



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

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
2/21/2017

DVN
001956227

FACILITY NAME

ACADEMY II LLC

FACILITY ADDRESS

9 DORADO DR

CITY

COLUMBIA

ZIP CODE

65201-6602

PHONE NUMBER

(573) 441-0888

COUNTY

BOONE

ASSIGNED SPECIALIST

NICHOLS, JOY LYNN

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

19 CSR 30-62.182 (1)(A)(1)

Caregivers shall not leave any child without competent adult supervision.

19 CSR 30-62.182 (1)(A)(3)

Caregivers shall provide frequent, direct contact so children are not left unobserved on the premises.

19 CSR 30-62.082 (6)(A)(3)

Adult supervision shall be provided at all times when children are outside. For children three (3) years of age and above, staff/child ratios may be one and one-half (1 1/2) times the indoor staff/child ratios. The required indoor staff/child ratios shall be maintained on the premises at all times.

CONCLUSION SUMMARY

SCCR has determined that the facility is in violation of the above rules based on the following:

- Statements made by Regina Peters, facility director, that video footage of February 21, 2017 showed Child A on the playground alone on February 7, 2017 and February 15, 2017 for approximately 11 minutes and 12 minutes respectively
- Statements by Kelly Lynch, assistant director and Kaitlyn Humphrey, Emily Simms, Lavonna Davenport, Marcus Williams, and LeAnndra Wishon that Child A was found on the playground without adult supervision on February 7, 2017 and February 15, 2017
- The statement by Parent 1 of Child A that Child A was not in the room with the caregiver when she arrived on February 7, 2017 and the caregiver did not know the whereabouts Child A
- Camera footage showing Child A out on the playground without supervision
- Written statements from Lavonna Davenport, Emily Simms, and LeAnndra Wishon.
- Child A was left without adult supervision on the playground on February 7, 2017 and February 15, 2017 for 11 and 12 minutes respectively.

PROVIDER COMMENTS

Immediate action was taken to ensure safety of all children. Disciplinary action was taken with involved teaching staff. All staff attended a required safety meeting. This was done before any action or input was given by licensing. Case studies were reviewed and each staff member wrote a response to be put in employee files. This was done before any action or input was given by licensing. A back-to-basics policy review that covered transitions, supervision, basic safety procedures and the emergency preparedness plan was reviewed with every staff member counted in ratio in a face-to-face meeting with the Director. This was done before any action or input was given by licensing. All staff completed a test over licensing regulations from the licensing handbook. This was done before any action or input was given by licensing. All staff will complete a 2 hour training on supervision and a 2 hour training on licensing regulation. This is per licensing requirement.

VIOLATION(S)

19 CSR 30-62.182 (1)(A)(1)

Caregivers shall not leave any child without competent adult supervision.

19 CSR 30-62.182 (1)(A)(3)

Caregivers shall provide frequent, direct contact so children are not left unobserved on the premises.

19 CSR 30-62.182 (1)(D)(1)

Infants and toddlers shall have constant care and supervision. Home monitors or commercial devices marketed to reduce the risk of Sudden Infant Death Syndrome (SIDS) shall not be used in place of supervision while children are napping or sleeping.

19 CSR 30-62.090 (3)(B)

In addition to fire safety requirements found in 19 CSR 30-62.087, a review of the following disaster drill procedures with the staff and children shall be conducted.

19 CSR 30-62.090 (3)(B)(2)

Disaster drill procedures such as fire drill, tornado drill, carbon monoxide exposure, power failure, bomb threat, chemical spill, intruder training, and CPR or other medical procedures.

CONCLUSION SUMMARY

SCCR has determined the facility is in violation of the above rules based on the following:

- Statements by the Steve Wendling that two former staff members had left Child B in a crib during a fire drill in May of 2012
- Statements by Jordan Sicht, the former facility director, that two former staff members were not aware that Child B had been left in a crib during a fire drill without adult supervision for an unknown amount of time in May of 2012
- Statements by Valerie Acton, the former caregiver in charge of Child B, that Child B was left in a crib without her knowledge during a fire drill in May of 2012 and that she had worked at the facility for 3 months and had not had training regarding emergency procedures for a fire drill
- A written statement placed in the personnel file of Marlene Hays, previous staff member stating that Child B was left in a crib during a fire drill in May of 2012.

PROVIDER COMMENTS

In 2012, the proper actions were taken to ensure the safety of every child. Disciplinary action was taken with involved staff members. Emergency Preparedness Plans were updated in prevention efforts, which have proven successful as no further incidences of this nature have occurred. This incident occurred during a routine fire drill which is done to make sure all procedures are followed. The child was left sleeping safely in the crib for less than 5 minutes.

CORRECTIVE MEASURES

CORRECTIVE MEASURE	COMPLETED (Y/N)	COMPLETED DATE
The facility will conduct a staff meeting to review emergency drill procedures (specifically fire drills), attendance checks, supervision policies, and licensing rules regarding supervision of children. Sign in sheets and agenda to be submitted to Section for Child Care Regulation by April 14, 2017.	Yes	4/14/2017
CORRECTIVE MEASURE	COMPLETED (Y/N)	COMPLETED DATE
All staff and volunteers counted in staff child ratio shall complete a training on supervision of children, to specifically include supervision during transition times. This training will be a minimum of two hours. Verification of attendance via sign in sheets will be submitted to Section for Child Care Regulation by April 28, 2017.	Yes	5/9/2017

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

3/17/2017

APPROVING SUPERVISOR

BRUCE, CHRISTINA