

CHILD CARE CENTER COMPLAINT

Name of Center: Learn & Play Preschool - Evansdale	Enrollment: 82	License ID: 17828
Street: 120 Clark St	City: Evansdale	IA Zip Code: 50707
County: Black Hawk		
Mailing Address: 120 Clark St		
Mailing City: Evansdale	IA Zip Code: 50707	
Director's Name: Mary Sires and Tera Smith	Center Phone Number: 319-236-6632	
On-Site Supervisors: Mary Sires and Tera Smith	E-Mail Address: sires_mary@yahoo.com	

Date of Complaint: 08-02-2017 **Date of Visit:** 08-17-2017

☐ Scheduled ☒ Unannounced ☐ NA

☒ 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

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

Summary of Complaint:

On 08/02/17 a concern was reported regarding Learn and Play Preschool and Day Care Center in Evansdale. It is alleged that a staff member (Kayla S.) is posting pictures of children in the center on her personal social media account. It is also alleged that the same child had an allergic reaction to a food and the parent was not notified immediately. The parent had to take the child to Urgent Care for care. It is alleged the center did not take the allergy seriously.

Licensing Rules Relevant to the Complaint:

237A.7 Information regarding a child in a child care center or their relative is confidential. If this information is released by visual, verbal or written means, written consent from the parent or guardian is in the file or a court order allowing the release of the information.

109.4(2)i Develop and Implement a policy for protection of child's confidentiality.

109.8(2) Ratio maintained in center as required by age.

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

Inspection Findings:

CHILD CARE CENTER COMPLAINT

I received this complaint on 08/14/17 because I was on vacation when the complaint was received on 08/02/17.

On 08/17/17 I made an unannounced visit to Learn and Play Preschool and Day Care Center in Evansdale. It should be noted as I drove up to the center there was a staff member outside on the play area with children who was on her cell phone. The staff member was Kayla S. I met with Tammy Lies, a supervisor for the program. I informed her of the reported concerns and also notified her that the staff member was on her phone outside while caring for children on the play area.

Ms. Lies states they were made aware of the concern about Kayla S. posting a picture of a child on her personal social media page. She was brought in and told that this is not allowed. I informed Ms. Lies that Kayla S. would not be allowed to have her phone in program rooms while she is in work status. If a staff member is on their phones they are not supervising children and they are considered out of ratio. This staff member also broke the confidentiality of this child. Ms. Lies states she would make sure that all staff members do not have their phones while in a program room. She states they used to make staff members leave their phones in the office, but then they needed phones to communicate. They have since added phones in each room that allow them to communicate between rooms so personal phones are no longer necessary.

I asked Ms. Lies about the allergic reaction. Ms. Lies states the parent came in and said she thought the child was having allergic reactions to carrots and Ms. Lies went right to the kitchen and wrote it on the allergy sheet. She then went down to the classroom and informed the staff members in the child's room about the possible allergy and they wrote it down on their sheets. To her knowledge the child was not fed carrots again and she is the cook. Ms. Lies states she knows the day in question. After the child ate she had a rash around her mouth and after nap she had a rash all over her face. Her eyes were not swollen shut. Ms. Lies states the child no longer attends the center.

I interviewed Kayla S. I informed Kayla that I observed her on her cell phone when I drove up to the center. I informed her that this was not allowed and I consider staff members out of ratio if they are on their phones because they are not supervising children carefully. I asked about posting a child's picture on social media. She states that occurred about two months ago and she was spoken with about it by her supervisors. She states it has not occurred again since then. Kayla states she does not know what she was thinking and she knows she should not have done it. I also informed her she that she broke the child's confidentiality. I informed Kayla that I have told Ms. Lies that Kayla must keep her phone in the office while she is working.

I interviewed Kayla S. and Jaymee L., the lead teachers in the child's room about the allergic reaction. They report that Ms. Lies told them to write carrots on their allergy sheet and the child was not served carrots after that time. They report the child had a rash around her chin after she ate. They did not know what was causing it. The parent asked them to keep a food diary, which they did. They state they were still in the process of figuring out what the child was allergic to. Kayla and Jaymee state when the child had the rash around her chin and her eyes were puffy, but not swollen shut. The child did not complain and was not in any distress. They report they called the mother when they noticed the rash and she did not pick the child up right away.

I made a contact with the mother of the child. She reports she was not notified about the allergic reaction until 4:52 pm. The parent took the child to the doctor and all they could tell her is that it was an allergic reaction. The child was not tested for allergies until 08/22/17 and it was found out she was allergic to pineapple. The parent states she had mentioned pineapple as a concern to the center as well and they served it again after that time and the child did not have a reaction so the mother crossed it off the list as a possibility.

The mother states she does not think the staff member posted the picture on social media to be malicious, but it was wrong. The parent had concerns that she does not know who all saw the picture or if anyone would screenshot the picture and what their intentions would be. The mother was happy the concern was addressed.

Special Notes and Action Required:

CHILD CARE CENTER COMPLAINT

109.10 (16). Supervision. Assigned staff, substitutes and volunteers shall provide careful supervision. VIOLATED. The staff member was on her phone while caring for children. A staff member cannot be on her phone and providing careful supervision to children. The phone is a distraction and it only takes a moment for something terrible to happen.

The concern for allergic reaction is NOT VIOLATED. The staff members state the parent was called and the parent states she was not called. The child had a rash and was not in distress. The child ended up being allergic to a separate food item.

109.8(2)-Ratio maintained in center as required by age. VIOLATED. The staff member was on her phone while caring for children. A staff member cannot be on her phone and providing careful supervision to children, thus they are considered to be out of ratio. All staff members in ratio are to be actively involved with the children in their care. This is not occurring if the staff member is on the phone.

109.4(2)i. (237A.7). Information regarding a child in a child care center or their relative is confidential. If this information is released by visual, verbal or written means, written consent from the parent or guardian is in the file or a court order allowing the release of the information. Develop and implement a policy for protection of each child's confidentiality. VIOLATED. The staff member posted a child's picture to her personal social media account, breaking the child's confidentiality.

The center is going to have all staff members turn their cell phones into the office before they start their shifts.

At this time, the status of the center's license is unchanged. If you would like to respond to this report, please do so in writing and I will include the information in the licensing file.

Consultant's Signature:

Rebecca Frost

Date:

08-28-2017