



STATE OF NEW YORK DEPARTMENT OF HEALTH

Corning Tower

The Governor Nelson A. Rockefeller Empire State Plaza

Albany, New York 12237

Antonia C. Novello, M.D., M.P.H., Dr.P.H.
Commissioner

Dennis P. Whalen
Executive Deputy Commissioner

March 6, 2002

Dear EMS Agency:

In an earlier letter we shared that effective February 1, 2002, emergency medical technicians (EMTs) are required to report suspected cases of child abuse or maltreatment to the New York State central child abuse registry. We had also provided a copy of the Department of Health's Policy Statement # 02-01, which describes how EMTs and ambulance services are to comply with this new reporting requirement.

At this time we would like to clarify a few issues that have come to our attention concerning the reporting of suspected child abuse cases by EMTs. Listed below is a summary of these issues:

1. EMTs are not required to take a course on how to comply with the reporting requirements. However, Regional EMS Councils, EMS services, EMS Course Sponsors and other interested parties may offer an overview of the legislation and guidelines on how best to achieve the desired results within their community or EMS agency. Such a course may be designed to meet the continuing medical education requirements of the Pilot Project.
2. For the time being, EMTs are required to be the reporter of record for suspected cases even if the child is transported and admitted to a hospital. EMTs can not and should not transfer the responsibility for reporting a suspected case to hospital personnel or any other health provider.
3. If there are multiple EMTs responding to a call from the same EMS agency, it is only necessary for the EMT of record (in-charge of patient care) from that agency to submit the required form. This may be confusing when there are multiple agencies responding, treating, and transporting the same patient. The EMT of record from each agency must file a separate report.
4. Reporting Procedures: An oral report must be made immediately to the NYS Child Abuse and Maltreatment Register at 1-800-635-1522. This must be followed by a written report, using Form DSS-2221-A, within 48 hours to the **local child protective services for where the child resides**. The only time Form DSS-2221-A is to be sent directly to the NYS Central Register is when the child resides in a Residential Institution.
5. EMS agencies are reminded that they must update their policies and procedures with regards to their personnel reporting child abuse and/or neglect. These policies and procedures need to reflect the guidelines in BEMS policy statement #02-01 as well as the required local reporting procedures for their area.
6. It is understood that EMTs will need to complete the DSS-2221-A form after an emergency situation. EMTs are not expected to have the form filled out in its entirety. EMTs should fill out as much information as possible, with the limited information they have and submit the form to their local child protective service who will obtain the rest of the information on the form.

7. The Bureau of EMS encourages EMS agencies to continue to have open dialogue with their local Child Protective Service to better understand issues at the local level

For assistance on how best EMTs and/or ambulance services can meet the new reporting requirements, please contact the Bureau of EMS at 518-402-0996 Ext. 1, 4 (Education Unit). . EMTs should refrain from contacting the NYS Central Register. The Requirement to Report Instances of Suspected Child Abuse or Maltreatment Policy Statement is accessible at www.health.state.ny.us (click on providers for EMS webpage). If you have questions about the mandatory reporter program, please visit the New York State Office of Children and Family Services at <http://www.ocfs.state.ny.us> or contact them at 518-474-4670.

Thank you for your cooperation with this important reporting initiative.

Sincerely,



Edward G. Wronski, Director
Bureau of Emergency Medical Services

cc: Regional EMS Councils
Regional Emergency Medical Advisory Committees
EMS Course Sponsors