

## Student Maltreatment Information Sheet

### Do You Suspect Student Maltreatment?

The Minnesota Department of Education (MDE) is the agency responsible for assessing and investigating allegations of student maltreatment that occur in Minnesota public and charter schools (Minn. Stat. § 260E). This includes allegations of maltreatment involving students 18 to 21 years of age, including students receiving special education services, up to and until graduation and the issuance of a secondary or high school diploma.

If you are working within the education system and suspect that a student is being or has been abused or neglected, you are a mandated reporter and are legally required to make the report to the responsible agency; reporting to your supervisor is not sufficient.

### Who Are Mandated Reporters?

Mandated reporters include professionals and their delegates in the following fields: education, health care, social services, childcare, mental health, law enforcement, correctional services, and clergy.

Persons required to make a report of alleged maltreatment are protected from retaliation if the report is made in good faith. School districts cannot retaliate against any employee who is required to report and cannot take any adverse actions against the employee for making the report. Adverse actions include, but are not limited to, demotions, suspension, or any change in the employee's assignment. The identity of a reporter is confidential and must be protected.

### Who Should You Report To?

All reports of suspected child abuse or neglect should be submitted to the agency responsible for investigating the report. All reports of suspected maltreatment to vulnerable adults should be submitted to the Minnesota Adult Abuse Reporting Center (MAARC) via the MAARC website or by calling 1-844-880-1574.

- The Minnesota Department of Education (MDE) investigates reports of student maltreatment that occur in public or charter schools. Reports of maltreatment to students who are also vulnerable adults must be made to MDE **and** MAARC.
- County and tribal social service agencies investigate reports of child maltreatment that occur within the home, family childcare and foster care settings.
- The Minnesota Department of Human Services (DHS) investigates reports of maltreatment that occur to individuals receiving DHS licensed services including childcare centers and juvenile correctional facilities.
- Law enforcement investigates reports in which a violation of a criminal statute is alleged.

If you are uncertain about how or where to report, please call 651-582-8546 and we will assist you.

### What to Report

- **Physical Abuse** includes any physical, threatened, or mental injury inflicted on a child by a person responsible for the care of the child, other than by accidental means. Physical abuse in a school setting includes the use of corporal punishment or prohibited procedures.

- **Sexual Abuse** includes any act of criminal sexual contact by a person responsible for the child's care or by a person in a position of authority over the child. Sexual abuse also includes threatened sexual abuse.
- **Neglect** is the failure to provide a child with necessary food, shelter, clothing or medical care; the failure to protect a child from conditions or actions that seriously endanger the child's physical or mental health when reasonably able to do so; and the failure to provide appropriate care and supervision after considering the child's age, mental ability, physical condition, environment, and length of absence of the caregiver.

## How to Make a Student Maltreatment Report

A reporting form and additional information are available on MDE's website: [Minnesota Department of Education Student Maltreatment Program](#). Complete the form and submit via U.S. mail, fax or email to the Student Maltreatment Program.

- Email: Save the completed form and email to [mde.student-maltreatment@state.mn.us](mailto:mde.student-maltreatment@state.mn.us).
- Fax: Fax the completed form to 651-797-1601.
- Telephone: Report via the 24-hour reporting hotline 651-582-8546. If you report by telephone and are a mandated reporter, you must follow up with a written report within 72 hours.
- Mail: Mail the completed form to: Minnesota Department of Education, Student Maltreatment Program, 1500 Highway 36 West, Roseville, Minnesota 55113.

## What Happens Next?

### Intake/Investigative Process

1. Upon receipt of a report, the Student Maltreatment Program staff will assess the report and determine if the alleged conduct meets the criteria for an investigation.
2. MDE cross-reports all allegations of maltreatment to law enforcement as required by law.
3. MDE works cooperatively with law enforcement and the school on the investigation, or may conduct its own independent investigation.
4. Trained maltreatment investigators will conduct investigations and determine whether maltreatment occurred and who is responsible. The responsible party may be an individual, a facility (i.e., school), or both.
5. MDE investigators and law enforcement must be given access to related school records when they are needed to assess and conduct a maltreatment investigation. The Minnesota Government Data Practices Act does not prohibit schools from providing such information when maltreatment is being investigated.

## The Final Report

- Upon completion of an investigation, MDE will issue a determination of whether maltreatment occurred and who is responsible.
- The report must protect the identity of the reporter, the student, the alleged offender, and witnesses.
- If maltreatment is determined, the determination must be provided to the victim's parents or adult student, the offender, school administrators, the school board, the appropriate licensing agency if the employee is licensed and any other agencies as required by law.
- If maltreatment is not determined, the determination must be provided to the alleged victim's parents or adult student, the alleged offender, school administrators, and the school board.

*Student Maltreatment Program - 1500 Highway 36 West, Roseville MN 55113*

*Reporting Line: 651-582-8546; Fax: 651-797-1601*

*Email: [mde.student-maltreatment@state.mn.us](mailto:mde.student-maltreatment@state.mn.us)*