



Summary Report	Fatality	1/28/16
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1. Victim: Jax Nichols – 4-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 fatality?

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

On April 26, 2015, the Department of Child Safety received a report regarding law enforcement and the fire department responding to a child drowning. The child was unconscious and not breathing after being pulled out of the family pool. The child was taken to a nearby hospital where he was pronounced deceased. The child had been in the care of Jessica Alcantar at the time of his drowning. The Department substantiated the allegation of neglect as to Jessica Alcantar as she did not provide adequate supervision to Jax Nichols when he was able to access the family pool and drowned.

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:

No services were 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 has been no prior involvement of the child's parents or Jessica Alcantar with DCS.

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 fatality:

The April 26, 2015 DCS investigation resulted in a subsequent report being made on April 27, 2015 regarding Jessica Alcantar and her biological child. The child was determined to be safe in the care of the child's mother. The Department substantiated the allegation of neglect and the case was closed.

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 substantiated the allegation of neglect as to Jessica Alcantar as she did not provide adequate supervision to Jax Nichols when he was able to access the family pool and drowned. Community services were offered to the family and the case was closed.

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 of fatality and near fatality cases, especially those with prior DCS involvement, are a key feature of the Strategic Plan and support the objective of increasing the accuracy of safety and risk assessments in investigations.

This case was reviewed by the MDT in order to identify any systemic factors, both internal and external to the Department, which 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 target date for release of this report is September 1, 2016.

For more information regarding the Department of Child Safety's Strategic Plan for State Fiscal Year 2016, please visit the DCS website at: <https://dcs.az.gov/news/dcs-strategic-plan>

The Department reminds all caregivers to always watch children around water and follow the Arizona Department of Health Services (ADHS) Pool Safety Recommendations.

For more information, please visit the ADHS website at: http://www.azdhs.gov/phs/oeh/pool_rules.htm.