

Legal CHILD ABUSE TELEMEMO Service _____

- 1. Date and time of telephone call: _____
- 2. Person handling call: _____
- 3. Name and phone number of caller: _____
- 4. Congregation name, city, and state of caller: _____
- 5. Name, age, and congregation status of offender: _____
- 6. Name, age, and congregation status of victim: _____
- 7. Briefly describe the nature and extent of abuse: _____

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- 8. When did the abuse occur? _____ Confessed Denied Unknown
- 9. Is victim in same home with offender? _____
- 10. What efforts are being made to protect victim? _____
- 11. Has a report been made to authorities? YES NO
- 12. Give details of how reported: _____
- 13. Who else has knowledge of abuse? _____
- 14. Have any elders been contacted by authorities for testimony or cong. records? YES NO

15. Direction given:

NONREPORTING

REPORTING

Elders have no duty to report child abuse under the child abuse reporting law. Whether others who have knowledge make a report or pursue the matter legally is a personal decision. We explained the Society's policy of confidentiality and asked the elders to review the letter of July 1, 1989. Encourage parties not to involve the congregation if authorities investigate. Contact the Legal Department if they are subpoenaed. No legal objection to the elders handling this as any other case of serious wrongdoing. The elders should refer to the letter of March 23, 1992, and use the articles cited on child abuse in giving appropriate spiritual assistance to the family. (See also Answer/ 10-8-93) Treat victim with extreme thoughtfulness and kindness. Is it necessary to make the sexual abuse victim, who is still a minor, confront the accused? Positive steps should be taken to prevent further abuse. The elders should monitor the situation carefully for the protection of other potential victims.

Elders have a duty to report child abuse under the child abuse reporting law. They should speak to the offender directly and find out if he is willing to turn himself in. If he is unwilling, there may be someone else who has knowledge of the abuse who will make a report. If no one who has knowledge of the abuse is willing to make a report, two elders should make an anonymous phone report from a neutral location, such as a phone booth. They should keep a written record of who made the call, to whom it was made, the date and time of the call, and other pertinent factors. This record should then be signed by the two elders and placed in congregation files as proof that a report of child abuse was made in compliance with the law. We explained the Society's policy of confidentiality and asked the elders to review the letter of July 1, 1989. Encourage parties not to involve the congregation if authorities investigate. Contact the Legal Department if they are subpoenaed. No legal objection to the elders handling this as any other case of serious wrongdoing. The elders should refer to the letter of March 23, 1992, and use the articles cited on child abuse in giving appropriate spiritual assistance to the family. (See also Answer/ 10-8-93) Treat victim with extreme thoughtfulness and kindness. Is it necessary to make the sexual abuse victim, who is still a minor, confront the accused? Positive steps should be taken to prevent further abuse. The elders should monitor the situation carefully for the protection of other potential victims.

16. Other direction: _____

17. Follow up required: _____

18. Additional comments: _____

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SURVEY QUESTIONS

1. What action has been taken by the elders? _____
2. How long have the elders known of the accusation before calling Legal? _____
3. Have the elders reviewed the letter of: Yes No

| | | |
|------------------|-----|-----|
| July 1, 1989 | ___ | ___ |
| March 23, 1992 | ___ | ___ |
| February 3, 1993 | ___ | ___ |
4. Have previous accusations been made against the accused? _____
5. Has the child received a medical examination? _____
6. What person brought this charge to the elders? _____
7. Where did any conversations with the child occur? _____
8. Did the elders talk directly with the child? _____
9. How many elders felt that the victim was somewhat at fault or willingly participated in the acts? _____

CM PROFILE

Attorney-Client Privileged

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Legal:

1. Date entered:
2. Caller's name:
Congregation:
3. Accused:
Congregation:
Date of Birth:

Service:

- Person handling call:
Phone number:
City: State:
Congregation status:
Date of Baptism:
Age:

Did he ever serve as an elder, ministerial servant, or pioneer? No Yes
When did he serve? In what capacity?
Relationship(s) of accused to victim(s)?

4. Victim(s):

Congregation:

Congregation status:

Age:

5. Who reported:

Relationship of reporter to victim? to accused?

When first told elders:

6. Have elders spoken with the accused?

No Yes

Under what circumstances?
Admitted to elders? Denied?

Confessed Denied Unknown

7. Briefly, the nature and extent of abuse:

8. Categorize the abuse:

9. When did abuse occur?

No Yes

10. Now living in same home?

11. Other minors living in same home?

12. What efforts to protect victim(s)?

No Yes

13. Reported to authorities?
Give details of how reported:

14. Who has knowledge of abuse?

No Yes

15. Elders contacted by authorities?

See Statutes book

Direction given:

16. Other direction:

17. Comments...

18. Follow-up description:

Follow-up date: