child and Family Services**  
740 Park Avenue  
Ely, NV 89301  
Phone number: **775-289-1640**

The local law enforcement agency may be contacted at:

**Lincoln County Sheriff's Department**  
PO Box 570  
Pioche, NV 89043  
Phone number: **775-962-5151**

- e. On the same day a verbal report is made to the local child welfare agency or law enforcement agency, or as soon thereafter as reasonably practicable, the employee or volunteer, in conjunction with the principal/designee if available, must complete the "Child Abuse and Neglect Reporting Form" and provide the original to the agency where the verbal report was made.

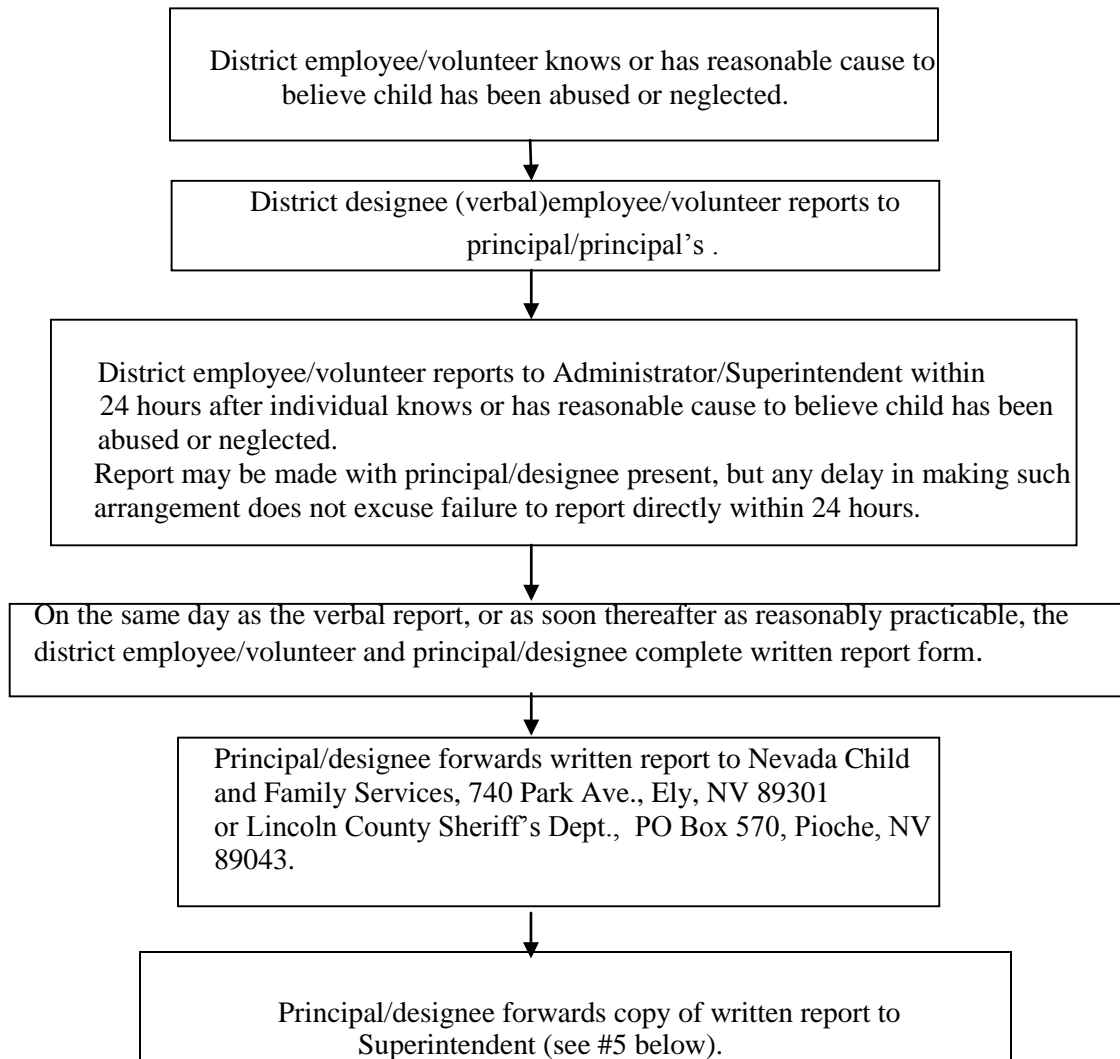
- f. A copy of the completed Child Abuse and Neglect Reporting Form must be forwarded to the Director of Special Services to be maintained in the Director's confidential files. Records of written reports, or copies of reports, are not to be maintained within an individual school.
4. Investigating reports of child abuse and neglect. No district employee is expected or authorized to contact non-school district individuals or agencies in order to investigate or obtain additional information or to verify report information.
5. Failure to report. Any employee or volunteer who fails to report child abuse or neglect as provided by this regulation will be subject to discipline. Any employee or volunteer who knowingly and willfully violates the provisions of NRS 432B.220 concerning reports of child abuse or neglect is guilty of a misdemeanor (see NRS 432B.240).
6. Immunity from civil and criminal liability. Immunity from civil or criminal liability extends to school district employees and volunteers who in good faith make mandatory reports or perform other acts set forth under NRS 432B. See NRS 432B.160 for details and exceptions.
7. Definitions. As used in this regulation, the following terms are defined as set forth in NRS 432B:
  - a. "Abuse or neglect of a child" means, except as otherwise provided in NRS 432B.020.2:
