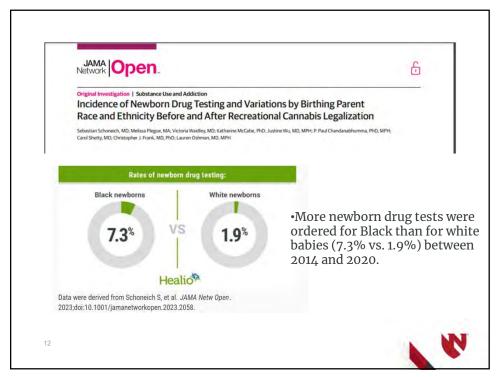
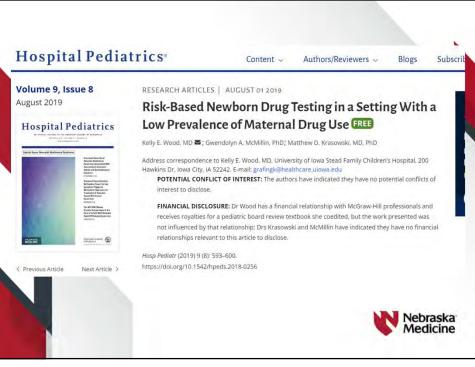


- Two women filed complaints with the New Jersey Division on Civil Rights (DCR) for violations of their civil rights after they were drug tested without their knowledge or informed consent and in the absence of medical necessity upon arriving at the hospital to give birth.
- Both women's tests returned positive for opiates based on their consumption of a bagel with poppy seeds the morning they went to the hospital.
- Based on these tests , the hospitals called the New Jersey Department of Child Protection and Permanency (DCPP) to report both women for possible abuse or neglect before they even had the chance to parent their newborn children.
- This led to an invasive, traumatic investigation of each woman's family that interfered with their first months with their newborns, shattered their trust in medical personnel, and caused fear of further unnecessary scrutiny from the state.

"I'm terrified of ever going to a hospital again; I'm always going to worry that our family could be torn apart," says client Kate L.







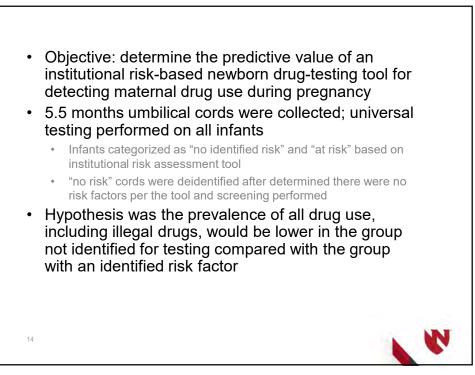
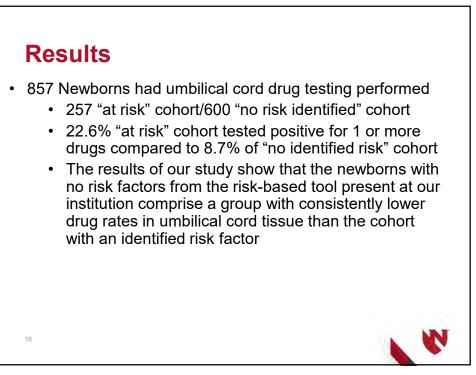
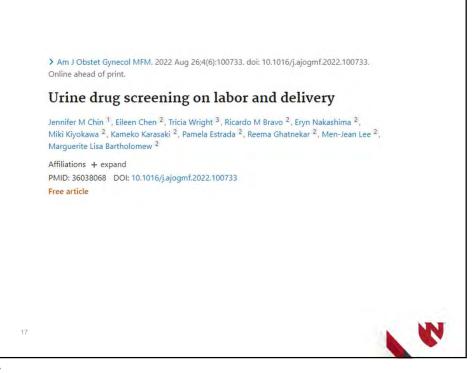
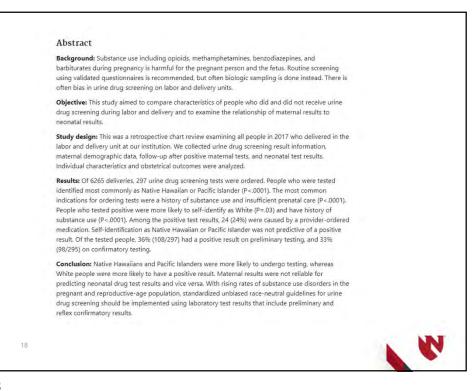


