



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

COMPLAINT INVESTIGATION OF
SUBSTANTIATED STATUTE OR RULE VIOLATIONS

DATE OF REPORT
8/16/2023

DVN
000447458

FACILITY NAME

LUECKENHOFF, KAREN YVONNE

FACILITY ADDRESS

2761 SOUTHRIDGE CT

CITY

JEFFERSON CITY

ZIP CODE

65109-9325

PHONE NUMBER

(573) 634-4770

COUNTY

COLE

ASSIGNED SPECIALIST

HONEA, MICHELLE J

RULE/STATUTE VIOLATION(S)

VIOLATION(S)

5 CSR 25-400.175 (2)(B)4.

A total of at least one (1) hour of outdoor play for children in attendance a full day unless prevented by weather or special medical reasons (Based on wind chill factor or heat index, children shall not be exposed to either extreme element.);

5 CSR 25-400.095 (3)(A)

All outdoor equipment shall be constructed safely, in good condition and free of sharp, loose or pointed parts. Only lead-free paint shall be used.

5 CSR 25-400.085 (1)(A)

The premises shall be safe and suitable for the care of children.

5 CSR 25-400.085 (3)(A)1.

An outdoor play area shall be available on or adjoining the day care property. The play area shall be located so it is convenient and the children can gain access to it without hazard. It shall be fenced when necessary for the protection of children from traffic, water or other hazards. For family day care homes initially licensed after the effective date of these rules, or for the installation of new fences in existing facilities, the fence shall be at least forty-two inches (42") high. Fences shall be constructed to prevent children from crawling or falling through or becoming entrapped.

CONCLUSION SUMMARY

On August 16, 2023, the Office of Childhood (OOC) received an allegation that: A large section of outdoor playground fence is missing, and a playhouse is severely damaged due to an accident. A car went through the playground area. Children cannot have outdoor play as a result. After conducting an investigation, Compliance Inspector (CI) Michelle Honea has found this allegation to be substantiated based on the following evidence:

5 CSR 25-500.085(1)(A), which states: "The premises shall be safe and suitable for the care of children."

AND

5 CSR 25-400.085 (3)(A)1., which states: "An outdoor play area shall be available on or adjoining the day care property. The play area shall be located so it is convenient and the children can gain access to it without hazard. It shall be fenced when necessary for the protection of children from traffic, water or other hazards. For family day care homes initially licensed after the effective date of these rules, or for the installation of new fences in existing facilities, the fence shall be at least forty-two inches (42") high. Fences shall be constructed to prevent children from crawling or falling through or becoming entrapped."

AND

5 CSR 25-400.095 (3)(A)., "All outdoor equipment shall be constructed safely, in good condition and free of sharp, loose or pointed parts. Only lead-free paint shall be used."

AND

5 CSR 25-400.175 (2)(B)4., which states: "A total of at least one (1) hour of outdoor play for children in attendance a full day unless prevented by weather or special medical reasons (Based on wind chill factor or heat index, children shall not be exposed to either extreme element.);"

On August 18, 2023, CI Honea conducted an unannounced inspection at the facility and interviewed home provider Karen Luechkenhoff who stated that a parent accidentally drove through the fence and took out the playhouse and some equipment along with the fence. It was raining and the parent did not remember putting the car in gear so the car rolled through the front fence and was stopped by the back fence. She has to come up with a temporary solution for outside play time. There is a

company coming next week to start on repairing the fence along with purchasing new play equipment.

On August 18, 2023, CI Honea observed that the entire front of the fence was missing causing a large gap which measured approximately eleven feet from the corner of the house to the front corner of the fence and the distance from the front fence to the back fence (where the car stopped) was approximately fifty-six feet. CI Honea also observed the broken playhouse, a damaged climber, damaged back fence, and debris in the area for the climbers in the outdoor playground.

CORRECTIVE MEASURES

CORRECTIVE MEASURE

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 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

10/18/2023

CORRECTIVE MEASURE

Statement from owner that new fence installed

COMPLETED (Y/N)

Yes

COMPLETED DATE

10/18/2023

DISPOSITION

SUBSTANTIATED

DISPOSITION DATE

10/11/2023

APPROVING SUPERVISOR

CHRISCO, MARLA L