



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

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
8/23/2022

DVN
001895365

FACILITY NAME

SELLS, KRISTAL

FACILITY ADDRESS

24931 STATE HWY 25

CITY

HOLCOMB

ZIP CODE

63852

PHONE NUMBER

(573) 792-3390

COUNTY

DUNKLIN

ASSIGNED SPECIALIST

GRAHAM, JESSICA

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-500.182(1)(A)1.

Caregivers shall not leave any child without competent adult supervision.

5 CSR 25-500.042(14)

The license shall not be transferable and shall apply only to the person(s) and address shown on the license.

5 CSR 25-500.042(19)

All child care provided on the premises of a licensed group child care home or child care center shall be in compliance with the licensing rules, the conditions specified on the license, and the conditions of any variances granted to the licensee.

CONCLUSION SUMMARY

Compliance Inspector (CI) Jessica Graham investigated the allegation that provider Kristal Sells requests that the parents drop the children off at her home as she does not open the center until after 7:30am. This allegation is substantiated based on the following information:

5 CSR 25-500.042(14) which states: "The license shall not be transferable and shall apply only to the person(s) and address shown on the license."

AND

5 CSR 25-500.042(19) which states: "All child care provided on the premises of a licensed group child care home or child care center shall be in compliance with the licensing rules, the conditions specified on the license, and the conditions of any variances granted to the licensee."

On August 24, 2022, provider Kristal Sells stated that she has had children dropped off at her home prior to opening the daycare and has been doing this for about a year now. She would then drive her car over to the daycare and the children would walk over by themselves. The kids don't come to her house everyday, but sometimes they come at 5:00am and she is not ready to go to the daycare that early, nor is she licensed to open the daycare that early.

On August 24, 2022, at 7:02 am, CI Graham observed children on the front porch of Kristal Sell's residence at 24869 Highway 25 in Holcomb, MO, which is not the licensed child care facility. Kristal Sells is the provider of the child care facility at 24931 Highway 25 in Holcomb, MO. The day care is approximately .1 miles or 528 feet from Ms. Kristal's residence. There are three buildings between the two locations and the road has a speed limit of 55 mph. At 7:10am, Ms. Kristal drove her car over to the child care facility while five children walked over, alone, across a field.

5 CSR 25-500.182(1)(A)1. which states: "Caregivers shall not leave any child without competent adult supervision."

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buildings between the two locations and the road has a speed limit of 55 mph. At 7:10am, Ms. Kristal drove her car over to the child care facility while five children walked over, alone, across a field.

CORRECTIVE MEASURES

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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 shall be submitted to the Office of Childhood.

COMPLETED (Y/N)

Yes

COMPLETED DATE

1/27/2023

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

10/25/2022

APPROVING SUPERVISOR

CHRISCO, MARLA L