



ARIZONA DEPARTMENT OF CHILD SAFETY DISQUALIFICATION ACTS

Statutory Authority

A person is disqualified from employment in a direct service position if he/she is identified as a subject of a substantiated report for any of the following. View Finding Statement if available. Codes 24-83 were used by the Child Abuse Hotline until June 1999; Codes 101-502 were used by the Child Abuse Hotline until February 2021

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|----|------------------------------------------------------------------------------------------------------------------------------------------|-----|---------------------------------------------------------------------------------------------------|
| 24 | Child death due to alleged abuse, neglect or suspicious death | 66 | Significant developmental delays due to neglect |
| 25 | Injuries requiring emergency medical treatment | 69 | Attempted sexual behavior or sexual behavior, 14 days to three years or last occur unknown |
| 27 | Child age 24 months is shaken (shaken baby syndrome) | 72 | Parent, guardian or custodian suggests or entices child to engage in sexual behavior, no touching |
| 33 | Untreated life threatening condition; Infant Doe; Non-organic failure to thrive (FTT) | 76 | Use of child by parent, guardian or custodian for material gain |
| 37 | Imminent harm to child under the age of six due to lack of supervision by parent/caretaker | 82 | Parent, guardian or custodian sexually abused a child in past, now in home with a child |
| 38 | Neglect results in injury/illness requiring emergency medical treatment | 83 | Attempted sexual behavior or sexual behavioral when last occurred more than three years |
| 39 | Imminent harm to child due to health or safety hazards in living environment/exposure to the elements | 101 | Death of a child due to neglect |
| 40 | Child diagnosed as suicidal by a mental health professional, parent refused to allow treatment | 111 | Death of a child due to physical abuse or suspicious death |
| 41 | Physical evidence of sexual abuse reported by a medical doctor or child reporting sexual abuse within the past seven days | 201 | Physical abuse, high risk |
| 42 | Child reporting vaginal or anal penetration or oral sexual contact within past 72 hours and has not been examined | 202 | Physical abuse, moderate risk |
| 43 | Abandoned; no parent willing to provide immediate care for a child and child is with a caregiver unable or unwilling to provide care now | 203 | Physical Abuse Low Risk |
| 45 | Injuries may require medical treatment | 204 | Physical Abuse Potential Risk |
| 46 | P3 Injury to child under age six years | 301 | Neglect, high risk |
| 50 | Living environment presents health or safety hazards to a child under the age of six | 302 | Neglect, moderate risk |
| 51 | Sexual conduct/physical injury between children due to inadequate supervision | 401 | Sexual abuse, high risk |
| 54 | Sexual behavior within the past 8 to 14 days | 402 | Sexual abuse, moderate risk |
| 55 | Child diagnosed by a mental health professional with behavior consistent with emotional abuse | 403 | Sexual Abuse, low risk |
| 56 | Abandoned; no parent willing to care for a child, child with caretaker unable or unwilling to care for child less than one week | 404 | Sexual Abuse, response 4 |
| | | 501 | Emotion Abuse, high risk |
| | | 502 | Emotional abuse, moderate risk |

Allegation Description

Physical Abuse

1. Death of a child due to physical abuse or suspicious death (excluding situations where a death certificate will be signed, vehicular accidents, and suicides unless committed by a firearm)
2. *Medical diagnosis of malnutrition / failure to thrive without previously diagnosed health condition
3. Injuries including, but not limited to:
 - Fractures
 - Brain injury (e.g. subdural hematoma, “shaken baby syndrome”)
 - Multiple plane injuries
 - Burns (e.g. immersion burns, cigarette burns, unexplained burns)
 - Face or head injury (e.g. bruises, cuts, abrasions, swelling)
 - Physical injury resulting from permitting a child to enter or remain in a structure or a vehicle that is used for the purposes of manufacturing dangerous drugs
 - Other bodily injuries (e.g. scratches, bruises, cuts, abrasions, swelling, welts)
6. *Caregiver permits a child to enter / remain in a structure or vehicle that’s used for the purposes of manufacturing drugs
7. *Manufacturing of drugs (includes Marijuana grow if unsecured and accessible to a child, or if the number of plants exceed six per adult or more than twelve in a household).



