



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

COMPLAINT INVESTIGATION OF  
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT  
3/22/2022

DVN  
002611061

FACILITY NAME

MOONEY, LIZABETH ELLEN

FACILITY ADDRESS

243 SE 15TH RD

CITY

LAMAR

ZIP CODE

64759-9272

PHONE NUMBER

(417) 214-3801

COUNTY

BARTON

ASSIGNED SPECIALIST

GREER, JOHN

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-400.105 (2)(A)

A family child care home may be licensed for up to ten (10) children. The following staff/child ratios must be maintained at all times and shall not be exceeded except as permitted under these rules: 1 caregiver present, with up to 4 children, all may be under age two (2); 1 caregiver present, with 5-6 children, 3 children may be under age two (2); 1 caregiver present, with 7-10 children, 2 children may be under age two (2); 2 caregivers present, with up to 8 children, 8 children may be under age two (2); 2 caregivers present, with up to 10 children, 4 children may be under age two (2).

5 CSR 25-400.210 (5)

Daily child attendance records shall be maintained and kept on file a minimum of one (1) year.

CONCLUSION SUMMARY

On March 23, 2022, Compliance Inspector (CI) JD Greer conducted an unannounced investigation of the allegation that Lizabeth Mooney has exceeded her licensed capacity. The allegation is substantiated based on the following information:

5 CSR 25-400.105 (2)(A) which states, "A family child care home may be licensed for up to ten (10) children. The following staff/child ratios must be maintained at all times and shall not be exceeded except as permitted under these rules: 1 caregiver present, with up to 4 children, all may be under age two (2); 1 caregiver present, with 5-6 children, 3 children may be under age two (2); 1 caregiver present, with 7-10 children, 2 children may be under age two (2); 2 caregivers present, with up to 8 children, 8 children may be under age two (2); 2 caregivers present, with up to 10 children, 4 children may be under age two (2)."

AND

5 CSR 25-400.210 (5) which states, "Daily child attendance records shall be maintained and kept on file a minimum of one (1) year."

On March 23, 2022, CI Greer interviewed Caregiver Shandra Sharp who stated that she has seen as many as 15 to 16 children present in Lizabeth Mooney's licensed family home.

On March 23, 2022, CI Greer interviewed Parent A (Parent of Child A) who stated that she has seen more than ten children in care at the facility.

On March 23, 2022, CI Greer interviewed Care Provider Lizabeth Mooney who stated she does not keep attendance records for the children in her care and does not record check-in and check-out times for children.

On March 23, 2022, Compliance Inspector (CI) JD Greer conducted an unannounced inspection at Care Provider Lizabeth Mooney. CI Greer observed Ms. Mooney did not have attendance records and did not have check-in and check-out times of the children in her care. Due to lack of records, CI Greer was unable to determine if Ms. Mooney's facility was in compliance and maintaining ratio.

VIOLATION(S)

5 CSR 25-400.175 (1)(A)1.

Child care providers shall not leave any child without competent adult supervision.

5 CSR 25-400.175 (1)(A)3.

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

5 CSR 25-400.175 (1)(A)5.

Caregivers shall check on the children frequently during napping or sleeping and shall remain in close enough proximity to the children to be able to hear them if they have difficulty during napping or when they awaken. 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.

5 CSR 25-400.175 (1)(D)1.

Infants and toddlers shall have constant care and supervision.

**CONCLUSION SUMMARY**

On March 23, 2022, Compliance Inspector (CI) JD Greer conducted an unannounced investigation of the allegation that Care Provider Lizabeth Mooney is taking children to her house which is a separate building from the licensed child care program, and leaving them alone during nap time without adult supervision. The allegation is substantiated based on the following information:

5 CSR 25-400.175 (1)(A)1. which states, "Child care providers shall not leave any child without competent adult supervision."

AND

5 CSR 25-400.175 (1)(A)3. which states, "Caregivers shall provide frequent, direct contact so children are not routinely left unobserved on the premises."

AND

5 CSR 25-400.175 (1)(A)5. which states, "Caregivers shall check on the children frequently during napping or sleeping and shall remain in close enough proximity to the children to be able to hear them if they have difficulty during napping or when they awaken. 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."

AND

5 CSR 25-400.175 (1)(D)1. which states, "Infants and toddlers shall have constant care and supervision."

On March 23, 2022, Compliance Inspector (CI) JD Greer conducted an inspection of Lizabeth Mooney's residence due to allegations of children being cared for in an unlicensed space. CI Greer observed a bedroom on the first floor to the right of the backdoor. In the bedroom there were two "pack-n-play" pieces of equipment set up next to a large bed. The pack-n-plays contained fitted sheets.

