IOWA HHS **Iowa Department of Health And Human Services**

CHILD CARE COMPLIANT

Name of Provider Anna Birkenholtz	**County** Marion	
Care Address 565 157th Place	**City** Otley	**Zip Code** 50214
Mailing Address 565 157th Place	**Mailing City** Otley	**Mailing Zip Code** 50214
Phone 641-660-8312	**Email**	

Date of Complaint:	12/16/2022	**Date of Visit:**	01/17/2023

Type of Visit

[X] Scheduled [ ] Unannounced [ ] N/A

Compliance Regulation

[X] Non-Compliance with Regulations Found [ ] Compliance with Regulations Found

Recommendation for Registration:

[X] No Changes to registration status recommended

[ ] Revocation of Registration

[ ] Cancellation of Child Care Assistance Provider Agreement

Category of Care:

[ ] Category A

[X] Category B

[ ] Category C (with no co-provider)

[ ] Category C (with co-provider)

[ ] Non-registered Child Care Home with CCA Provider Agreement

Complaint Details:

Did this complaint result in a serious injury? ☐ Yes ☒ No

Did this complaint result in a death to a child? ☐ Yes ☒ No

Summary of Complaint:

It is alleged that on December 18, 2022, Anna Birkenholtz was operating her category B CDH over numbers. It is alleged that she cared for 2 infants, 2 toddlers and 5 pre-school aged children.

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Rule Basis and Findings of Complaint(s):

110.14 (1)
a. Not more than 8 pre-school children present at any one time including infants.

e. When more than 8 children are present for more than 2 hours a DHS approved assistant at least 14 years old is present unless extra children are present as the result of an emergency school closing.

Resolution and Action Required:

The complaint describes that the provider was over numbers by one child on one occasion. The provider does admit to being over numbers by caring for 9 total children with 2 being infant age, 2 being toddler age and 5 being preschool age. The provider does admit that one preschool age child was questionable to her as to if that child was considered school age since that child was aged 5 years but only in pre-school. The provider indicates that she reached out to DHS registration for a consultation on her numbers that day following the food program visit and registration indicated that she was over numbers. The provider indicates that she requested the policy in writing so that she could share it with the child's parent. The provider indicated that the over numbers situation was corrected by the child being picked-up for pre-school so then the provider was within numbers.

It is reported by the provider that the provider did have the ninth child present in her CDH for a period of less than 2 hours having no finding for rule 110.14 (e)

Consultant's Signature:	Megan Moore	**Date of Visit:**	01/19/2023
Supervisor Signature:	Sheila Aunspach	**Date of Visit:**	01/31/2023