

CCL. 006
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Kansas Department of Health and Environment
Bureau of Child Care and Health Facilities
Child Care Licensing Program
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MEMORANDUM

TO: Child Care Providers
(including employees in licensed child care facilities)

FROM: Child Care Licensing Program

SUBJECT: Reporting of Suspected Child Abuse, Neglect and Sexual Abuse

Kansas Statutes Annotated (K.S.A.) 2010 Supp. 38-2223 requires you to report promptly to the Department of Social and Rehabilitation Services if you have any reason to suspect that a child brought to you for care has been harmed as a result of physical, mental or emotional abuse or neglect, or sexual abuse. This report may be oral unless the Department of Social and Rehabilitation Services requests it in writing.

Willful and knowing failure to report such abuse or neglect is a Class B misdemeanor.

If you are an employee in a child care facility, K.S.A. 2010 Supp. 38-2224 prohibits your employer from terminating your employment as a child care staff person because you reported suspected child abuse or neglect or sexual abuse.

K.S.A. 2010 Supp 38-2223 grants you immunity from court or criminal liability if you report "without malice."