On March 23, 2022, CI Greer interviewed Child F (6-years-old) who provided the following information. Liz (Ms. Mooney) goes over to the house and puts the babies down for nap time. The babies are Child A (22-months-old) and Child E (23-months-old). Liz picks up the babies after nap time and brings them back (to the facility). Only two babies go over at a time. They (the preschoolers) are usually alone when Liz takes the babies over.

On March 23, 2022, CI Greer interviewed Child E (4-years-old) who provided the following information. Liz takes Child A and Child D over to the house during nap time.

On March 23, 2022, CI Greer re-interviewed Ms. Mooney after speaking with Child F and Child E. She provided the following information. She knows it is against the licensing rules to care for children in unlicensed space. Ms. Mooney stated, "It is what it is."

**VIOLATION(S)**

5 CSR 25-600.020 (1)

Prior to the employment or presence of a child care staff member in a licensed, regulated, or registered child care facility not exempted by section 210.1080.13, RSMo, the child care provider shall request the results of a criminal background check for such child care staff member from the department.

**CONCLUSION SUMMARY**

On March 23, 2022, Compliance Inspector (CI) JD Greer conducted an unannounced investigation of the allegation that Care Provider Lizabeth Mooney has staff without a comprehensive background screening on file. The allegation is substantiated based on the following information:

5 CSR 25-600.020 (1) which states, "Prior to the employment or presence of a child care staff member in a licensed , regulated, or registered child care facility not exempted by section 210.1080.13, RSMo, the child care provider shall request the results of a criminal background check for such child care staff member from the department ."

On March 23, 2022, CI Greer interviewed Care Provider Lizabeth Mooney who stated Caregiver Shandra Sharp came over on March 21, 2022. Ms. Sharp helps out sometimes, but she does not work there. Ms. Sharp does not have a background screening on file. Ms. Mooney does not have any paperwork for Ms. Sharp.

On March 23, 2022, CI Greer interviewed Caregiver Shandra Sharp who stated she came over to help out because Ms. Mooney asked her to. She was not aware that she was not allowed to do that. She was just trying to help a friend out. She often comes over to the facility on Mondays and Fridays to assist. Ms. Sharp said she would not be returning to help Ms. Mooney.

## CORRECTIVE MEASURES

| CORRECTIVE MEASURE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | COMPLETED (Y/N)        | COMPLETED DATE              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|-----------------------------|
| Signs shall be posted at all entrances of the rooms displaying the required staff/child ratios.                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Yes                    | 2/1/2023                    |
| <b>CORRECTIVE MEASURE</b><br>All staff and volunteers must obtain one (2) clock hours on supervision. The training must be held by an approved and qualified source, outside of the Lizabeth Mooney network. Training may be obtained from the Missouri Workshop Calendar. The training calendar can be found at <a href="http://www.moworkshopcalendar.org/">http://www.moworkshopcalendar.org/</a> . Verification of training completion shall be from the Open Initiative Toolbox report.                                                                | COMPLETED (Y/N)<br>Yes | COMPLETED DATE<br>3/28/2023 |
| <b>CORRECTIVE MEASURE</b><br>The provider shall create a plan that ensures that attendance records are kept for all staff members (provider, all assistants, paid/unpaid volunteers), and children, each day children are present. A copy of the plan shall be provided to the Office of Childhood.                                                                                                                                                                                                                                                         | COMPLETED (Y/N)<br>Yes | COMPLETED DATE<br>1/5/2023  |
| <b>CORRECTIVE MEASURE</b><br>The facility shall ensure that all employees have a comprehensive background screening completed prior to a person's employment and/or presence within the child care facility. The comprehensive background screening must include verification of fingerprinting of the individual and a requested screening via the Family Care Safety Registry. The facility shall submit a signed statement agreeing to ensure this requirement is followed. A copy of the signed statement shall be provided to the Office of Childhood. | COMPLETED (Y/N)<br>Yes | COMPLETED DATE<br>1/5/2023  |
| <b>CORRECTIVE MEASURE</b><br>The facility director will write a statement that children are not allowed to be cared for outside unlicensed space, including Ms. Mooney's home, and that all children must be supervised at all times according to licensing rules and regulations. Ms. Mooney will present this statement to all parents and have them sign acknowledging that they know and understand that their children cannot be cared for in Ms. Mooney's unlicensed home. All statements will be provided to Office of Childhood for review.         | COMPLETED (Y/N)<br>Yes | COMPLETED DATE<br>12/7/2022 |

## DISPOSITION

SUBSTANTIATED

## DISPOSITION DATE

11/3/2022

## APPROVING SUPERVISOR

NURNBERG, TONY A