Iowa Department of Human Services

CHILD CARE CENTER COMPLAINT

Name of Center: Cherokee Daycare **Enrollment:** 100 **License ID:** 29147

Street: 400 N Roosevelt **City:** Cherokee **IA** **Zip Code:** 51012 **County:** Cherokee

Mailing Address: 400 N Roosevelt Ave

Mailing City: Cherokee **IA** **Zip Code:** 51012

Director's Name: Kathy Peterson **Center Phone Number:** 712-225-5728

On-Site Supervisors: Jessica Peterson **E-Mail Address:** CHdaycare@outlook.com

Date of Complaint: 12-08-2022 **Date of Visit:** 12-12-2022

[ ] Scheduled **[X]** Unannounced **[ ]** NA

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

RECOMMENDATION FOR LICENSE

[ ] NO CHANGES to licensing status recommended

[ ] PROVISIONAL license from **to**

[ ] SUSPENSION of License

[ ] REVOCATION of License

Complaint Details:

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

Serious Injuries include:

- Disabling mental illness.
- Bodily injury which creates a substantial risk of death, causes serious permanent disfigurement, or causes protracted loss or impairment of the function of any bodily member or organ.
- Any injury to a child that requires surgical repair and necessitates the administration of general anesthesia.
- Includes but is not limited to skull fractures, rib fractures, metaphyseal fractures of the long bones of children under the age of 4 years.

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

Summary of Complaint:

It is alleged that a child was injured and had a fractured leg and bruising.

Licensing Rules Relevant to the Complaint:

109.10(16)a The center and supervisor shall ensure that staff knows names and number of children assigned. Staff shall provide careful supervision.

109.12(2)a Center does not use corporal punishment including spanking, shaking, or slapping.

109.12(2)d No child is subject to verbal abuse, threats, derogatory remarks about child or child's family.

Inspection Findings:

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Licensing along with additional DHS persons completed a visit to Cherokee Child Care Center on 12-08 -22 and 12-20-22. The following is based upon observations while on-site, a face-to-face interview with director Kathy Petersen, onsite supervisor Jessica Peterson and staff:

109.12(2)a Center does not use corporal punishment including spanking, shaking, or slapping. RULE VIOLATED.
-Director Kathy Peterson and On-site supervisor Jessica Peterson stated that a staff member brought to Jessica's attention as well as staff in the room, that after completing changing a child's diaper had dropped some wipes and went to pick up the wipes while holding a child had heard a "pop" sound. Child was looked at by Jessica and staff and child did not seem hurt. They decided to monitor child throughout the day. Child had gotten fussy at times but they thought it was due to child being hungry or tired. No one had notified parent regarding the "pop" sound.
-When parent picked up child, again nothing was said to parent. When parent got home child seemed very upset and was hard to console. The parent then took child to the ER. While at the ER ex-rays were done which discovered that child had a spiral fracture. Parent had stated that child was fine when dropped off in the morning to childcare.
-Center has camera's in all the rooms. Cameras were reviewed. Cameras viewed staff's activities in the room. It showed that a staff was changing a diaper and then was out of camera view for about 30 to 40 seconds and when staff came back in view you could see that child's was crying.

109.10(16)a The center and supervisor shall ensure that staff knows names and number of children assigned. Staff shall provide careful supervision. RULE VIOLATED
In viewing camera, it was noted that staff were spending time with doing craft projects and were not tending to children at different periods of time. Staff were also coming in and out of the room as well as staff that were not apart of the room were coming in and out of the room. Staff were also on their phones at times as well.
-Licensing discussed with Director regarding what was viewed from the cameras as well as with staff that were in the room and plans to make appropriate changes in staff's practices.

-Licensing questioned staff in regards to concerns about derogatory remarks being said to children. Staff that were questioned denied that anything is being said to children and that they enjoy what they do.
-In viewing cameras it does show that a staff kicked a slipper out of a child's hand as well as gave a child the finger. Director needs to address staff on behavior.

Special Notes and Action Required:

It is expected that Director Kathy Peterson will continue monitoring staff and children interactions to ensure children are safe.

It is also recommended that Kathy work with Child Care Resource and Referral(CCRR) for guidance and support.

Consultant's Signature:

Jana Drew

Date:

01-23-2023