



**MISSOURI DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION**  
**OFFICE OF CHILDHOOD - CHILD CARE COMPLIANCE**  
**COMPLAINT INVESTIGATION OF**  
**SUBSTANTIATED STATUTE OR RULE VIOLATIONS**

**DATE OF REPORT**  
6/16/2022

**DVN**  
002070440

**FACILITY NAME**

DELIGHTFUL DAYS TLC 2

**FACILITY ADDRESS**

2801 SIDNEY ST

**CITY**

ST LOUIS

**ZIP CODE**

63104-2332

**PHONE NUMBER**

(314) 771-8400

**COUNTY**

ST LOUIS CITY

**ASSIGNED SPECIALIST**

FYFE, IAN

**RULE/STATUTE VIOLATION(S)**

**VIOLATION(S)**

5 CSR 25-500.082(2)(A)5.

The facility shall be dry, temperature controlled, well-ventilated and free of drafts. Children shall not be overheated or chilled. The temperature of the rooms shall be no less than sixty-eight degrees Fahrenheit (68F) and no more than eighty-five degrees Fahrenheit (85F) when measured two feet (2') from the floor.

**CONCLUSION SUMMARY**

On June 16, 2022, the Office of Childhood (OOC) received an allegation that the Delightful Days TLC 2's facility was more than eighty-five degrees Fahrenheit (85F) in areas being used for childcare. After conducting an investigation, Compliance Inspector (CI) Ian Fyfe has found this allegation to be substantiated based on the following evidence:

5 CSR 25-500.082(2)(A)5., which states the following: "The facility shall be dry, temperature controlled, well-ventilated and free of drafts. Children shall not be overheated or chilled. The temperature of the rooms shall be no less than sixty-eight degrees Fahrenheit (68F) and no more than eighty-five degrees Fahrenheit (85F) when measured two feet (2') from the floor."

On June 16, 2022, Compliance Inspector (CI) Ian Fyfe conducted an unannounced inspection to the facility and interviewed Director Judy Hall. Ms. Hall informed CI Fyfe that the one of the facility's air conditioning (AC) units was broken after the tenants above the facility were conducting work and damaged the unit. One of the two facility's AC units had been broken for approximately ten days prior to CI Fyfe's arrival. The second unit was undamaged and functioning. While at the facility, CI Fyfe observed three rooms approved for childcare. The foremost room, which was not being used for childcare at the time of the inspection, was observed to be approximately eight-six degrees Fahrenheit (86F) when measured by CI Fyfe. The room attached to the foremost room, which was being used for childcare during CI Fyfe's inspection, was observed to be approximately eighty degrees Fahrenheit (80F) when measured by CI Fyfe. The third room, which is a separate unit directly next-door to the main facility, was being used for childcare and had an observable temperature of approximately seventy-eight degrees Fahrenheit (78F) when measured by CI Fyfe.

On June 21, 2022, CI Fyfe conducted a follow-up inspection to the facility and interviewed Ms. Hall. During CI Fyfe's inspection, CI Fyfe observed the three rooms used by childcare to be approximately eighty-six degrees Fahrenheit (86F), seventy-nine degrees Fahrenheit (79F), and seventy-four degrees Fahrenheit (74F) respectively. The AC unit that was damaged was still not fixed at the time of the second inspection due to a delay by the facility's landlord. CI Fyfe instructed Ms. Hall that any room used for childcare that is above eight-five degrees Fahrenheit (85F) shall not be used until the AC unit is fixed, or unless the room can be kept at a lower temperature.

On July 18, 2022, CI Fyfe conducted a third unannounced inspection to the the facility and interviewed Ms. Hall. At the time of CI Fyfe's inspection, the damaged AC unit had been repaired and was functioning properly. While at the facility, CI Fyfe observed the temperatures of the three areas approved for childcare to be approximately sixty-nine degrees Fahrenheit (69F), seventy-five degrees Fahrenheit (75F), and seventy-four degrees Fahrenheit (74F) respectively. Prior to CI Fyfe's departure, all areas approved for childcare had proper cooling.

On June 17, 2022, CI Fyfe attempted to conduct an interview with the reporter of the complaint but was unsuccessful in his attempt.

**CORRECTIVE MEASURES****CORRECTIVE MEASURE**

The facility shall immediately reduce the inside temperature of the facility to below eighty-five degrees Fahrenheit (85F), or voluntarily close until able to do so.

**COMPLETED (Y/N)**

Yes

**COMPLETED DATE**

7/12/2022

**DISPOSITION**

SUBSTANTIATED

**DISPOSITION DATE**

8/12/2022

**APPROVING SUPERVISOR**

CHRISCO, MARLA L