



MISSOURI DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
OFFICE OF CHILDHOOD - CHILD CARE COMPLIANCE

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
10/19/2021

DVN
002871601

FACILITY NAME

MAGICAL MINDS CHILDCARE 2 LLC

FACILITY ADDRESS

4815 PAGE BLVD

CITY

ST LOUIS

ZIP CODE

63113-1915

PHONE NUMBER

(314) 296-3108

COUNTY

ST LOUIS CITY

ASSIGNED SPECIALIST

SPAULDING, STEPHANIE

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-500.182(1)(C)7.

Physical punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair shall be prohibited.

5 CSR 25-500.192(4)(A)

No child shall be permitted to enroll in or attend any day care facility caring for ten or more children unless the child has been immunized adequately against vaccine-preventable childhood illnesses specified by the department in accordance with recommendations of the Immunization Practices Advisory Committee (ACIP). The parent or guardian of the child shall provide satisfactory evidence of the required immunizations. Satisfactory evidence means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

5 CSR 25-500.192(5)(B)

Information regarding the date and circumstance of any accident or injury shall be noted in the child's record.

5 CSR 25-500.222(2)

An individual file shall be kept to identify each child and enable the provider to communicate with the parent(s), guardian or legal custodian of the child in an emergency. Records shall include:

CONCLUSION SUMMARY

On October 16, 2021, the Office of Childhood received an allegation that Ms. Tori was digging her nails in Child A's arm and telling Child A to stop and be still. Child A has 5 scratches and 1 bruise on her arm. Based on observation of Child A and an interview with Ms. Tori Thomas at Magical Minds Childcare 2 LLC; this allegation is found to be substantiated and the following rule violations are being cited.

5 CSR 25-500.182(1)(C)7. - Physical punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair shall be prohibited.

AND

5 CSR 25-500.192(5)(B) - Information regarding the date and circumstance of any accident or injury shall be noted in the child's record.

On October 19, 2021, Child A, Child B, Child C, and Child D all provided consistent statements that Ms. Tori grabbed Child A's arm causing scratches to the left arm of Child A.

On October 19, 2021, Tori Thomas stated that she did grab the arm of Child A, but did so in an effort to prevent Child A from harming any other children within the facility.

On October 19, 2021, CI Spaulding requested documentation regarding the incident involving Child A on October 18, 2021 and was not provided with any information regarding the incident involving Child A on October 18, 2021.

CI Spaulding also requested the child files for Child A, Child B, Child C, and Child D to include an enrollment form and immunization records for Child A, Child B, Child C, and Child D. CI Spaulding was provided with no documentation for any of the children requested. Therefore, the following rule violations are being cited.

5 CSR 25-500.222(2) - An individual file shall be kept to identify each child and enable the provider to communicate with the parent(s) , guardian or legal custodian of the child in an emergency.

AND

5 CSR 25-500.192(4)(A)- No child shall be permitted to enroll in or attend any day care facility caring for ten or more children unless the child has been immunized adequately against vaccine-preventable childhood illnesses specified by the department in accordance with recommendations of the Immunization Practices Advisory Committee (ACIP) . The parent or guardian of the child shall provide satisfactory evidence of the required immunizations. Satisfactory evidence means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

On October 19, 2021, Tori Thomas stated that she had not received the enrollment documents from Parent A for Child A , Child B, Child C, or Child D. Therefore, there was no enrollment information to provide to CI Spaulding at the time of inspection.

CORRECTIVE MEASURES

CORRECTIVE MEASURE

The facility shall notify all staff members of the violations which were substantiated, and specify the actions to be taken by all staff in order to comply with all licensing violations cited. A copy of the memo, letter, or staff meeting agenda(s) shall be submitted to the Office of Childhood.

COMPLETED (Y/N)

Yes

COMPLETED DATE

6/15/2022

CORRECTIVE MEASURE

All staff and volunteers of Magical Minds Childcare 2 LLC must obtain one clock hour of training approved by the the Office of Childhood , on age appropriate discipline. The training must be held by an approved and qualified source, outside of the Magical Minds Childcare 2 LLC network. Training may be obtained from the Missouri Workshop Calendar. The training calendar can be found at <http://www.moworkshopcalendar.org/>. Verification of training completion shall be from the Open Initiative Toolbox report.

COMPLETED (Y/N)

Yes

COMPLETED DATE

9/27/2022

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

4/13/2022

APPROVING SUPERVISOR

CHRISCO, MARLA L