



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

COMPLAINT INVESTIGATION OF  
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT

3/11/2022

DVN

002778445

FACILITY NAME

LIL RASCAL'S CHILDCARE & LEARNING CENTER LLC

FACILITY ADDRESS

416 E SYCAMORE ST

CITY

MONETT

ZIP CODE

65708-1458

PHONE NUMBER

(417) 772-1104

COUNTY

LAWRENCE

ASSIGNED SPECIALIST

GREER, JOHN

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-500.082(2)(B)2.B.(V)

In facilities initially licensed for infant/toddler care after the effective date of these rules or facilities adding new infant/toddler space, no more than twenty-four (24) infants/toddlers and/or two (2) -year olds shall be in a room. A room shall be defined as an area separated from other parts of the building by floor-to-ceiling walls. Stable partitions a minimum of four feet (4') in height shall be used to separate the infant/toddler or two (2) -year old groups, or both, in a room;

5 CSR 25-500.112(1)(A)

Birth Through Two (2) Years. Groups composed of mixed ages through two (2) years shall have no less than one (1) adult to four (4) children, with no more than eight (8) children in a group;

5 CSR 25-500.112(1)(E)

Mixed Age Groups Two Years (2) and Up. Groups composed of mixed ages of children two (2) years of age and older shall have no less than one (1) adult to ten (10) children with a maximum of four (4) two (2) -year olds. When there are more than four (4) two (2) -year olds in a mixed group, the staff/child ratio shall be no less than one (1) adult to eight (8) children.

CONCLUSION SUMMARY

Compliance Inspector (CI) JD Greer conducted an unannounced investigation of the allegations that the infant room is out of ratio, the facility is out of ratio during lunch time, and preschool age children are entering the infant room. Those allegations are substantiated based on the following evidence:

5 CSR 25-500.082(2)(B)2.B.(V) which states, "In facilities initially licensed for infant/toddler care after the effective date of these rules or facilities adding new infant/toddler space, no more than twenty-four (24) infants/toddlers and/or two (2) -year olds shall be in a room. A room shall be defined as an area separated from other parts of the building by floor-to-ceiling walls. Stable partitions a minimum of four feet (4') in height shall be used to separate the infant/toddler or two (2) -year old groups, or both, in a room;"

On March 14, 2022, CI Greer interviewed Director Carissa McLean. Ms. McLean stated a former caregiver name Delann who no longer work for the facility had a 4-year-old daughter who would go into the infant room with her mother from 7:00 a.m. to 7:30 a.m. When Ms. McLean found out approximately one week prior, she told Caregiver Delann that this was not appropriate and is not allowed.

5 CSR 25-500.112(1)(A) which states, "Birth Through Two (2) Years. Groups composed of mixed ages through two (2) years shall have no less than one (1) adult to four (4) children, with no more than eight (8) children in a group;"

On March 14, 2022, CI Greer interviewed Caregiver Paige Whinery. Ms. Whinery stated that on March 9, 2022, the infant room was out of ratio. There were five infants present with one caregiver. She could not remember how long the classroom was out of ratio, but it was in the morning for at least a couple hours.

On March 14, 2022, CI Greer interviewed Director Carissa McLean who stated the facility was out of ratio in the infant room on March 9, 2022. There were five infants with one caregiver. She cannot remember how long the room was out of ratio, but it was

for "awhile" until another teacher was able to come in later that day.

5 CSR 25-500.112(1)(E) which states, "Mixed Age Groups Two Years (2) and Up. Groups composed of mixed ages of children two (2) years of age and older shall have no less than one (1) adult to ten (10) children with a maximum of four (4) two (2) -year olds. When there are more than four (4) two (2) -year olds in a mixed group, the staff/child ratio shall be no less than one (1) adult to eight (8) children."

On March 14, 2022, CI Greer interviewed Ms. Conaway who stated sometimes the facility is out of ratio when Ms. McLean is preparing lunch. She cannot remember the last time that happened. Her classroom was last out of ratio three weeks ago. She believes she had 11 children that day but she cannot remember what day it was.

On March 14, 2022, CI Greer interviewed Ms. Whinery who stated during lunch time the facility does not have enough teachers to maintain ratio. This is because Ms. McLean is usually in the kitchen preparing food.

On March 14, 2022 CI Greer interviewed Ms. Jones who stated the facility is sometimes out of ratio during lunch when Ms. McLean is making meals. She cannot remember exactly when this happened, maybe 1-2 weeks ago.

On March 14, 2022, CI Greer interviewed Ms. McLean who stated she thought she could still count in ratio as she was present in the building when cooking meals. She said the facility is often out of ratio when she is cooking meals, but she didn't realize that was a rule.

### 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. Additionally, a sign will be placed in the meal area indicating staff/child ratio requirements. Pictures of signage will be sent to the Office of Childhood for verification.	Yes	9/25/2023

DISPOSITION	DISPOSITION DATE
SUBSTANTIATED	9/23/2022

**APPROVING SUPERVISOR**  
NURNBERG, TONY A