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Physical Abuse -continued

8. Unknown injuries to a child observed or reported to be forcefully struck in the face, head, neck genitalia or abdomen which could likely cause an injury
12. Caregiver restricted or confined child to an enclosed area and/or used a threat of harm or intimidation to force a child to remain in a location or position which may include, but not limited to:
 - Binding a child's arms or legs together
 - Binding a child to an object
 - Locking a child in a cage or confined space
13. Child is extremely fearful because of their home situation, present circumstance or because of a threat of additional abuse or neglect (this does not refer to fear of legal disciplinary practice or generalized fear)
 - Emotion Abuse, high risk
 - Emotional abuse, moderate risk
14. ***Caregiver knowingly allows or provides the child substance(s) that caused or may cause the child harm including, but not limited to:**
 - Non-prescribed medication that caused or may cause harm
 - Inappropriate dosages of over the counter or prescribed medication that caused or may cause harm
 - Adult medication that caused or may cause harm
 - Alcohol that caused or may cause harm
 - Illegal drugs (as defined in §13-3401)
 - Synthetic drugs
15. Caregiver takes, entices or keeps a court ward from the lawful custody of the department of child safety or the department of juvenile corrections, including the intentional failure, refusal, or impeding of the child's return at the end of visitation. *Excludes tribal wards.

Sexual Abuse

16. Evidence or disclosure of sexual abuse including:
 - Sexual conduct
 - Sexual assault
 - Child molestation
 - Incest
 - Sex trafficking
 - Creating child pornography
 - Child seduction or grooming
17. Indicators consistent with sexual abuse without disclosure including, not limited to:
 - Child has a Sexual Transmitted Infection (STI) that may be an indicator of sexual abuse
 - Child has complained of pain in the genital or anal areas and there are other indicators of sexual abuse
 - Persistent, highly sexualized behavior in a child under the age of 5 chronologically or developmentally that is grossly age inappropriate and there is reason to believe that the most likely manner in which this was learned is having been sexually abused
 - Child displays highly sexualized behavior outside of age appropriate sexual exploration and the behavior is predatory in nature and not an isolated incident and there is reason to believe that the most likely manner in which this was learned is having been sexually abused



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Neglect ~Please note that bolded allegations with an "*" need a corresponding Physical Abuse allegation.

18. Death of a child due to neglect or suspicious death (excluding situations where a death certificate will be signed, vehicular accidents, and suicides unless committed by a firearm)
19. ***Caregiver knowingly allows or provides the child substance(s) that caused or may cause the child harm including, but not limited to:**
 - Non-prescribed medication that caused or may cause harm
 - Inappropriate dosages of over the counter or prescribed medication that caused or may cause harm
 - Adult medication that caused or may cause harm
 - Alcohol that caused or may cause harm
 - Illegal drugs (as defined in §13-3401)
 - Synthetic drugs
22. Injuries due to neglect or failure to supervise including, but not limited to:
 - Fractures
 - Brain injury or serious head injury (e.g. subdural hematoma)
 - Burns (e.g. immersion burns, cigarette burns, unexplained burns)
 - Drowning or near drowning
 - Leaving child unattended in a car causing injury
23. Child is extremely fearful because of their home situation, present circumstance or because of a threat of additional neglect (this does not refer to fear of legal disciplinary practice or generalized fear)
 - Emotion Abuse, high risk
 - Emotional abuse, moderate risk
26. Caregiver recklessly or deliberately exposes the child to sexually explicit material or acts
28. Caregiver allows known sexual predator access to the child
29. **Caregiver permits a child to enter /remain in a structure or vehicle that's used for the purposes of manufacturing drugs**
33. Living environment is a threat to the child's safety including, but not limited to:
 - Building structure or contents capable of falling in
 - Exposure to elements in extreme weather
 - Fire hazards
 - Electrical wiring exposure
 - Weapons accessible and available
 - Access to dangerous objects or harmful substances
 - Access to drugs or paraphernalia
 - ***Manufacturing of drugs** (includes Marijuana grow if unsecured and accessible to a child, or if the number of plants exceed six per adult or more than twelve in a household).
 - Housing is unsanitary, filthy, infested, a health hazard (e.g. human/animal feces, undisposed garbage, access to dangerous objects or harmful substances, etc.)
35. Medical diagnosis of malnutrition / failure to thrive without previously diagnosed health condition

The Following Circumstances Remain Disqualifying Acts:

- 40 Child diagnosed as suicidal by a mental health professional, parent refused to allow treatment
- 43 Abandoned; no parent willing to provide immediate care for a child and child is with a caregiver unable or unwilling to provide care now
- 55 Child diagnosed by a mental health professional with behavior consistent with emotional abuse
- 56 Abandoned; no parent willing to care for a child, child with caretaker unable or unwilling to care for child less than one week
- 66 Significant developmental delays due to neglect