    1. Physical or mental injury of a nonaccidental nature;
    2. Sexual abuse or sexual exploitation; or
    3. Negligent treatment or maltreatmentof a child caused or allowed by a person responsible for the welfare of the child under circumstances which indicate that the child's health or welfare is harmed or threatened with harm. Excessive corporal punishment may result in physical or mental injury constituting abuse or neglect of a child.
  - b. "Allow" means to do nothing to prevent or stop the abuse or neglect of a child in circumstances where the person knows or has reason to know that a child is abused or neglected.
  - c. "As soon as reasonably practicable" – A person acts as soon as reasonably practicable if, in light of all the surrounding facts and circumstances which are known or which reasonably should be known to the person at the time, a reasonable person would act within approximately the same period under those facts and circumstances.
  - d. "Negligent treatment or maltreatment" – Negligent treatment or maltreatment of a child occurs if a child has been abandoned, is without proper care, control and supervision or lacks the subsistence, education, shelter, medical care or other care necessary for the well-being of the child because of the faults or habits of the person responsible for the welfare of the child or the neglect or refusal of the person to provide them when able to do so.
  - e. "Persons responsible for child's welfare" – A person is responsible for a child's welfare under the provisions of this chapter if the person is the child's parent, guardian, a stepparent with whom the child lives, an adult person continually or regularly found in the same household as the child, or a person directly responsible or serving as a volunteer for or employed in a public or private home, institution or facility where the child actually resides or is receiving child care outside of the home for a portion of the day.

