



Bright from the Start Georgia Department of Early Care and Learning
2 Martin Luther King Jr. Drive SE, 670 East Tower
Atlanta, GA 30334

Phone: (404) 657-5562 WWW.DECAL.GA.GOV

Date: 10/3/2022 **VisitType:** Complaint Closure **Arrival:** 10:05 AM **Departure:** 11:05 AM

CCLC-730

Jan's Family Day Care Center

8455 Hwy. #53 East Dawsonville, GA 30534 Dawson County
 (706) 216-6372 whetstone@windstream.net

Regional Consultant

Stacy Whitten

Phone: (770) 405-7920
 Fax: (404) 478-8021
 stacy.whitten@dec.al.ga.gov

Mailing Address
 Same

Quality Rated: ★

Compliance Zone Designation		
10/03/2022	Complaint Closure	Good Standing
09/20/2022	Complaint Investigation Follow Up	Good Standing
06/02/2022	Complaint Closure	Good Standing

Compliance Zone Designation - A summary measure of a program's 12 month monitoring history, as it pertains to child care health and safety rules. The three compliance zones are good standing, support, and deficient.

Good Standing - Program is demonstrating an acceptable level of performance in meeting the rules.

Support - Program performance is demonstrating a need for improvement in meeting rules.

Deficient - Program is not demonstrating an acceptable level of performance in meeting the rules.

Comments


The complaint investigation remained open on this date, pending further investigation.

Advisement of Potential for Repeated Rule Violations during Pending Investigations

This report shall serve as official notice of potential rule violations. These potential rule violations have been detailed in this report and discussed with you by the consultant. The department shall conduct a thorough investigation to determine if in fact the alleged rule violation(s) should or should not be substantiated. Please be aware that the investigation may take some time to be finalized to ensure fairness and accuracy. During this investigation period, any violations of an identical rule or rules will require the department to treat any and all substantiated rule violations identified in the investigation as repeated rule violation(s).

Further, from time to time the department discovers additional rule violations during the course of an investigation. If there are new rule violation(s), your consultant shall inform you of the violation(s) as soon as possible. However, as stated above, any violations of identical rule(s) will require the department to treat any and all additional rule violations identified in the investigation as repeated rule violations.

All rule violations found in relation to a complaint or incident investigation will be associated with the date the investigation was closed.



Please refer to the website, <http://www.dec.al.ga.gov/CCS/RulesAndRegulations.aspx>, for information regarding October 1, 2018 rule changes about Criminal Records Checks that may affect your facility. In summary,

- New records checks will be required to be completed if a staff member experiences a six month break in service from the child care industry
- New clearance is required at least once every five years
- Any staff member solely responsible for supervising children will be required to have completed a comprehensive background clearance
- All staff members are required to have completed at least a national fingerprint based clearance check
- Any staff member with only the national fingerprint based clearance, must be under constant and direct supervision of a staff member with a satisfactory comprehensive records check clearance
- Facilities are required to use DECAL KOALA for Criminal Records Checks, including to verify portability of an employee

O.C.G.A. Section 42.1.12(i)(2) requires Bright from the Start: Georgia Department of Early Care and Learning to notify licensed child care programs on accessing and retrieving from the Georgia Bureau of Investigation's (GBI) website a list of the names and addresses of all registered sexual offenders. Please see GBI's website located at <http://gbi.georgia.gov> to access the Georgia Sex Offender Registry.

Refutation Process:

You have the right to refute any of the citations noted in this report with which you disagree. To refute a citation(s), e-mail the following information to CCSRefutations@decals.ga.gov.

- 1) Facility name, license number and visit date
- 2) Your name, title/relationship to the facility, e-mail address & up to two phone number(s) where you can be reached
- 3) Specific rule number(s) that you are refuting, along with your concerns or questions regarding the rule citation

Refutations must be submitted to Child Care Services (CCS) within 10 business days of the completion date.

A sample form for submitting a refutation can be found at: <http://decals.ga.gov/ChildCareServices/RefutationInformation.aspx>

Your refutation will be forwarded to the appropriate CCS manager, who will follow up with you about your concerns. If you have any questions about this process, contact our office at 404-657-5562.

Bright from the Start recommends that all licensed child care providers carry liability insurance coverage sufficient to protect its clients. If you do not have this liability insurance, you are required to post a notice with ½ inch letters in a conspicuous location in the program, notify the parent or guardian of each child in care in writing, obtain their signature to acknowledge receipt and maintain this written acknowledgment on file at the program at all times while the child attends the program and for 12 months after the child's last date of attendance. (O.C.G.A. Section 20-1A-4)

I have read and understand the Rules and Regulations for Child Care Learning Centers, 591-1-1. I acknowledge that the items noted in this report have been discussed with me and I have agreed to a Plan of Improvement (POI) as indicated in this report. I understand that correction of these deficiencies, while required, will not necessarily prevent DECAL from taking adverse action against this facility. I understand that if I disagree with any of the deficiencies cited, I have the right to refute them on this report or any other form that I choose to send to Child Care Services.

Jan Whetstone, Program Official

Date

Stacy Whitten , Consultant

Date



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Summary Report

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The following information is associated with a Complaint Closure:

Health and Hygiene

591-1-1-.17 Hygiene(CR)

Not Met

Finding Associated with Complaint

591-1-1-.17(2) requires that Personnel, to the extent possible, keep children clean, dry and comfortable. It was determined, based on a complaint investigation, on September 15, 2022, a five-year-old child was not kept clean, dry and comfortable, when the child was observed to have been left unsupervised on a bus for approximately one hour and twenty-five minutes. The child was observed to be hot, sweaty, with a flushed face and thirsty. The temperature record for that day and time indicated the temperature was between 77 and 81 degrees. No injury or professional medical attention was reported.

