



# Department of Public Health and Human Services

## CHILD DAY CARE FACILITIES (includes infant regulations) SURVEY TOOL

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### INSPECTION INFORMATION

**Facility:** Kids-R-Us Childcare Center \_\_\_\_\_

**Type:** Complaint Investigation      **Date:** 05/31/2018      **Time:** 07:40 AM

**Director:** Kim Redding / Evi Pickering \_\_\_\_\_

**Contact:** Evi \_\_\_\_\_

**Licensing Worker:** Cora Helm      **Phone #:** (406) 655-7632

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**Time:** 07:40 AM # **children:** 10 # **under 2:** 2 # **caregivers:** 4  
**Time:**                      # **children:**              # **under 2:**              # **caregivers:**               
**Time:**                      # **children:**              # **under 2:**              # **caregivers:**

**STAFF RATIOS**

<b>No</b>	<p>1. License</p> <p><b>37.95.623(1)(a-d)</b></p> <p>(1) The child to staff ratio for day care center is:</p> <p style="padding-left: 20px;">(a) 4:1 for children zero months through 23 months;</p> <p style="padding-left: 20px;">(b) 8:1 for children two years through three years;</p> <p style="padding-left: 20px;">(c) 10:1 for children four years through five years; and</p> <p style="padding-left: 20px;">(d) 14:1 for six years and over</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on investigation CCL found there were more than 4 infants with one caregiver when lunch was being prepared and when children are transported to / from school.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p>
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**BUILDING/FIRE REQUIREMENTS**

Yes	2. Inside Facility
Yes	3. Equipment
Yes	4. Exiting
Yes	5. Space

**OUTDOOR TOUR**

<b>No</b>	<p>6. Play Area</p> <p><b>37.95.121(7)</b></p> <p>(7) Toys, play equipment, and any other equipment used by the children must be of substantial construction and free from rough edges, sharp corners, splinters, unguarded ladders on slides, and must be kept in good repair and well maintained.</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on observation and interview, CCL found that the tricycles in outside play area were not well maintained. Several tricycles were missing peddles.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p> <p><b>37.95.121(5)</b></p> <p>(5) The indoor and outdoor play areas must be clean, reasonably neat, and free from accumulation of dirt, rubbish, or other health hazards.</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on observation and interview, CCL found that the outdoor area was not reasonably neat. CCL observed the outside play area had tall weeds and areas that hadn't been mowed / maintained. Infants cannot be put down in the outside infant play area.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p>
Not Observed	7. Swimming

**PROGRAM ISSUES**

<b>No</b>	<p>8. Supervision</p> <p><b>37.95.172(1)(2)</b></p> <p>(2) The provider and all caregivers shall be responsible for direct care, protection, supervision, and guidance of children through active involvement or direct observation.</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on investigation, CCL found that caregivers did not supervise children at all times. A gate is no longer in front of the exit door. Toddlers have been able to get to the front door and open the door leading</p>
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**PROGRAM ISSUES**

out of the facility.  
**CCL accepted Plan of Correction 6/25/2018.**

Yes	9. Provider Responsibilities
Yes	10. Activities
N/A	11. Night Care

**HEALTH ISSUES**

Not Observed	12. Illness Exclusion
Not Observed	13. Health Prevention

**MEDICATION**

Not Observed	14. Administration
Not Observed	15. Storage

**INFANTS/TODDLERS**

<b>No</b>	<p>16. Diapering</p> <p><b>37.95.1001(3)</b>  <b>(3)</b> Diaper-changing surfaces shall be cleaned after each use by washing or by changing a pad or disposable sheeting and sanitized or covered for reuse.  <b>The intent of this rule was not met:</b></p> <p>Based on observation and interview, CCL found that diaper-changing surfaces were not cleaned after each use. There was no bleach/water solution or other sanitizer available and 2 infants were in care. Diaper was changed on the carpet in the infant area which is not washable.  <b>CCL accepted Plan of Correction 6/25/2018.</b></p>
Yes	17. Feeding
Not Observed	18. Bathing
Not Observed	19. Sleeping
<b>No</b>	<p>20. Activities</p> <p><b>37.95.1011(2)</b>  <b>(2)</b> An infant or toddler who is awake shall not spend more than 30 minutes of consecutive time confined in a crib, playpen, jump chair, or highchair.  <b>The intent of this rule was not met:</b></p> <p>Based on investigation CCL found that infants and toddlers spent more than 30 minutes of consecutive time confined in a highchair.  <b>CCL accepted Plan of Correction 6/25/2018.</b></p> <p><b>37.95.1011(4)</b>  <b>(4)</b> There shall be provisions for the infant and toddler to safely explore and investigate the environment. There shall be both stimulation and time for quiet activity. Infants and toddlers shall be taken outside for some period during each day in good weather.  <b>The intent of this rule was not met:</b></p> <p>Based on interview, CCL found that the infants and toddlers were not taken outside each day in good weather. The infant outside play area was not safe and CCL was told infants don't go outside daily.  <b>CCL accepted Plan of Correction 6/25/2018.</b></p>

**INFANTS/TODDLERS**

<p><b>No</b></p>	<p>21. Outdoor Activities</p> <p><b>37.95.1015(2)</b>  <b>(2)</b> There must be an outdoor play area on the facility property. The play area must be fenced in accordance with ARM 37.95.121 and free of hazards which are dangerous to the health and safety of the children. Every time an infant or toddler is outdoors, they must be supervised by a caregiver.</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on observation and interview, CCL found that the outdoor area was not free of hazards. The outside infant play area was not safe and could not be used. The grass/weeds were taller than the infant equipment that was placed in the area. Infant equipment was not visible under the tall weeds. There was a pool/sand box that had dirty rain water in it. The area was unusable due to not being maintained.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p>
<p><b>No</b></p>	<p>22. Special Requirements</p> <p><b>37.95.1021(4)</b>  <b>(4)</b> Clothing worn to and from work by the day care center staff members shall be covered by or replaced with clean comfortable non-irritating washable smock or similar clothing.</p> <p><b>The intent of this rule was not met:</b></p> <p>Based on observation, CCL found that infant staff was not wearing a smock or apron.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p>

