

### **Examples of Abuse:**

- Physical injury that results in substantial harm or the genuine threat of substantial harm from physical injury including an injury that is at variance with the history or explanation given and excluding an accident or reasonable discipline by a parent, guardian, or managing or possessory conservator that does not pose a substantial risk of harm
- Failure to make a reasonable effort to prevent an action by another person that results in physical injury that results in substantial harm
- Mental or emotional injury that results in an observable and material impairment in the child's growth, development or psychological functioning
- Causing or permitting a situation in which a mental or emotional injury results in an observable and material impairment in growth, development, or psychological functions
- Failure to make a reasonable effort to prevent sexual conduct harmful to mental, emotional or physical welfare
- Compelling or encouraging sexual conduct such as prostitution, sexual intercourse, anal sex, oral sex, or the touching of the anus, breast, or any part of the genitals with the intent to arouse or gratify sexual desire
- Causing, permitting, encouraging, engaging in or allowing the photography, filming or depiction of acts considered pornographic, such as prostitution, sexual intercourse, anal sex, oral sex, or the touching of the anus, breast, or any part of the genitals with the intent to arouse or gratify sexual desire
- The current use by a person of a controlled substance in a manner or to the extent that the use results in physical, mental, or emotional injury

### **Examples of Neglect:**

- Exposure to a substantial risk of physical or mental harm, without arranging for necessary care and the demonstration of an intent not to return by a parent, guardian, or managing or possessory conservator
- A situation that a reasonable person would realize requires judgment or actions beyond the maturity, physical condition, or mental abilities and that results in bodily injury or a substantial risk of immediate harm
- Failing to seek, obtain, or follow through with medical care presenting a substantial risk of death, disfigurement, or bodily injury or with the failure resulting in an observable and material impairment
- Failure to provide food, clothing, or shelter necessary to sustain life or health, excluding failure caused primarily by financial inability unless relief services had been offered and refused
- The failure by the person responsible for a child's care, custody or welfare to permit the child to return to the child's home without arranging for the necessary care for the child after the child has been absent from the home for any reason, including having been in residential placement or having run away.