

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: _____

CONFIDENTIAL

- 8. When did the abuse occur? _____
- 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

The 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 directed the elders to contact the Legal Department if they are subpoenaed. We had no legal objection to the elders handling this matter as they would any other case of serious wrongdoing. The elders should refer to the *Awake!* issues on child abuse (6-22-82, 1-22-85, 12-22-86, 10-1-83) in giving appropriate spiritual assistance to the family. Positive steps should be taken to prevent further abuse. The elders should monitor the situation carefully for the protection of other potential victims.

REPORTING

The 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 directed the elders to contact the Legal Department if they are subpoenaed. We had no legal objection to the elders handling this matter as they would any other case of serious wrongdoing. The elders should refer to the *Awake!* issues on child abuse (6-22-82, 1-22-85, 12-22-86, 10-1-83) in giving appropriate spiritual assistance to the family.

- 16. Other direction: _____

- 17. Follow up required: _____

See Reverse Side

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- 7. Briefly describe the nature and extent of abuse: _____

CONFIDENTIAL

- 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

NONREPORTING

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.

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- 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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<p>Legal:</p> <p>1. Date entered:</p> <p>2. Caller's name: Congregation:</p> <p>3. Accused: Congregation: Date of Birth: Did he ever serve as an elder, ministerial servant, or pioneer? When did he serve? In what capacity? Relationship(s) of accused to victim(s)?</p> <p>4. Victim(s): Congregation:</p> <p>5. Who reported: Relationship of reporter to victim? to accused?</p> <p>6. Have elders spoken with the accused? Under what circumstances? Admitted to elders? Denied?</p> <p>7. Briefly, the nature and extent of abuse:</p> <p>8. Categorize the abuse:</p> <p>9. When did abuse occur?</p> <p>10. Now living in same home?</p> <p>11. Other minors living in same home?</p> <p>12. What efforts to protect victim(s)?</p> <p>13. Reported to authorities? Give details of how reported:</p> <p>14. Who has knowledge of abuse?</p> <p>15. Elders contacted by authorities? Direction given:</p> <p>16. Other direction:</p> <p>17. Comments...</p> <p>18. Follow-up description: Follow-up date:</p>	<p>Service: Person handling call: Phone number: City: State: Congregation status: Date of Baptism: Age:</p> <p>○ No ○ Yes</p> <p>Congregation status: Age: When first told elders:</p> <p>○ No ○ Yes</p> <p>○ Confessed ○ Denied ○ Unknown</p> <p>○ No ○ Yes</p> <p>○ No ○ Yes</p> <p>○ No ○ Yes</p> <p>○ No ○ Yes</p> <p>See Statutes book</p>
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