



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

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
2/10/2023

DVN
002938496

FACILITY NAME

SHELBY'S PLAY AND LEARN CHILDCARE LLC

FACILITY ADDRESS

1018 REDBUD DR.

CITY

WARSAW

ZIP CODE

65355

PHONE NUMBER

(660) 438-4003

COUNTY

BENTON

ASSIGNED SPECIALIST

MERTZ, CAYLIN

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-500.182(1)(C)3.

Only constructive, age-appropriate methods of discipline shall be used to help children develop self-control and assume responsibility for their own actions.

5 CSR 25-500.182(1)(C)7.

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

CONCLUSION SUMMARY

Compliance Inspector (CI) Caylin Mertz conducted an investigation of the allegation that Ms. Belinda swatted Child A (3-years-old) on the butt. The allegation is substantiated based on the following information:

5 CSR 25-500.182(1)(C)3. which states: "Only constructive, age-appropriate methods of discipline shall be used to help children develop self-control and assume responsibility for their own actions."

AND

5 CSR 25-500.182(1)(C)7. which states: "Physical punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair shall be prohibited."

On February 17, 2023, CI Mertz observed video footage of an incident with Belinda Fuller and Child A. The following is a description of that video footage:

- Child A was running around the table.
- Belinda walks quickly around the table, in the opposite direction.
- Child A turns to run the other direction around the table again.
- Belinda grabs Child A's arm as he turned away to run from her.
- Belinda spanked Child A's bottom with her left hand.

On March 6, 2023, caregiver Brianna Burris stated that she was Belinda's co-teacher and she did see concerning incidents. One time, they were transitioning from coming inside and she was playing with kids while Belinda was getting them in and out of the bathroom. She got up to get the remote and as she was turning on the TV, Belinda was yelling at Child A. Then, right in front of her, Belinda turned Child A over and spanked him.

CORRECTIVE MEASURES

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The facility shall conduct a staff meeting to review the policies and all licensing rules and regulations regarding discipline. The facility must provide the Office of Childhood with a statement, signed by all staff members (paid employees and paid/unpaid volunteers), to indicate they understand and agree to follow those rules and regulations.

COMPLETED (Y/N)

Yes

COMPLETED DATE

6/12/2023

DISPOSITION SUBSTANTIATED		DISPOSITION DATE 6/2/2023
APPROVING SUPERVISOR FOX, ROMENA		