TABLE 1 Risk Factors Included in the Institutional Tool for Newborn Drug Testing	
Maternal risk factors during pregnancy	
Mother tested for drug use during pregnancy	
Mother declined drug testing during pregnancy	
Unexplained positive drug screen result for mother during pregnancy	
Current or previous drug use, including maternal self-report	
Altered mental status suggestive of influence and/or withdrawal from drug(s)	
Physical signs suggestive of drug use	
Previous infant exposure to prenatal drug use	
Active alcohol use during current pregnancy	
Active tobacco use during current pregnancy	
Infection with hepatitis B and/or C, syphilis, or HIV	
No, late, and/or poor prenatal care	
Placental abruption	
Social risk factors	
History of domestic violence by current partner	
History of child abuse, neglect, and/or previous child protective services involvement	
Current incarceration	
Neonate risk factors	
Signs or symptoms consistent with neonatal withdrawal	

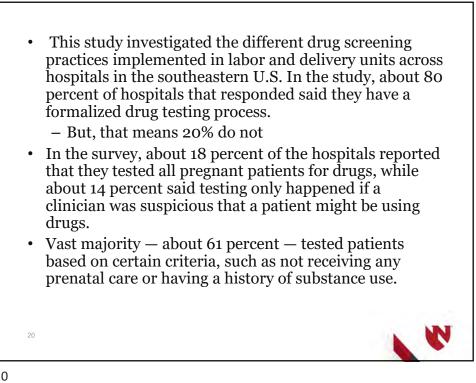






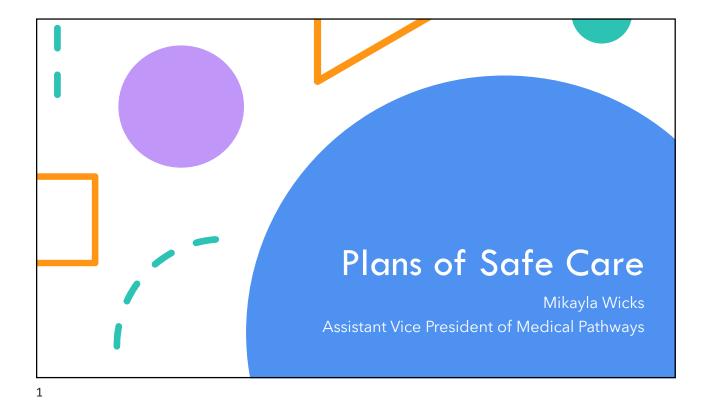
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## The Comprehensive Addiction and Recovery Act (2016)

• Requires

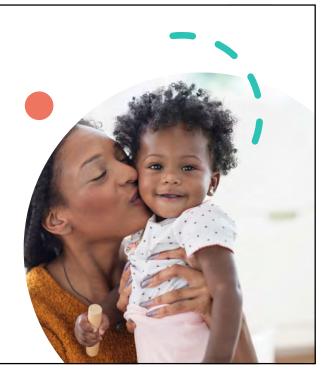
- Policies and procedures to address the needs of infants born and identified as being:
  - Affected by **illegal** substance abuse; or
  - Withdrawal symptoms resulting from prenatal drug exposure; or
  - A Fetal Alcohol Spectrum Disorder.
- Healthcare providers involved in the delivery or care of infants **notify the child protective services system** of the occurrence of the condition of such infants.