**TRANSPORTATION**

<p>Yes</p>	<p>23. Basic Requirements</p>
<p>Yes</p>	<p>24. Child Passenger Safety</p>

**WRITTEN RECORDS**

<p>Yes</p>	<p>25. Parent Information</p>
<p>Yes</p>	<p>26. Facility Records</p>
<p>Not Observed</p>	<p>27. Child File Review</p>
<p>Not Observed</p>	<p>28. Medication File</p>
<p><b>No</b></p>	<p>29. Caregiver File Review</p> <p><b>37.95.622(6)(a-c)</b>  <b>(6)</b> An aide must be directly supervised by a primary care-giver and shall be at least 16 years of age and must:</p> <ul style="list-style-type: none"> <li><b>(a)</b> Have sufficient language skills to communicate with children and adults ;</li> <li><b>(b)</b> Have at least one day of one the job orientation; and</li> <li><b>(c)</b> Receive a minimum of at least eight hours of verified education or training annually as provided in ARM 37.95.162.</li> </ul> <p><b>The intent of this rule was not met:</b></p> <p>Based on investigation, CCL found that aides were not directly supervised by a primary caregiver at various times through out the day / week.</p> <p><b>CCL accepted Plan of Correction 6/25/2018.</b></p> <p><b>37.95.184(2)(c)</b>  <b>(2)</b> Every employee, volunteer, or resident at a day care facility must:</p> <ul style="list-style-type: none"> <li><b>(c)</b> Provide documentation of complete measles, mumps, and rubella immunizations and a tetanus and diphtheria booster within the 10 years prior to commencing work, volunteering, or residing at the day care facility.</li> </ul> <p><b>The intent of this rule was not met:</b></p>

**WRITTEN RECORDS**

Based on observation and interview, CCL found that every employee did not have the following documentation: measles, mumps, rubella immunizations tetanus and diphtheria booster within last 10 years prior to working at the facility.

**CCL accepted Plan of Correction 6/25/2018.**

**37.95.160(2)**

(2) The facility shall maintain a current list of staff that specifies each staff person’s legal name, position, age, residential and mailing addresses, and phone numbers.

**The intent of this rule was not met:**

Based on observation, CCL found provider did not have a current list of staff that specifies the following staff information: name; position; age; residential and mailing addresses; phone numbers. Staff list isn’t kept up to date. Caregivers that have been gone for long periods of time are still on the staff list. New caregivers are working at facility and not on the staff list and are not approved.

**CCL accepted Plan of Correction 6/25/2018.**

**37.95.622(4)(a-e)(i-iii)**

(4) A primary caregiver must

- (a) Be at least 18 years of age;
- (b) Have sufficient language skills to communicate with children and adults;
- (c) Have at least one day of one the job orientation; and
- (d) Receive a minimum of at least eight hours of documented continuing education annually as provided in 37.95.162; and
- (e) Have the following training and experience:
  - (i) Two years experience in an early childhood program such as a day care center , a family or group day care home, headstart, early headstart, or another recognized preschool program; or
  - (ii) Child development associate credential; or
  - (iii) A bachelor of arts or an associate degree in education or a related field;
- (f) Hold a current course completion card in infant, child and adult CPR and infant choking response; and
- (g) Be currently certified in standard first aid.

**The intent of this rule was not met:**

Based on interview, CCL found that a caregiver working as a primary caregiver did not meet the following criteria: current CPR; current First Aid certification. Therefore, the caregiver is an Aide until the CPR/1st Aid certificate is sent in to Child Care Licensing and the caregiver is approved as a Primary Caregiver.

**CCL accepted Plan of Correction 6/25/2018.**

Not Observed	30. First Aid Requirements
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**ADMINISTRATIVE RECORDS**

Yes	31. License-Certificate
Yes	32. Facility Requirements
No	<p>33. Registration/License Process</p> <p><b>37.95.106(4)(a,b,c,e)</b></p> <p>(4) Before a regular one year registration certificate may be granted, the following shall be submitted by the applicant at the time of application and annually thereafter:</p> <ul style="list-style-type: none"> <li>(a) A DPHHS personal statement of health form for each care-giver, aide, or volunteer who has direct contact with the children in care;</li> <li>(b) Proof of current fire and liability insurance coverage for the provision of day care in the home;</li> <li>(c) A criminal background and child and adult protective services check on the provider or staff, including care-givers, aides, volunteers, kitchen and custodial staff, and persons over age 18 residing in the day care facility prior to any services being provided by an individual covered by this requirement;</li> <li>(d) A written fire and emergency evacuation plan. For registration certificate renewal there must also</li> </ul>

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## ADMINISTRATIVE RECORDS

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be documentation of 8 annual emergency evacuation practices, including when each drill took place and how long it took to evacuate everyone from the facility; and

**(e) Any such other information, which may be requested by the department.**

**The intent of this rule was not met:**

Based on investigation, provider was unable to produce the following written information: frequency and type of meals and snacks served. Meals / snacks on menu weren't served to children in care. Fruits and vegetables aren't served with meals. Nutrition guideleines aren't followed per CACFP requirements.

**CCL accepted Plan of Correction 6/25/2018.**

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