- f. “Physical injury” includes, without limitation:
  - 1. A sprain or dislocation;
  - 2. Damage to cartilage;
  - 3. A fracture of a bone or the skull;
  - 4. An intracranial hemorrhage or injury to another internal organ;
  - 5. A burn or scalding;
  - 6. A cut, laceration, puncture or bite;
  - 7. Permanent or temporary disfigurement; or
  - 8. Permanent or temporary loss or impairment of a part or organ of the body.
  
- g. “Reasonable cause to believe” – A person has “reasonable cause to believe” if, in light of all the surrounding facts and circumstances which are known or which reasonably should be known to the person at the time, a reasonable person would believe, under those facts and circumstances, that an act, transaction, event, situation or condition exists, is occurring or has occurred.
  
- h. “Sexual abuse” includes acts upon a child constituting:
  - 1. Incest under NRS 201.180;
  - 2. Lewdness with a child under NRS 201.230;
  - 3. Sado-masochistic abuse under NRS 201.262;
  - 4. Sexual assault under NRS 200.366;
  - 5. Statutory sexual seduction under NRS 200.368;
  - 6. Open or gross lewdness under NRS 201.210; and
  - 7. Mutilation of the genitalia of a female child, aiding, abetting, encouraging or participating in the mutilation of the genitalia of a female child, or removal of a female child from this State for the purpose of mutilating the genitalia of the child under NRS 200.5083.
  
- i. “Sexual exploitation” includes forcing, allowing or encouraging a child:
  - 1. To solicit for or engage in prostitution;
  - 2. To view a pornographic film or literature; and
  - 3. To engage in:
    - a) Filming, photographing or recording on videotape; or
    - b) Posing, modeling, depiction or a live performance before an audience, which involves the exhibition of a child’s genitals or any sexual conduct with a child, as defined in NRS 200.700.

**Legal Reference(s):**  
NRS Chapter 432B

**ADMINISTRATIVE REGULATION**  
**PROTOCOL IN SUSPECTED CASES OF CHILD ABUSE OR NEGLECT**

**SIMPLIFIED PROCEDURAL FLOW CHART  
FOR REPORTING**



1. School personnel are to **REPORT ALL SUSPECTED** abuse cases to the principal/designee.
2. Law enforcement officials and/or Child and Family Services personnel conduct the **INVESTIGATION**.
3. School personnel are **NOT** to discuss the case with anyone other than the principal/designee; a violation of the confidentiality provisions of NRS 432B is a misdemeanor (NRS 432B.280).
4. District policy states that school personnel are **NOT** authorized to contact individuals or agencies in order to investigate, obtain additional information, or to verify report information.
5. All copies of written reports are to be maintained in confidential files of the Director of Special Services. Reports or copies of reports **ARE NOT TO BE MAINTAINED WITHIN AN INDIVIDUAL SCHOOL**.

## Suspected Child Abuse Reporting Form (NRS 432B.220)

<b>REPORTING PARTY</b>  <b>A</b>	Name and Title	School	School Address
	Phone Number	Date of Report	
	Signature of Reporting Party		

<b>REPORT SENT TO</b>  <b>B</b>	(NAME OF AGENCY) (ADDRESS) (ADDRESS) (PHONE) Official Contact: _____ Date/Time: _____	(NAME OF AGENCY) (ADDRESS) (ADDRESS) (PHONE) Official Contact: _____ Date/Time: _____	(NAME OF AGENCY) (ADDRESS) (ADDRESS) (PHONE) Official Contact: _____ Date/Time: _____
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<b>VICTIM</b>  <b>C</b>	Name (Last, First, Middle)	DOB
	Address	Sex
	Present Location of Child	Phone Number

<b>SIBLINGS</b>	<i>Name</i>	<i>School</i>	<i>DOB</i>
	1.		
	2.		
	3.		

<b>PARENT/ GUARDIAN</b>  <b>D</b>	Name	Relationship	Phone Number
	Address		
	Name	Relationship	Phone Number
	Address		

<b>INCIDENT INFORMATION</b>  <b>E</b>	<input type="checkbox"/> If necessary, attach extra sheet. Check box if there are additional attachments.		
	Alleged Perpetrator	Place of Incident	Phone Number
	Relationship	Address	
	Check One:  <input type="checkbox"/> Occurred <input type="checkbox"/> Observed	If child was out of home care at time of incident, check one: <input type="checkbox"/> Group Home Institute <input type="checkbox"/> Foster Care <input type="checkbox"/> Other:	Type of abuse, check one: <input type="checkbox"/> Physical <input type="checkbox"/> Mental <input type="checkbox"/> Sexual Assault <input type="checkbox"/> Neglect <input type="checkbox"/> Other:
	Narrative Description:		
	Note: (e.g., other relatives, persons who can help, other family problems, employment, etc.)		
	Summarize what the child said happened:		
	Explain known history of similar incident(s) for this child:		

