

Chapter 3 - General Institution

BP 3518 -- Child Abuse Reporting

Effective January 1, 2013, all community college employees are required by Oregon law to immediately report to the Department of Human Services (DHS) or local law enforcement when he/she has “reasonable cause to believe” that any child with whom he/she comes in contact has suffered abuse, or that any person with whom he/she comes in contact has abused a child.¹

This duty is personal to the individual community college employee and applies twenty-four hours a day, seven days a week, regardless of location, whether or not the employee is on work time.

CHEMEKETA-RELATED INCIDENTS (Additional Reporting Requirement)

Chemeketa Community College policy also requires all college employees, including student employees, to report any of these incidents to the vice president of Governance and Administration or the Human Resources director when the incident is in any way connected to Chemeketa. This requirement applies to cases of abuse that allegedly occur on college-owned and/or controlled property, or while employees are participating in a college-connected activity off campus. Reporting to the college vice president of Governance and Administration or the Human Resources director does not satisfy the legal duty to report to DHS or local law enforcement agency.

DEFINITIONS

“Child” means

- an unmarried person who is under 18 years of age; or
- is under 21 years of age and residing in or receiving care or services at a child-caring agency.

“Law enforcement agency” means

- a city or municipal police department;
- a county sheriff’s office;
- the Oregon State Police;
- a county juvenile department; or
- a police department established by a university.

“Abuse” means

- any assault of a child and any physical injury to a child which has been caused by other than accidental means;

¹ ORS 419B.005–419B.050

- any mental injury to a child, which shall include only observable and substantial impairment of the child's mental or psychological ability to function caused by cruelty to the child, with due regard to the culture of the child;
- rape of a child, which includes but is not limited to rape, sodomy, unlawful sexual penetration, and incest;
- sexual abuse of a child, which includes, but is not limited to, a person touching a child's sexual body parts for sexual gratification;
- sexual exploitation, including
 - contributing to the sexual delinquency of a minor;
 - allowing, permitting, encouraging, or hiring a child to engage in prostitution or to patronize a prostitute;
- negligent treatment or maltreatment of a child;
- threatened harm to a child, which means subjecting a child to a substantial risk of harm to the child's health or welfare;
- buying or selling a person under 18 years of age;
- permitting a person under 18 years of age to enter or remain in or upon premises where methamphetamines are being manufactured;
- unlawful exposure to a controlled substance, as defined in ORS 475.005, that subjects a child to a substantial risk of harm to the child's health or safety;

"Abuse" does not mean reasonable discipline unless the discipline results in

- any assault of a child and any physical injury to a child which has been caused by other than accidental means;
- any mental injury to a child, which shall include only observable and substantial impairment of the child's mental or psychological ability to function caused by cruelty to the child, with due regard to the culture of the child.

December 19, 2012

Adopted College Board of Education

December 16, 2015; December 19, 2018

Revised College Board of Education

References:

Former Policy Number: 2470