



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

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
7/23/2020

DVN
002643054

FACILITY NAME

SPECTRUM STATION BARRY ROAD, LLC

FACILITY ADDRESS

403 NW BARRY RD

CITY

KANSAS CITY

ZIP CODE

64155-2731

PHONE NUMBER

(816) 844-9665

COUNTY

CLAY

ASSIGNED SPECIALIST

SNODGRASS, PENNY

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

19 CSR 30-62.182 (1)(C)(2)

Expectations for a child's behavior shall be appropriate for the developmental level of that child.

19 CSR 30-62.182 (1)(C)(6)

Firm, positive statements or redirection of behavior shall be used with infants and toddlers.

19 CSR 30-62.182 (1)(C)(7)

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

CONCLUSION SUMMARY

The Section for Child Care Regulation (SCCR) has determined based on observation and interviews this allegation is substantiated.

On July 27, 2020 Child Care Facility Specialist (CCFS) Penny Snodgrass conducted an unannounced inspection at the facility. During the inspection interviews were conducted with director Cheryl Pinkman and staff members Shoneua (Nikki) Jefferson, Toya Whitley and Moquita Sims. Telephone interviews were also conducted with past staff member Lisa Nigro and Mother of Child A.

On July 27, 2020 Child Care Facility Specialist (CCFS) Penny Snodgrass observed an incident report for Child A that was dated July 23, 2020. The incident report stated that Child A was playing in home living area and another child entered Child A's personal space and Child A bit child B on the arm. CCFS Snodgrass also observed written documentation concerning staff member Lisa Nigro and Child A that was written by Cheryl Pinkman. This written documentation stated that on July 23, 2020 at approximately 8:20 am in room F that Lisa Nigro hit Child A.

Cheryl received a message from Toya Whitley that she should watch the camera concerning this incident.

Cheryl watched the video and sent her assistant, Stefanie Howerton back to the room to have Toya come to the office to explain what she observed. Toya told Cheryl that Child A had bitten another child and that Lisa went over and grabbed Child A and popped him in the mouth yelling no bite. Cheryl then went down to the classroom and asked Lisa to gather her things and come with her. Cheryl watched the video with Lisa and asked Lisa to explain what happened. Lisa told Cheryl that Child A is a biter and she was frustrated with Child A and not getting help from her coworkers. Lisa explained to Cheryl that she was disciplining Child A by grabbing his face and saying no bite.

Cheryl had Lisa watch the video again and said that her coworkers said that she hit Child A and she could see how she might have grabbed Child A and used more force than appropriate. Cheryl asked Lisa if she saw this in the video and Lisa said, "Yes, that she was just so frustrated. Cheryl sent Lisa home, talked to the other teachers in the room. Cheryl called Child A's mom and told her about the incident. Cheryl contacted her boss, Jan Powell and they decided to terminate Lisa. Lisa was then terminated from the facility for use of inappropriate discipline.

The interviews with staff members and with past staff members confirmed that Lisa Nigro did use inappropriate discipline with Child A by grabbing/squeezing Child A by the face/cheeks and for grabbing Child A by the arms. Based on observation and interviews this allegation is substantiated.

CORRECTIVE MEASURES

CORRECTIVE MEASURE

All staff and volunteers of Spectrum STation Barry Roadd, LLC must obtain one (1) clock hour of training approved by the the Section for Child Care Regulation, on age appropriate discipline. The training must be held by an approved and qualified source, outside of the Spectrum Station 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

12/16/2020

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

9/25/2020

APPROVING SUPERVISOR

NURNBERG, TONY A