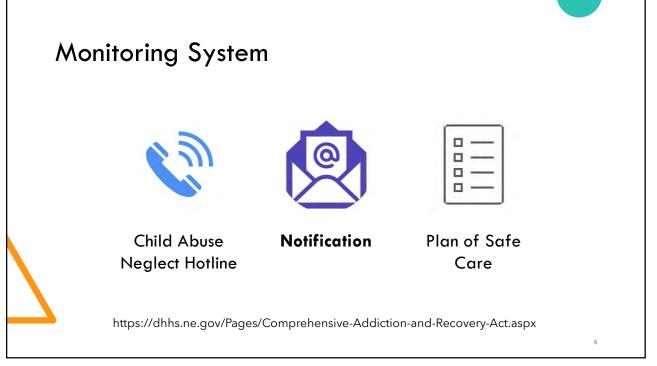


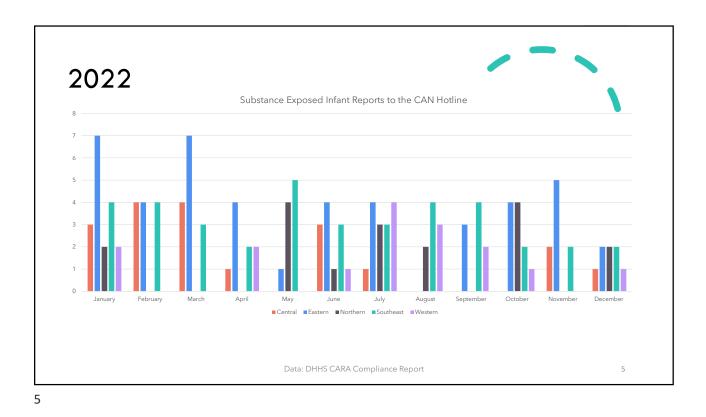
## The Comprehensive Addiction and Recovery Act (2016)

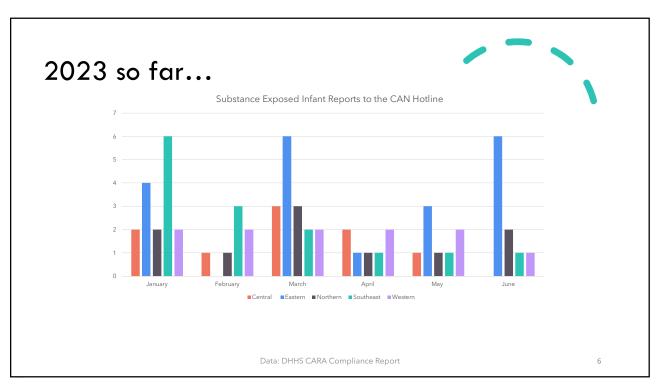
• Requires

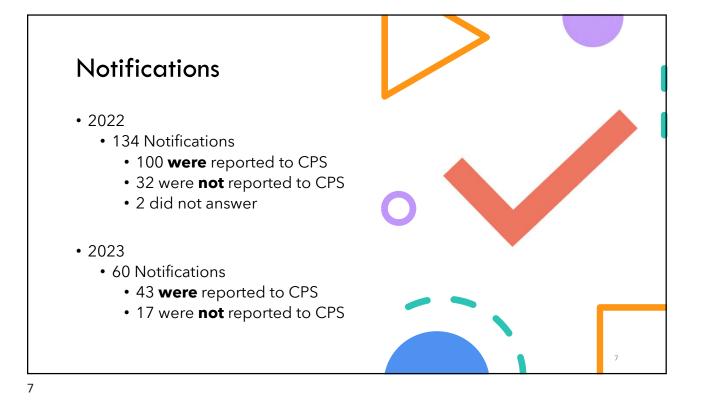
- The **development of a plan of safe care** for the infant born and identified as being affected by illegal substance abuse or withdrawal symptoms or FASD to address "the health and substance use disorder treatment needs of the infant and affected family or caregiver".
- The development and implementation by the State of **monitoring systems** regarding the implementation of such plans to determine whether and in what manner local entities are providing, in accordance with State requirements, **referrals to and delivery of appropriate services** for the infant and affected family or caregiver.

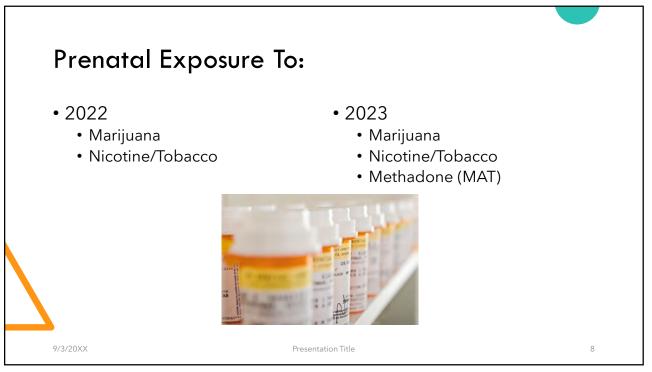












## Prenatal Plans of Safe Care

- Can mitigate impact of exposure & minimize a crisis at the birth event.
- Supports stronger partnerships across providers through Care Coordination.
- Not required by federal CAPTA changes, but a supportive, preventative practice.
- Increases Empowerment!