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Correction Deadline: 9/29/2022

Policies and Procedures

Finding Associated with Complaint

591-1-1-.29(3) requires the Director or designated person-in-charge to report or cause to be reported to the Department within twenty-four (24) hours or the next work day: any death of a child while in the care of the Center; any serious illness or injury requiring hospitalization or professional medical attention other than first aid of a child while in the care of the Center; any situation when a child in care becomes missing, such as, but not limited to, a child who is left on a vehicle, a child who leaves the building, playground, or property, or a child who is left behind on any trip; any fire; any structural disaster; any emergency situation that requires temporarily relocating children; and any time the program’s operating status changes (i.e., open to closed or temporarily closed and temporarily closed to open). It was determined based on a complaint investigation, on September 15, 2022, a five-year-old child was left unsupervised on a bus for two hours, and a required report was not submitted within 24 hours as required. Documentation was provided showing screenshots of calls from center staff to the regional consultant for Monday, September 19, 2022. A voicemail was observed to have been received by the regional consultant on Monday, September 19, 2022 at 9:08 a.m. There was no required report observed to have been submitted in koala or sent by email or fax. Based on the evidence, a required report was not submitted within 24 hours of the incident occurring, as required by the department.

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Correction Deadline: 9/29/2022

	Safety
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591-1-1-.36 Transportation(CR)

Finding Associated with Complaint

591-1-1-.36(10) requires that a child never be left unattended in a vehicle. It was determined, based on a complaint investigation, on September 15, 2022, a five-year-old child was left unsupervised on a vehicle for one hour and twenty five minutes. No professional medical attention was provided.

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Correction Deadline: 9/29/2022

Finding Associated with Complaint

591-1-1-.36(7)(c)2. requires that the driver or other designated person shall immediately document in writing, with a check or other mark/symbol to account for each child listed on the passenger transportation checklist each time a child enters and exits the vehicle. The driver or other designated staff person shall document in writing with a different mark/symbol to account for each child listed on the passenger transportation checklist who was not present on the vehicle for any reason. An explanation shall be documented in writing whenever a child is transported to a field trip site but is not present on the return trip to the Center. It was determined based on a complaint investigation, load and unload checks were not completed correctly on September 15, 2022, when a five-year-old child was left unsupervised on a vehicle for approximately one hour and twenty-five minutes. No injury or professional medical attention was reported.

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Correction Deadline: 9/29/2022

Finding Associated with Complaint

591-1-1-.36(7)(d)1. requires that the first check be conducted immediately upon unloading the last child at any location including, but not limited to, a field trip destination, arrival at the Center, and the last stop during transportation to home or school. The responsible person on the vehicle shall physically walk through the entire vehicle; visually inspect all seat surfaces, under all seats and in all compartments or recesses in the vehicle's interior; sign the passenger transportation checklist (s), indicating all of the children have exited the vehicle; and give the passenger transportation checklist(s) to the second designated Staff person. It was determined, based on a complaint investigation, on September 15, 2022, a first check was not conducted, when a five-year-old child was left unsupervised on a vehicle for approximately one hour and twenty-five minutes. There was no injury sustained to the child. No professional medical attention was sought due to this incident.

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Correction Deadline: 9/29/2022

Finding Associated with Complaint

591-1-1-.36(7)(d)2. requires that the second designated Staff person conduct a check of the vehicle immediately upon the completion of the first check of the vehicle. The responsible person shall physically walk through the entire vehicle; visually inspect all seat surfaces, under all seats and in all compartments or recesses in the vehicle's interior; and sign the passenger transportation checklist(s), indicating all of the children have exited the vehicle. There shall be continuous watchful oversight of the vehicle between the first check and second check. It was determined, based on a complaint investigation, on September 15, 2022, a second check was not conducted, when a five-year-old child was left unsupervised on a vehicle for one hour and twenty-five minutes. No injury or professional medical attention was reported.

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Correction Deadline: 9/29/2022

Staffing and Supervision

Finding Associated with Complaint

591-1-1-.32(7) requires that children be supervised at all times appropriate to the individual age, needs and capabilities of each child. Such supervision must include, but not be limited to, indoor and outdoor activities, mealtimes, naptime, transportation, field trips, and transitions between activities. "Supervision" means that the appropriate number of Staff members are physically present in the area where children are being cared for and are providing watchful oversight to the children, volunteers and Students-in-Training. The persons supervising in the child care area must be alert, positioned to maximize their ability to hear and see the children at all times, and able to respond promptly to the needs and actions of the children being supervised, as well as the actions of the volunteers and Students-in-Training, and provide timely attention to the children's actions and needs. Staff shall be attentive and participating with all children during mealtimes and shall be seated within an arm's length away from children thirty-six (36) months of age and younger. It was determined, based on a complaint investigation, on September 15, 2022, a five-year-old child was left unsupervised on a vehicle for approximately one hour and twenty-five minutes. Staff stated on September 15, 2022, at 3:35 p.m, proper first and second checks were not conducted, and a five-year-old child was left alone on the vehicle. Staff stated the vehicle was parked, staff went inside, and the child was lying down, asleep on the seat. Staff stated at approximately 5:00 p.m the child woke up and began to honk the vehicle's horn, alerting a parent who found the child. The child was unsupervised for approximately one hour and twenty-five minutes. There was no injury sustained to the child. No professional medical attention was sought due to this incident.

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Correction Deadline: 9/26/2022