

Criminal Conduct Screening Tool
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Criminal Conduct Assessment:**Do criminal conduct allegations exist within the DCS report?**

Criminal conduct exists when a parent, guardian, custodian or adult member of the household may have caused the alleged maltreatment. This can include a friend, relative, foster parent, roommate, etc. The criminal conduct incident needs to have occurred in Arizona to be considered as a criminal conduct allegation. If criminal conduct allegations exist, the criminal conduct tracking characteristic needs to be assigned to the DCS report.

The following conditions are examples of criminal conduct allegations. Check all that describe the situation reported.

1. Untimely or unexplained death of a child (excluding vehicular accidents) where cause and manner are not immediately known. Includes any death of a child where the Office of the Medical Examiner will require an examination.
2. A child was threatened with a deadly weapon or dangerous instrument.

A.R.S. 13-105 defines as follows:

“Dangerous instrument” means anything that under the circumstances in which it is used, attempted to be used or threatened to be used is readily capable of causing death or serious physical injury. For example: bats, pipes.

“Deadly weapon” means anything designed for lethal use, including a firearm or knife.

3. Sexual abuse of a child by the child’s parent, guardian or custodian including: sexual conduct, sexual assault, molestation, incest, sex trafficking, child prostitution, sexual exploitation, furnishing obscene materials and surreptitious photographing, viewing, etc.
4. Any of the following physical injuries are present:
 - A. Any physical injury that creates a reasonable risk of death
 - B. Suspected non-accidental or unexplained fracture of any bone
 - C. Serious injury to the face or head (black eyes, facial laceration, bruising to the face or head).
 - D. Toxicology indicates presence of illegal or non-prescribed drugs. This does not include a substance exposed newborn.
 - E. Suspected non-accidental or unexplained burns
 - F. Human bites suspected to be of an adult origin
 - G. Suspected non accidental or unexplained injury to genitals
 - H. Indication of acceleration/deceleration injury (formerly shaken baby syndrome)
 - I. Suspected non-accidental or unexplained subdural hematoma
 - J. Suspected non-accidental or unexplained internal organ injury
 - K. Medical diagnosis of malnutrition/failure to thrive (without previously diagnosed health condition)
 - L. Suspected non-accidental or unexplained injuries to an infant child (infant is

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defined as birth to 365 days old)
M. Suspected non-accidental or unexplained injuries to a non-ambulatory child or a child who is unable to communicate.

5. Suspected non-accidental or unexplained injuries and/or bruising present on multiple locations of a child's body (added emphasis on pattern or mechanized injuries).
6. Parent, guardian or custodian's conduct towards a child constitutes circumstances likely to cause death or serious physical injury.
7. The unreasonable confinement of a child. Unreasonable confinement is described as follows:

Unreasonable confinement shall include the use of a restraining device or artifice, or the positioning of a child in a small space not sufficient for full body range of motion and unobstructed ventilation; or extensive unreasonable periods of confinement. This includes securing a child in a room with a locking device that would prohibit a child from exiting in the event of an emergency.

8. A child was in close proximity of a domestic violence incident involving a deadly weapon or dangerous instrument.

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9. A domestic violence incident resulting in injury to a child or placed the child in imminent danger of harm.

Imminent danger of harm includes the following: child is actively engaged in the physical altercation, child is being held during an incident, child is intervening between the parties of child is in close range of objects being thrown that are likely to result in injury.

10. Child is permitted to live, enter or remain in any structure or vehicle used for the manufacturing of dangerous drugs.

11. Evidence of abuse is present and a parent, guardian or custodian of a child is in the process of fleeing or had fled from another jurisdiction to avoid detection of criminal conduct child maltreatment.

12. A child left unattended in a vehicle under the age of six or a child who is non-ambulatory

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and unable to exit the vehicle.

13. Parent, guardian or custodian is actively using or involving a child in drug offenses (smuggling or distributing).
14. Parent, guardian or custodian provides a child with illegal drugs or non-prescribed medications.
15. Parent, guardian or custodian was arrested for driving under the influence with a child in the vehicle.
16. Near drowning where a child suffered life threatening injuries.
17. Vehicular accidents that resulted in serious physical injury or death of a child that was unrestrained.
18. Any report in which Law Enforcement indicates they will be arresting a parent/guardian for Child Abuse or Endangerment.