

Topic 14: Confirming Manufacture of or Intent to Manufacture a Dangerous Substance

Link to [Policy](#)

For all allegations of manufacture of a dangerous substance or possession of a substance with intent to manufacture, gather and document credible evidence that the following factors are present:

Factor 1: The victim is a **child**.

Factor 2: The person responsible for the abuse was a **caretaker** for the child at the time of the abuse.

Factor 3: The caretaker did any of the following:

- ◆ Unlawfully **manufactured** a dangerous substance, or
- ◆ Knowingly **allowed** the manufacture of a dangerous substance by another person, or
- ◆ **Possessed** a product containing one of the following substances **with the intent** to use the product as a precursor or an intermediary to a dangerous substance:
 - Ephedrine, its salts, optical isomers, or salts of optical isomers, or
 - Pseudoephedrine, its salts, optical isomers, or salts of optical isomers.

Note: The following qualify as a “dangerous substance” for this factor:

- ◆ Amphetamine, its salts, amphetamine isomers, or salts of amphetamine isomers;
- ◆ Methamphetamine, its salts, methamphetamine isomers, or salts of methamphetamine isomers;
- ◆ Any chemical or combination of chemicals that poses a reasonable risk of causing an explosion, fire, or other danger to the life or health of people who are in the vicinity while the chemical or combination of chemicals is used or is intended to be used:
 - In the process of manufacturing an illegal or controlled substance; or
 - As a precursor or intermediary in the manufacturing of an illegal or controlled substance.

Factor 4: The manufacture or possession of the dangerous substance occurred **in the presence of the child.**

Credible evidence may include documentation that:

- ◆ The child was physically present during the manufacture or possession; or
- ◆ The manufacture or possession occurred in the child's home, on the premises, or in a motor vehicle located on the premises; or
- ◆ The manufacture or possession occurred under other circumstances in which a reasonably prudent person would know that the child could see, smell, or hear the manufacture or possession.