

<b>Summary Report</b>	<b>Near Fatality</b>	<b>03/15/2023</b>
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**Amendments to the information originally posted on 10/27/22 are displayed below in red.**

**1. Victim:** 2-year-old male

**2. Was the child residing in the child's home or in an out-of-home placement at the time of the near fatality?**

The child was residing in his home when the following incident occurred:

On July 10, 2022, the Department of Child Safety received a report regarding a 2-year-old male that was taken to the hospital after he was having difficulty breathing. The child was determined to be in critical condition and tested positive for methadone, fentanyl, and benzodiazepine. The Department filed a dependency petition with the Maricopa County Superior Court on July 13, 2022. On October 5, 2022, the Maricopa County Superior Court found the father, Steven Ybarra, failed to protect the child from accessing dangerous drugs. **On November 10, 2022, the Maricopa County Superior Court found the mother, Larissa McGuire, failed to protect the child from accessing dangerous drugs.**

**3. If the victim in the Preliminary Report involved a child residing in the child's home, the following information will be provided:**

**a. Services being provided to the child, a member of the child's family or the person suspected of the abuse or neglect at the time of the incident and the date of the last contact before the incident between the entity providing services and the person receiving services:**

There were no services being provided to the family by the Department of Child Safety at the time of the incident.

**b. Was the child, a member of the child's family or the person suspected of the abuse or neglect the subject of a report for investigation at the time of the incident?**

No.

**c. All involvement of the child's parents and of the person suspected of the abuse or neglect in a situation for which a report for investigation was made or in services provided pursuant to this chapter in the five years preceding the incident:**

There were no prior DCS reports involving Mr. Ybarra.

DCS received the following prior report involving the near fatality victim and his mother, **Larissa McGuire**:

On November 25, 2019, a report was received alleging neglect to the child by his mother, **Larissa McGuire**. The investigation assessed the child as safe with his mother and the allegation was unsubstantiated. The family was receiving services within the community and the case was closed.

**d. Any investigation pursuant to a report for investigation concerning the child, a member of the child's family or the person suspected of the abuse or neglect or services provided to the child or the child's family since the date of the incident involving the near fatality:**

The investigation of the near fatality report resulted in the child being placed with a relative. The Department filed a dependency petition with the Maricopa County Superior Court on July 13, 2022. On October 5, 2022, the Maricopa County Superior Court found the father, Steven Ybarra, failed to protect the child from accessing dangerous drugs. **On November 10, 2022, the Maricopa County Superior Court found the mother, Larissa McGuire, failed to protect the child from accessing dangerous drugs.** Services are being provided to the family. No subsequent reports of abuse or neglect were received regarding the family.

**4. If the victim in the Preliminary Report involved a child residing in an out-of-home placement, the following information will be provided:**

**a. Licensing Agency:**

N/A

**b. Licensing history of the out-of-home placement, including the type of license held by the operator of the placement and the period for which the placement has been licensed:**

N/A

**c. Summary of all violations by the licensee:**

N/A

**d. Any other actions by the licensee or an employee of the licensee that constitute a substantial failure to protect and promote the health, safety and welfare of a child.**

N/A

**5. Actions taken by the Department in response to the case including any changes to policy or practice and/or recommendations for further changes in policies, practices, rules or statutes:**

The Department conducted a joint investigation with the Buckeye Police Department. Upon release from the hospital, the near fatality victim was placed with a relative. The Department filed a dependency petition with the Maricopa County Superior Court on July 13, 2022. On October 5, 2022, the Maricopa County Superior Court found the father, Steven Ybarra, failed to protect the child from accessing dangerous drugs. **On November 10, 2022, the Maricopa County Superior Court found the mother, Larissa McGuire, failed to protect the child from accessing dangerous drugs.**

Services are being provided to the family. No subsequent reports of abuse or neglect were received regarding the family.

Additionally, in accordance with the DCS Strategic Plan for State Fiscal Year 2016 (FY16), multidisciplinary team (MDT) reviews of fatality and near fatality cases were implemented during the first quarter of FY16. The MDT reviews fatality and near fatality cases with prior DCS involvement, which are a key feature of the Strategic Plan and supports the objective of increasing the accuracy of safety and risk assessments in investigations.

Cases are reviewed by the MDT in order to identify any systemic factors, both internal and external to the Department that may have had an impact. The Department is using the aggregate data gathered through all of the MDT reviews to assess and guide future changes and/or recommendations to policies, practices, rules or statutes. Findings from these reviews will be compiled into an annual report to be shared on the DCS website. The report **was released** December 1, 2022.